

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA
Regular Meeting – July 19, 2005 – 6:00 p.m.
Linda N. Eddleman, Clerk to Council

MINUTES

All area newspapers, radio stations and television stations were informed of this meeting in compliance with the guidelines set forth in the *Freedom of Information Act*.

PRESENT

Chairperson Gracie S. Floyd, Presiding
Vice Chairman Larry E. Greer - District #3
G. Fred Tolly – District #1
Bill McAbee – District #4
Michael Thompson – District #5
William C. Dees – District #6
Cindy Wilson – District #7
Michael Cunningham – Asst. Administrator
Tom Martin – County Attorney
Linda N. Eddleman - Clerk to Council
Tammie Shealy – Deputy Clerk to Council

ABSENT

Joey Preston – Administrator

(During times of discussion and presentations the minutes are condensed and paraphrased.)

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, July 19, 2005 at 6:00 p.m.

Chairperson Gracie S. Floyd called the meeting to order and Mr. Bill Dees gave the invocation. Everyone pledged allegiance to the flag of the United States of America.

Mr. Larry Greer announced that he had a special lady residing in his district who was born on July 23, 1905. Her name is Elsie Teasley Roland Richey and she will be 100 years old on Saturday. He said that he would present Ms. Richey with a resolution at the next Council meeting.

Chairperson Floyd also said that she had planned to introduce someone but the item was left off of the agenda. She asked for a motion to amend the agenda to allow her permission to introduce the individual. Chairperson Floyd moved and Mr. McAbee seconded to amend the agenda to allow the addition of the item. Vote was unanimous.

Chairperson Floyd announced that the County had a new postmaster, Mr. Johnson. For some reason, Mr. Johnson was not in attendance and Chairperson Floyd said that she would invite him to the next meeting.

Mr. McAbee moved to amend the agenda to add an item between items #7 & 8 for a presentation by Ms. Lib Peace regarding a celebration of the 60th anniversary of the end of World War II. Mr. Dees seconded and vote was unanimous.

Ms. M. Cindy Wilson moved to approve the minutes from the July 5, 2005 meeting as mailed and Mr. McAbee seconded. Vote was unanimous. Chairperson Floyd talked about the approval of the minutes. She said that some council members have made corrections to the minutes by stating that there were typographical errors or a statement in the minutes was not what they said but in fact there were entire paragraphs being put in or left out. She said from this point forward she asked that each council member go through each concern and the minutes will be amended one-by-one. Mr. Dees asked that the clerk listen to the tape to verify the correction(s). Chairperson

Floyd moved to change the method of approving the minutes to the method as listed above. Ms. Wilson seconded and vote was unanimous. Attorney Tom Martin explained that Anderson County uses summarized minutes and not verbatim minutes so the minutes are to be summarized based on the tape and if there are corrections they should be judged against the actual tape. The rules that Council just ratified purport with the Code of Ordinances.

CITIZEN COMMENTS: Agenda Matters - Mr. Rusty Garrett appeared before Council to strongly oppose Ordinance #2005-018 – proposed ordinance regarding intellectual data. He said the ordinance was anti-business and negatively affects the business climate in Anderson. The South Carolina General Assembly never authorized these types of fees and never authorized the County to pirate this public information by attempting to copyright it. The FOIA only allows a single fee to be charged and does not address different fees for different entities requesting the information. He requested that County Council permanently table the ordinance by voting it down. Or give ample time for the Attorney General to share his opinion regarding the legal issues raised and the validity of this proposed ordinance. Mr. Mike Settle also talked about Ordinance #2005-018 and the proposed \$4,000 per year fee. He strongly opposed the adoption of the ordinance. He asked council to table or get rid of the ordinance.

ECONOMIC DEVELOPMENT ANNOUNCEMENT: Resolution #R2005-032 – Mr. John Lummus announced an expansion announcement for Medline Industries, Inc. in the Honea Path area. The company is a maker of medical supplies. They plan to make the materials used to manufacture rubber gloves. They will invest \$15,000,000 and create 20 jobs at the facility. Mr. Lummus recommended approval of the Inducement Resolution for Medline Industries, Inc. Ms. Wilson moved to approve and Mr. Dees seconded. Vote was unanimous. Council also heard from Ms. Susan Russell, a representative from the Company. Chairperson Floyd thanked Ms. Russell for selecting Anderson County as their home.

ANNOUNCEMENT FOR ZOOM ZONE SHOWCASE: Mr. Lee Luff, President Chamber of Commerce, and Mr. Andrew Boozer, Expo Coordinator at Anderson Area Chamber of Commerce. This item was removed from the agenda because neither Mr. Luff nor Mr. Boozer was in attendance.

PRESENTATION REGARDING MOTORCYCLE MINISTRIES: Mr. Jim Lance said that their Motorcycle group tries to help throughout the community by visiting the prisons, ministering to the inmates, helping with the rehabilitation process. They do a "Food for Folks" where they try to collect food for Anderson Interfaith Ministries; they help with people who have lost homes from fire and other areas. He said that they try to show the love of Christ by helping in any way in the community. All members present were recognized.

Ms. Elizabeth Peace said that on August 14, 1995, with the assistance of Ms. Terrill Landers, Veterans Affairs' Office, she sponsored and coordinated the 50th Anniversary of the end of World War II by putting ribbons on all the light posts downtown, a 3 X 30' banner at Sullivan King Mortuary commemorating the 50th anniversary and a planned program with a speaker at Richard Campbell Hospital. At that time, she promised to coordinate the 60th anniversary commemoration. She said that on August 14, 2005, the County would be celebrating the 60th Anniversary of the end of WWII. She said as of April, the Nation is losing 1,056 World War II veterans daily so this may be the last opportunity to honor them in great number. She asked Council to provide \$708.75 for a double-faced banner to go across Main Street at Sullivan King Mortuary – 3 X 30 and the use of the Civic Center at no charge. She also asked for the assistance of the Community Relations Director, Ms. Michelle Strange with notifying all the Mayors, Legislative Delegation, and news coverage. She thanked Mr. Bill McAbee for his assistance and also the assistance of his wife. Council received as information.

RESOLUTIONS/PRIDE AWARDS:

Chairperson Floyd presented Resolution #R2005-031 – a resolution recognizing and honoring Representative Daniel T. Cooper on his selection as Chairman of the South Carolina House of Representatives Ways and Means Committee; and other matters related thereto. Mr. Bill Dees moved to approve and Ms. Wilson seconded. Vote was unanimous. Mr. Dees read the resolution into the record and stated that he would be presenting the Resolution to Rep. Cooper at a later date since he was unable to attend the meeting.

Chairperson Floyd presented an Anderson County Pride Award to Mr. Rocky Burgess for raising the most money in Anderson and Oconee Counties for the Easter Seals "Buck a Cup-Brace a Child" program. Council commended Mr. Burgess for his outstanding work done to raise money for Easter Seals. This was Mr. Burgess's second year to raise the most money. The employees of the Sheriff's office raised \$32,941. Mr. Dees said that a Mr. Hunter, a restaurant owner in Belton, South Carolina, started the "Buck a Cup-Brace a Child" fund raising campaign over 50 years ago. Chairperson Floyd moved to approve the award and Mr. McAbee seconded. Vote was unanimous.

Chairperson Floyd presented second reading of Ordinance #2005-021 – an ordinance amending Ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Zoning Map to rezone from C-2 (Highway Commercial) to R-20 (Single-Family Residential) a portion of a parcel of land comprising approximately +/- 3.84 acres of property in the Bowling Green Precinct on Highway 29 North at Stringer Road. The property is identified by TMS #173-00-05-001. Ms. Wilson moved to approve and Mr. McAbee seconded. Vote was unanimous.

Chairperson Floyd presented first reading of Ordinance #2005-018 – an ordinance establishing copyright and license fee procedures and schedules for Anderson County Intellectual Property, including, without limitation, GIS data and records; authorizing the collection of a copyright license fee for the commercial and other non-personal use of Anderson County Intellectual Property, including, without limitation, GIS data; and other matters relating thereto. Mr. Tolly moved to approve and Mr. Dees seconded. A member of the audience raised a question of a possible conflict of interest because there are two realtors on the Council. Mr. Tom Martin said that the matter was not a realtor specific issue and is not limited to realtors in general. He said that the State Attorney General in similar issues has indicated that if they do not have any greater interest in the matter than any other member of the general public then they do not have a conflict of interest. He said he could not rule only the State Ethics Commission or the Attorney General could rule; however, his opinion is that there is no conflict of interest. Ms. Wilson said that she would definitely vote to oppose the ordinance. She said that the ordinance has far over-reaching authority beyond just a matter of a real estate interest. She said it also deals with the Freedom of Information Act in the state. And according to Mr. Jay Bender, there is no South Carolina authority to allow local governments to deny reuse of public information. This very matter is under litigation in Horry County and it would be folly to approve this at this point, she said. Thirdly, she sent all members of Council a packet from Dr. Patrick Bresnahan providing samples of what other states and counties had done. She also requested a study session, open to the public, with Dr. Bresnahan. There was a real issue of the GIS data and it basically gives the County the copyright and license on all public information. It does not adequately distinguish between the GIS data and other information. Mr. Tolly asked Mr. Ricketson to comment on the ordinance. Mr. Ricketson said that there was a lot of miscommunication and misunderstanding out of the community about this ordinance and what it is and it isn't. Some think this ordinance is limiting their access to information in some way or charging them a fee. He said that is FALSE. What the ordinance does is protect the County from any misuse of the information or unintended use of the information. It protects the County from someone using this information and maybe there being an error in the information we gave them and somebody being able to sue the County because one of our roads wasn't accurate. He said the information is perfectly accurate but there is opportunity for errors in any type of data base that you might give somebody. So what the ordinance does is protect the county from any liability if anyone misuses the information or suing the county for simple errors in the information. What it does not do is charge a fee to anybody for the use of the County's information. He said it was in no way intended to single out the real estate community. He said it exempts anybody who uses the information as an incidental part of his or her business from having to pay any fee. It charges fees to vendors who purchase the County's information in its entirety and makes maps for resale. Mr. Dees asked Mr. Martin about the Horry County litigation and would it be the same ordinance. Mr. Martin said that the ordinance had nothing to do with the Freedom of Information act. This information was free on-line or if you want a copy it can be purchased for 3-4 dollars. He said that all it does is copyright the information that means it first must be the creation of Anderson County. He said public records are not the creation of Anderson County so you cannot copyright that. It has to be the "intellectual property" of Anderson County before it can be copyrighted. The purpose in copyrighting is so there can be a license for the use. That license is free for virtually every use you can think of – the only time it's not free is for what Mr. Ricketson just said, Mr. Martin said. He said that the only desire in Anderson County was 1. To protect the integrity of the data, 2. Insure that the County is held harmless from liability and 3. To charge those who would sell the data for commercial purposes. Ms. Wilson said that the purpose is not clear and when there are three attorneys from various organizations who have reviewed and said that it can be construed exactly as the way a lot of people here has construed it. For example the Press Association's legal counsel has stated this. Mr. Hemphill, Legal Counsel with the S.C. Association of Counties reviewed and said that it could be construed exactly the way she has. The S.C. Association of Realtors, in-house counsel also said that. She said she thought that the ordinance needed to go through a study phase and should not be adopted until Council has a meeting with Dr. Bresnahan. Mr. McAbee said that he remembered when Champion Map turned out maps 30-40 years ago before the County wasn't producing this information. The data on the maps is available from the S.C. Department of Transportation and has been the principal source of the data. So why would someone buy our GIS data when you can get the same thing for a dollar from the S.C. Department of Transportation. Mr. Thompson asked about Exhibit A – Dealing with the Freedom of Information Act – It states: "You may not reproduce, prepare another copy, republish, modify, reformat, incorporate into another work, prepare derivatives works, or transfer or dispute information in any form, for any purpose without expressed written permission from the county. You may not de-compile, disassemble, display, or reverse engineer any portion of information." Exhibit B - Under Non-Commercial

Use – “You may not modify, reformat, de-compile, disassemble, incorporate into another work, prepare derivative works, or reverse engineer any portion of the information.” Then you go back to the fee structure – Exhibit C – Type B It states: “Entity (other than as noted in Type C below) purchasing the data for personal use or as an incidental reference or supplement to its daily operation...” It has been stated that realtors are considered “incidental reference” but under Type B Realtors will pay for time and materials. So one part is saying that you can no longer incorporate County information into the brochures that he prepares for listings and then in the other part if he does use this for incidental references then he’ll have to pay for it. So he is unclear as to what would be expected of him as a realtor. Mr. Ricketson explained that in Exhibit A – the part that he read says that “without expressed written permission” that’s where the licensing agreement comes in. If you clicked “OK” on the box on-line then you’ve signed the license. Mr. Greer said that he kept hearing the words “intend” and “it’s not intended”. He ran into an incident last night where a regulation in Anderson County is going beyond it’s intended purpose. The regulation requires a fire hydrant to be placed within a certain distance of a commercial business. The intent of the regulation is to insure fire protection for the business but it does not intend to prohibit the establishment of the business but that’s what the net effect of that regulation is doing in this particular instance because it is making it cost-prohibitive for putting that fire hydrant at the location of that business. The estimate for the hydrant is \$35,000. So he said that he saw the possibility that if the ordinance passes things that are not intended to happen could happen. He therefore said that he was not ready to vote in favor of the ordinance. Ms. Wilson said that the problem was that the ordinance was written so ambiguously and so contradictory from one paragraph to the next that the County could end up hamstringing a lot of business including the freedom of the press and the Freedom of Information. She again said that Council needed to go back to a study phase. Mr. Tolly moved to table and Mr. Dees seconded. Vote was four in favor (Dees, Floyd, Tolly, Thompson) and three opposed (Wilson, Greer, McAbee). Motion to table passed. Mr. Thompson called for a motion to reconsider and Ms. Wilson seconded. Vote to reconsider the motion to table was four in favor (McAbee, Wilson, Thompson, Greer) and three opposed (Dees, Tolly, Floyd). Back to the motion to table – Vote was three in favor to table (Tolly, Dees, Floyd) and four opposed (McAbee, Thompson, Wilson, Greer). Motion to table failed. Vote on first reading of the Ordinance (#2005-018) was three in favor (Tolly, Dees, Floyd) and four opposed (Wilson, Thompson, Greer, McAbee). The ordinance was voted down.

Chairperson Floyd read Resolution #R2005-029 – a resolution noting the purchase of a Fidelity Bond covering Anderson County Officials and Employees; and other matters related thereto. Ms. Wilson moved to approve and Mr. Dees seconded. Ms. Wilson: “Are there other County employees or staff who would be covered by this Fidelity Bond other than the names listed or should say positions listed which would be like the elected position and appointed everything from the County Auditor, Treasurer, magistrates, deputy coroner, sheriff and so forth. Are there any other employees that would be covered by this Fidelity Bond?” Chair: “I am turning this question over to Mr. Cunningham.” Mr. Cunningham: “Madam Chairman. The answer to the question would be that all County employees would be covered under this blanket fidelity bond.” Ms. Wilson: “Okay, thank you.” Vote was unanimous.

Chairperson Floyd read Resolution #R2005-030 – a resolution authorizing the Anderson County Administrator to negotiate and execute an agreement for the purpose of flood damage prevention with the Town of Williamston; and other matters related thereto. Mr. Tolly moved to approve and Mr. McAbee seconded. Mr. Greer said that on page 4 of the information on the Resolution – Item #10 – “This Agreement always subject to appropriation of funds by the Anderson County Council. In case of non-appropriation of funds, the County may terminate this Agreement in whole or in part without further obligation to Williamston, upon twenty days written notice to the Mayor of Williamston.” He asked, if the resolution was approved, did it involve the appropriation of funds. Mr. Ricketson stated that the only area that would require an appropriation of funds is the entity that would be doing the work – Building & Codes and Development Standards department – if the Council chose to eliminate the positions or not fund the work then there wouldn’t be anyone to do the work so the County would default on the agreement. The ordinance does not require any additional funds of any nature other than the salaries for the persons performing the duties. Ms. Wilson said that she spoke with Mayor Clardy and because their town is so small they are unable to fund a Building and Codes Department so they find the agreement to be very helpful. Vote was unanimous.

Council recessed at 7:20 p.m. for 5 minutes. Chairperson Floyd called the meeting back to order.

REQUESTS BY COUNCIL MEMBERS:

Mr. Tolly moved to appropriate \$7,000 for the paving of the parking lot at the 2-263d Air Defense Artillery Parking lot. The funds to come from District #1 paving account. Mr. Dees seconded and vote was unanimous.

Chairperson Floyd moved to appropriate \$124.43 to go to the Leadership Meeting last Saturday for payment of refreshments. Mr. Tolly seconded and vote was unanimous. The funds to come from District #2 Recreation Account.

Chairperson Floyd moved to appropriate \$1,000 from District 2's Recreation Account to Crime Stoppers. Mr. McAbee seconded and vote was unanimous.

Chairperson Floyd moved to appropriate \$5,000 from District 2's Recreation Account to the Johnson, Broadview Estates Community Organization (JBECO). Mr. McAbee seconded and vote was unanimous.

Mr. Greer moved to appropriate \$500 from District 3's Recreation Account to the Starr Athletic Association for the sponsorship of the Girls All-star Softball team. Ms. Wilson seconded. Vote was unanimous.

Mr. McAbee moved to appropriate \$1,000 from District 4's Recreation Account for the New Light Community Association for their summer youth program. Ms. Wilson and Mr. Dees seconded. Vote was unanimous.

Mr. McAbee moved to appropriate \$700 to the Veterans Affairs office for the 60th Anniversary of the end of World War II program. Mr. Tolly seconded and vote was unanimous. The funding will come from District 4's Recreation Account.

Mr. Thompson moved to appropriate \$26,200 from District #5 paving account for paving of the Airline Road culvert. Mr. Greer seconded. Vote was unanimous.

Mr. Thompson moved to appropriate \$7,005 from District 5's paving account for resurfacing of Caldwell Lane and Mr. Greer seconded. Vote was unanimous.

Mr. Dees moved to appoint Ms. Angela Bruce of 100 Browning Road, Piedmont to the Anderson County Human Relations Council. Mr. Greer seconded and vote was unanimous.

Mr. Michael Cunningham passed out information regarding remarks made at the last meeting in relation to Anderson County's tax rates verses Greenville County's and other counties.

ADMINISTRATOR'S REPORT:

a. Certificates and Training:

1. Ms. Linda Rook, Ms. Kimberly Cheslak, Mr. Samuel Ball, Ms. Nancy Combs, Ms. Karen Sigmon, Ms. Karla Grindstaff, Mr. Ronald Wood, Ms. Jessica Hill, Ms. Patricia Bowland, Ms. Julia Nichols, Ms. Stacey Hamby, Ms. Tamara Galloway, Mr. Vito Glover, Mr. Joey Dixon, Ms. Angela Wiles, Ms. Laura Johnson, Mr. Joshua Briggs, Mr. Michael Semones, Ms. Melissa Lockaby, Ms. Susan Pierce, Ms. Brandi Hanks, Ms. Tracy Bowman, Ms. Jessica Trimble, Ms. Sharon Chitwood, Ms. Krystal Gilstrap, Ms. Karen Mills, Ms. Bonnie Allison, Ms. Dorothy Webb, Mr. Merrell Hinchman, Ms. Sharron Bowyer, Ms. Teresa Barry, Ms. Mary Brooks, and Ms. Cherie Dutton - Certified Advanced Emergency Medical Dispatchers
2. Ms. Laura Johnson, Mr. Merrell Hinchman, Ms. Kimberly Cheslak, Mr. Geoff Brown, and Mr. Josh Briggs – Stress Management through a Healthy Lifestyle
3. Mr. Todd Blanton, Ms. Nicole Branham, Ms. Rebecca Hanks, Mr. Bruce Kalley, Ms. Jamie Tollison, and Ms. Crystal Watson – Public Safety Telecommunicator I

b. Letters of Appreciation:

1. For: Mr. Joey Preston From: Representative Bob Inglis
2. For: Mr. Joey Preston From: Ms. Janet Mills, Principal, McLees Elementary
3. For: Mr. Joey Preston From: Congressman Joe Wilson
4. For: Mr. Joey Preston From: Chief of Staff Eric Dell
5. For: Road Maintenance, Mr. Jerry Cash's Crew – Mr. Mike Gregory, Mr. Matt Wages, Mr. Carl Dutton, and Mr. Barry Smith From: Mr. Harry Stone
6. For: Road Maintenance, Mr. Jerry Stamps' Crew – Mr. Hubert Ervin and Mr. Joey Miller From: Ms. Margaret Stroud
7. For: Mr. Holt Hopkins From: Mr. James B. Alewine

c. Minutes: Anderson County Development Partnership

d. Reports:

1. District Paving Reports
2. Animal Control – June Report
3. Environment Enforcement June Report
4. 911 Dispatched Call Report for June
5. Building & Codes June Report

- 6. Cat Ridership report for June
- e. Ms. Marlene McClain of Anderson elected chair of the SC Board of Probation, Parole and Pardon Services
- f. Response to editorial in the June 29th edition of the *Times Examiner*
- g. Letter from Sheriff concerning the Anderson County Park Police
- h. DHEC Letter
- i. Justice Assistance Grant Program – Anderson County Detention Center LIVE SCAN Device
- j. Letters to Mayors referencing the \$50 Solid Waste Commercial Fee
- k. Walgreens help mentally disabled
- l. Letters to Senator Graham and DeMint regarding FAA Automated Flight Service Station
- m. Tax Levy comparison for Greenville County and Anderson

Citizens Comments: Other Matters

Ms. Elizabeth Peace clarified a statement made concerning the program for the 60th Anniversary of the end of World War II – she said this program was not a “Lib Peace” sponsored event but rather co-sponsored by Anderson County and Elizabeth M. Peace. She asked for permission to use the Civic Center.

Mr. Michael Deanhardt gave a handout concerning the separation of Church and State. He said he would like for Anderson County to be neutral on the issue. He made a recommendation of a county wide economic expansion and job creation by the thousands – if the county is not blinded to the facts of separation of church and state. Mr. Brooks Brown talked about economics and the increase in taxes. Mr. Ken Grimes, Vice President of Air Methods Corporation who operates the Life Reach Helicopters in South Carolina and he said that Air Methods was the largest air medical provider in the world and more than double anyone else’s size in the Country. They have 182 helicopters and employee 800 nurses and they are in 32 states. He invited everyone to come met them and see their operations at the AnMed Hospital. Mr. Tim Williams thanked Council for killing the GIS ordinance. He talked about the situation in the Auditor’s office concerning missing computers, papers shredded and etc. He said that he has been asking for a forensic audit and now is the time for one. He said what he’s heard sounds bad for Anderson County.

Remarks from Council Members:

Mr. Dees – none

Mr. McAbee said that he was glad that Council was able to amend the agenda to allow Ms. Peace to speak.

Mr. Greer – none

Mr. Tolly – none

Mr. Thompson said that he mentioned several months ago a desire to start community action groups in his district. He said that he had a volunteer, Mr. Jerry Shealy, who will be putting together a meeting very soon. He said that a lot of work was being done in Homeland Park to clean up the area. He asked for volunteers in that area to get the area cleaned up. He said that while he was in Washington, D.C. he found out that there was money available for neighborhood revitalization. He thanked all volunteers for their time and effort.

Ms. Wilson said that in reference to the last speaker there is an issue that she has been concerned about hearing that there have been possibly 4 new jobs created - four people leaving the Auditors’ office and others including the former auditor going into new positions within the County. She said that this might be in violation of the County’s budget ordinance concerning job and position creation without Council voting. She said she too was concerned that the new Auditor stepped into a new office with file cabinets gone, computer gone, and reports of the remaining employees of papers being shredded. So Council needs to watch the situation with great concern, she said. She said that the auditor does set the levy on bond debt and without the proper paperwork it will make the job very difficult. She said that she sent to the County Administrator and County Council members on July 11 a letter requesting that County personnel meet with landowners of the Beaverdam Creek. She said that the project was now going into the right-of-way acquisition phase and most of the landowners are not so concerned about the

evaluations and just compensation to their properties as they are protections. She said her letter, she received right before she walked in, was dated July 11 (but she got it tonight) in which the Administrator is denying the personnel to meet with the landowners. She said the meeting was August 1 at Hammond School at 6:30 p.m. She said they would like to have some of the issues addressed as far as construction and maintenance of the project. She said if they were able to meet with Anderson County most of the questions could be answered; they could [REDACTED] resolution and move forward with the project. This would also save the county a great deal of money and time. She said that in February, some but not all landowners were contacted by a right-of-way acquisition agent out of Columbia making offers and each of the landowners requested of the agent sets of documents to sit down with their families and their family's attorneys to determine how best to approach the situation. [REDACTED]

[REDACTED] They still have not received the documents, which among those documents requested to have copies of the engineering information (where manholes would be located on their respective properties and where the line would be) they also requested copies of permits giving permission to come across their property and the conditions attached. She said that this was important because so many of the landowners on Phase 1A and Phase 1B were violated. She said there were very serious violations and Council members have had the gravity of the violations misrepresented to them. Mr. Rhodes was renting and had a corn crop – the right of way was 25' for construction and 25' permanent. The construction activity went way beyond it – over 100' which took out a lot of his corn crop and when he asked a County employee about the situation as to what the County would do to compensate him for the damage he was asked who he voted for in the primary and when he told them the County employee reported said well that's your problem. So to this day, that individual has not been compensated. On another property on Phase 1B, there were fences cut, which she brought to Council's attention, according to them the fences were not repaired for 3-1/2 weeks. This is the primary concern that the landowners have. She made the request again that they have perhaps Mr. Pearson and Mr. Longshore and anyone else that Mr. Preston and Council would deem appropriate to meet with the landowners. She said that they've been fighting for years and years and they've lost. She said let's go ahead and do it right and get it done so Council and Mr. Preston would not have to hear anymore from her.

Chairperson Floyd introduced the new Independent Mail report - Ms. Stephanie Tracy. She said that District 2 has had community groups for almost 4 years for a total of 14. She said that she has had a great deal of success with them. She offered her assistance to Mr. Thompson with getting his community meetings started.

There being no further business the meeting was adjourned at 8:00 p.m.

Respectfully submitted,

Linda N. Eddleman
Clerk to County Council