



# TOWN COUNCIL

## Regular Meeting

### Minutes

6278 Hwy 162 / PO Box 519  
Hollywood, SC 29449

843.889.3222  
843.889.3636 Fax  
www.townofhollywood.org

Monday, 23 October 2017

6:30 PM

Council Chambers

This meeting's notice was published in the Post and Courier newspaper.

#### **I. Call to Order**

This meeting was called to order by Mayor Heyward at 6:30 PM.

#### **II. Roll Call**

In attendance were Councilmembers Dunmyer, III, Salters, Sausser, Scott, Smalls, Sr., Townsend, Attorney Austen, Planner/Zoning Administrator Holton and Clerk-Treasurer White.

#### **III. Invocation/Pledge of Allegiance**

Invocation was given by Councilmember Smalls, Sr., followed by the Pledge of Allegiance.

#### **IV. Adoption of Agenda**

Mayor Heyward requested that an Executive Session be added to the agenda to discuss the contractual agreement with Charleston County and Resolution 8-2017-18 to sponsor Franklin C. Fetter for 50 years of service during the National Health Center Week events. Councilmember Smalls, Sr., made the motion to adopt the agenda with these additions; Councilmember Sausser seconded and all voted in favor.

#### **V. Public Comments**

*Barb Hettler*, Poplar Grove resident, thanked Mayor Heyward and Council for their help in facilitating dialogue with Poplar Grove. She mentioned that Troy Lucas, who works for the developer has been very instrumental in getting a lot of the work done. She said there is still a lot to do but feels like they are going in the right direction.

#### **VI. Minutes**

Councilmember Sausser made the motion to accept the minutes of September 25, 2017; Councilmember Scott seconded and all voted in favor.

#### **VII. Committee Reports**

*Finance*: Councilmember Sausser made the motion to accept the Finance Report as information; Councilmember Townsend seconded and all voted in favor.

*Planning/Zoning*: Planner/Zoning Administrator Holton explained the cases heard before the Board of Zoning Appeals and the Planning Commission and answered questions from Council. Councilmember Dunmyer, III asked about a case heard before the Planning Commission for a mining permit. He asked whether the job would be monitored and what the time frame of the job will be. Planner/Zoning Administrator Holton answered that the job would begin once the applicant receives the permit from the State. Councilmember Dunmyer, III stated that he wanted to be certain

that the Town and its residents are protected and feels that the job should be monitored. He would like something in writing once the applicant begins working. Planner/Zoning Administrator stated that if he is provided the permit from the applicant he will inform Council. Councilmember Sausser made the motion to accept the Planning/Zoning report as information; Councilmember Scott seconded and all voted in favor.

*Code Enforcement:* Mayor Heyward stated that a summary will be provided to Council at every meeting. The case number will be identified on the summary and a file will be kept on record. Council should contact Lester Tumbleston, Code Enforcement Officer, for information regarding any of the cases. Councilmember Salters made the motion to accept the summary as information; Councilmember Sausser seconded and all voted in favor.

### **VIII. Old Business**

2<sup>nd</sup> Reading of Ordinance 2017-18-2, Change of Town Boundaries between the Town of Hollywood and the Town of Meggett as it pertains to property designated as TMS #s 126-00-00-064 (“Park Property”), 192-00-00-006 and 163-00-00-010 (“School Property”), 192-00-00-025 and 192-00-00-063 (“Golden Property”), Councilmember Smalls, Sr., made the motion to approve; Councilmember Sausser seconded.

**Councilmember Sausser** asked how the exchange of property worked and if an applicant who resides in the Town of Meggett would have to come through the Town of Hollywood for approval.

**Attorney Austen** explained there is a statute on this process that would normally have to be petitioned and voted on. He stated that because there are 2 towns that are exchanging property, a different statute applies which makes the process easier to be done.

**Mayor Heyward** mentioned that there was a comment made during the Public Hearing where a resident shared her feelings about the exchange and mentioned issues regarding the Town of Meggett’s position with the payment of the Town of Hollywood’s sewer system maintenance. Mayor Heyward said the Town of Hollywood is in negotiation with the Town of Meggett for what they are financially responsible. The Town of Meggett does operate 1 pump station that travels through the Town of Hollywood’s many pump stations. Mayor Heyward mentioned that the Town’s park property is located in the Town of Meggett which means the Town of Hollywood would have to go through the Town of Meggett’s ordinances to operate. She noted that it is natural that the Town has control over the park. Mayor Heyward added that another comment made during the Public Hearing was why we would remove the Charter school from the Town of Hollywood to the Town of Meggett. She said it is a state chartered school and the decision would not affect the school’s ability to accept students from other areas regardless of what Town the school is in.

**Attorney Austen** added that the Town of Meggett asked for additional properties to be included in this exchange and it was narrowed down to 2 parcels but wanted to leave the opportunity for additional negotiation for other parcels. He mentioned that there are properties that may be advantageous for both Towns to acquire.

**Councilmember Townsend** shared his concern about several issues. He mentioned that the Town of Hollywood owns the park but the Town of Meggett does not own the school. He said that property is being exchanged but we are dealing with public versus private property and he gave an

example where Charleston Public Services Department (PSD) sued the City of Charleston in a similar case.

**Attorney Austen** explained that there is a state statute that allows for this. He said if the land owners and Towns are in agreement, then it can be done. Councilmember Townsend asked if there were sewer taps on the properties to be exchanged. Attorney Austen said that the properties are along the sewer line.

**Mayor Heyward** answered that the school is on the Town of Hollywood's sewer system. She said she understood Councilmember Townsend's question but there is no exchange of sewer taps or sewer capacity with the exchange.

**Councilmember Townsend** said he was concerned with the properties going to the Town of Meggett and whether or not they would have access to the Town of Hollywood's sewer system.

**Attorney Austen** answered that the Town of Meggett would have to have permission from the Town of Hollywood to tie into the sewer system.

**Councilmember Smalls, Sr.**, stated that the Town of Hollywood will never own the school but does own the park and would benefit from the exchange.

**Councilmember Scott** said that he would like the school to remain in the Town of Hollywood. The Town of Meggett is not paying for the sewer system and he feels that the park is very large and will require a lot of money to operate and maintain. The Town of Hollywood owns several parks and can go through the permitting process with the Town of Meggett for events if needed. He said everyone has their opinions and should not take others votes personal.

Councilmembers Dunmyer, III, Salters, Scott, and Townsend voted no; Councilmembers Sausser, Smalls, Sr., and Mayor Heyward voted yes. The motion failed.

## **IX. New Business**

*Resolution 6-2017-18, Change Board of Zoning Appeals and Planning Commission meeting date due to Veterans Day holiday*, Mayor Heyward explained that Town Hall will observe Thursday, November 9, 2017 for the holiday, which also happens to be when BZA/PC meets. She asked that the date of the meetings be changed to November 2, 2017. Councilmember Sausser made the motion to approve; Councilmember Smalls, Sr., seconded and all voted in favor.

*Resolution 7-2017-18, Change date of November and December Council meetings due to Thanksgiving and Christmas holiday*, Councilmember Smalls, Sr., made the motion to approve; Councilmember Scott seconded and all voted in favor. November's meeting date will be held November 13, 2017 and December's meeting date will be held December 18, 2017.

*Resolution 8-2017-18, Sponsor Franklin C. Fetter at the Gold Level for 50 years of service*, Mayor Heyward explained that the gold level would require \$1250 donation and would provide 6 tickets to the 50<sup>th</sup> Anniversary Gala, an advertisement in the 50<sup>th</sup> Anniversary Commemorative Booklet and the Town's name/logo on the Franklin C. Fetter's social media and website. Councilmember Sausser suggested a donation of \$500 at the silver level. Mayor Heyward said that Neighbors Helping Neighbors could possibly add funding as well. Councilmember Scott said he agrees with

the \$1250 donation and the Center helps a lot of people that do not have health insurance. Councilmembers Dunmyer, III, Salters, Scott, Smalls, Townsend and Mayor Heyward voted yes. Councilmember Sausser voted no.

#### **X. Executive Session**

Mayor Heyward asked for a motion to enter into an Executive Session at 7:04PM. Councilmember Smalls, Sr., made the motion; Councilmember Sausser seconded and all voted in favor.

Mayor Heyward asked for a motion to enter into Regular Session at 7:10PM. Councilmember Smalls, Sr., made the motion; Councilmember Scott seconded and all voted in favor.

Councilmember Sausser made the motion to empower the Mayor to execute the proposed contract for the property transfer to Charleston County for the construction of the Town's library; Councilmember Smalls, Sr., seconded and all voted in favor.

#### **XI. Mayor's Update**

- Mayor Heyward announced that the groundbreaking ceremony for the new Town Hall will take place November 18, 2017 at 11:00AM.

#### **XII. Comments from Council/Mayor**

- Councilmember Dunmyer, III asked Council to keep the Dunmyer, Capers and Gadsden families in prayer during their loss.
- Councilmember Sausser asked if the Town could get the Sheriff's Department to do more patrolling in the area; there was another robbery and she wants more done to keep the community safe. She mentioned that maybe sometime in the future the Town could look at having their own police department.
- Councilmember Smalls, Sr., stated that Highway 162 is a very dangerous road and encouraged everyone to drive carefully while traveling.
- Councilmember Scott thanked Lester Tumbleston for the job he is doing in the Town.

#### **XIII. Adjournment**

The meeting was adjourned at 7:19 PM

**Prepared by:  
Tynetta White  
Clerk-Treasurer**