

MARLBORO COUNTY COUNCIL

MARIAN WRIGHT EDELMAN PUBLIC LIBRARY CONFERENCE ROOM

TUESDAY, JUNE 15, 2010

6 PM

CHAIR	DR. CAROLYN PRINCE
VICE-CHAIR	RON MUNNERLYN
ADMINISTRATOR	CECIL KIMREY
COUNTY ATTORNEY	HARRY EASTERLING, JR.
COUNCIL:	
JEAN MCLEAN, RON MUNNERLYN, DR. CAROLYN PRINCE, STEVE BLACKMON, AND	WILLIE GLADDEN, CORRIE H. PLATO, KEN ALLEN, ANTHONY WOODS

INVOCATION – Mr. Ken Allen

APPROVAL OF AGENDA ITEMS

Reconsideration of Resolution # 05-10-03 – A Resolution authorizing an inducement agreement between Marlboro County, South Carolina and Carolina AAC, LLC pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended (“CODE”). Add as Item A under Old Business.

Motion made by Ms. Jean Wallace McLean, seconded by Mr. Steve Blackmon to accept the agenda as presented with the revision for reconsideration of Resolution # 05-10-03. Vote in favor. Unanimous. Motion carried.

APPROVAL OF COUNCIL MINUTES - May 11, 2010 and May 25, 2010.

May 11, 2010

Motion made by Mr. Anthony Woods, seconded by Mr. Steve Blackmon, to approve the minutes of May 11, 2010. Vote in favor. Unanimous. Motion Carried.

May 25, 2010

Motion made by Ms. Corrie Plato, seconded by Mr. Anthony Woods, to approve the minutes of May 25, 2010. Vote in favor. Unanimous. Motion Carried.

PUBLIC HEARING

ORDINANCE # 670 – AN ORDINANCE TO ADOPT THE ANNUAL BUDGET AND TOM MAKE APPROPRIATIONS FOR MARLBORO COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011.

No comments were made.

ORDINANCE # 673 – AN ORDINANCE TO APPROVE THE LEASE AGREEMENT FOR THE INDUSTRIAL PARK LAND TO BE USED FOR FARMING.

No comments were made.

ORDINANCE # 674 – AN ORDINANCE AUTHORIZING THE CONVEYANCE OF APPROXIMATELY 20.81 ACRES OF REAL PROPERTY OWNED BY MARLBORO COUNTY LOCATED AT INDUSTRIAL LANE AND THE BUILDING LOCATED ON SUCH PROPERTY TO CAROLINA AAC, LLC AND TO AUTHORIZE COUNTY OFFICIALS TO TAKE SUCH ACTIONS AS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS ORDINANCE, AND OTHER MATTERS RELATED THERETO.

No comments were made.

ORDINANCE # 675 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT DATED AS OF JUNE 22, 2010 BY AND BETWEEN MARLBORO COUNTY, SOUTH CAROLINA AND CAROLINA AAC, LLC PROVIDING FOR PAYMENT OF FEES IN LIEU OF PROPERTY TAXES, THE ISSUANCE OF A SPECIAL SOURCE REVENUE CREDIT, AND OTHER MATTERS RELATED THERETO.

No comments were made.

ORDINANCE # 676 – AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN MARLBORO COUNTY AND DARLINGTON COUNTY, SOUTH CAROLINA, SO AS TO INCLUDE ADDITIONAL PROPERTY NEAR BENNETTSVILLE IN MARLBORO COUNTY (CAROLINA AAC, LLC) AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATED THERETO.

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No comments were made. The Public Hearing was closed.

EXECUTIVE SESSION – DISCUSSION OF A CONTRACTUAL AND ECONOMIC DEVELOPMENT ISSUE.

Motion made by Mr. Steve Blackmon, seconded by Ms. Corrie Plato, to enter executive session for discussion of a contractual and Economic Development issue. Vote in favor. Unanimous. Motion carried.

Motion made by Ms. Jean Wallace McLean, seconded by Mr. Ken Allen, to leave executive session and re-enter open session. Vote in favor. Unanimous. Motion carried.

Dr. Carolyn Prince, Chair advised no decisions had been made, no votes had been taken.

OLD BUSINESS

RESOLUTION # 05-10-03 – A RESOLUTION AUTHORIZING AN INDUCEMENT AGREEMENT BETWEEN MARLBORO COUNTY, SOUTH CAROLINA AND CAROLINA AAC, LLC PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED (“CODE”).

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Jean Wallace McLean, to approve Resolution # 05-10-03 – A Resolution authorizing an inducement agreement between Marlboro County, South Carolina and Carolina AAC, LLC pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976 as amended (“CODE”). Vote in favor. Unanimous. Motion carried.

ORDINANCE # 670 – AN ORDINANCE TO ADOPT THE ANNUAL BUDGET AND TO MAKE APPROPRIATIONS FOR MARLBORO COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011.- SECOND READING

Mr. Cecil Kimrey, County Administrator discussed briefly of changes. Dr. Carolyn Prince questioned the expenditures for “Rehab” on page 166. Mr. Kimrey advised all expenditures must be approved by the State of South Carolina. Mr. Willie Gladden questioned when the Department Heads would receive a copy of the proposed budget. Mr. Kimrey advised they would receive a copy (put in their boxes) after the second reading.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Anthony Woods, to approve the second reading of Ordinance # 670 – An Ordinance to adopt the annual budget and to make appropriations for Marlboro County for the fiscal year beginning July 1, 2010 and ending June 30, 2011. Vote in favor: Mr. Ken Allen, Mr. Steve Blackmon, Ms. Corrie Plato, Dr. Carolyn Prince, Mr. Ron Munnerlyn, Ms. Jean Wallace

McLean, and Mr. Anthony Woods. Opposed: Mr. Willie Gladden. Vote: 7/1/0. Motion carried.

ORDINANCE # 671 – AN ORDINANCE AUTHORIZING MARLBORO COUNTY TO CONTINUE AN AGREEMENT WITH THE MARLBORO COUNTY RESCUE SQUAD PROVIDING PARAMEDIC LEVEL EMERGENCY SERVICE AND TRANSFER SERVICE THROUGHOUT MARLBORO COUNTY. – THIRD READING.

Motion made by Mr. Ken Allen, seconded by Mr. Anthony Woods, to approve the third reading of Ordinance # 671 – An Ordinance authorizing Marlboro County to continue an agreement with the Marlboro County Rescue Squad providing paramedic level emergency service and transfer service throughout Marlboro County. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 672 – AN ORDINANCE TO REPEAL THE EXISTING ANIMAL CONTROL ORDINANCE AND TO AMEND THE MARLBORO COUNTY CODE OF ORDINANCES, RELATING TO ANIMAL CONTROL. – SECOND READING

It was requested the proposed Ordinance be referred to the appropriate committee for review. Council agreed and advised the public that a meeting would be held in the near future, a notice would be published in the newspaper and that the public would be welcome to attend.

Motion made by Mr. Steve Blackmon, seconded by Ms. Corrie Plato, to table the second reading (for committee review) of Ordinance # 672 – An Ordinance to repeal the existing animal control ordinance and to amend the Marlboro County Code of Ordinances, relating to animal control. Vote in favor. Unanimous. Motion Carried.

ORDINANCE # 673 – AN ORDINANCE TO APPROVE THE LEASE AGREEMENT FOR THE INDUSTRIAL PARK LAND TO BE USED FOR FARMING. – THIRD READING

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Ken Allen, to approve the third reading of Ordinance # 673 – An Ordinance to approve the lease agreement for the Industrial Park Land to be used for farming. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 674 – AN ORDINANCE AUTHORIZING THE CONVEYANCE OF APPROXIMATELY 20.81 ACRES OF REAL PROPERTY OWNED BY MARLBORO COUNTY LOCATED AT INDUSTRIAL LANE AND THE BUILDING LOCATED ON SUCH PROPERTY TO CAROLINA AAC, LLC AND TO AUTHORIZE COUNTY OFFICIALS TO TAKE SUCH ACTIONS AS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS ORDINANCE, AND OTHER MATTERS RELATED THERETO. – SECOND READING

Motion made by Mr. Anthony Woods, seconded by Mr. Willie Gladden, to approve the second reading of Ordinance # 674 – An Ordinance authorizing the conveyance of Approximately 20.81 acres of real property owned by Marlboro County located at Industrial Lane and the building located on such property to Carolina AAC, LLC and to authorize county officials to take such actions as necessary to effectuate the purposes of this Ordinance, and other matters related thereto. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 675 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT DATED AS OF JUNE 22, 2010 BY AND BETWEEN MARLBORO COUNTY, SOUTH CAROLINA AND CAROLINA AAC, LLC PROVIDING FOR PAYMENT OF FEES IN LIEU OF PROPERTY TAXES, THE ISSUANCE OF A SPECIAL SOURCE REVENUE CREDIT, AND OTHER MATTERS RELATED THERETO. – SECOND READING.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Anthony Woods, to approve the second reading of Ordinance # 675 - An Ordinance authorizing the execution and delivery of a fee agreement dated as of June 22, 2010 by and between Marlboro County, South Carolina and Carolina AAC, LLC providing for payment of Fees in Lieu of Property Taxes, the issuance of a Special Source Revenue Credit, and other matters related thereto. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 676 – AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN MARLBORO COUNTY AND DARLINGTON COUNTY, SOUTH CAROLINA, SO AS TO INCLUDE ADDITIONAL PROPERTY NEAR BENNETTSVILLE IN MARLBORO COUNTY (CAROLINA AAC, LLC) AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATED THERETO. – SECOND READING.

Motion made by Ms. Jean Wallace McLean, seconded by Ms. Corrie Plato, to approve the second reading of Ordinance # 676 – An Ordinance authorizing an amendment to the agreement for the development of a joint Industrial and Business Park by and between Marlboro County and Darlington County, South Carolina, so as to include additional property near Bennettsville in Marlboro County (Carolina AAC, LLC) as part of the joint County Industrial Park, and other matters related thereto. Vote in favor. Unanimous. Motion carried.

NEW BUSINESS

ORDINANCE # 677 – AN ORDINANCE TO PROVIDE FOR THE RENEWAL OF THE LEASE OF CERTAIN PROPERTY BY THE COUNTY FOR A SOLID WASTE CONVENIENCE CENTER – FIRST READING.

Motion made by Mr. Steve Blackmon, seconded by Mr. Willie Gladden, to approve the first reading of Ordinance # 677 – An Ordinance to provide for the renewal of the lease of certain property by the county for a Solid Waste Convenience Center. Vote in favor. Unanimous. Motion Carried.

RESOLUTION # 06-10-01 – A RESOLUTION AMENDING THE HEALTH INSURANCE BENEFITS FOR RETIRED EMPLOYEES OF MARLBORO COUNTY AND REPEALING PREVIOUS BENEFIT PLANS FOR RETIREES.

Mr. Cecil Kimrey, County Administrator discussed briefly.

Motion made by Ms. Corrie Plato, seconded by Ms. Jean Wallace McLean, to approve Resolution # 06-10-01 – A Resolution amending the Health Insurance Benefits for Retired Employees of Marlboro County and repealing previous benefit plans for retirees. Vote in favor. Unanimous. Motion carried.

APPROVAL OF COMPUTER SERVICES AGREEMENT FOR TAX PROCESSING AND SOFTWARE MAINTENANCE WITH QS/1 FOR FISCAL YEAR JULY 1, 2010 – JUNE 30, 2011.

Motion made by Mr. Anthony Woods, seconded by Ms. Corrie Plato, to approve the computer services agreement for tax processing and software maintenance with QS/1 for fiscal year July 1, 2010 – June 30, 2011. Vote in favor. Unanimous. Motion carried.

APPROVAL FOR PURCHASE TO REPLACE CONDENSER COIL ON THE 30GT-090 ROOFTOP UNIT FOR MARLBORO COUNTY COURTHOUSE WITH CARRIER COMMERCIAL SERVICE IN THE AMOUNT OF \$16,000.

Mr. Cecil Kimrey, County Administrator advised the funds would be taken from contingency.

Motion made by Mr. Anthony Woods, seconded by Mr. Steve Blackmon, to approve the purchase to replace condenser coil on the 30GT-090 Rooftop unit for Marlboro County Courthouse with Carrier Commercial Service in the amount of \$16,000. Vote in favor. Unanimous. Motion carried.

APPROVAL OF ING CONSULTING GROUP, INC. PROPOSAL.

Motion made by Mr. Anthony Woods, seconded by Ms. Jean Wallace McLean, to approve the proposal from ING Consulting Group, Inc. Vote in favor. Unanimous. Motion carried.

OPENING & ACCEPTANCE OF BIDS

Gas & Diesel – bids received were: **Jackson Oil Company**, Bennettsville, SC - .0175 cents gas & diesel and **Preston Moore Oil Company**, Bennettsville, SC - .02 cents gas & diesel. Jackson Oil Company presented the lowest bid based on profit margin per gallon.

Motion made by Mr. Ken Allen, seconded by Mr. Steve Blackmon, to approve the acceptance of the bid from Jackson Oil Company. in the amount of .0175 (gas & diesel) for fuel. Vote in favor. Unanimous. Motion carried.

Pest Control – bids received were: **Taylor Pest Control**, Bennettsville, SC - \$7,943.00 and **Seales Pest Control**, Bennettsville, SC - \$8,379.00. Both bids included a 5% discount if paid annually.

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Corrie Plato, to approve the acceptance of the bid from Taylor Pest Control in the amount of \$7,943.00 for pest control services. Vote in favor. Unanimous. Motion carried.

APPOINTMENTS TO BOARDS AND COMMISSIONS

The Housing & Community Redevelopment Authority of Marlboro County requested the re-appointment of: Mr. B. H. Guinn, Mr. Grover McQueen, Ms. Elizabeth Johnson, and Ms. Mary Lee Baker to their board for another five years. They requested the replacement of Mr. Charles Thomas.

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Corrie Plato, to re-appoint Mr. B. H. Guinn, Mr. Grover McQueen, Ms. Elizabeth Johnson, and Ms. Mary Lee Baker to the Housing & Community Redevelopment Authority of Marlboro County for another five years. Vote in favor. Unanimous. Motion carried.

Dr. Carolyn Prince, Chair advised she had looked at the Economic Development Minutes and Attendance record and was replacing her appointee due to lack to attendance for the year. She encouraged other council members to look at all their various board attendance records.

REPORTS

COMMITTEE REPORTS

Mr. Ron Munnerlyn, Marlboro County Economic Development Ad-Hoc Committee – advised the various committee members: Steve Blackmon, Bobby Brock, Bill Fleming, Cecil Kimrey, Butch Mills, and himself met numerous times to set up guideline to help Butch while dealing with various prospects. A copy of the presentation and the committee's recommendations are attached as part of the minutes.

Mr. Munnerlyn went over various items to include: Committee goals, Competitive analysis, and Observations. The Recommendations included: Prospect Inquiries (respond within 24 hours), Prospect Package – Cover letter, Incentive summary sheet, Site/building data sheets, Regional map, and Generic brochure. The recommendations also included: Prospect Visits (“team” oriented), Property Tax Incentives – Fee-in-lieu of taxes & Special Source Revenue Credits, Marlboro County grants – Infrastructure grant, Relocation grant for existing industries involved in a merger/acquisition, and reduced price of land owned by County. The Committee’s recommendations included – (1) Annual competitive analysis and incentive “guidelines” for Council review, (a) Review in Spring by Ad-Hoc Committee with (b) recommendation by June 30, (2) Administrator issues guidelines to Economic Developer to use for that year, (a) Filot & SSRC, (b) Marlboro County Grants, & (c) County-owned sites. In closing Mr. Munnerlyn advised in looking at the Existing Industry leads (68 total), the existing industries (8) were the most successful with the leads by the partnership (27) having few successes. He advised the Economic Development and other members from Partnership board needed to meet with the existing Industries on a monthly basis with possible informal lunch meetings. After the meetings the Economic Development Director needed to file a report within ten days of the meeting. Mr. Munnerlyn requested adding the Ad-Hoc recommendation to the agenda for approval.

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Jean Wallace McLean to add the Ad-Hoc Recommendation to the agenda for approval. Vote in favor. Unanimous. Motion carried.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Willie Gladden, to approve the Recommendation of the Ad-Hoc Committee. Vote in favor. Unanimous. Motion carried.

ADMINISTRATIVE/FINANCIAL REPORT – CECIL KIMREY, COUNTY ADMINISTRATOR

Expenditures – were at 82% through the end of May 2010, while **Revenues** were at 86% through the end of May 2010.

Employee Recognition – employees with at least 5 years service through the end of May included: Roy Allison (6 years), Jackie Baldwin (6 years), Larry Brigman (7 years), Cynthia Gibson (5 years), Robert Johnson (6 years), Trommer Lilly (19 years), Tonya McCall (5 years), Anita Stubbs (24 years), and Deborah Weldon (10 years).

Defense Technologies – advised the county of their intentions to allow their lease at the airport to expire as of June 30, 2010.

Environmental Attorney Fees – the bill for Parker Poe was \$15,782.02 for April.

Old Library – a significant amount of drywall was removed from the walls. The architect planned to have a structural engineer to examine the building.

Grants – the county received two LEMPG grants in the amount of \$50,398 and \$6,500 (supplemental).

Annual Leave – the County Administrator advised Council he planned to take annual leave for three days from June 26 until June 30 if his schedule permitted.

Appropriations – the Administrator advised Outside Agencies would be limited to 90% of appropriations for line items with direct appropriations except as required.

Equipment – the Administrator advised that as soon as the economy improves, the county needs to establish a capital fund for replacement of equipment.

RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL

Mr. Belvin Sweatt – congratulated newly elected officials and requested Marlboro County help to support the Humane Society.

Ms. Lucy Parsons – discussed animal control and requested the county discontinue using the dart gun until after the County Council Committee reviews the situation.

RECOGNITION OF COUNCIL MEMBERS

Dr. Carolyn Prince – advised the fountain in front of the court house is operational. She also requested Taylor Landscaping look at the grass at the library which is dying – there should be a year's warranty on replacement.

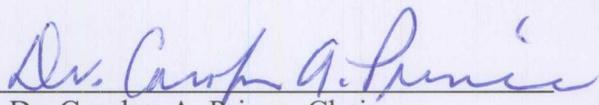
NON-AGENDA ITEMS

No discussion was heard.

ADJOURN

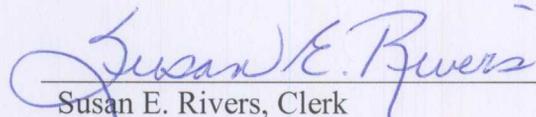
No further discussion was heard. The meeting was adjourned.

(SEAL)


Dr. Carolyn A. Prince, Chair
Marlboro County Council

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ATTEST:



Susan E. Rivers, Clerk
Marlboro County Council

Date Adopted: July 13, 2010