

BARNWELL COUNTY COUNCIL
December 11, 2012
MINUTES

Pursuant to the Freedom of Information Act, the news media was notified and notice was posted 24 hours prior to the meeting.

Barnwell County Council met on December 11, 2012 at 6 pm in Council Chambers. In attendance were Chairman Travis Black, Council Chairman Freddie Houston, Councilman Harold Buckmon, Councilman Lowell Jowers, Councilman David Kenner, Councilman Keith Sloan, Councilman Joe Smith, Administrator Pickens Williams Jr., County Attorney J.D. Mosteller and Clerk to Council Kim Futrell. Also in attendance were Clerk of Court Rhonda McElveen, Sheriff Ed Carroll, Attorney Michael Kozlarek, Jerry Creech and Jonathan Vickery with the People Sentinel.

Call to Order / Invocation / Declaration of a Quorum

Chairman Black called the meeting to order and declared a quorum. Councilman Houston gave the invocation.

Approval of Agenda / Approval of Minutes

Councilman Houston moved to approve the agenda. Councilman Jowers seconded the motion and it passed. A motion was made to approve the minutes of the November 13th Council meeting. The motion was seconded and it passed.

Special Presentation

Vice-Chairman Houston presented Chairman Black with an engraved gavel and a Resolution of Appreciation in recognition of his service on Council. He commended Chairman Black saying that he had demonstrated true leadership serving as the Chair on Council and that it had been an honor and a privilege serving with him. Chairman Black expressed his appreciation saying that he respected Council for their hard work, for following their convictions, and that he had enjoyed working with Council, County Attorney JD Mosteller, Administrator Williams, and Clerk to Council Kim Futrell.

Welcome / Public Comments

Chairman Black welcomed everyone to the meeting. There were no public comments.

Updates

Clerk of Court

Rhonda McElveen distributed a report detailing the filings in the Clerk of Court's Office and that there were 236 more filings than that 2011. She referred to the recent Supreme Court Orders which mandated the following:

- The Clerk of Court begin an ABC docket in the Family Court.
- Temporary hearing requests be heard within 28 days.
- Cases on the Solicitor's docket exceeding 180 days be scheduled by the Clerk of Court's Office.
- Dismissal of cases not brought to trial within 4 years unless due cause could be shown for their not being brought to trial.

Ms. McElveen said that it was likely that the additional duties would necessitate additional work for her staff. She would try to avoid the need for overtime.

Sheriff

Sheriff Carroll distributed a report of his Department's activities during November and a letter advising Council of his intentions concerning the Detention Center.

County Administrator

Administrator Williams reviewed his update which had been provided to Council in their packet noting the following:

- Using a JAG Grant, applied for by Jail Administrator Deloris Charlton, the Business Office was able to purchase a 2012 Dodge Caravan and 5 walkie talkies for use at the Detention Center. The total grant amount was \$45,045. The County's grant match budget item provided \$5,000.
- In the Public Works Department, two manhole covers on Pebble Lane, which had been stolen, had been replaced and work continued on bids for Rainbow Drive plans and bid openings for the Phyllis Street Drainage Project. There were delays on Curtis Drive Project II due to issues involving obtaining right of ways.
- In Voter Registration, the poll workers were appreciative that they were paid on Election Day and that process went smoothly with only a few additional checks needing to be cut. The Office had also been equipped so that pictures could be taken of voters who do not have one of the approved forms of picture ID.

Committee ReportsBoards and Commissions

Councilman Houston appointed Reverend Anthony Green to serve on the Planning Commission for district 1. Councilman Kenner appointed Felicia Matheny to serve on the Grievance Committee for district 2. Councilman Sloan nominated Thomas Crumley, with Thomas Caldwell as an alternate, to serve on the Fire Commission, for seat 7, district 3. Councilman Sloan moved to approve the nomination of Jodi Bazzle (residing in district 1) to serve on the Generations Unlimited Board for district 3. Councilman Houston seconded the motion and it passed. Councilman Houston moved to approve the nomination of Mike Anderson (residing in district 4) to serve on the Planning Commission for district 5. Councilman Sloan seconded the motion and it passed.

Economic Development Committee

Councilman Smith said they were waiting on permits from DHEC to begin digging for the construction of Project Tissue and that the Economic Development Commission had met the Material Supplier for Project Tissue and the Product Purchasers and all were looking forward to production from the Barnwell Tissue Plant.

Financial Update

Administrator Williams reviewed the financial statement for October 2012 giving clarification on revenue item 00470-00825 and 00480-00930.

Finance, Government, Housing, Safety, Science/Technology/Regulatory Matters and Services Committees

There were no reports for the above Committees.

HealthCare Committee

Councilman Jowers said that the APA had been signed and presented to the Bankruptcy Court to determine if it would replace the previous APA.

Judicial Committee

Councilman Kenner said the Judicial Committee would be meeting in December.

Personnel Committee

Councilman Kenner reminded Council that the employee evaluation included in each Council's packet needed to be completed by the end of December.

SC RDA

There was no report for this Committee. Councilman Sloan requested that the RDA Board members ask the SCA for a year to date financial report showing the allocation of the SRS/RDA money by task and by County. Councilman Houston asked if the information would be in their budget report and Councilman

Sloan indicated he believed their budget listed lump sums but did not specify the breakdown by task and requested that if it were available, it be provided.

Transportation Committee

Councilman Houston said that the re-designing of intersections of highways 39/78 and 300/278 would be discussed during the Transportation Committee meeting in January and that the location of the meeting would be announced.

Old Business

2nd Reading of an Ordinance Authorizing the Creation of a Multi-County HealthCare Park; Execute and Deliver a Master Park Agreement

Councilman Jowers moved to approve the 2nd Reading of an Ordinance Authorizing the Creation of a Multi-County HealthCare Park; Execute and Deliver a Master Park Agreement. Councilman Buckmon seconded the motion. A roll call vote was requested.

Chairman Black-Yes

Councilman Buckmon-Yes

Councilman Houston-Yes

Councilman Jowers-Yes

Councilman Kenner-Yes

Councilman Sloan-Yes

Councilman Smith-Yes

The motion passed.

2nd Reading of an Ordinance to Execute and Deliver a Master Park Agreement for the New Quad-County Industrial Park

Councilman Smith moved to approve the 2nd Reading of an Ordinance to Execute and Deliver a Master Park Agreement for the New Quad-County Industrial Park. Councilman Sloan seconded the motion. A roll call vote was requested.

Chairman Black-Yes

Councilman Buckmon-Yes

Councilman Houston-Yes

Councilman Jowers-Yes

Councilman Kenner-Yes

Councilman Sloan-Yes

Councilman Smith-Yes

The motion passed.

New Business

Resolution Authorizing an Amendment to the Quad-County Industrial Park I and II Master Agreement

Councilman Smith moved to approve the Resolution Authorizing an Amendment to the Quad-County Industrial Park I and II Master Agreement. Councilman Sloan seconded the motion. There was discussion that Allendale County had requested that eCycling International SC, LLC be removed from the Agreement. Attorney Kozlarek confirmed that had been Allendale's request and that he could provide an Amended Resolution with eCycling International SC, LLC omitted. County Attorney Mosteller expressed concern that paragraph 5, of page 2 would give the entities veto power and recommended paragraph 5 include the verbiage "...as may be amended from time to time." Councilman Smith amended his original motion to approve the Resolution removing eCycling International SC, LLC and including the recommended verbiage to paragraph 5 on page 2. Councilman Sloan seconded the amended motion. The amended motion passed.

Approval of Amendment to the Master Agreement for the Establishment of the Quad-County Industrial Park I and II involving Allendale, Bamberg, Barnwell and Hampton Counties dated December 18, 2008, so as to include additional properties in Bamberg County (Masonite Corp. and Tobul Accumulator Inc.) and Allendale County (eCycling International SC, LLC) as part of the Quad-County Industrial Park I and II, and other matters related thereto

Councilman Smith moved to approve the Amendment to the Master Agreement for the Establishment of the Quad-County Industrial Park I with the exclusion of eCycling International SC, LLC from the Agreement and the inclusion of the verbiage "...as may be amended from time to time" to paragraph 5, page 2 of the Agreement. Councilman Houston seconded the motion. A roll call vote was requested.

Chairman Black-Yes
Councilman Buckmon-Yes
Councilman Houston-Yes
Councilman Jowers-Yes

Councilman Kenner-Yes
Councilman Sloan-Yes
Councilman Smith-Yes

The motion passed.

Discussion of Amendment to Boundaries of Council Districts 4 and 6

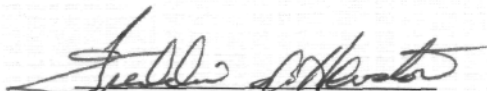
Councilman Buckmon moved to amend the boundaries of districts 4 and 6 by removing Ramblewood from district 4 and including it in district 6. Councilman Smith seconded the motion. There was discussion as to the number of voters, the population, and what impact the amendment would have on district 4. County Attorney Mosteller said until a population survey was performed, there would be no way to determine the impact on districts. Councilman Jowers said that until he knew how it would affect his district, he would oppose the amendment. The matter would be tabled until Bobby Bowers with the Budget and Control Board was contacted and a determination could be made as to what impact the amendment would have on each district.

A motion was made to adjourn. The motion was seconded and it passed.

The meeting adjourned at 7:17 pm.

Respectfully submitted,

Kim A. Futrell
Clerk to Council



Freddie Houston
Council Chairman