

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA
Regular Meeting – August 16, 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
Joey Preston – Administrator
Tom Martin – County Attorney
Linda N. Eddleman - Clerk to Council
Tammie Shealy – Deputy Clerk to Council

(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, August 16, 2005 at 6:00 p.m.

Chairperson Gracie S. Floyd called the meeting to order and then asked for a moment of silence in memory of Congressman William Jennings Bryan Dorn who passed away. After the moment of silence, Ms. M. Cindy Wilson gave the invocation. Everyone pledged allegiance to the flag of the United States of America.

APPROVAL OF MINUTES: Ms. Wilson moved to approve the minutes from the July 19, 2005 meeting as mailed and Mr. McAbee seconded. Ms. Wilson recommended the following changes – Page 7 – 6th line down add word “find” the sentence will now read “She said if they were able to meet with Anderson County most of the questions could be answered; they could find resolution ...project.” Add in the same paragraph – “The documents requested were copies of the engineering information.” Vote was unanimous to approve with the changes.

CITIZEN COMMENTS: Agenda Matters - Mr. Brooks Brown IV talked about Resolution R2005-037 – a resolution to purchase land at the Clemson Research Park. He said that he had a lot of questions and the County was spending a “ton” of money. He asked what specific purpose would the money be used for and over what time period is the County talking about? He suggested that Council seriously question Mr. Lummus about it. He said he was not opposed to economic development but he was opposed when something is “thrown” up.

EMPLOYEE OF THE MONTH OF JULY AND AUGUST: Mr. David Scott, Human Resources Committee Chair presented Ms. Montez Burton of the Register of Deeds Office as Employee of the Month for July 2005. Ms. Burton was applauded for her outstanding job performance. She was presented a plaque and a gift certificate to a local restaurant. Mr. Scott also presented Ms. Carolyn Pinson as Employee of the Month for August 2005. Ms. Pinson was highly praised for her outstanding service to Anderson County. She was also presented a plaque and a gift certificate to a local restaurant.

ANNOUNCEMENT FOR ZOOM ZONE SHOWCASE: Mr. Andrew Boozer, Expo Coordinator at Anderson Area Chamber of Commerce, explained the Zoom Zone Showcase which is an expo event scheduled for October 13 and 14 at the Anderson Sports and Entertainment Center that brings together the Advanced Materials and Manufacturing Industry to create synergy and growth in the region’s knowledge-based economy. He said they were in dire need for community support. The Anderson Clemson University Alliance, a collaborative group of professionals from the Anderson business community and Clemson University, is hosting the event. The event has been organized to foster the economic development potential of combining education, industry, and research in the Upstate of South Carolina.

Mr. Lummus said that they had been working on the showcase for over a year and the event will help the County's economic development efforts. Council received as information.

COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY PRESENTATION: Mr. Steve Pelissier, Planning Services Director with the Appalachian Council of Governments, explained that the Comprehensive Economic Development Strategy Plan – Anderson County's element of the plan is up for approval. He said under Federal Regulations in order for any project of a county, municipality, or a special purpose district to be eligible to receive a grant under the Economic Development Administration Program it has to be included in the Regional Plan for Economic Development. This is the 5th year of a 5-year plan. They are required to produce an updated plan during each intervening years, which must be approved by the County and then sent to EDS (Federal Economic Development Administration). A letter from the Council chair stating that the Council endorses the plan must be sent to COG. Ms. Wilson asked for the following items to be added: Under Wastewater Facilities – Anderson County sewer right-of-ways be inspected and maintained regularly, Anderson County will comply with all state and federal regulations regarding the Clean Water Act, and any other associated regulations. Under Transportations (Mistakes) - It says that Long Road is slated for reconstruction – she said that she was under the impression that Highview Road, which accesses the Walgreens project and the industrial comp[] would receive priority. So she asked why would Long Road, which has little traffic, be slated for construction at 1.60 million dollars. – Mistake in plan references Concord Road, Hopewell Road, Breazeale Road – Breazeale Street is referenced in the plan and should be ROAD. Under Solid Waste (page 34) – MURF Renovation and land acquisition - a convenience center with an estimated cost of \$2 million to be done between 2002 and 2007 – she asked for an update on this because there is a convenience center in her district that has be slated for upgrades for about 5 years (Jockey Lot). Chairperson Floyd asked that Council's concerns be put in writing and given to Mr. Pelissier. Mr. Greer moved to receive as information and Mr. Dees seconded. Vote was unanimous. The plan will be voted on at the September 6, 2005 meeting.

RESOLUTIONS/PROCLAMATIONS/PRIDE AWARDS:

Chairperson Floyd read the title to Resolution #R2005-035 – a resolution recognizing and honoring Anderson County resident Mrs. Elise Teasley Roland Richey on her recent 100th Birthday; and other matters related thereto. Mr. Larry E. Greer moved to approve the resolution and Mr. McAbee seconded. Vote was unanimous. Mr. Greer asked Ms. Richey and her family to come forward. He then read the resolution in its entirety and presented a framed copy of the resolution to Ms. Rickey and congratulated her on her 100th birthday.

Chairperson Floyd read the title to Resolution #R2005-034 – a resolution recognizing and commending United States Senator Lindsey Graham for his leadership in negotiating a compromise agreement to end the Senate's filibuster crisis; and other matters related thereto. Mr. Bill Dees moved to approve and Mr. Tolly seconded. Vote was six in favor and one abstention (Thompson). Motion carried. Mr. Bill Dees read the resolution in its entirety into the record. He stated that the resolution would be presented to Senator Graham at a later date.

Chairperson Floyd read the title to Resolution #R2005-036 – a resolution recognizing and honoring Anderson County Resident Coach Wayne Jones upon his retirement from Coaching at T.L. Hanna High School; and other matters related thereto. Mr. Fred Tolly move to approve the Resolution and Mr. Dees seconded. Vote was unanimous. The resolution will be presented to Coach Jones at a later date.

Chairperson Floyd presented a Proclamation proclaiming September as Diversity Month. Mr. Joey Preston read the prodamation into the record. Mr. Dees moved to approve and Mr. McAbee seconded. Mr. Greer called Council's attention to the sixth "whereas" that says that we are all created. Vote was unanimous.

Chairperson Floyd called on Mr. Greer for the next item on the agenda. Mr. Greer moved to approve an Anderson County Pride Award for Mr. William "Bill" P. Thompson for his dedication, service, and commitment to his church and seniors at the Belton Senior Center and Mr. Tolly seconded. Mr. Greer will present to Mr. Thompson at a later date. Vote was unanimous.

Chairperson Floyd read third 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 on third reading and Mr. McAbee seconded. Vote was unanimous.

Chairperson Floyd presented first reading of Ordinance #2005-022 – a rezoning request by Mr. Michael Farnsworth to rezone 1701 and 1707 Old Williamston Road from R-20 to PD. A public hearing was held and no comments were received. Mr. Tolly moved to approve and Mr. Greer seconded. Ms. Wilson commented that when the County goes from a lower density to a higher density the County experiences many stormwater run off problems so she requested that there be appropriate oversight on this as the County should be doing on all of its development for stormwater runoffs and sedimentation measures. Vote was unanimous.

Chairperson Floyd presented first reading of Ordinance #2005-023 – a rezoning request by Mr. Andrew Hankins to rezone property on Frontage Road at 1-85 off of Manse Jolly Road from I-1 to R-20. A public hearing was held and no comments were received. The Planning Commission and the District 4 Zoning Advisory Board both recommended approval. Mr. McAbee moved to approve and Mr. Dees seconded. Vote was unanimous.

Chairperson Floyd presented first reading of Ordinance #2005-024 – a rezoning request by Mr. Paul Kirkland to rezone 20 acres at the corner of Shackelburg Road and Scott's Bridge Road from R-20 to R-15. A public hearing was held; no comments were received. Mr. McAbee moved to approve and Mr. Dees seconded. Mr. Ricketson stated that the Planning Commission and the District 4 Zoning Board recommend approval. Ms. Wilson said that by judging by the topo the project appears to be on very steep property and there is extensive flooding right down the hill from the property. She said that Shackelburg Road has to be closed frequently and again she recommended appropriate oversight and guidance to the developer to make sure proper stormwater runoff measures are taken. Mr. Ricketson stated that the County takes care of drainage with all of the County's projects jointly with DHEC. Mr. Greer said that while riding his district with Mr. Hopkins they found a situation where it appears that DHEC is not held someone to the appropriate standards for stormwater runoff such as holding ponds and things of this nature and the County has to address. So he said that DHEC might not be doing everything they need to do to insure that when the grading permits are done that the stormwater are appropriately and properly handled. Vote was unanimous.

Ms. Wilson asked for a Point of Personal Privileged. Chairperson Floyd allowed the request. Ms. Wilson said that the stormwater runoff and sedimentation issue is a very horrific one in the County and it behooves Anderson County Council and County staff, as well as regulatory agencies, to do their jobs because if the County fails to do its job and uphold the rules and regulations it does fall back on the County taxpayers to make the corrections. She said she is a developer and she is cognizant of these rules and it wasn't fair to good developers that do the clean up. She said Council needs to be aware and perhaps take appropriate measures when the time comes up shortly.

Chairperson Floyd read first reading of Ordinance #2005-026 – an ordinance authorizing a fee-in-lieu of tax arrangement on behalf of TECHFAB, LLC (The "Company") pursuant to a fee agreement between Anderson County, South Carolina (The "County") and the Company; authorizing the issuance of an Infrastructure Credit to the Company pursuant to an Infrastructure Financing Agreement between the Company and the County; and other matters relating to the foregoing. Ms. Wilson moved to approve on first reading and Mr. Tolly seconded. Vote was unanimous.

Chairperson Floyd read the title for first reading of Ordinance #2005-027 – an ordinance establishing a Home Detention Program in Anderson County; and other matters related thereto. Mr. Martin explained that authorized under South Carolina Law is a home detention program or an Electronic Monitoring Program as an alternative to using a detention center. The reason for the Ordinance is because the Detention Center is "bursting at the seams". There is not a downward trend but an upward trend. This is a method to free up detention center space, to save the taxpayer the cost of day-by-day confinement at the Detention Center, and to do so at minimal additional expense to the County. The eligible participants must be determined and selected by the court. The program will cover both pre-trial detainees as well as sentenced prisoners. Mr. Dees moved to approve and Mr. McAbee seconded. Mr. Greer asked Mr. Martin was it correct to say that Anderson County would not be in the business of determining what the "qualified inmate" is. He said that was correct. Mr. Dees said that he was in total agreement with the Ordinance. He also stated that he noticed to build a 50-capacity bed facility would cost \$784,000, which is solid costs. He said the Electronic Monitoring Program was a good system and has been used by the State for many years and it is good for Council to consider this program in light of the huge cost concerned with housing these inmates. Vote was unanimous.

Chairperson Floyd introduced Miss Christina Plumber, age 13, who plans to launch the first Teen Magazine in Anderson County.

Council recessed at 7:10 P.M. Chairperson Floyd called the meeting back to order at 7:20 p.m.

Chairperson Floyd read the title to Resolution #R2005-033 – a resolution authorizing and supporting the application by Anderson County for all available Federal and State grant funds for which matching county grant funds have previously been made available by Anderson County Council through the Anderson County operating and capital budget or for which matching funds are not required; committing such previously budgeted matching funds as required by any such grant; authorizing the receipt and expenditure of such grant funds; and other matters related thereto. Mr. Tolly moved to approve and Mr. Dees seconded. Mr. Martin explained that immediately prior to the beginning of the Federal Fiscal year, October 1st, anytime you want federal grant funds there must be authorization from the governing body of the entity involved and rather than bring back every single matter for approval for applying for the grant funds, the County does one resolution that covers everything. Ms. Wilson said it seems that when the County applies for grants, the Council should be advised. She said how can County Council set policy when grants can be applied for that may not be in keeping with Anderson County? Perhaps an approach that Council could take is that County Council will approve the grant applications. Mr. McAbee stated that he read in the Resolution that any grant application that requires County funds/matching funds would have to be approved in the budget or by Council. Vote was six in favor and one opposed (Wilson). Motion carried.

Chairperson Floyd read title to #R2005-037 – a resolution approving the appropriation of \$300,000 to the Anderson County Development Partnership to be used to purchase land at the Clemson Research Park in Anderson County from the South Carolina Research Authority for purposes of Economic Development and Partnering with Clemson University on Promoting the Advanced Materials Research Center. Mr. McAbee moved to approve and Mr. Dees seconded. Mr. John Lummus recommended approval to the resolution, which would be very advantageous to the County's economic development efforts. Mr. Thompson asked where the \$300,000 would be coming from. Mr. Preston said that the county was 1/3 owner in the landfill property. In October last year, Council entered an agreement to sell the property. He proposed that the County utilize that funding when it comes in to provide the \$300,000. Mr. Dees asked what relationship would this place the County in concerning ICAR in Greenville County, which is a direct partnership with Clemson University? Mr. Lummus said that was a lot of what Anderson was trying to do. He said they wanted the Advanced Materials Research Center in Anderson County to be in a Partnership with the County very similar with what Greenville has with ICAR. He said that he thought it was a great partnership to create high-tech jobs for the future. Ms. Wilson said that because the Council had insufficient backup information on the issue she recommended addressing it in another budget year or tabling until another meeting can be held or until the next meeting. Mr. Dees called for the question and Mr. Tolly seconded. Vote on the call was five in favor with two opposed (Wilson, Greer). Vote on the resolution was six in favor and one abstention. (Wilson).

On the motion of Mr. Thompson, seconded by Ms. Wilson, Council voted unanimously to accept the roads in Nelson Woods and Hickory Run Phases I and II into the County road system. Mr. Preston stated that they all meet County specifications and recommended acceptance into the system. Mr. Tolly asked Mr. Hopkins if all the water and drainage problems had been addressed and Mr. Hopkins reported yes. Mr. Tolly talked about lots in subdivisions that are left vacant because they are not suitable to build on. He asked that the Building and Codes Department refrain from issuing permits on lots that are evident there will be a water problem. Ms. Wilson added to Mr. Tolly's remarks by saying that she visited an area in her district after receiving complaints and found lots in a swampy area, gray swamp mud and the developer had brought in red dirt and compacted it over the gray swamp dirt for a future slab. She said DHEC must have issued a septic tank permit and that is usually soil that will not sustain a septic permit, and putting the red clay on the swamp dirt will cause major foundation problems. She said that there were other issues with stormwater runoff. She said that there was a very upscale development in her district and a builder sent her a packet where water was running up under a half million dollar house and he called and asked if the County could do anything about it. Vote was unanimous.

Mr. Preston said that the Auditor, Jacky Hunter has requested that the County certify the county levies in order to be in compliance of certain laws governing the levying limitations by signing a letter. Mr. Dees moved to approve the signing of the letter certifying the 2005 tax levy. Mr. McAbee seconded. Ms. Wilson asked a question on second page 2 of the memo from Ms. Humphrey. Ms. Humphrey stated that bonded indebtedness is 7 mills and the total (excluding bonded indebtedness) is 70 mills should be .070 mills not .0070. Ms. Wilson also asked whether the County was sure that Council was getting the correct numbers since there were missing documents, files, computers from the Auditor's office. Mr. Greer said that the Auditor's office was a constitutionally elected office and is not controlled by the Council in any way. What occurs in the office is not the responsibility of this Council, this administrator or any staff who serves under this Administration is not an issue for this Council. Mr. Greer called for the question and Mr. McAbee seconded. Vote was six in favor and one opposed (Wilson) on the call for the question. Vote was six in favor and one opposed (Wilson). Motion carried.

REQUESTS:

District 1 – none

District 2 – Chairperson Floyd said that she had appropriated \$35,000 to the Tolly Street project and she was informed that the project will not take place. She moved that the \$35,000 be put back into her paving account. Mr. Thompson seconded and vote was unanimous.

Chairperson Floyd moved to re-appropriate that \$35,000 plus and additional \$33,000 to paving, drainage, and grading of the White Street Convenience center. The motion was seconded and vote was unanimous.

Chairperson Floyd moved to appropriate [REDACTED] to the Adult Education Center from District 2 Recreation Account. Mr. Tolly seconded and vote was unanimous.

Chairperson Floyd moved to appropriate \$1,000 to the East Anderson Community of Shalom from District 2 Recreation Account. A second was made and vote was unanimous.

Mr. Greer moved to appropriate \$1,000 from District 3 Recreation Account to the Starr Fall Festival and Beautification Committee for the Starr Fall Festival. Mr. Dees seconded and vote was unanimous.

Mr. Greer moved to appropriate \$750.00 from District 3 Recreation Account for the City of Belton for use in their sesquicentennial celebration this fall. Mr. Dees seconded and vote was unanimous.

Mr. Greer moved to appropriate \$1,000 from District 3 Recreation Account for Revive Iva for their Depot day's celebration. Mr. Dees seconded and vote was unanimous.

Mr. Greer moved to appropriate \$1,000 from District 3 Recreation Account to the Belton Partnership for the Standpipe Festival in October. Mr. Dees seconded and vote was unanimous.

Mr. McAbee moved to appropriate \$20,000 for the maintenance and other improvements to the streets and drainage systems within the Town of Pendleton as deemed necessary by the Town. These funds may be used to pay for material, labor, and equipment whether city or County crews or contractors perform the work. Payments or reimbursements will be made to the city upon presentation of invoice for completed work. The funds will come from District #4 Paving account. Mr. Greer seconded and vote was unanimous.

Mr. McAbee moved to appropriate \$2,500 from District 4 Recreation Account for Pendleton Pride in Motion for Barrett's Place Playground. Mr. Dees seconded and vote was unanimous.

District #5 – none.

Mr. Dees moved to appropriate for paving, grading, and drainage \$55,000 from District 6 paving account for replacement of a box culvert on Watson Road in District 7. The County will do the work. Mr. Greer seconded and vote was unanimous.

Mr. Dees moved to appropriate \$5,000 to the Piedmont Public Service District to help with the purchase of a finishing mower and storage shed for the mower. Payment to be made upon receipt of invoice. The funds to come from District 6 recreation funds. Mr. Thompson seconded and vote was unanimous.

Mr. Dees moved to appropriate \$2,700 for a matching PARD grant for lights for the Tri-County Soccer League. The funds will come from District 6 recreation account. Mr. Thompson seconded and vote was unanimous.

Ms. Wilson moved to appropriate \$5,000 each for the following towns from District 7 Recreation Account for their projects and programs for recreation – Town of West Pelzer, Pelzer, Williamston and Honea Path. Mr. Dees seconded and vote was unanimous.

Ms. Wilson moved to appropriate \$1,200 to the Palmetto High School Athletic Booster Club for a backstop. The funds will come from District 7 Recreation account. Mr. Dees seconded and vote was unanimous.

Ms. Wilson moved to appropriate from District 7 Paving Account for the Town of Williamston \$25,000 and the Town of Honea Path - \$34,000 for maintenance and other improvements to the streets and drainage systems within the Towns of Williamston and Honea Path respectively as deemed necessary by the town. These funds may be used to

pay for material, labor, and equipment whether city or county crews or contractors perform the work. Payment or reimbursement will be made to the city upon presentation of invoice for completed work. Mr. Tolly seconded and vote was unanimous.

ADMINISTRATOR'S REPORT:

- a. Certificates and Training: Mr. Joshua Briggs – EMT Paramedic Refresher Training
- b. Letters of Appreciation:
 - 1. For: Road Maintenance – Mr. Aaron Smart and crew From: Ms. Shonna McCullough
 - 2. For: Mr. Joey Preston From: Mr. Bill Dees
 - 3. For: Mr. Michael Miller From: Mr. John A. Ozaluk, Asst. Special Agent in Charge DEA South Carolina
 - 4. For: Anderson County Council From: Ms. Laurie H. Ashley, Meals on Wheels Director
- c. Minutes/Meetings: Anderson County Development Partnership Board Meetings (July 28, 2005 and August 16, 2005)
- d. Reports:
 - 1. Detention Center Litter Reports - July 11-15, July 18-22, and August 1-5, 2005
 - 2. Environmental Enforcement Monthly Report for July
 - 3. Animal Control Monthly Report for July
 - 4. Council of Governments' Quarterly Report
 - 5. Semi-Annual Veterans Affairs Report
 - 6. 911 Dispatched Call Report
 - 7. Building and Codes Monthly Report (July)
 - 8. District Paving Report
 - 9. Recreation Report
- e. Department Safety Coordinator
- f. Walgreens Distribution – Economic Development Set-Aside Grant #S1687
- g. County Reassessment Schedules
- h. Letter to Lindsey Graham regarding end of WWII 60th Anniversary
- i. Statement of support for Guard and Reserve
- j. Newspaper Article on Walgreens

Chairperson Floyd expressed concern with dangerous animals. She said that last week there was a rabid fox, which attacked a dog in her neighborhood. Mr. Preston said that a meeting could be held to discuss the problem with DHEC. The Chair congratulated Mr. Preston for the County's 9th consecutive year to receive the highest honor of financial reporting.

CITIZEN COMMENTS: Other Matters – Mr. Scott Ward thanked Mr. Bill McAbee and Anderson County for the appropriation to Barrett's Place – Pendleton's Children playground. Mr. Michael Deanhardt said that this would be his last comment on the important issue of Separation of Church and State. He said that concerning the recent Federal Appeals Court ruling banning the Pledge of Allegiance that includes the phrase "Under God" and also the U.S. Fourth Circuit Ruling that the city/county could not name a specific deity Jesus Christ in its official prayer. The first amendment to the U.S. Federal Constitution states in part that Congress shall make no law respecting the establishment of religion or prohibiting the free exercise thereof. The founding fathers were extremely wise to put this "establishment" clause in the front section of the first amendment, he said. They were well aware of the horrible religious war that destroyed Europe for centuries. He called on Council to practice what they preach and not be like Great Falls. Ms. Missy Nail, Chairperson of the Barrett's Place playground project thanked Mr. McAbee and Council for the appropriation. Mr. Jo McConnell also thanked Mr. McAbee for his donation to the project.

REMARKS FROM COUNCIL MEMBERS

Chairperson Floyd said that she would like to meet with 2 – 3 Council members at a time to discuss something.

Ms. Wilson: "Thank you. In regards to public information, I've had to file, and it's no secret the previous council before our two new members voted to hire an attorney to protect our administrator and therefore our council perhaps in my quest for public information – I just want to remind all of citizens that the items I asked access for both prior Attorney General and current Attorney General McMaster all upheld a citizens' right and particularly an elected official right to view the materials. One of my greatest concerns is anything that pertains to our budget of financial expenditures in this county; I am no longer allowed to have access to our general ledger reports. This is extremely of great concern not only to me but to my constituents and I hear from a lot of your constituents. I hope that you will carefully look at the situation because public information is just that – it's public information. Thank you."

Mr. Thompson – none.

Mr. Tolly congratulated Ms. Lib Peace with the 60th End of WWII Celebration. He said that Mr. Greer did an excellent job also. He also said that he had received a complaint about people that place cars "for sale" in abandoned retail parking lots. He asked the Compliance Office to see if there are any violations to the sign ordinance.

Mr. Greer said that you should never fail to take an opportunity to thank our veterans for what they've done for our nation. He said that people really don't understand what it means to recognize the veterans. Mr. Greer said that he voted against calling for the question on the \$300,000 for the research park, not because he was opposed to it but because he wanted to make some comments in regard to that. He said that there were three council members that have an economic depressed school district (Floyd, Greer, Wilson) district 2, 3 and 7. He compared the research park to the BMW plant – he said that the County did not secure the BMW plant but the County was benefiting from the spin off of industry from the BMW plant. Clemson University, Anderson County, Anderson County Development Partnership, and private industry see this as an opportunity for all of the county not just District 4.

Mr. McAbee echoes Mr. Greer's remarks about the 60th Celebration of the end of WWII. He thanked Ms. Peace for all her hard work. He said that he was glad to be able to help Pendleton Pride in Motion.

Mr. Dees asked Mr. Martin if the Circuit Court of Appeals had upheld taking God out of the Pledge of Allegiance – he said he thought it was the 9th Circuit, which has nothing to do with the 4th Circuit of Appeals which is in Virginia. Mr. Martin said that the only law, which is applicable within a given geographic area, is the law, which is applied by the Circuit Court of Appeals for that area or by the Supreme Court. The "One Nation Under God" case is from the 9th Circuit Court of Appeals that applies to West coast case and has not been affirmed by the U.S. Supreme Court so that is not the law of the 4th Circuit in which we live. Mr. Dees also stated that another comment mentioned that the U.S. Supreme Court had ruled on the Great Falls case and as he understands they granted no certiorari or no hearing to the case, which allowed the 4th Circuit Court appeals ruling to stand. Mr. Martin confirmed his statement. He then expressed sympathy to the family of Governor Carroll Campbell who had been admitted to a care facility. He said that he heard a quote that he totally agrees with the other day by Steven Hawkie and it goes like this. "The greatest enemy of knowledge is not ignorance it is the illusion of knowledge."

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

Respectfully submitted,

Linda N. Eddleman
Clerk to County Council