



AGENDA
CITY OF HARTSVILLE, SOUTH CAROLINA
SPECIAL CITY COUNCIL MEETING
THURSDAY, JUNE 28, 2018 - 4:30 PM
CITY COUNCIL CHAMBERS - 100 EAST CAROLINA AVENUE

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON TUESDAY, JUNE 26, 2018 AND DULY POSTED AT CITY HALL LOCATED AT 100 EAST CAROLINA AVENUE AND ON HARTSVILLESC.GOV.

1. CALL TO ORDER - MAYOR
2. INVOCATION AND PLEDGE

UNFINISHED BUSINESS

3. FINAL READING ORDINANCE 4337: AN ORDINANCE TO AMEND THE WATER AND SEWER RATE STRUCTURE IN ACCORDANCE WITH SECTION 82-176(a) OF THE HARTSVILLE CITY CODE.
 - a. Reading by Title and Presentation
 - c. Approval of Final Reading and Waiving of Complete Reading

NEW BUSINESS

EXECUTIVE SESSION

4. MOTION: TO ENTER EXECUTIVE SESSION PURSUANT TO SC CODE FOIA SECTION 30-4-70(a)(1) FOR DISCUSSION OF APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS, AND COMMITTEES.
5. MOTION: TO VERIFY THAT ONLY THE ITEMS STATED IN THE MOTION TO ENTER EXECUTIVE SESSION WERE DISCUSSED DURING EXECUTIVE SESSION.
6. UPON RETURNING TO OPEN SESSION, COUNCIL MAY TAKE ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION.
7. RESOLUTION 06-18-03: APPOINTMENT TO BOARD OF APPEALS REGARDING TECHNICAL CODE ENFORCEMENT.

ADJOURNMENT

Please turn off or silence all mobile devices.

The City of Hartsville located at 100 E. Carolina Avenue, is an accessible facility.
For assistance call 383-3018 between 8:30am and 4:30pm Monday through Friday.



REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
6/28/2018

To: City Council
From: City Manager

Ordinance Number: 4337 Resolution Number: - SPECIAL MEETING

ORDINANCE/RESOLUTION CAPTION:

Amending water and sewer rate structure.

ATTACHMENTS:

Description

- ▣ Ordinance 4337

ORDINANCE 4337

AN ORDINANCE TO AMEND THE WATER AND SEWER RATE STRUCTURE IN ACCORDANCE WITH SECTION 82-176(a) OF THE HARTSVILLE CITY CODE.

WHEREAS, based on the water and wastewater rate study conducted by Raftelis, it was determined that our current water and sewer rates need to be adjusted; and,

WHEREAS, sound financial management dictates that rates for current as well as future operations of the water and wastewater systems should be increased and phased in over several years.

NOW, THEREFORE BE IT ORDAINED, by the Mayor and City Council of the City Hartsville that the following rate schedules and tap fees are hereby adopted and upon final passage the 2018/2019 rates will become effective with the July 2018 billing that is due on August 15, 2018 and the FY 2019/2020 through FY 2022/2023 rates will become effective July 1st of their respective years.

Schedule A: The following shall be the schedule of monthly charges for water used by customers of the system.¹

	2018/2019	2019/2020	2020/2021	2021/2022	2022/2023
Water In Town (minimum bill, includes first 2,244 gallons)	\$19.57	\$20.06	\$20.56	\$21.07	\$21.60
(volume - per 1000 gallons over 2,244 gallon minimum)	\$3.48	\$3.57	\$3.66	\$3.75	\$3.84
Water Out of Town (minimum bill, includes first 2,244 gallons)	\$35.82	\$36.72	\$37.64	\$38.58	\$39.54
(volume-per 1000 gallons over 2,244 gallon minimum)	\$6.37	\$6.53	\$6.69	\$6.86	\$7.03

Schedule B: The following shall be the schedule of monthly charges for sewer service provided to customers of the system. Residential sewer customers shall not be charged for more than 11,969 gallons per month.²

	2018/2019	2019/2020	2020/2021	2021/2022	2022/2023
SEWER IN TOWN (monthly fixed charge, no usage included)	\$17.97	\$18.42	\$18.88	\$19.35	\$19.84
(volume – per 1000 gallons)	\$3.54	\$3.63	\$3.72	\$3.81	\$3.91
SEWER OUT OF TOWN (monthly fixed charge, no usage included)	\$32.89	\$33.71	\$34.55	\$35.42	\$36.30
(volume-per 1000 gallons)	\$6.48	\$6.64	\$6.81	\$6.98	\$7.15

Schedule C: Water minimum charges based on size of meter:

	2018/2019		2019/2020		2020/2021		2021/2022		2022/2023	
	In	Out	In	Out	In	Out	In	Out	In	Out
¾ Inch or less – 2,244 gallons	19.57	35.82	20.06	36.72	20.56	37.64	21.07	38.58	21.60	39.54
1 Inch – 4,862 gallons	43.34	79.32	44.42	81.30	45.53	83.33	46.67	85.41	47.84	87.55
1 ½ Inch – 11,220 gallons	89.87	164.48	92.12	168.59	94.42	172.80	96.78	177.12	99.20	181.55
2 Inch – 18,700 gallons	145.19	265.73	148.82	272.37	152.54	279.18	156.35	286.16	160.26	293.31
3 Inch – 44,880 gallons	314.39	575.39	322.25	589.77	330.31	604.51	338.57	619.62	347.03	635.11
4 Inch – 112,200 gallons	636.36	1,164.66	652.27	1,193.78	668.58	1,223.62	685.29	1,254.21	702.42	1,285.57
6 Inch – 149,600 gallons	1,181.76	2,162.84	1,211.30	2,216.91	1,241.58	2,272.33	1,272.62	2,329.14	1,304.44	2,387.37
8 inch – 310,420 gallons	2,448.92	4,481.99	2,510.14	4,594.04	2,572.89	4,708.89	2,637.21	4,826.61	2,703.14	4,947.28

¹ Schedule A shows minimum charges that pertain to customers with ¾" meters or smaller only. Schedule C shows minimum charges by meter size. The per 1000 gallon volumetric rates in Schedule A pertain to all water customers regardless of meter size.

² Schedule B shows minimum bills that pertain to customers with ¾" meters or smaller only. Schedule D shows minimum bills by meter size. The per 1000 gallon volumetric rates in Schedule B pertain to all sewer customers regardless of meter size.

Schedule D: Sewer monthly fixed charges based on size of meter:

	2018/2019		2019/2020		2020/2021		2021/2022		2022/2023	
	In	Out	In	Out	In	Out	In	Out	In	Out
¾ Inch or less	17.97	32.89	18.42	33.71	18.88	34.55	19.35	35.42	19.84	36.30
1 Inch	41.93	76.74	42.98	78.66	44.05	80.63	45.16	82.64	46.28	84.71
1 ½ Inch	81.86	149.82	83.91	153.57	86.01	157.41	88.16	161.34	90.36	165.38
2 Inch	129.77	237.50	133.01	243.44	136.34	249.53	139.74	255.76	143.24	262.16
3 Inch	257.54	471.35	263.98	483.13	270.58	495.21	277.34	507.59	284.28	520.28
4 Inch	401.28	734.42	411.31	752.78	421.59	771.60	432.13	790.89	442.94	810.66
6 Inch	1,080.06	1,976.71	1,107.06	2,026.13	1,134.74	2,076.78	1,163.10	2,128.70	1,192.18	2,181.92
8 Inch	2,237.98	4,095.93	2,293.93	4,198.33	2,351.28	4,303.29	2,410.06	4,410.87	2,470.31	4,521.14

The following shall be the new rate schedule for new water and sewer tap installations performed by the City public works department:

Water	5/8 inch – 3/4 inch meter	\$ 850
Water	1 inch meter	\$ 1050
Water	1-1/2 inch meter	\$ 2,500
Water	2 inch meter (compound)	\$ 2,700
Water	2 inch meter (turbo)	\$ 2,500
Sewer	4 inch meter	\$ 950
Sewer	6 inch meter	\$ 1,100
Sewer	8 inch meter	\$ 1,300

The following shall be the new rate schedule for new water and sewer tap installations performed by Developers:

Water	5/8 inch – 3/4 inch meter	\$ 250
Water	1 inch meter	\$ 300
Water	1-1/2 inch meter	\$ 450
Water	2 inch meter	\$ 800
Sewer	4 inch meter	\$ 300
Sewer	6 inch meter	\$ 350
Sewer	8 inch meter	\$ 450

ORDAINED IN MEETING DULY ADVERTISED AND ASSEMBLED on the ____ day of _____ 2018 and upon final reading shall become effective as aforementioned.

Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, City Clerk

First Reading: May 29, 2018
Public Hearing: June 12, 2018
Final Reading:



REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
6/28/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - SPECIAL MEETING

ORDINANCE/RESOLUTION CAPTION:

Motion to enter Executive Session.



REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
6/28/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - SPECIAL MEETING

ORDINANCE/RESOLUTION CAPTION:

Verifying Executive Session Items discussed.



REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
6/28/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - SPECIAL MEETING

ORDINANCE/RESOLUTION CAPTION:

Council may take action on matters discussed in Executive Session.



REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
6/28/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: 06-18-03 - SPECIAL MEETING

ORDINANCE/RESOLUTION CAPTION:

Appointment to fill one of two vacancies on the Board of Appeals Regarding Technical Code Enforcement.

ATTACHMENTS:

Description

- ▣ Resolution 06-18-03
- ▣ BOA Section of City Code

RESOLUTION 06-18-03

APPOINTMENTS TO BOARD OF APPEALS REGARDING TECHNICAL CODE ENFORCEMENT.

WHEREAS, two vacancies currently exists on the Board of Appeals Regarding Technical Code Enforcement and have been advertised.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Hartsville that the following appointment is hereby made to fill an unexpired term ending June 30, 2019.

<u>Committee</u>	<u>Appointed/Position</u>	<u>Term Ends</u>
Board of Appeals- Technical Enforcement		06/30/2019

NOW, THEREFORE BE IT HEREBY RESOLVED, in meeting duly advertised and assembled on the 28th day of June, 2018.

Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, City Clerk

ARTICLE IV. - BOARD OF APPEALS REGARDING TECHNICAL CODE ENFORCEMENT

Sec. 10-91. - Application for appeal.

Except for those persons who are charged with ordinance violations in the jurisdiction of the city's municipal court, any person directly affected by a decision of the building official, other code official or the fire chief (generally, the "code official" for purposes of this chapter 10, article IV) shall have the right to appeal to the city's board of appeals for code enforcement (the "appeals board"), provided that a written application for appeal is filed within 20 days after the day the notice or order was served. An application for appeal may be based on grounds that an alleged code violation is based on an erroneous finding of fact, that the true intent of the code or the rules thereunder have been arbitrarily, capriciously, or incorrectly interpreted or applied, the provisions of code do not fully apply to the situation, or that the requirements of the code are adequately satisfied by other means. In such cases the appeals board may hear witnesses, receive evidence, view the premises, receive arguments; thereafter, the appeals board shall make a de novo decision, without being bound in any way by the decision of the code official or any other intermediate appellate official. The decision of the appeals board shall be reduced to writing and delivered to the all parties to the appeal.

([Ord. No. 4046, 4-21-2011](#); Ord. No. [4119](#), § 1, 5-7-2013; Ord. No. [4324](#), § 4, 3-13-2018)

Sec. 10-92. - Membership of appeals board.

The appeals board shall consist of five members who are qualified by experience and training to pass on matters pertaining to real property, construction or property maintenance and who are not employees of the city. The code official shall not be an ex officio member, and shall not sit with the appeals board either during hearings or during deliberations, and shall have no vote on any matter before the appeals board. The board members shall be appointed by the city council, as the governing body of the city, and shall serve staggered and overlapping terms. So long as such member is qualified, nothing herein shall prohibit the city council from appointing any member of any other board created or established by the city to serve on the appeals board. It is further provided that members of the city's construction board of appeals are qualified and authorized to serve on the appeals board.

([Ord. No. 4046, 4-21-2011](#); Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-92.1. - Alternate members.

The city council may appoint two or more alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership.

([Ord. No. 4046, 4-21-2011](#); Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-92.2. - Chairman.

The appeals board shall annually select one of its members to serve as chairman of the appeals board.

([Ord. No. 4046, 4-21-2011](#); Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-92.3. - Disqualification of member.

A member shall not hear an appeal in which that member has a personal, professional or financial interest.

([Ord. No. 4046, 4-21-2011](#); Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-92.4. - Secretary.

The appeals board may or, in his or her discretion the city manager may, designate a qualified person to serve as a secretary to the appeals board. The secretary shall file a detailed record of all proceedings in the office of the city clerk.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-92.5. - Compensation of members.

Compensation of members shall be determined by law.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-93. - Notice of meeting.

The appeals board shall meet upon notice from the chairman, within 20 days of the filing of an appeal, or at stated periodic meetings.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-94. - Open hearing.

All hearings before the appeals board shall be open to the public. The appellant, the appellant's representative, the code official, the city attorney, and any person whose interests are affected shall be given an opportunity to be heard. A quorum shall consist of not less than two-thirds of the appeals board's membership.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-94.1. - Procedure.

The appeals board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require strict compliance with the rules of evidence, but shall mandate that only relevant information be received. Hearsay evidence may or may not be received, based on the ruling of the chairman on the reliability and nature of such evidence.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-95. - Postponed hearing.

When the full appeals board is not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Sec. 10-96. - Board decision.

- (a) The appeals board can vote to modify, affirm or reverse the decision of the code official only by a positive vote of a majority of a quorum present.
- (b) In the event of a tie vote, the decision of the code official is affirmed.
- (c) When making a decision, in no event may the appeals board waive the requirements of a technical code.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013; Ord. No. [4324](#), § 5, 3-13-2018)

Sec. 10-97. - Records and copies.

The decision of the appeals board shall be recorded in the office of the city clerk, who shall furnish copies to the appellant and to his counsel, to the code official, and to the city attorney, and to any interested person who requests a copy.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Editor's note— Ord. No. 4119, § 1, adopted May 7, 2013 renumbered §§ 10-96.1—10-98 as 10-97—10-100, as set out herein. The historical notation has been retained with the amended provisions for reference purposes.

Sec. 10-98. - Administration.

The code official shall take immediate action in accordance with the decision of the appeals board, as soon as the time for filing an appeal with the Court of Common Pleas of Darlington has expired without an appeal being filed and served, unless the other party agrees that no appeal will be filed.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Editor's note— See editor's note to § 10-97.

Sec. 10-99. - Court review.

Any person whose interests are directly or materially affected by the decision, whether or not a previous party of the appeal, shall have the right to appeal the appeals board's decision to the Court of Common Pleas for Darlington County. Such court shall first decide if such person has alleged sufficient facts to support a claim of legal standing to pursue the appeal, and if so, shall proceed to hear the appeal then, or at such later time as may be convenient to said court. The filing and service of an application for review shall be made in the manner and time required by law following the filing of the decision in the office of the city clerk.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Editor's note— See editor's note to § 10-97.

Sec. 10-100. - Stays of enforcement.

Appeals of notice and orders (except as otherwise provided by the terms of the IPMC) shall stay the enforcement of the notice and order until the appeal is heard by the appeals board, and by the court, as referenced above, if a proper appeal is filed.

([Ord. No. 4046, 4-21-2011](#) ; Ord. No. [4119](#), § 1, 5-7-2013)

Editor's note— See editor's note to § 10-97.