

# TOWN OF IRMO REGULAR COUNCIL MEETING

**December 4, 2018**

The Irmo Town Council held a regular meeting on Tuesday, December 4, 2018 in the Municipal Building. Council members present were Mayor King, Councilmen Pouliot, Waites, Walker and Councilwoman Condom. Others present were Mr. Robert Brown, Town Administrator; Chief Don Perry; Mr. Eric Hale, Town Attorney; and Mrs. Renee Caviness, Clerk/Treasurer. Mr. Al Dozier, *The New Irmo News*, was also present.

Mayor King called the regular meeting to order at 7:00 p.m. and Mrs. Condom led the Pledge of Allegiance and gave the Invocation.

## READING OF THE MINUTES:

Mr. Pouliot made a motion to approve the November 06, 2018 minutes and Mrs. Condom seconded the motion. The vote for approval as submitted was unanimous.

Mr. Pouliot made a motion to approve the November 12, 2018 minutes and Mr. Walker seconded the motion. The vote for approval as submitted was unanimous.

## REPORT OF STANDING:

A. Administrative Briefing – Mr. Brown informed Council that there will be a “Penny Tax” presentation on January 10, 2019 at 6:00 p.m. in the Municipal Building and they will entertain questions from the residents. They will be discussing their upcoming projects with emphasis on the 76/176 widening. He mentioned that on February 5, 2019 MASC is hosting a Hometown Legislative Day.

B. Code Enforcement Update – Corporal Kaderly presented a summary of the recent Police and Code Enforcement activities.

AMENDMENTS TO THE AGENDA: None

## CONSIDERATION OF COMMUNICATIONS:

A. Presentation from “Able South Carolina” Ms. Kimberly Tissot (Walker): Ms. Tissot made a presentation on their non-profit that promotes independent living for the disabled. She also stated that their organization can help the town to correct ADA non-compliance issues that are identified.

B. Mayor King mentioned that SC Biz magazine recognized A3 Communications, in Irmo, as one of the top 20 fastest growing businesses in South Carolina.

C. Mayor King announced that Dutch Fork High School will be in the State Championship football game this coming weekend.

PRESENTATION BY CITIZENS (AGENDA ITEMS ONLY): None

## **UNFINISHED BUSINESS**

### **A. THIRD AND FINAL READING OF ORDINANCE 18-33 AMENDING THE IRMO TOWN CODE, APPENDIX A ZONING ORDINANCE; ARTICLE VI – SUPPLEMENTAL OFF-STREET PARKING AND LOADING REGULATIONS; SECTION 6-4 – PARKING, STORAGE AND USE OF VEHICLES AND EQUIPMENT IN RESIDENTIAL ZONES (CONDOM):**

Mrs. Condom made a motion to approve and Mr. Pouliot seconded it. The vote for approval was 4 to 1 with Mayor King voting in opposition.

### **B. SECOND READING OF ORDINANCE 18-34 AMENDING THE IRMO TOWN CODE, APPENDIX A ZONING ORDINANCE; ARTICLE VIII – ADMINISTRATIVE PROCEDURES AND ENFORCEMENT REGULATIONS; SECTION 8-10 – REASONABLE ACCOMMODATIONS (STAFF):**

Mr. Walker made a motion to approve and Mrs. Condom seconded it. Mr. Walker stated that Mr. Hale had made some revisions to the ordinance but would like to have Ms. Tissot of Able SC to review this ordinance before third and final reading. Mayor King asked Mr. Hale if he deleted anything and he said no; he had only added some language that DOJ had requested in their proposal.

Mr. Walker made a motion to amend to accept Mr. Hale's suggestions, which would add to item C *"Any person requiring assistance in completing the written request or needing to make an oral request for a modification or accommodation may contact the Zoning Administrator for assistance. The Town shall not impose any fees or costs for requesting a reasonable accommodation, or otherwise retaliate against any person who has exercised his or her right under the Fair Housing Act to make one or more reasonable modification or reasonable accommodation requests"*, add item *"F For three years following the final determination, the Town shall retain records of all oral and written reasonable accommodation requests, including (i) the name, address, and telephone number of the person making the request; (ii) the date the request was received; (iii) the nature of the request; and (iv) the final written decision regarding the request"* and add *"The zoning administrator will provide a decision on the request for a reasonable accommodation, in writing, within thirty (30) calendar days of the Town's receipt of the request and, if a request is denied, a detailed explanation of the basis for such denial shall be included in this written notification"* to item A under **Reviewing Authority**. Mr. Pouliot seconded the motion and the vote for approval was unanimous.

After a brief discussion, it was decided that Ms. Tissot would review the amended ordinance before third and final reading on December 18, 2018. The vote for approval of second reading as amended was unanimous

## **NEW BUSINESS**

### **A. APPROVAL OF RESOLUTION 18-07 TO APPOINT A SUBSTITUTE MUNICIPAL JUDGE TO PERFORM DUTIES AS THE COURT ADMINISTRATOR (STAFF):**

Mr. Walker made a motion for approval of Resolution 18-07 and Mrs. Condom seconded it. Mayor King explained that the resolution will allow Mrs. Hoffman to sign documents for administrative purposes as permitted by the South Carolina Supreme Court. The position has "NO" trial authority.

Mr. Brown clarified that Mrs. Hoffman was the Clerk of Court and has not been appointed. Mr. Brown stated that our current ordinance may conflict with state law. Mr. Hale voiced his concerns that this could be interpreted as dual office holding.

Mr. Walker voiced his concerns of having an employee signing warrants. He also stated that if there is a problem that Council should consider hiring an Associate Judge. Mr. Pouliot clarified his understanding that there would be no additional cost to the town and provide a better flow of court processes. Judge Adams also explained that this would help streamline the court process but is not necessary nor mandated.

Mrs. Condom made a motion to defer the vote until the December 18, 2018 Council meeting. Mr. Walker seconded the motion and the vote to defer was unanimous.

#### B. APPROVAL OF CONTRACT WITH CUMMINS STATION (EDWIN MCCAIN BAND) FOR THE 2019 OKRA STRUT NOT TO EXCEED \$21,600 (OKRA STRUT COMMISSION):

Mayor King stated that the agenda states the contract is with Cummins Station. However, the contract is with the United Talent Agency located at Cummins Station. Mr. Walker made a motion to approve the contract for the Edwin McCain Band and Mayor King seconded the motion. Mr. John Lindower of the Irmo Okra Strut Commission explained that \$21,600 includes costs for the band and \$1,600 for the rider and hotel. He stated that the Okra Strut commission approved the \$10,000 deposit to be expensed from the 2018 Okra Strut budget. The vote for approval to contract with United Talent Agency for no more than \$21,600 was unanimous.

#### C. APPROVAL OF THE 2019 COUNCIL MEETING SCHEDULE (STAFF):

Mrs. Condom made a motion to approve the 2019 Council Meeting Schedule and Mr. Waites seconded the motion.

After a brief discussion, Mrs. Condom made a motion to amend to remove the July 2<sup>nd</sup> date and Mr. Pouliot seconded. The vote for approval to amend was unanimous.

Mr. Walker made a motion to amend the schedule to remove August 6<sup>th</sup> date due to the National Night Out event. Mr. Waites seconded the motion and the vote to amend was unanimous.

The vote for approval of the 2019 Council Meeting schedule as amended was unanimous.

D.APPOINTMENT TO THE PLANNING COMMISSION (STAFF):

Mrs. Condom made a motion to nominate Mr. Edward Wadelington and Mr. Pouliot seconded it.

Mr. Walker believes that openings need to be advertised so residents can apply. Mayor King explained that it cost too much money to advertise and not receive any applications. He stated that Council decided to create a Volunteer Talent Book application on the website, so residents can apply 24 hours a day and 7 days a week. After a brief discussion, it was decided that future openings would be advertised on the Town's Facebook page and website.

Mr. Walker made a motion to amend to nominate Mr. Hunter Hilley but failed because it was not seconded. Mr. Walker made a motion to amend to nominate to Mrs. Brandi Clarkson and Mrs. Condom seconded it.

The vote to appoint Mr. Edward Wadelington to the Planning Commission was 4 to 1 with Mr. Walker voting in opposition.

PRESENTATION BY CITIZENS:

Mrs. Patricia Whitt, 213 Minehead Road, addressed Council on her dog being attacked

Mrs. Jacqueline Buck, Keep the Midlands Beautiful, addressed Council on the recent recycling event

Mr. George Glassmeyer, 100 Denbeck Road, addressed Council on items "A" and "D" under New Business, and dog attacks

Mr. Mike Ward, 118 Ashbourne Road, addressed Council on item "A" under New Business

Ms. Michelle Carpenter – 112 London Pride Road, addressed Council on item "A" under New Business

Mrs. Brandi Clarkson, 318 Lord Howe Road, addressed Council on items "A" and "D" under New Business

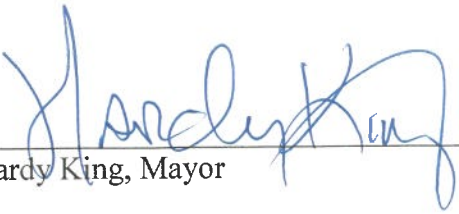
Mr. Erik Sickinger, 417 Cressfell Road, addressed Council on item "D" under New Business

Mr. Hunter Hilley – 1421 Brookview Road, addressed Council on item "B" under Old Business and item "D" under New Business


DISCUSSION: NONE

EXECUTIVE SESSION: NONE

ADJOURNMENT: There being no further business, Mr. Pouliot made a motion to adjourn and Mrs. Condom seconded it. The motion was approved unanimously; therefore, the meeting was adjourned at 9:00 p.m.

  
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Hardy King, Mayor

ATTEST:

  
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Renee Caviness, Clerk/Treasurer

