
COUNCIL MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Mary W. Blanding, Gary M. Mixon, Johnathan W. Bryan, Joe Perry, Lorraine W. Dennis, Jason Stoddard, George McGregor, Helen Roodman; Jeff Dewort, Alan Dailey; and seven members of the Sheriff staff.

MEDIA PRESENT: The Item Newspaper

MEMBERS OF THE PUBLIC IN ATTENDANCE: Twelve members of the public were in attendance.

CALL TO ORDER: Chairman Or Vice Chairman Of Sumter County Council

INVOCATION: Councilman Vivian Fleming McGhaney gave the invocation.

PLEDGE OF ALLEGIANCE: All in attendance repeated the Pledge of Allegiance to the American Flag.

APPROVAL OF AGENDA: Regular Meeting Tuesday, January 28, 2020
The Clerk to Council confirmed to the Chairman that it was the desire of staff to have items #1 and #2 under New Business and add Sumter County External Audit Report moved to immediately after action on the Minutes of January 14, 2020.

ACTION: MOTION was made by Councilman Baker, seconded by Vice Chairman Byrd, and unanimously carried by Council to approve the recommended changes to the agenda as cited above.

MOVE FROM NEW BUSINESS
- Presentation By Jason Stoddard Concerning The 2020 Census.

ADD TO AGENDA
- County’s External Audit Report

APPROVAL OF MINUTES: Regular Meeting Tuesday, January 14, 2020
Chairman McCain stated that he would entertain a motion to approve the minutes of January 14, 2020, as presented by the Clerk.

ACTION: MOTION was made by Councilman Sumpter, seconded by Vice Chairman Byrd, and unanimously carried by Council to approve the minutes as presented.
NEW BUSINESS

- **Introduction Of The New Third Circuit Public Defender - Mr. Edgar Donnald.**
  Chairman McCain introduced Mr. Edgar R. Donnald, Jr., the new Circuit Public Defender for the Third Judicial Circuit, to members of Council and the public. Mr. Donnald assumed the position of Public Defender after the retirement of Jack Howle in January 2020. Mr. Donnald will be overseeing the Public Defender offices for Sumter, Lee, Clarendon, and Williamsburg Counties. Prior to taking office, Mr. Donnald was an Assistant Solicitor in Sumter for eight years, and was in private practice in Sumter for ten years prior to becoming an Assistant Solicitor.

  Mr. Donnald is a graduate of the University of South Carolina School of Law, and he lives in Sumter with his wife, Michelle, and 14 year old son, Eddie. Mr. Donnald and his family regularly attends Trinity United Methodist Church.

  Mr. Donnald informed Council that he will be prepared to talk to Council concerning the budget and to provide Council members with some proposed budget saving processes for the Public Defender’s Department.

- **Presentation By Jason Stoddard Concerning The 2020 Census.**
  Mr. Jason Stoddard gave Council members, staff, and the public a thorough report on the upcoming 2020 Census. (See Census Count Information on www.sumtercountysc.org website or www.sumtercensus.com)

  Census 2020 will allow for people to fill out the Census information online. However, if a person cannot fill out the form online; it will still be available to fill out with hard copy.

- **Sumter County’s External Audit Report For Fiscal Year 2019**
  Chuck Tolbert, a partner with Webster Rogers, and Charlotte Allen from Webster Rogers who was the Director of the County’s Financial Statement for the Audit year ending June 30, 2019, were present on behalf of the County’s Audit. Mr. Tolbert stated that the County received an Unmodified Clean Opinion on the Financial Statements. Also, the County received reports for two governmental standards and one standard addressing the federal financial assistance. Both reports addressed internal controls with laws and regulations pertaining to the internal controls. It was reported that the County managed its affairs in compliance with the laws and regulations and there were no deficiencies.

  Mr. Tolbert thanked Mr. Mixon, Mr. Michealson, and all the department heads and staff for working with Webster Rogers to ensure that the Audit Report was completed efficiently.

LAND USE MATTERS AND REZONING REQUESTS:

Planned Development/Rezoning Requests

1. **RZ-19-17, 830 Race Track Road -- (County) -- Second Reading/Public Hearing -- A Request To Rezone +/- 2.0 Acres Of Land From Agricultural Conservation (AC) To General Commercial (GC).**
   The Property Is Located At 830 Race Track Rd. And Is Represented By Tax Map # 253-00-03-001 (Part).
   *(Prior to Action On Second Reading, Council Will Hold A Public Hearing On This Proposed Rezoning Request.)*
Helen Roodman, Mr. Fred Gurger, from Dollar General; is requesting that this property on Race Track Road and Highway 521, will allow for this new Dollar General to be constructed. The Planning Commission recommended approval of this request. After Mrs. Roodman’s presentation, a public hearing was held on this request.

**Public Hearing**
Chairman McCain convened a public hearing on this matter and asked if anyone wished to speak in favor of or opposition to this rezoning request.

- Fred Gurger, Developer for Dollar General, spoke in support of this request. He asked Council to support the request and thanked the County for working with Dollar General Stores.

After all comments, the Chairman closed the public hearing and Council took action on second reading as presented.

**ACTION:** MOTION was made by Councilman Baker, seconded by Vice Chairman Byrd, and unanimously carried by Council to grant second reading approval as presented.

2. **OA-19-11, Donation Bins – (County) – First Reading/Public Hearing – (20-916) – Amend Article 4, Section K: Containers And Dumpsters And Article 10 Definitions Within The Sumter County **Zoning And Development Standards Ordinance To Include Specific Requirements And Definitions Pertaining To Donation Bins. (Prior to Action On First Reading, Council Will Hold A Public Hearing On This Proposed Ordinance Amendment.)

Mrs. Roodman stated that this request was brought forth by Green Zone Recycling Company, which is a for-profit recycling company. Some of the recycling bins are owned by not-for-profit companies like the Salvation Army, local churches, and other agencies. This matter was brought to the Planning Commission because the for-profit recycling companies have not obtained a business license; yet they could not be cited for this because of a lack of language in the Zoning and Development Standards Ordinance as it currently is written. Therefore, the Ordinance amendment would allow for new language to be added to the Definitions pertaining to Donation Bins.

After Mrs. Roodman’s presentation, the Chairman called for a public hearing on this matter.

**Public Hearing**
Chairman McCain convened a public hearing on this matter and asked if anyone wished to speak in favor of or opposition to this rezoning request.

- George Bates stated that he is afraid that these things will just turn into dumpster locations.

Vice Chairman Byrd asked if this matter could be discussed in the Land Use Committee to remove some of the requirements from the Non-Profit Agencies.

**ACTION:** MOTION was made by Vice Chairman Byrd, seconded by Councilman Edens, and unanimously carried by Council to grant first reading approval as presented.

**NOTE:** United Ministries and Salvation Army Agencies were contacted and gave input to the Planning staff about how the changes may affect their agencies.
This matter will be sent back to the Land Use Committee and the Planning Commission’s staff will work with the Committee to develop requirements for non-profit vendors.

3. **OA-19-12, Cemeteries In The R-15 District -- (County) -- Second Reading/Public Hearing – (20-917) -- Amend Article 3, Section 3.B.3; Article 3, Exhibit 4, And Article 5, Section 5.B.1.I To Permit Cemeteries In The R-15 District As A C-300 Conditional Use.** (Prior to Action On Second Reading, Council Will Hold A Public Hearing On This Proposed Ordinance Amendment.)

Helen Roodman also presented this proposed ordinance to Council for second reading and public hearing. She stated that Mr. Randy Rhoads, the applicant and property owner, hopes to develop a six-plot cemetery on his property along Loring Mill Road. Under the current zoning regulations, the only way to establish a personal cemetery use at these larger R-15 properties would be to apply for a rezoning, as the applicant initially did. However, rezoning these properties in order to facilitate a proposed family cemetery use is not always prudent, as switching the residential zone to a non-residential zone like the AC district opens the formerly residential property to a wider range of potentially incompatible commercial and non-residential uses.

The intent of this text amendment is to provide a pathway for large residential properties within the R-15 district to establish personal cemeteries without having to rezone the property. The key considerations in adapting cemetery uses to the R-15 district are (1) to ensure that the property is of a sufficient size and character to accommodate the use, (2) that there is consensus among the residents of the area about the appropriateness of the use, and (3) that long term plans for the upkeep and maintenance of the facility are in place.

The proposed amendments would impact the following sections:
1. Amend Article 3: Section 3.b.3– Conditional Uses (R-15 District) to include Cemeteries as a Conditional Use in the R-15 District.
2. Amend Article 3: Exhibit 4 – Permitted and Conditional Uses in the Residential Districts to include Cemeteries as a C-300 use in the R-15 District.
3. Amend Article 5: Section 5.b.1.i to list use requirements specific to C-300 Cemetery uses in the R-15 District.

The Planning Staff recommends approval of this request. The proposed C-300 Conditional Use requirements require both planning review and neighborhood input, which should ensure compatibility for the desired cemetery uses while providing a pathway for those in appropriate R-15 properties to establish the use without substantially altering the subject parcel’s permitted uses through rezoning.

After Mrs. Roodman’s presentation, Chairman McCain convened a public hearing. He asked if anyone wished to speak in favor of or opposition to the proposed ordinance amendment. The following person spoke during public hearing:

- **Randy Rhodes:** stated that he is the property owner and his wife hopes to be buried on this site. Mr. Rhodes said that he is willing to work with the County and staff to meet their requirements
and the hopes of his wife. Mr. Rhodes added that he does not care if it is rezoned, but wants to satisfy his wife’s request.

No one else spoke during public comment; therefore, Chairman McCain called for a motion on second reading.

**ACTION:** MOTION Councilman Sumpter, seconded by Vice Chairman Byrd, and unanimously carried by Council to grant second reading approval as presented.

4. **OA-19-14, Mini-Warehouse Off-Street Parking Requirements --- (County) -- (20-918) -- Second Reading/Public Hearing -- Amend Article 8, Exhibit 23: Off Street Parking Requirements For Non-Residential Land Uses In The Sumter County Zoning & Development Standards Ordinance In Order To Reduce Minimum Parking Requirements For Mini-Warehouse Uses. (Prior to Action On Second Reading, Council Will Hold A Public Hearing On This Proposed Ordinance Amendment.)

Ms. Roodman stated that this ordinance amendment is being initiated by the Planning Staff in response to discussions with developers concerning the current off-street parking requirements for mini-warehouse uses. The current minimum parking requirement for this specific use is 1 space per every 10 storage units. The intent of this amendment request is to reduce this requirement in order to be in greater alignment with actual parking demand for this use and to support broader best practice goals regarding impervious surface coverage, storm water management, quality of site design, landscape, and tree preservation. See OA-19-14, Ordinance Strike-Through listed below.

After Helen’s presentation, Chairman McCain convened a public hearing. He asked if anyone wished to speak in favor of or opposition to the proposed ordinance amendment. No one spoke to this issue. Therefore, the Chairman closed the public hearing and Council took action on second reading.

**ACTION:** MOTION Vice Chairman Byrd, seconded by Councilman Edens, and unanimously carried by Council to grant second reading approval as presented.

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5. **Recognition of Planning Director George McGregor.**

The County Administrator, Gary Mixon, announced to Council, staff, and the public that Mr. George McGregor has resigned his position as the Planning Director after 13 years with the City and County of Sumter. This meeting will be Mr. McGregor’s last meeting for the Planning Commission. He and his family will be moving up North so that he will be near his family and children that are now in College.

Then County Council members presented a gift to Mr. McGregor for his service to the County. Chairman McCain stated that prior to him becoming a Council member, he served on the Planning Commission and was very pleased to have been taught by George on the things it took to be a good Planning Commission Member.

George thanked Council members for allowing him to be a part of the team and working with the Administrator, Clerk, the County Attorney, and other staff members during the past 13 years.

Mr. Mixon also announced that Helen Roodman will continue serving as the Zoning Administrator and will assume the position as Interim Planning Director until he and the City Manager meet to decide the best way to move forward with the staffing of the Planning Commission.

**OTHER PUBLIC HEARINGS:**

There were no other public hearings.

**NEW BUSINESS:**

(3) **It May Be Necessary To Hold An Executive Session** To Discuss An Economic Development Matter, An Employment Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.
No executive session was held.

OLD BUSINESS:

(1) **19–915 –Third Reading -- An Ordinance Authorizing The Transfer Of Hideaway Court To The Adjoining Property Owners.**

Mr. Johnathan Bryan, the County Attorney, stated that there have been no changes to this ordinance since first and second reading. He asked Council to consider granting third reading to this ordinance. After Mr. Byran’s presentation, Chairman McCain stated that he would entertain a motion on third reading of this ordinance.

**ACTION:** MOTION was made by Vice Chairman Byrd, seconded by Councilman Baten, and unanimously carried by Council to grant third reading and adoption to this ordinance as presented.

COMMITTEE REPORTS:

(1) **Land Use Committee Meeting January 28, 2020, 4:30 p.m.** In County Council’s Conference Room, Sumter County Courthouse 141 N. Main Street, Room 301. (Edens, Baker, and Baten)

Committee Chairman Edens stated that this matter was discussed earlier during the Land Use Matters and no further action at this time. (Note: It was agreed that that OA-19-11 would be discussed at the next Land Use Committee Meeting to be scheduled for February 11, 2020.)

(2) **Technology/Personnel Committee Meeting January 28, 2020, 5:00 P.M.** In County Council’s Conference Room, Sumter County Courthouse 141 N. Main Street, Room 301 (McGhaney, Byrd, and Sumpter). (This Committee May Begin Immediately After The Conclusion Of The 4:30 P.M. Land Use Committee Meeting)

The Committee Chairman, Vivian Fleming McCain, along with the other two members of the Committee, Vice Chairman Byrd, and Councilman Chris Sumpter, were present at the meeting and made the following recommendations.

1. Resolution for Enforcement Officers Business License Department: The Committee received a presentation from Mr. Steve Campbell requesting that four staff members from the Business License Department be appointed to serve as Codes Enforcement Officers. (See resolution below).

**A RESOLUTION TO APPOINT AND COMMISSION CODE ENFORCEMENT OFFICERS FOR THE PROPER SECURITY, GENERAL WELFARE, AND CONVENIENCE OF SUMTER COUNTY.**

WHEREAS, the Sumter County Council, in the exercise of its general police power, is empowered to protect the health and safety of the residents of Sumter County; and

WHEREAS, the Sumter County Council is further authorized by Section 4-9-145 of the Code of Laws of South Carolina, (1976, as amended) to appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the County;

WHEREAS, Sumter County Ordinance 18-900 sets forth the procedure for appointing Code Enforcement Officers,
NOW, THEREFORE, BE IT RESOLVED THAT the following named individuals are hereby appointed and commissioned as Code Enforcement Officers of Sumter County for the purpose of providing for the proper security, general welfare, and convenience of the County, replete with all the powers and duties conferred by law upon constables in addition to such duties as may be imposed upon them by the governing body of this County, including the enforcement of the Sumter County Business License Ordinance and the use of an ordinance summonses, and with all the powers and duties conferred pursuant to the provisions of Section 4-9-145 of the Code of Laws of South Carolina, (1976, as amended) and Sumter County Ordinance 18-900. Provided, however, these named individuals shall not perform any custodial arrests in the exercise of their duties as code enforcement officers and their authority to issue an ordinance summonses will be in the unincorporated areas of Sumter County. These appointments shall remain in effect only until such time as these named individuals are no longer employed by Sumter County as a code enforcement officer.

Kimberly P. Lowder
Susan B. Jackson
Lori M. Puckett
Nicholas Jacobs

Passed and approved this 28th day of January, 2020.

ACTION: MOTION and second were received from the Committee, and unanimously carried by Council to approve and adopt the resolution as presented and granted the Clerk to make appropriate changes to the resolution if needed; and authorize the Chairman and Clerk to execute and deliver the final copy of the resolution to Mr. Steve Campbell.

2. Sheriff’s Department Salary Consideration – The Committee members along with other Council members, the County Administrator, the County Finance Director, and other staff members discussed the request from the Sheriff. Also, it was discussed about the funds that are received through the use of Federal Inmates at the Detention Center. The Committee along with Council is committed to looking at every avenue in making informed decisions about the needs at the Sheriff’s Department as it relates to salary compensation. The Committee will continue to work together to look at the needs as requested by the Sheriff.

3. Countywide Employment Study – The Committee was briefed on the upcoming Countywide Employment Study for all employees throughout Sumter County. This information will be collected and discussed further by Council members and appropriate staff.

4. Employee Portal – The County’s Human Resources Department along with the IT Department will “go live” with the Employee Portals, which will allow the employees to check their benefits, leave, and other personnel matters. This new portal opportunity will begin in March 2020.

(3) Fiscal, Tax, and Property Committee Meeting January 28, 2019, 5:30 p.m. In County Council’s Conference Room, Sumter County Courthouse 141 N. Main Street, Room 301. (McCain, Edens, McGhaney) (This Committee May Begin Immediately After The Conclusion Of The 5:00 P.M. Technology/Personnel Committee Meeting)
The Committee Chairman, Chairman McCain, stated that the Committee received the External Audit Report during this Committee Meeting and reported on earlier during this meeting. No other action was taken during the Fiscal, Tax, and Property Committee meeting.

(4) Report From Council Members On Other Meetings, Trainings, And/Or Conferences.

- Councilman Baten reported that the Sumter County Sheriff’s Advisory Committee met Monday, January 27, 2020, at the Eastern School. Mr. Chris McKinney, the Director of the Santee Lynches Regional Council On Government, was one of the speakers. Mr. McKinney spoke about the different programs in his agency. He also informed the group and the diversity of the programs for the teens, families, and even the elderly.

  The next meeting of the Sumter County Sheriff’s Advisory Committee will be held on April 23, 2020, at the North Hope Center.

- Councilman Baten also stated that the Sheriff of Sumter County, Sheriff Dennis, was also one of the speakers and he spoke about the effects of Opioids, the salary needs of his employees, and the crimes that have occurred in this County.

  Councilman Baten further stated that the County has been kicking this can (salary increase) down the road and it is now time to stop and do something about increasing the salaries for the Sheriff’s staff.

MONTHLY REPORTS
1) Sumter County Sheriff’s Office 2019 Yearly Report
2) SCAC MidYear Conference
3) Chamber Retreat 2020
4) Grand Reopening of Swan Lake and Dedication of Seven Swans
5) South Carolina Rural Summit – March 1-3, 2020

COUNTY ADMINISTRATOR’S REPORT
The County Administrator stated that the name of the company that will be conducting the countywide Employee Study is “Find Great People.” This company is well-known throughout the City and County governments statewide.

PUBLIC COMMENT
Chairman McCain asked if anyone wished to speak during public comment. The following persons spoke:

1. Singleton Steel Company – Mr. Sid Singleton stated that he is tired of the litter in his community near the Florence Highway. He said that he is all for the Sheriff’s Department getting a raise, and believe that his staff would be a help to his area in having the staff to help with litter. Mr. Singleton further stated that the South Carolina Department of Transportation will come in the area and bush hog everything, but will not pick up any trash. He also stated that he is willing to work with any church group, civic group, or just volunteers to help alleviate litter in this community.

  Councilman Charles T. Edens informed Mr. Singleton and others that the City and County are working together in organizing a Litter Group to help educate the community on the effects that Litter has on our community, socially, economically, etc. The City has already hired a person, and the County will
be hiring a person soon. These two litter officers will also be able to write citations, and other matters relating to litter such as organizing pick-up, etc.

NOTE: The Sheriff’s Office received a Palmetto Pride Grant for assistance in the Litter Program.

2. George Bates spoke to Council stating that we do not need a Committee to tell us something about taking care of our community and litter.

3. Dr. Brenda C. Williams stated that she supports the increase in pay for the law enforcement officers. Dr. Williams said that she has also been escorted by the Detention Officers throughout the Detention Center pods to assist with Voter Registration for the inmates. She has done that since 2007 and believes that the officers should receive a pay increase.

Dr. Williams also said that she attends the Sumter School Board meetings approximately 99% of them; she mentioned that she and her organization (The Family Unit) were able to get the School District to put their budget online beginning in 2018. It was also commented by Dr. Williams that the School District Board of Trustees are not good stewards of the taxpayer’s money. She asked Council members not to give the School District not one extra dime until they spend the funds that they already have.

4. Senior Officer Hanes stated that she has worked with the Sheriff’s Office for over two years at the Detention Center. She said she supports the request for the raise for all of the officers. Her concerns included the following:
   - The ratio is 64 inmates per one officer
   - Twenty Vacancies at this time
   - Limited Overtime
   - Lack of Growth
   - Lack of Funds for Training
   - Lack of Needed Equipment

5. Jackie Hughes stated that she attended Council’s meeting two weeks ago and she wants to remind Council that the meeting will be held on Thursday, February 6, 2020, at 6:30 p.m. for the Public Safety Awards for 2019. The speaker will be Chairman McCain.

6. Ms. Cleo Klopfleisch, the Public Relations person for the American Legion Post 15 and Sumter County Fair, gave Council a brief history of the Fair. Cleo asked the County to consider partnering with the Fair since there has been a loss of attendees and revenue for the last three years. She stated that the attendance has dropped from 25,000 attendees to 15,000 attendees last year. It was suggested that the funds that are needed would help pay for the security at the Fair.

7. Terrance Colclough – Stated that he is the Operations Major of the Sheriff’s Office. Major Colclough stated that he bravely ask Council and the Administrator to give these brave officers the pay increase that they are asking for. Major Colclough said that once the men and women are deployed each day, they are not sure if they will be returning home, but they come to work and do their jobs.

8. Daryl McGhaney stated that he is the Administrative Operations Major at the Detention Center. Mr. McGhaney spoke on behalf of all of the officers for the Sheriff’s Office but spoke intently about the offices at the Detention Center. Major McGhaney stated that he has two officers that are at Palmetto Richland with one of the inmates. He came to the meeting to see if one of the officers at this meeting
would go relieve one of the two officers from the security at Richland Hospital. Major McGhaney also stated that there is a need for additional officers, but because of pay, he is down on the number of approved positions. Major McGhaney also talked about the possibility of securing funds from the Federal Inmate fees. It was noted by Major McGhaney that housing the Federal Inmates has brought in over $1.8 million dollars into the County General Fund. He asked Council to support the pay increase to the officers. The needed equipment has been ordered for the Detention Center.

9. Lieutenant Mike McCoy stated that several of his officers have retired recently because they are receiving additional funds from the new position at another Law Enforcement Agency. The second person that recently left in the office, transferred to another job within law enforcement. The reason the person left the previous position was in hopes the new position would open up to more pay quicker than the previous position he was in. Mr. McCoy asked Council to please help Sheriff Dennis by providing the funds for the pay increases.

10. Andrea Blanding stated that she has been working for the Detention Center for 21 years. Captain Blanding said that the rate people are resigning; there will be no employees with the longevity which is beneficial at the Detention Center. She also said that there is constant employee turnover in the facility; increase in pay will help alleviate the employee turnover and will allow those employees that are on public assistance to move to another pay level.

11. Allen Dailey stated that although he is not a native of Sumter, he has worked for the Sheriff’s Department for over 34 years. Major Dailey also stated that every time the Sheriff’s Office comes before Council about a raise, the Department is compared to the City Police Department. Major Dailey said the Sheriff’s Office is not the Police Department. Yet the pay for the Sheriff’s Officers is less than those officers in nearby law enforcement agencies. Mayor Dailey also reemphasized as stated by Captain Blanding, that some of the officers are on public assistance and that should not be. Lastly, Major Daily said that when there are floods, other bad weather, shootings, or any disaster, the officers don’t get to go home; they are constantly working. Major Daily asked Council to please support the Sheriff’s request.

ADJOURNMENT
After all discussion and all comments from the public, motion was made by Councilman Baker, seconded by Councilman Sumpter to adjourn the meeting of Sumter County Council at 7:32 p.m.

Respectfully submitted,

James T. McCain, Jr.
Chairman or Vice Chairman
Sumter County Council

Mary W. Blanding
Clerk to County Council
Sumter County Council

Approved: February 11, 2020
I certify that public and media notification of the above-mentioned meeting was given prior thereto as follows required by Freedom of Information:

Public Notified:       Yes
Manner Notified:      Agendas posted on bulletin board on first floor of the Court House Building.
Date Posted:          January 24, 2020
Media Notified:       Yes
Manner Notified:      Agenda Information is listed on Sumter County’s Home Page, and E-mailed to The Item, The Chamber, WIS-TV, WBTW, and Time Warner Cable.
Date Notified:        January 24, 2020

Respectfully submitted,

Mary W. Blanding