

# CITY OF MULLINS

151 E. Front Street  
P. O. Drawer 408  
Mullins, South Carolina 29574



PHONE: (843) 464-9583  
FAX: (843) 464-5202

## **Raymond Pridgen Auditorium Tuesday, October 10, 2017 6:00 P.M.**

### **A G E N D A**

- 1. Call Meeting to Order & Welcome:** Mayor McMillan  
**Pledge of Allegiance:**  
**Invocation:**
- 2. Disclosure that local media has been informed of meeting pursuant to South Carolina Freedom of Information Act:**
- 3. Approval of Agenda:**
- 4. Consent Agenda:**
  - (a) Approval of Minutes – September 12, 2017 – City Council Meeting
  - (b) Approval of Minutes – September 26, 2017 – Special City Council Meeting
  - (c) Approval of Monthly Bills
- 5. Old Business:**
  - (a) Consideration of a proposal from Judge Dan Barker of the Marion County Magistrate’s Office for an Intergovernmental Agreement that

**Page Two**  
**City Council Meeting Agenda**  
**Tuesday, October 10, 2017**

would allow Marion County Magistrates to hold bond hearings for the City of Mullins.

**6. New Business:**

(a) First Reading of Ordinance #17-004, an Ordinance to amend section 6.01.111 of the City Code of the City of Mullins (Keeping Animals) to require pet owners to remove any excrement which might be deposited by such pet.

(b) Consideration regarding donation of approximately 3.1 acres of land on Academy Street to Pee Dee Community Action Head Start for the construction of a proposed education center.

(c) Consideration of a proposal from AWHS Architects for design services related to an archives storage room for the proposed African American Museum.

**7. Possible Executive Session:**

(a) Re: Negotiation of Contractual proposal from Marion County Magistrate's Office

**8. Return to Open Session**

**9. Committee Reports:**

Police – Council Member Terry Davis  
Fire – Mayor Pro Tem Pat Phillips  
Recreation – Council Member Jo Sanders  
Street/Sanitation - Mayor Pro Tem Pat Phillips  
Finance – Council Member Carolyn Wilson

**10. Comments:**

**11. Adjournment:**

**City Council Meeting  
October 10, 2017  
Old Business Item (a)**

**Consideration of a proposal from the Judge Dan Barker of the Marion County Magistrate's Office for an Intergovernmental Agreement that would allow Marion County Magistrates to hold bond hearings for the City of Mullins.**

Bond hearings are currently held by our Municipal Court Judge and Assistant Judge up to twice per day, seven days per week. In order to hold these hearings, our police officers must transport suspects from the Marion County Detention Facility. This creates a number of personnel and liability issues for the Police Department and the City. Weekend staffing creates even more issues because there are fewer officers available for transport.

The Chief County Magistrate, Judge Dan Barker, submitted a proposal to the City that would allow county magistrates to set bonds for our suspects at the Marion County Detention Facility. This would remove any and all needs to transport suspects for bond hearings. This proposal would also eliminate the need for us to have a municipal judge available twice daily, including weekends.

The initial proposal covered weekends only. However, after meeting with our municipal judges, I requested that Judge Barker submit a proposal that would allow county magistrates to hold all bond hearings.

Any proposal would need to be approved by a vote of City Council.

# Mullins Weekend Bond Court Proposal

1. Upon approval and signing of memorandum of agreement the Marion County Summary Court would provide bond court coverage for all weekend and holidays for the Mullins Municipal Court.
2. The City of Mullins would pay the County of Marion a yearly supplemental fee for bond court services to run for the duration of the contract.
3. The supplemental fee would be the following:
  - a. \$9,000.00/year for 3 magistrates
  - b. \$4,000.00/year for 4 clerks
4. The supplemental fee would be evenly distributed between clerks and magistrates and be in addition to their base salary.
5. Magistrates and clerks of Marion County Summary Court would provided services with the following breakdown of procedures:
  - a. Inmate is arrested and transported to transported to Marion County Detention Center by Mullins PD
  - b. Upon arrival, arresting officer would complete an arrest/bond sheet and provide detention staff with a charging document (warrant, ticket, or city ordinance), copy of incident report, criminal history, and victim information.
  - c. Detention staff would prepare booking and forward all documents to the Marion Summary Court.
  - d. Arresting officer would notify any victims of pending bond hearing date and time and indicate notification on arrest/bond sheet.
  - e. Bond hearing would be conducted by on-call bond judge within 24 hours of arrest.
  - f. Upon completion of bond hearing, all necessary paperwork would be transmitted to the County of Marion Clerk of Court for General Sessions cases with a copy transmitted back to the Mullins Municipal Court.
  - g. Upon completion of bond hearing, all necessary paperwork would be transmitted to Mullins Municipal Court for all City of Mullins Municipal Court cases.
  - h. All transmittals from the Marion Summary Court will be done on the next business day.
  - i. Marion County Detention Center will be responsible for notification to victims of all releases or change of custody.
  - j. Marion on call judge will be available 24 hours on all weekends and holidays for arrest warrants and search warrants as needed.

- k. All bond hearings will be held within 24 hour of arrest unless an additional 24 hours is requested in writing by the investigating officer and approved by the on call judge.

The procedure will allow the City of Mullins to have proper bond court coverage on all weekends and holidays without having to employ any staff outside of the police department that make the actual arrest. These procedures will save the City of Mullins the employee's salaries plus any overtime that would be used. In addition, the city will save travel expenses from transporting inmates back and forth from the detention center to the city court. Most importantly, the reduction of unnecessary transports, by the officers back and forth from the detention center to the city court, will improve safety for the officers, the inmates, and the citizens.

As to the supplemental fee breakdown, the following was taken into consideration:

- 52 weekends with 4 court sessions possible each weekend
- 10-12 potential holidays with 2 court sessions each holiday
- Average bond court session of 2 hours
- At least 2 staff members (1 clerk, 1 judge) required for each session
- With 52 weekends and using 10 holidays there are a potential of 228 bond court sessions
- \$9000.00 divided by 228 would yield \$39.47 per session or \$19.74/hour for judges
- \$4000.00 divided by 228 would yield \$17.54 per session or \$8.77/hour for clerks

**City Council Meeting  
October 10, 2017  
New Business Item (a)**

**First Reading of an Ordinance to amend section 6.01.111 of the City Code of the City of Mullins (Keeping Animals) to require pet owners to remove any excrement which might be deposited by such pet.**

Councilman Kitchen requested council amend our current animal control ordinance to include a requirement that owners clean up after their pets when walking them on public or private property. The added language is shown underlined on the draft revision below.

**Sec. 6.01.110. - Keeping animals.**

(a)

The owner shall keep his pet under restraint at all times. The pet shall not be allowed off his property without the permission of the owner of the other property.

(b)

The owner must ensure the pet stays off of all state and city roads at all times, unless being walked on a leash out of the way of traffic. The owner shall have in his possession a device for the removal of any excrement which might be deposited by such pet. Any person who owns or controls a pet which deposits excrement upon any property, public or private shall promptly remove such excrement to a proper receptacle located on property owned or possessed by such person. This provision shall not apply to blind or physically handicapped persons while walking with their pet.

(c)

The owner shall confine, within a building or secure enclosure, every vicious pet and shall not take such pet out of such enclosure unless the pet is securely muzzled and under restraint.

(d)

Every female pet in heat shall be kept confined in a building or secure enclosure, or in a kennel in such a manner and to make breeding with strays impossible.

(e)

Regardless of weather conditions, owners must provide at all times for all outdoor pets a proper dog house as defined in [section 6.01.010](#).

(f)

All animals must be provided with clean water at all times. In winter, any water that has frozen overnight must be replaced with liquid water within 90 minutes of sunrise and must not be allowed to freeze during the day.

**City Council Meeting  
October 10, 2017  
New Business Item (b)**

**Consideration regarding donation of approximately 3.1 acres of land on Academy Street to Pee Dee Community Action Head Start for the construction of a proposed education center.**

Council previously discussed the possibility of donating a parcel of land to the Pee Dee Head Start for the purpose of constructing a new school on the property. Pee Dee Head Start plans to hire an architect and begin the design phase once they have a parcel of property designated for the project.

Any sale or donation of property will require two readings of an ordinance. I am asking council to confirm their willingness to sell or donate this parcel prior to asking City Attorney Bob Corley to draft the ordinance.

**City Council Meeting  
October 10, 2017  
New Business Item (c)**

**Consideration of a proposal from AWH Architects for design services related to an archives storage room for the proposed African American Museum.**

Council budgeted \$25,000 toward the museum project. The newly appointed Museum Committee met and agreed to recommend council approve the proposal for the design of a secure, climate controlled records storage room. This room would be located inside the unfinished portion of the railroad depot and will be used to house any archives collected for the museum. The plan will allow the room to become part of the completed museum for use as storage or display.

Design costs will be \$6570 for the room, which will leave \$18,430 for construction. Actual costs for the construction of the room will likely exceed that amount requiring additional allocation of funds for the project.





Mr. David Hudspeth  
City Administrator  
Town of Mullins, SC 29574

Re: A/E Fee Proposal  
Archives Storage Room

Dear Mr. Hudspeth:

Ard, Wood, Holcombe & Slate Architects are pleased to submit our fee proposal to provide Construction Documents for the proposed Archives Storage Room to be located in the Tobacco Museum in Mullins, SC.

Our fee proposal is based on our recent phone conversations and the Scope of Services listed below.

**SCOPE OF SERVICES:**

- Collect the program information on the use of the Archives Storage Room.
- Provide a preliminary floor plan with information on the layout of the space for the intended use for review and approval prior to completion of the construction documents.
- Provide a construction estimate.
- Provide final Construction and Bidding Documents as follows:
  - Code Analysis and Life Safety Plan
  - Floor Plan and Details
  - HVAC Plan
  - Electrical Lighting and Power Plan

**INFORMATION PROVIDED BY OWNER:**

- Location of existing power panel(s) to provide the required power for the new HVAC, Lighting and General Power for the Storage Room. AWHS will provide the amount of power required.

**SERVICES NOT INCLUDED:**

- The following services are not covered in our fee proposal at this time. These services can be provided when required.
  - Site Visits
  - Construction Administration and Bidding Services

Mr. David Hudspeth  
City Administrator  
A/E Fee Proposal  
Archives Storage Room  
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**FEE PROPOSAL:**

Architectural:	\$2,550.00
HVAC:	\$2,400.00
Electrical:	\$1,620.00
<b>Total Fee:</b>	<b>\$6,570.00</b>

If our fee proposal is agreeable to you, please sign in the space provided below and return a copy to us which will serve as our NOTICE TO PROCEED.

Very truly yours,  
ARD, WOOD, HOLCOMBE & SLATE, INC.



Charles W. Slate, AIA  
September 26, 2017

AGREED:

By: \_\_\_\_\_ Date: \_\_\_\_\_

To: Mayor + members of Council

From: Reggie McDaniel

Date: October 5, 2017

Re: Museum Monthly Report - September 2017

Sixty-four visitors toured the museum in September, broken down as follows: Pelee Area, 11; In-state - 32; out of state - 20; International 1 (Sweden)

We had one group from Muskegon dated on the 18th, "Old Coast motorcycle club" with 21 members.

As every year, we open free for the Golden Leaf Festival - and had 338 admissions

**MULLINS POLICE DEPARTMENT**  
151 E. FRONT ST  
P.O. DRAWER 408  
MULLINS, SC 29574

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**CHIEF OF POLICE MICHAEL J. BETHEA**  
PHONE: (843) 464-0707  
FAX: (843) 464-0722

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October 4, 2017

Mullins City Council  
151 E. Front St.  
Mullins, SC 29574

To City of Council Members:

I have included our monthly report what will show a break down and comparison of reported crimes in the City of Mullins for the month of September. If you have any questions in regards to this report, I would be more than happy to sit down and go over each one in detail. Since our last meeting we have had:

- Three of our new employees / Cadets have left early for the Police Academy
- Two City wide events took place without any major incidents (Golden Leaf & BBQ)
- In the process of hiring two new officers
- Actively working on and solving old and new cases

I would like to extend an open invitation for all council members, to take part of our "Ride Along Program". If you are interested, please get in contact with Captain Mostowski or myself. Again, thank you very much for your continued support of myself and the department.

Sincerely,

A handwritten signature in blue ink that reads 'Michael J. Bethea'.

Chief Michael J. Bethea





## MULLINS HIGH SCHOOL

*The Strength of the Indian is in the Tribe.*

Michael Stone, Principal  
747 Millers Road  
Mullins, SC 29574

Phone: (843)464-3710  
Fax: (843)464-3717  
[mstone@marion.k12.sc.us](mailto:mstone@marion.k12.sc.us)

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September 25, 2017  
Phil Mostowski  
151 E. Front St. /P.O Drawer 408  
Mullins, SC 29574

Dear Captain Mostkowski,

Thank you for coming to Mr. Vish second block class on Thursday, September 21, 2017. The session was very informative and helped us connect math to the real world. Your explanation of how to calculate the average and instantaneous speed of a moving vehicle was very educational. You took our basic knowledge of distracted driving and showed us the reality of how dangerous it could be. We appreciate you for letting us take a look inside your car and see exactly how the speedometer and radar function.

Sincerely,

*Kevin (Vish)*

*f*

Mr. Vish 2<sup>nd</sup> Block Class

*Calculus-Honors Students*



*Taking The Higher Ground For Mature Adults*

September 28, 2017

Corporal Ryan King  
Mullins Police Department  
151 East Front Street  
Mullins, South Carolina 29574

Dear Corporal King:

I would like to sincerely thank you for your most generous donation of food to an elderly man (Mr. Jimmy Turbeville) of Mullins, South Carolina who indicated that he did not have anything to eat in a few days and would not be receiving his check until the first week of October. Your kind deed, thoughtfulness and the expeditious manner in which you responded will not be forgotten! You truly went above and beyond the call of duty to come to the aid of a senior in need.

Just to give you a little background information about our agency, we are called Vantage Point Area on Aging, Aging, Disability and Resource Center, a Division of CareSouth Carolina, Inc. in Hartsville and cover the entire Pee Dee Region. There are ten Area Agencies on Aging in the state of South Carolina and we are considered Region VII. The local County Councils on Aging provide home delivered and group meals, transportation, (Darlington & Florence counties provide home care services) and arthritis exercise programs. Also, I have enclosed our agency brochure so that you will be aware of the services our agency provides. Lisa Brewer, Executive Director of the Marion County Council on Aging, will be handling Mr. Turbeville's situation.

Again, thank you for your generosity! You are indeed an asset to the Mullins Police Department!

Sincerely,

A handwritten signature in black ink that reads "Laura Ann Ketter".

Laura Ann Ketter  
Senior Center Programs Regional Coordinator  
Vantage Point Area Agency on Aging,  
Aging, Disability and Resource Center,  
a Division of CareSouth Carolina, Inc.  
Hartsville, South Carolina

**C: Chief Michael Bethea**

**Lisa Brewer**

*1268 South Fourth St.  
Hartsville, SC 29551  
843.383.8632  
Fax 843.383.8754  
A division of CareSouth Carolina*

MULLINS POLICE DEPARTMENT  
INCIDENT REPORT

CASE NUMBER

1 7 0 0 3 8 0 9

NCIC

INQ. ENTD.

INCIDENT TYPE		COMPLETED	FORCED ENTRY	PREMISE TYPE	UNITS ENTERED	TYPE VICTIM	
1. NRP - WELFARE CHECK		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO	28		<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Business <input type="checkbox"/> Financial Inst. <input type="checkbox"/> Government <input type="checkbox"/> Relig. Orgn <input type="checkbox"/> Soc./Public <input type="checkbox"/> Other <input type="checkbox"/> Unknown <input type="checkbox"/> Police Off.	
2.		<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO				
3.		<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO				
INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER)				ZIP CODE	WEAPON TYPE		
147 N. MAIN ST APT. F, MULLINS SC				29574			
INCIDENT DATE	24 HR. CLOCK	TO	DATE	24 HR. CLOCK	DISPATCH DATE/TIME 24 HR. CLOCK		LOCATION NO
09/25/2017	1713		09/25/2017	1730	DISP DATE	DISP TIME	TIME ARRIVED
					09/25/2017	1713	1716
					DEPART TIME		1745
COMPLAINANT'S NAME (LAST, FIRST, MIDDLE)			RELATIONSHIP TO SUBJECT			RESIDENT	RACE
KETTER, LAUREN AREA AGENCY ON AGING			OK			J	S O U
ADDRESS			CITY			STATE	ZIP CODE
216 S SECOND ST			HARTSVILLE			SC	29550
VICTIM'S NAME (LAST, FIRST, MIDDLE)			RELATIONSHIP TO SUBJECT			RESIDENT	RACE
TURBLEVILLE, JIMMY						J	S O U
HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.			
ADDRESS			CITY			STATE	ZIP CODE
147 N MAIN ST #F			MULLINS			SC	29574
VISIBLE INJURY (VICT 1) <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO EXPLAIN -							
VICTIM (NO. 1) USING ALCOHOL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK. DRUGS: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK.							
<input type="checkbox"/> TWO-MAN VEH <input type="checkbox"/> ONE-MAN VEH <input type="checkbox"/> DETECTIVE/SPLASMT. <input type="checkbox"/> OTHER <input type="checkbox"/> ALONE <input type="checkbox"/> ASSISTED							
J - This Jurisdiction S - State O - Out of State U - Unknown							
<input type="checkbox"/> SUSPECT		SUBJECT NAME (LAST, FIRST, MIDDLE)			RACE	SEX	AGE
<input type="checkbox"/> RUNAWAY		NO OFFENDER,			U	U	00
<input type="checkbox"/> WANTED		FACIAL HAIR, SCARS, TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.					
<input type="checkbox"/> WARRANT		ADDRESS					
<input type="checkbox"/> ARREST		CITY			STATE	ZIP CODE	LOCATION NO.
<input type="checkbox"/> JAIL							
<input type="checkbox"/> SUMMONS		SUBJECT (NO. 1) USING ALCOHOL: <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK.		ARRESTED NEAR OFFENSE SCENE <input type="checkbox"/> YES <input type="checkbox"/> NO		DATE/TIME OF OFFENSE	
		DRUGS: <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK. TYPE:		TOTAL # ARRESTED 0		09/25/2017 1713	

Offenses:  
WELFARE CHECK

On the above date and times I, Cpl. King responded to the above location in reference to a welfare check. Prior to arrival central reported the complainant was out of town, but reported the individual she was calling about had not ate any food in two days. Upon arrival I made contact with Jimmy Turbleville. Jimmy reported he was medically fine and did not need EMS. Jimmy stated he was just hungry because he had not really ate in a couple of days. Jimmy reported he did not have any family nor money to get food with. I, Cpl. King advised Jimmy that I would go to the grocery store and get some food and drinks for him. I, Cpl. King then arrived at the grocery store where myself and Pfc. MCGiboney bought Jimmy some food and drinks. Jimmy was then delivered the food and advised of additional resources to help him. I, Cpl. King then spoke with the caller Lauren Ketter who worked with Area Agency on Aging in Hartsville, SC. Ketter reported that she had received the information from someone, but was unable to get the Marion County Council On Aging to bring Jimmy food today. Ketter was advised that I had bought Jimmy some food to last for a couple of days. Ketter reported that Council on Aging would bring Jimmy additional food tomorrow. Call was then cleared.

TYPE (GROUP)		JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY		JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY	
Burned				TOTAL VALUE	
Count/Forged					
Dest./Damaged					
Recovered					
Seized					
Stolen					
Unknown					
SUBJECT IDENTIFIED		SUBJECT LOCATED		<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> ADM. CLOSED	
<input type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> ARRESTED UNDER 18 <input type="checkbox"/> EX-CLEAR UNDER 18	
				<input type="checkbox"/> ARRESTED 18 AND OVER <input type="checkbox"/> EX-CLEAR 18 AND OVER	
REASON FOR EXCEPTIONAL CLEARANCE. 1 <input type="checkbox"/> OFFENDER DEATH 2 <input type="checkbox"/> NO PROSECUTION 3 <input type="checkbox"/> EXTRADITION DENIED 4 <input type="checkbox"/> VICTIM DECLINES COOPERATION 5 <input type="checkbox"/> JUVENILE - NO CUSTODY					
REPORTING OFFICER(S)		DATE	UNIT NUMBER	APPROVING OFFICER	
CPL RYAN B. KING		09/25/2017	215	LT BRANDON K. GORE	
				DATE	
				09/25/2017	
				UNIT NUMBER	
				207	
FOLLOW-UP INVESTIGATION OFFICER					
<input type="checkbox"/> YES <input type="checkbox"/> NO					



**Public Comments Request  
Or  
Request For Agenda Consideration**

We appreciate the advice and council of the public; therefore, we allow a period for public comments. Complete the form below and give to the Clerk/Treasurer before the meeting begins.

The Mayor Pro Tem will recognize each speaker and designate the amount of time allowed to present (up to 5 minutes); if more than three presenters are present, time allowed to each presenter may be lessened.

We do not allow complaints regarding personnel or employees in the public comment period.

All questions or comments are to be directed to the Mayor Pro Tem for answers or the Mayor Pro Tem may ask for Council Member(s) to volunteer to answer specific comments.

Council does not have to respond or take action prior to next subsequent meeting.

PUBLIC COMMENTS

Name: Jennie Elliott

Address: 3105 Collins Rd,

Mullins, S.C. 29574

GROUP or ORGANIZATION

Self

SUBJECT

Mayers Mem. Cemetery

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_