

# **TOWN OF IRMO REGULAR COUNCIL MEETING**

**December 18, 2018**

The Irmo Town Council held a regular meeting on Tuesday, December 18, 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; and Mr. Eric Hale, Town Attorney. Mr. Al Dozier, *The New Irmo News*, was also present.

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

## READING OF THE MINUTES:

Mr. Pouliot made a motion to approve the December 4, 2018 minutes and Mr. Waites seconded the motion. Mr. Walker stated the adjournment was incorrect and that the vote was 3 to 2. Mr. Brown stated that Mr. Walker was referring to a previous meeting and that the December 4, 2018 was unanimous for adjournment. Mr. Walker then made a motion to defer until the minutes could be re-checked. Mrs. Condom seconded and the vote to defer until the January 15<sup>th</sup> meeting was unanimous.

## REPORT OF STANDING:

A. Administrative Briefing – Mr. Brown stated that he was waiting on Council to approve the Arbor Day project that Mr. Whitt Cline had discussed with Council. Mayor King confirmed that Council had approved the project at Quail Valley. Mr. Walker asked if the Okra Strut positions had been advertised and Mr. Brown stated it was not advertised in the newspaper.

## AMENDMENTS TO THE AGENDA: None

## CONSIDERATION OF COMMUNICATIONS:

- A. Irmo Fire Chief Mike Sonefeld gave an update on the status of their new facility that will be constructed on Child Street in Irmo.
- B. Mrs. Condom received a letter from a citizen, regarding a current litigation, and stated that Council must get an opinion from the SCMIRF Attorney to get permission to read it in a future meeting.
- C. Mayor King announced actions that the Town was taking to address ADA issues presented at the December 4, 2018 Council Meeting. He stated two items were corrected; two items were not required by the Town of Irmo; and one item is being researched and discussed.
- D. Mayor King introduced Mr. Ronald Barnes who addressed Council on his proposal for completing his MBA Thesis. He asked for a list of problem statements to research.

## PRESENTATION BY CITIZENS (AGENDA ITEMS ONLY):

Ms. Michelle Carpenter, 112 London Pride, addressed Council on item “B” under Discussion

Mrs. Brandi Clarkson, 318 Lord Howe, addressed Council on item “B” under Unfinished Business and item “B” under Discussion

Mr. Erik Sickinger, 417 Cressfell Road, addressed Council on items “C” and “E” under New Business

Mr. Larry Slaughter, Irmo Okra Strut, addressed Council on item “F” under New Business

## UNFINISHED BUSINESS

### A. THIRD AND FINAL 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. Mayor King stated that other municipalities have referenced on their websites that persons requesting reasonable accommodations must be qualified. Mr. Walker asked who would determine if applicant is qualified and it was stated that the Town Administrator would be the reviewing authority for any request made under the ADA umbrella. After further discussion, the vote for approval of third and final reading was 4 to 1 with Mr. Walker voting in opposition.

## NEW BUSINESS

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

Mrs. Condom made a motion for approval and Mr. Pouliot seconded. Mayor King then asked if anyone wanted to continue the discussion in executive session.

OUT OF ORDER EXECUTIVE SESSION: Mr. Pouliot made a motion to suspend the rules and take executive session out of order for a personnel matter. Mrs. Condom seconded the motion and Mr. Walker stated that the discussion involving a town employee needed to be conducted in public. The vote was 4 to 1 with Mr. Walker voting in opposition. Mayor, Council, Mr. Brown, Mr. Hale went into executive session at 8:23 p.m. After a few minutes had passed, Mayor King requested Chief Don Perry to join them in executive session. At 8:33 p.m., Mayor King called the meeting back to order and made a motion to amend the Resolution by removing the word “warrant” thereby prohibiting the Substitute Judge from signing any type of warrant as part of her duties. Mr. Waites seconded the motion and the vote for approval of the amendment was 4 to 1 with Mr. Walker voting in opposition. After a brief discussion, the vote for approval of Resolution 18-07 was unanimous.

### B. APPROVAL OF LETTER OF CREDIT IN THE AMOUNT OF \$100,610.76 FOR SHOALS LANDING PHASE II WITH AN EXPIRATION DATE OF OCTOBER 31, 2021 (STAFF):

Mr. Waites made a motion to approve and was seconded by Mr. Pouliot. Mr. Waites explained that this subdivision was contracted to be a gated-community, and the infrastructure would be maintained by the homeowner’s association. Mr. Walker asked why it was not gated now during their construction and Mr. Brown answered that the gates would be up with restricted access once construction was completed.

C. APPROVAL TO CONTRACT WITH TEAM LOGIC IT FOR A ONE-TIME FEE OF \$3,700 AND A MONTHLY MAINTENANCE CONTRACT OF \$700 TO UPGRADE THE TOWN'S WEBSITE FOR ADA COMPLIANCE PURSUANT TO TITLE II, SECTION 508, ARTICLE 1194.22 (MAYOR):

Mayor King made a motion to approve and Mr. Pouliot seconded. Mayor King then asked Mr. Brown to give a brief explanation of the process. Mr. Brown stated that the cost of \$3,700 for the compliance was a standard fee; however, the monthly maintenance fee of \$700 seemed high and would need to be negotiated down. He also explained the proprietary nature of computer codes and the basics of what was required for compliance (interaction with braille systems, photo/video descriptions, color schemes, font issues, etcetera).

Mayor King stated that the ADA offers a reasonable amount of time to implement changes for compliance, and that maybe the Town should wait and discuss in more detail during the workshops for the Fiscal Year 2019/2020 budget. Mr. Pouliot made a motion to defer and Mrs. Condom seconded. After some discussion, Mr. Pouliot rescinded his motion to defer, and Mrs. Condom rescinded her second. The vote for approval of the contract failed unanimously 0-5.

D. APPROVAL OF RESOLUTION 19-01 ADOPTING THE SAFETY POLICY (STAFF):

Mr. Pouliot made a motion to approve and Mrs. Condom seconded. The vote for approval was unanimous.

E. APPROVAL OF POLICY FOR ADVERTISING OPENINGS ON BOARDS AND COMMISSIONS (WALKER):

Mr. Walker made a motion for approval and Mrs. Condom seconded it. Mr. Walker stated that all openings for Town boards, committees, and commissions needed to be advertised at least two weeks prior to any council votes. Mayor King made a motion to amend by adopting his version of the policy and was seconded by Mrs. Condom. After some discussion the vote to amend failed 1-4 with Mr. Walker, Mrs. Condom, Mr. Pouliot and Mr. Waites voting in opposition.

Mayor King then made a motion to amend Mr. Walker's policy by removing "resume", changing 12-months on file to 24-months and adding an effective date of January 1, 2019. Mrs. Condom seconded the amendment and the vote to amend was unanimous. The vote for the new policy to advertise boards, committees, and commissions opening was unanimous.

F. APPOINTMENT TO THE OKRA STRUT COMMISSION (STAFF)

OUT OF ORDER

Mayor King made a motion to suspend Robert's rules to discuss item "A" under Discussion and Mr. Pouliot seconded it. The vote to suspend was unanimous.

A. Discussion on procedures for appointing volunteers to Town Committees (Mayor):

Mayor King researched Robert's Rules and found several ways to legally nominate persons to boards, committees, and commissions. He explained the different procedures allowed by the law. It was decided that Council will make a motion to appoint.

Mr. Pouliot made a motion to reappoint Mr. Larry Slaughter and Mr. John Lindower . Mr. Waites seconded it. Mr. Pouliot then stated that they have been doing an excellent job and that the festival was prospering under their leadership. Mr. Waites explained that until 2014 the Okra Strut was failing and losing money every year. Council made some changes with the leadership and for the past 4-years has made a profit each year and was being managed more efficiently.

Mr. Walker asked how someone new got on this commission if everyone kept getting reappointed? He then made a motion to amend by adding Kimberly Snipes and Michelle Carpenter for the appointments. There was no second, therefore the motion died. The vote to reappoint Larry Slaughter and John Lindower was unanimous.

#### PRESENTATION BY CITIZENS:

Mr. George Glassmeyer, 100 Denbeck Road, addressed Council on items "E" and "F" under New Business and item "C" under Discussion

Mr. Pat Donlon, 172 Stone Column Way , addressed Council on item "A" under Unfinished Business.

Mr. Larry Slaughter, Irmo Okra Strut, addressed Council on item "F" under New Business

#### DISCUSSION:

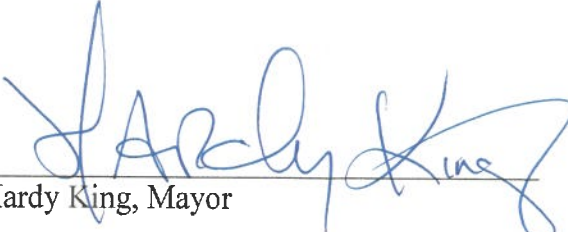
**OUT OF ORDER** A. Discussion on procedures for appointing volunteers to Town Council Committees (Mayor): See item "F" under New Business

B. Discussion on Council Meeting Decorum (Mayor): Mayor King stated that both the Council and citizens need to be more respectful of each other during meetings.

C. Discussion on car break-ins and increasing police patrol (Walker): Mr. Walker stated that most of the break-ins were due to people leaving their vehicles unsecured, and that more emphasis should be on the citizens to keep their vehicles locked and personal property hidden or removed from vehicles.

**OUT OF ORDER EXECUTIVE SESSION:** See item "A" under New Business

ADJOURNMENT: There being no further business, Mr. Waites made a motion to adjourn and Mr. Pouliot seconded it. The motion was approved unanimously; therefore, the meeting was adjourned at 9:38 p.m.

  
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Hardy King, Mayor

ATTEST:

  
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Renee Caviness, Clerk/Treasurer

