

**CITY OF DARLINGTON
REGULAR CITY COUNCIL MEETING AT 6:30 PM
TUESDAY – MAY 7, 2019**

PRESENT AT MEETING:

Mayor Gloria Hines, Councilpersons: John Segars, Carolyn Bruce, Sheila Baccus, Bryant Gardner, Elaine Reed and John Milling. Also, present: City Manager, Mr. Howard Garland Mrs. Lisa Rock, City Attorney Kevin Etheridge, Police Chief Kelvin Washington, Building Official Alex Gainey, Fire Chief Pat Cavanaugh, Mr. Kinsaul, Mrs. Betty Jackson, Ms. Jannie Lathan, Mrs. Joyce Thomas, Mrs. Rosena James, Ms. Gladys Jules, Mr. Steve Abbott, Mr. Curtis Boyd, Mr. Linwood Epps, Mr. Lamias Muldrow, Ms. Harriett Hobbs, Mrs. Eva Mae Evans, Allison Carraway, Winifred & Brenda Harrington, Isaac Fullard and other visitors.

NEWS REPORTERS

Also present were News Reporters from the News & Press and the Morning News.

INVOCATION & PLEDGE OF ALLEGIANCE

Councilman Bryant Gardner did the invocation which was followed by the Pledge of Allegiance.

APPROVAL OF MINUTES

Upon motion of Councilwoman Carolyn Bruce, Seconded by Councilwoman Elaine Reed to approve the Minutes of April 2, 2019. All approved the motion.

APPROVAL OF MEETING AGENDA

Councilwoman Elaine Reed made a motion to approve the meeting agenda for May 7, 2019. The motion was seconded by Councilwoman Carolyn Bruce. All approved the motion.

REPORT OF STANDING COMMITTEES

A) DARLINGTON DOWNTOWN REVITALIZATION ASSOCIATION – MRS. LISA ROCK

Mrs. Rock said as Executive Director of the DDRA she serves as the Chair of the City's Beautification Board. Mrs. Rock said last month on April 27,

2019 they had more than sixty people gather downtown to show their love for Darlington and take pride in our community to make it a better place. She said they collected close to forty bags of litter, planted more than 700 flowers & bushes, trimmed trees, and painted rusty sign posts and railings. Mrs. Rock thanked everyone who shared their time on Saturday morning and a special thanks to the Darlington Garden Club who began this effort that they continue every Spring and Fall. The DDRA's "Bringing Downtown Alive" Concert series will kick-off Thursday, May 23, 2019, from 7:00 PM – 10:00 PM with the Bout Time Band performing. Mrs. Rock said the evening is sponsored by Pepsi, Wilson Senior Care and Cumulus Broadcasting Radio Station. She said they still have spots available for vendors and sponsors who make these events possible. Mrs. Rock said businesses, individuals, civic groups and churches are invited to join the DDRA as members. They recently welcomed Darlington Presbyterian Church and Sheriff Tony Chavis to their group this month. Mrs. Rock said members can give them a call or send them an email info at buildupdarlington.org and they will feature their news, employee recognitions, sales, new products, special hours and other events with people interested in Darlington as well as TV stations & Radio stations, and newspapers through their text and email news alert. She said membership is \$150 for most businesses; \$100 for civic groups, churches and nonprofits and \$50 for individuals. The application can be downloaded at buildupdarlington.org or just send her an email and she will get it to them or give her a call. Mrs. Rock said the monthly Breakfast is at 8:00 AM, Wednesday, May 29, 2019 at Takis Diner. She said the breakfast is free for members and \$5.00 for others to go toward the meal. Mrs. Rock told Council that they have a list of all upcoming events that's included in their packets.

B) GREATER DARLINGTON CHAMBER OF COMMERCE – MRS. HARRIETT HOBBS

Mrs. Harriett Hobbs said Freedom Fest will be June 29, 2019 from 5:00 - 10:00 PM at the Darlington Raceway. She said they have food vendors coming from Virginia this year. She said they will have people selling different types of food this year such as goat, curry, etc. She said they will have their usual funnel cakes, cotton candy, candied apples, bar-b-que, ice cream and different types of merchandise vendors. There will be amusement rides and bouncy houses for the young kids. Ms. Hobbs said they have different sponsors than they've had in the past. They have someone sponsoring the Hospitality Suite this year. Ms. Hobbs said she

would love for everybody from City Council to come out. They will be using the same company that they used last year to do the fireworks. Ms. Hobbs said they don't charge a fee to get in at Freedom Fest; however, they will charge a \$1.00 per car to park because their expenses have gone up. She said the insurance is out of sight this year because she's having bouncy houses for the babies. Also, the expense for the track went up-they are having to pay the track \$4,000. Ms. Hobbs said she is here again to ask the City to help them with Freedom Fest. She said the City gave a nice amount last year and she would love for us to possibly match that again this year. Councilman Milling asked Ms. Hobbs if she's checks with any of the organizations to see about adding food trucks as a part of the event. Ms. Hobbs said we do have food trucks at our event. She said last year we had ten food trucks. Ms. Hobbs said the problem is when you have so many food vendors they tend to do the same foods and then nobody makes money, so this year she made a promise that she would only have one to two of the same food. Ms. Hobbs said she wants vendors to come to Darlington and have a nice time and make money. Ms. Hobbs said she made a conscience decision to have only one funnel cake person, one hot dog person, and she will have two bar-b-que people. Ms. Hobbs said she has one other event that's coming up on Thursday June 27, 2019 (Carolina Brotherhood). They have firefighters, EMS, Police officers that will be riding and all first responders will do a 600-mile bike ride. They will start in North Carolina, come down through South Carolina and they will be riding through Darlington right past our raceway. Ms. Hobbs said she talked with Kerry Tharpe because Charlotte Motor Speedway hosted them two years ago and if Charlotte Motor Speedway can host them, so can we. Ms. Hobbs said they need a place where they can eat lunch and have a respite because they are pedaling for the fallen and two canines that were killed in the line of duty. She said she will be asking The Rotary Club, Kiwanis Club and business people to see if we can get donations of food, so they can grill hotdogs and hamburgers, supply them water, Gatorade, etc. She said she's talked with Chief Washington and Chief Cavanaugh because most towns have their firemen and police officers welcome them into the City and as they are getting ready to leave Darlington, they wish them Godspeed. Ms. Hobbs said she would love to have people there welcoming them into Darlington.

ANYONE WISHING TO APPEAR

UNFINISHED BUSINESS

Mrs. Betty Jackson – Park at D Avenue & S. Main Street. Mrs. Betty Jackson said they all want to honor and praise Officer Terrance Carraway

for his sacrifice in keeping all safe, but with the population under 7,000 people in the Town of Darlington, we have no need of three parks. She said the City has already spent over \$200,000 and will spend more on a park dedicated to Officer Carraway. Mrs. Jackson said to put another park on the busiest intersection in this City seems excessive and unnecessary. She said the inclusion of a basketball court and picnic tables in a senior citizen neighborhood will be noisy and destructive. She said the young people will be drawn to the basketball court and the picnic tables. Mrs. Jackson said tractor trailers are turning the corner of D Avenue & S. Main Street all day and all night, seven days a week and on holidays. She said the idea of a basketball court and young people in such a congested area is very concerning and lacks a curfew. She said where there is silence implies consent. Mrs. Jackson said she hopes and knows she speaks for her neighbors that cannot and will not speak for themselves as they feel they have no voice in the City of Darlington. Mrs. Jackson said she already has a petition signed by her neighbors with over 200 names, which she presented at the meeting. (Mayor Hines said we will take this for information)

Mr. Michael McKibben who lives at 119 Spring Street said he's lived there for about five years now and he's seen numerous people trip and fall and condition of the sidewalks are deplorable. Mr. McKibben asked Council what the plans or steps need to be taken to resolve those sidewalk issues because somebody is going to get seriously hurt. Mayor Hines said we are getting ready for our budget meeting and we will take this into consideration and talk about it in our budget meeting. Mr. McKibben said his other concern is with people speeding up and down Spring Street. He said Spring Street has become a drag way and he doesn't know what he can do to change that, so he would ask Council's help in getting the word to correct people and perhaps do something to improve the enforcement of the speed limits through this area. Mayor Hines said they will talk to the Chief about this. Councilman Milling asked Mr. McKibben if the sidewalks are a problem on both sides and he said, "Yes, both sides".

Mr. Ernest Boston lives at 121 Allen Street– (Drainage Problems) Mr. Boston said during Hurricane Florence last year, water stayed in his yard for about a month. Mr. Boston said he spoke to the City about it and the drainage problem about fifty yards from his house is stopped up. He said he found out that the elevation of the ditch and he spoke to the Department of Transportation about the elevation at 119 Allen Street that was not allowing the water to drain down the street. Mr. Boston said nothing has been done

yet. Mr. Boston said he drives cab and he's driven around the City and to look at the City and to look at the ditches and the drainage problem, we have a problem. Mr. Boston told Council they may not be aware but if you look at the news the storm is building in the West and it's going to be coming East and there's going to be a ton of water that's going to be dropped in the City of Darlington that has no place to run to. Mr. Boston told Council he thanks them for the crews they have out cleaning the streets, but those people could be better used if they take two crews and start trying to clean out some of the ditches. He said he understands that those ditches are State property, but the City can do something to relieve the problem for the residents, if they want to do it. Mr. Boston said if you start attacking the problem with the drainage every year, Darlington wouldn't have some of the problems they are having with water runoff. He said from November up until now he's seen water in the ditches and in people's yards. Mr. Boston said, "It seems like as Darlingtonians and elected leaders, we should be concerned about cleaning up". Mr. Boston said, "We need to attack the problem and I believe that you have the resources already on hand to do that". He said, "And if somebody says you don't have the resources, then you need to go back and check. Mr. Boston said, "And I think you have the personnel and the equipment to start taking care of this problem; if we take care of the problem over the next three to five years Darlington will not experience the problems they have with the drainage, but if we don't do anything it's going to continue to back up. He said they need to get the word out the only way the water is going to drain properly is that we be proactive.

Mr. Curtis Boyd & Allison Carraway (Memorial Park) Mr. Boyd passed out pictures of the proposed memorial park he wants to put at D Avenue & S. Main Street. Mrs. Allison Carraway said she wanted to speak on behalf of her husband fallen Officer Terrance Carraway and her family. Mrs. Carraway said on October 3, 2018, Sgt. Terrance Carraway paid the ultimate sacrifice. He died to protect those that could not protect themselves. She said her family has been honored with the construction of a memorial park listing all 384 S.C. officers who have died in the line of duty. Mrs. Allison said, "I never thought I would be standing here defending the validity or the intentions of this project, much less its purpose, yet I am". She said Terrance Carraway knew the strength and the power of faith and family because she saw him demonstrate this in interactions with herself and others for over 30 years. She said it is her duty to continue his life's purpose. Mrs. Carraway said she has established the "Terrance F. Carraway Foundation" and is awaiting her completed 501 (c) (3) approval. She said this project is

just the beginning of what's in store and each project will benefit the community in many ways. She said when Terrance was killed Curtis immediately came over to the house to see if they were ok and needed anything. She said once he knew they were ok, Curtis immediately went into "work mode. Mrs. Carraway said, "You see, Curtis, Terrance and I have been friends for over twenty-five years. We started in karate". She said, "We had dinner together, we've worshipped together, and we worked on several projects". Mrs. Carraway said Terrance was also aided by Curtis in helping him establish his business which was "The Spot". She said Curtis was the man who put bows on mailboxes in the community to pay homage to her husband. He was the one who set up a spotlight in the courthouse and with the posters, so people could sign their condolences. Mrs. Carraway said Curtis raised money for the Florence Seven at the Sweet Potato Festival and he came straight to the house with the money and they separated it and he asked that she give equal amounts to the individuals, which she did. Mrs. Carraway said, "The Terrance Carraway Fallen Officers Memorial Park, and I emphasize Memorial, not recreational will not only bring revenue and visitors to our town, it educates and possibly motivates others to selflessly serve". She said, "The fenced in quarter basketball court will be available for multiple uses to serve the community". The intention and purpose will be the acknowledgement of sacrifices made, education through the history presented and bringing our community together for the common good. Mrs. Carraway said April 16th was the official announcement of the Memorial Park and she was elated and proud to see a vast array of support. She said there were Councilmembers that offered support as well as friends and relatives and she was very thankful, and she left knowing that Terrance was pleased. Mrs. Carraway said, "I need for you to know that I do what I do for Terrance only and my sole purpose is to uplift him through his life and his legacy. Mrs. Carraway said the message she took from last Sunday's sermon was let a man examine himself. She said we spend more time examining others than ourselves and asked Council that they examine their attitudes, your appreciation and your dedication.

Mr. Daniel Blathers, brother of Terrance Carraway said he's a native of Darlington and he knows there's a concern that there's too many parks in Darlington, but he's here to say, there's not enough parks in Darlington. Mr. Blathers said when kids have nothing to do they will resort to other things such as violent crimes. Mr. Blathers said he works here, he serves this County and he mentors children. He said he works with kids who were in jail or didn't have a father or anyone to look up to, much less anywhere to go. Mr. Blathers said, "So right now, if we are limiting their options, look

what you're also creating a problem for this community". He said it's not only a park to honor to his brother but it's an inspiration to our kids. He said we all came together back in October and ever since then, so we should come together now and think about what's best for our community and what's best for our kids.

Mr. Curtis Boyd said, "Never would I have thought there would be controversy over putting a park out there, a memorial park". He said the only qualifications when he donated the park to Mrs. Carraway's Foundation was that he wanted a water fountain out there. Mr. Boyd said Terrance like working with the Boys and Girls Club and that's where they came up with the idea of the ballpark-have a 50' x 25' caged in area. He said there will be a 16-foot basketball court where they can play kickball or basketball. Mr. Boyd said they are looking to put 385 names on the park. Mr. Boyd said he is asking for their support. He said one of the Councilmembers asked them to come and ask for support. Councilman Milling asked, "This is something that is being put together by a private foundation. This is not the City of Darlington and so the City of Darlington has not been asked to create anything"? Mr. Boyd said, "Correct". Councilman Milling said, "We are being asked if we would like to make some donation"? Councilman Milling said, "In reality I'm assuming that if the City, on the interest of whether or not they want to make a donation, it will be as to whether or not what you are proposing fits our ordinances and approved by Planning and such things as that". Mr. Boyd said they have already cleared all of that with the ordinances, zoning and everything else has been approved. Councilman Milling said, "I had one person call me today that had no problems with the idea of the memorial park but had some concerns about the basketball court simply because they felt like it could change somewhat the nature of that being, like Mrs. Jackson said, a senior neighborhood and people hanging around". Councilman Milling said another concern was whether there was adequate parking. Mr. Boyd said the days he was out there cleaning people were coming by telling him thank you and how much they loved it. He said Mrs. Jackson did come over with her concern and Mrs. Green next door came over also thrilled to death that her grandchildren can come over and play. Mr. Boyd said it's just a small area in the back-left corner away from the road and for safety it will have a brick wall around it. Councilman Milling said it seems like it's clear with everything else as far as city ordinances is concerned; So, the City cannot do anything to prohibit it from taking place. Mr. Boyd said, "We're not asking for approval, we're asking for a donation from the hospitality funds because it will bring people into the

City”. Councilwoman Reed said, “In view of what’s been voiced about the basketball court and we also have planned the City part of the City park that we have that has the name of Terrence Carraway will include the basketball court, would you consider because of the concerns that’s been voiced from the people in the neighborhood, not have the basketball court”? Mrs. Allison Carraway said, “If you’ll’ notice on the diagram it is a quarter of a court; it’s not a full court, it’s not a half court and it will be interactive. It will have a multi-use purpose for children and adults. Councilman Milling asked Mr. Boyd if the park would be locked after dark and he said, “Yes”. Councilwoman Reed said one of the main reasons for the park on Southern Pine Street was to address the same problem, giving the children something to do, but it’s in area where there are multiple children. She said it is an area to provide the kinds of recreational equipment for all ages. Councilman Milling said Curtis indicated about hospitality funds. Do we have sort of a time when we tell people who are interested in trying to get hospitality funds to come and fill out an application”? Mr. Garland said, “No Sir, we do not have that process”. Councilman Gardner said, “Whenever you get your 501 (c) (3) done, if you’d like to come back, I’m sure we’ll be able to help”. Several councilmembers were talking...and Mr. Garland said, “I don’t mind talking about this in a budget work session”. Councilwoman Bruce said, “I think we need to take this as information tonight and then we can make a decision afterwards”. Mayor Hines agreed to take this as information. Mrs. Carraway said she appreciates Council’s consideration and for listening to their information.

UNFINISHED BUSINESS

A) SECOND READING ORDINANCE 2019-07 ZONING OF 504 YOUNG STREET – R-10

Councilman John Milling made a motion to approve Second Reading on Ordinance 2019-07 Zoning of 504 Young Street as R-10. Councilman Bryant Gardner seconded the motion. All approved the motion.

B) SECOND READING ON ORDINANCE 2019-08 REZONING SECOND BLOCK OF PEARL STREET

Councilman John Milling made a motion to approve Second Reading of Ordinance 2019-08 Rezoning Second Block of Pearl Street. Councilwoman Elaine Reed seconded the motion. All approved the motion.

NEW BUSINESS

MAYOR'S AWARDS – MAYOR GLORIA C. HINES

Mayor Hines said she wanted to recognize Mr. Isaac Fullard and Mr. Steve Abbott. She said Mr. Fullard works around the Square and he keeps it clean. Mayor Hines said one person that didn't get recognized prior was Mr. Steve Abbott. She said during Christmas time Steve was the one that went out and connected the music and made sure it was turned on in the evening and turned off at the designated time. Mayor Hines said Mr. Abbott also takes care of all of the microphones for us. She said she wanted to recognize these two young men to let them know we care about them and appreciate them. Mayor Hines presented both Mr. Fullard and Mr. Abbott with a plaque. Pictures were taken with each separately, then a picture with all of them together.

MISS DARLINGTON – MS. TESSA ARQUETTE

(Not Present)

FATHERHOOD – MAN-TO MAN – MR. DERRICK DEAS

Mr. Daniel Blathers spoke on behalf of Mr. Derrick Deas because he was unable to attend. Mr. Blathers said the Man-to-Man Fatherhood Initiative has been around since 2000. He said they serve five counties, Florence, Darlington, Marlboro, Chesterfield and Dillon. He said they provide fathers with services from employment, child support visitation, economic stability, record expungement and numerous other services. Mr. Blathers said children need their fathers. He said children have better success in school, athletics and life when their fathers are involved. He said Man-to-Man is what's considered as an ATI Program-An Alternative to Incarceration. He said a lot of times when you see someone at Family Court, before a Judge will put them in jail, they will send them to us to provide services to get them back on track. Mr. Blathers said in the Pee Dee Region since 2002 over 2,322 fathers have been served by Man-to-Man. In 2018 they have served 424 participants; 921 children in which 23% of the fathers had improved relationships with their children and over 90% participated in child and father activities. He said over \$72,256 was paid in child support in 2018 and they saved taxpayers over \$1.2 million dollars through jobs and not jail. He said in Darlington they served over 400 participants since 2017 and has saved taxpayers in Darlington County \$105,000. Mr. Blathers said his Director wants to schedule another meeting in which they will request funds for their program, and they wanted to make sure Council knew the impact that Man-to-Man had here. Mr. Blathers said they are looking for an office that they can use here. He said with their program participants are

provided with a meal at their meetings and they also provide transportation for them. Mr. Blathers said through a strong fatherhood program they can make fathers a part of their children's lives. He said no matter what background the fathers come from or where they come from they need to make sure they can be fathers to their children. He said they are here to work with the citizens of Darlington, City Council and anyone that wishes to volunteer to work with their program. Mayor Hines asked Mr. Blathers how many they represent in the City of Darlington and he said, "forty". Councilwoman Baccus asked Mr. Blathers when do they meet in Darlington? Mr. Blathers said every Wednesday at 4:00 PM at the Florence-Darlington TEC in Hartsville. Mr. Blathers said they pick the participants up and take them to Hartsville.

PEE DEE RTA – MR. DON STRICKLAND

Mr. Strickland, Interim Executive Director for PDRTA, said he wanted to give Council an update on the bus ridership. He said the service itself is doing great. Mr. Strickland said the operators are doing a wonderful job promoting the service because they will stop when they see someone walking, they will stop, open the door and ask if they know about the bus service. Mr. Strickland said residents have become more aware and they know it's a safe, dependable ride. Mr. Strickland thanked the City for previous contributions to help them sustain the service. He said 75% of their funding comes from the Federal Government; they get approximately 15% from the State and they need approximately 15% on the local level. Mr. Strickland said through the State they have been able to secure some new technology. He said anybody with a smartphone will be able to track where the bus is. He said they will be able to share this with the hospital, Pee Dee Healthcare and all the different locations. Mr. Strickland said the Darlington-Florence commuter bus is not doing as well as the DART bus. He said the Saturday service is still doing well. Mr. Strickland thanked Council for their continued support.

HOSPITALITY TAX FUDNING REQUESTS (FREEDOM FEST & VETERANS MEMORIAL

Mr. Garland said Freedom Fest is asking for \$15,000 which is the same amount we have given them the last five years, so he recommends \$15,000 to come out of the hospitality tax account. **Councilman Bryant Gardner made a motion to approve \$15,000 for Freedom Fest. Councilwoman Elaine Reed seconded the motion. All approved the motion.** Mr. Garland said the Veterans Memorial is expanding. We gave them \$75,000

in 2013 & 2014 when they were putting it together. They are now requesting \$10,000 to add three more walls which room for another 900 plus bricks will be. **Councilman Bryant Gardner made a motion that Council approve \$10,000 for the Veteran’s Memorial. Councilwoman Carolyn Bruce seconded the motion. All approved the motion.**

TRASH CONTAINER ORDINANCE DISCUSSION – MRS. LISA ROCK

Mrs. Rock said she was asked by some members of Council and some residents to look at our ordinance as far as the roll carts themselves being placed on the street and when they are taken in. (Mrs. Rock provided Council with a proposed ordinance) Mrs. Rock said based on research from eight other municipalities (Camden, Florence, Hartsville, Lake City & Sumter), most of them do have a specific time that your trash can is supposed to be put out and a specific time that it needs to be taken back in. She said some of the towns don’t list the specific time such as our ordinance; Dillon doesn’t list a time and Florence just lists “out of sight until time of collection”. Mrs. Rock said the proposed ordinance addresses the pickup point of the roll carton the pickup day set by Council; Roll carts shall not be placed further than 3’ from the edge of the curb, on street or roadway, in front of or adjacent to a mailbox, placed in or left in the driveway or roadway as to inhibit ingress or egress or otherwise block traffic or cause a traffic hazard; on sidewalks, entrances, walkways, driveways, streets or on the property of another, etc. She said this would put specific language that the Codes Enforcement or Police Officers could address with an individual. She said the proposal includes adding the notions that injurious items are prohibited. Mrs. Rock said the injurious materials is more of a safety of the employees emptying the cans such as hazardous materials or needles. Mayor Hines asked if we’ve had any problems with this? Mr. Garland said we’ve had a few needles that weren’t covered and if somebody gets stuck by one they must go to the hospital and get checked out and tested. Mr. Garland said we have also had instances over the years where people will put radioactive waste in the trash and it reads on the Geiger counter such as somebody that’s getting chemotherapy and they aren’t aware of it. Councilman Milling said what about diabetics that need to use needles. Mrs. Rock said you would want to make sure that they are put in some sort of container, so it won’t easily stick someone. She said container liners are permitted; containers shall be moved by producers to curbside no earlier than 5 p.m. on the day preceding collection & returned to side or rear yard of property no later than 8 p.m. on the day of collection; a householder who

fails to remove a container from the curbside within 24 hours after the designated collection day shall be in violation of this article; Backyard garbage service to disabled persons with physical handicaps may, at the direction of the public services director, be provided when there is not one in the residence, or employed by the household, physically capable of moving the roll cart from the backyard to the curbside. A doctor's statement of disability must be furnished to substantiate existence of disability. Mayor Hines said, "The Senior Citizens that fill out the form, as it stands now, they go pick up their trash and put it back"? Mrs. Rock said, "Yes". The proposed ordinance further states roll carts and the surrounding area shall be kept in a sanitary condition by the householder or tenant. Repair or replacement of roll-out carts under normal wear and tear or because of negligence of city collection forces shall be the responsibility of the city. Any repairs or replacement due to negligence of the property owner or tenant shall be the responsibility of such party which our current ordinance doesn't say anything about that. Councilwoman said she wanted to go back to #7. She asked, "with this statement in there, our city worker can go and get the cart"? Mrs. Rock said this just codifies that. Councilwoman Reed said. "Right now, the workers say they can't do all of that. Like the seniors in my neighborhood, we go pull them out". Mrs. Rock said household garbage shall be placed in roll-a-waste containers so that contents shall not extend above the rim of the container which shall always be closed except when filling and emptying. Mrs. Rock said for the purposes of enforcing Sec. 70-1(e) notice of violation shall be issued by police officers, codes enforcement officers or any other person authorized to enforce municipal ordinances. Mayor Hines asked what happens around Christmastime when people have a lot of trash. Mrs. Rock said, I think that's probably an exception. Mrs. Rock said any such person found guilty of violating this article shall be fined no less than \$25.00 or no more than \$100.00 plus authorized costs and assessments. In lieu of the monetary fine, the court may impose litter gathering labor or other such public services. Mrs. Rock said the City of Hartsville and the City of Lake City their penalties are \$100-\$500 plus costs or 5-30 days in jail. Councilman Milling said, "Can we put something in there where Codes enforcement or somebody does have the ability to exercise some discretion as the Mayor said"? Mrs. Rock said we can certainly add or take out anything you want. Councilwoman Bruce asked, "You said there were a lot of complaints from citizens". Mrs. Rock said, "We had several citizens that complained over the years for various locations". Councilman Gardner asked, "When they have these issues, who do they usually call"? Mrs. Rock said, "Howard". Mr. Garland said

sometimes the calls go to Ms. Carroll and sometimes to Alex. Councilwoman Bruce said concerning Item #7, are they asking people to give their personal information as it pertains to their disability”? Mrs. Rock said it could simply be a letter from the doctor saying this person is exempt from taking their roll cart out and not necessarily specifying a reason. Mr. Garland said if you recall during Hurricane Florence they got the list from the Street Department of the folks that have backyard pickup and they used that list to go check on them. Council agreed to have more discussion on this. (Received as information)

FIRST READING ON ORDINANCE 2019-09 DUKE ENERGY QUARTERLY FRANCHISE FEE

Mayor Hines said usually Duke Energy has paid us annually, but we have asked them to pay us quarterly. Mr. Garland said we usually get our franchise fee from Duke Energy in June, but from a cash flow standpoint we are cash poor in December and January, so we can get some of that money quarterly. He said Duke Energy has agreed to do this, we must amend the agreement that we have with them to show that. Mr. Garland said he checked with Clerk/Treasurer Ms. Pridgen and she agreed it would be nice to have some of that money in December. **Councilman Bryant Gardner made a motion to accept First Reading on Ordinance 2019-09 Duke Energy Quarterly Franchise Fee. Councilwoman Elaine Reed seconded the motion. All approved the motion.**

Mayor Hines said we will have executive session and we may or may not vote.

REMINDERS

Tuesday June 4, 2019 at 6:30 PM - Regular Monthly Meeting Darlington City Council

EXECUTIVE SESSION

Upon motion of Councilwoman Carolyn Bruce, seconded by Councilwoman Elaine Reed to go into Executive Session at 7:45 PM to discuss Recreation possible property purchase, Economic Development Possible property purchase, Possible Property Sale) The City of Darlington May or May not vote after Executive Session. All approved the motion.

(5 MINUTE BREAK)

EXECUTIVE SESSION ENDED

Councilwoman Carolyn Bruce made a motion to go out of Executive Session at 8:26 PM, which was seconded by Councilwoman Sheila Baccus.

Mayor Hines said in Executive Session we talked about recreational possible property purchase. **Councilman Bryant Gardner made a motion that we make an option to purchase the property \$2,500 down payment for a 120-day option.** Mr. Garland asked that somebody read the parcel numbers. Councilwoman Elaine Reed we will pay \$2,500 to obtain the portion of 166-00-02-001 fronting on US Highway 52. **Councilman Bryant Gardner seconded the motion.** Mayor Hines said option as tax parcel 166-00-02-054 as a portion of 166-00-02-001 (all except the frontage) for a sum of \$2,500 as a deposit. **All approved the motion.**

Mayor Hines said the next piece of property discussed was 101 Exchange Street. **Councilman Bryant Gardner made a motion that we approve the release of 101 Exchange Street to Victor Webster (Webstar Properties, LLC) on the condition that City Attorney Kevin Etheridge gets all of the appropriate paperwork. Councilwoman Elaine Reed seconded the motion. All approved the motion.**

Mr. Garland said Budget Work Session will be Thursday night at 6:00 PM.

ADJOURNMENT

Upon motion of Councilman Bryant Gardner, seconded by Councilwoman Elaine Reed, the meeting adjourned at 8:30 PM.

Mayor

ATTEST:

Clerk & Treasurer