

MARLBORO COUNTY COUNCIL

MARLBORO COUNTY CONFERENCE ROOM

TUESDAY, OCTOBER 13, 2009

6:00 PM

CHAIRMAN	DR. CAROLYN PRINCE
VICE-CHAIR	CORRIE PLATO
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	*
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* ABSENT

INVOCATION - Mr. Anthony Woods

APPROVAL OF AGENDA ITEMS

Approval of Bids

Dr. Carolyn Prince advised she would like to add an item – Discussion of Lake Paul Wallace to agenda under new business as item f.

Motion made by Mr. Anthony Woods, seconded by Mr. Willie Gladden to add the discussion of Lake Paul Wallace to the agenda under new business as item f. Vote in favor. Unanimous. Motion carried.

APPROVAL OF MINUTES – AUGUST 24, 2009, SEPTEMBER 8, 2009, AND SEPTEMBER 24, 2009.

AUGUST 24, 2009

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Anthony Woods, to approve the minutes of August 24, 2009. Vote in favor. Unanimous. Motion carried.

SEPTEMBER 8, 2009

A revised copy of the minutes were presented to Council prior to the meeting. It was noted changes to page Three, Affirmation of Decision on Zoning Amendment request – wording was changed to reflect the recommendation by Mr. Steve Weber, Legal Counsel. Also noted was page four, Highway 385 CDBG Water System Extension – motion was changed to reflect approval of bid was based upon approval by the South Carolina Department of Commerce.

Motion made by Ms. Jean Wallace McLean, seconded by Mr. Steve Blackmon, to approve the minutes of September 8, 2009 with the noted changes. Vote in favor. Unanimous. Motion carried.

SEPTEMBER 24, 2009

Dr. Carolyn Prince, Chair advised she, as well as Ms. Corrie Plato (Vice-Chair) were unable to attend the “Called” meeting on September 24, 2009 and thanked Ms. Jean Wallace McLean for carrying the meeting on their behalf.

Motion made by Mr. Anthony Woods, seconded by Mr. Willie Gladden, to approve the minutes of September 24, 2009. Vote in favor: Mr. Steve Blackmon, Mr. Willie Gladden, Ms. Jean Wallace McLean, Mr. Ken Allen, and Mr. Anthony Woods. Abstain: Mr. Ron Munnerlyn and Dr. Carolyn Prince (not present for meeting). Vote 5/0/2. Motion carried.

NEW BUSINESS

RESOLUTION # 10-09-01 – A RESOLUTION APPROVING WORK AUTHORIZATION NO. 09-01 (AMENDMENT NO. 1) FOR THE ENGINEER TO PROVIDE CONSTRUCTION PHASE SERVICES FOR THE HANGAR TAXIWAY AND APRON EXPANSION AT THE MARLBORO COUNTY AIRPORT.

Motion made by Mr. Ken Allen, seconded by Mr. Anthony Woods, to approve Resolution # 10-09-01 – A Resolution approving work authorization No. 09-01 (Amendment No. 1) for the engineer to provide construction phase services for the Hangar Taxiway and Apron Expansion at the Marlboro County Airport. Vote in favor. Unanimous. Motion carried.

RESOLUTION # 10-09-02 – A RESOLUTION GRANTING THE COUNTY ADMINISTRATOR PERMISSION TO PURCHASE VEHICLES, EQUIPMENT, ETC., ON STATE CONTRACT AND/OR PURCHASES REQUIRED BY GRANTS.

Dr. Carolyn Prince, Chair advised she would like to amend the resolution with the removal of “etc.” from the wording.

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Jean Wallace McLean, to approve Resolution # 10-09-02 as amended – A Resolution granting the County Administrator permission to purchase vehicles and equipment on State Contract and/or purchases required by grants. Vote in favor. Unanimous. Motion carried.

REQUEST FOR APPROVAL OF AGREEMENT BETWEEN MARLBORO COUNTY AND THE CITY OF BENNETTSVILLE FOR A PART-TIME ACTING MUNICIPAL JUDGE.

Motion made by Mr. Ken Allen, seconded by Mr. Willie Gladden, to approve the agreement between Marlboro County and the City of Bennettsville for a part-time Acting Municipal Judge. Vote in favor. Unanimous. Motion carried.

REQUEST APPROVAL OF FUNDING AGREEMENT FOR I-95 GATEWAY MEGA INDUSTRIAL SITE CERTIFICATION.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Ken Allen, to approve the request for the funding agreement for I-95 Gateway Mega Industrial Site Certification. Vote in favor. Unanimous. Motion carried.

REQUEST FROM CITY OF BENNETTSVILLE FOR DONATION OF PAVERS.

Mayor Dexe Bostick, Mayor for the City of Bennettsville sent a letter on behalf of the Garden Club requesting the county donate a bundle of the brick pavers to be used as a brick walkway throughout the area between the dogwood trees and azaleas at the Bennettsville Visitor Center.

Motion made by Mr. Ken Allen, seconded by Mr. Willie Gladden, to approve the request from the City of Bennettsville for a donation of a bundle of the brick pavers. Vote in favor. Unanimous. Motion carried.

DISCUSSION OF LAKE PAUL WALLACE

Dr. Carolyn Prince, Carolyn advised she wished to get direction from fellow council members on how to respond to Representative Douglas Jennings concerning the Department of Natural Resources wishing for either the City of Bennettsville or Marlboro County to accept ownership of Lake Paul Wallace. It was discussed that no funds would be provided. Council discussed previously when the county wanted to discuss the lake, no one was interested.

Motion made by Mr. Willie Gladden, seconded by Mr. Ken Allen advising the county was not interested in any involvement or ownership of lake Paul Wallace. Vote in favor. Unanimous. Motion carried.

APPROVAL OF BIDS

Solid Waste Roll Off Containers for Convenience Center

Two bids were received: **Furr Facilities Waste Container Services (based on 30 yards) - \$3.00 rental per day, \$200.00 per haul and Landfill Service Charge per ton - \$32.00 and J. Davis Enterprise, Inc. (based on 30 yards) - \$350.00 per pull flat rate, with no disposal fees, no delivery fees, and no rental fees.** Mr. Cecil Kimrey, County Administrator advised Mr. Sidney Wallace, Public Works Director had advised the bid from J. Davis Enterprise, Inc. was the lowest of the bids. Council decided to table the decision for further discussion.

Laura' Lane – C Funds

Bids received were: **Industrial**, Darlington, SC - \$98,851.63, **Lowland Construction**, Conway, SC - \$105,351.50, **Furr Grading & Paving**, Cheraw, SC - \$109,167.00, **Kirven Construction**, Darlington, SC - \$109,806.25, **Willis Construction**, Florence, SC - \$122,712.25, **Plowden Construction**, Sumter, SC - \$126,598.00, **Dawkins Construction**, Hartsville, SC - \$128,267.50, **Henley's Construction**, Cheraw, SC - \$128,965.20, **Boggs Paving, Inc.**, Monroe, NC - \$145,709.90, **Palmetto Construction**, Conway, SC - \$191,656.50, and **Hudson Paving**, Rockingham, NC - \$210,146.75. The low bidder was Industrial.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Steve Blackmon, to approve the bid from Industrial in the amount of \$98,851.63 for the Laura's Lane project using C Funds. Vote in favor. Unanimous. Motion carried.

Rural Development Gant – Vehicles

Bids received for the various vehicles (8) under State contract in the various departments were: **Butler Chrysler Dodge Jeep** (4 Dodge Chargers/Sheriff Department) - \$21,524, **Vic Bailey Ford** (1 Ford Escape – U93/Economic Development) - \$19,603, **Vic Bailey Ford** (1 Ford Ranger – R-10/Environmental Control) - \$13,108, **Benson Ford Mercury Nissan** (1 Van – Driver & 14 passenger/Detention Center) - \$21,898.00 and **Vic Bailey Ford** (1 F-150 Pick-up/Public Works) - \$17,333.00.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Anthony Woods, to approve the bids as presented for all vehicles under the Rural Development Grant Funds upon approval of RDA. Vote in favor. Unanimous. Motion carried.

JAG Grant – Sheriff Department Equipment

Bids for various equipment were received:

GPS System: Best Buy - \$2,915.73, TigerDirect.Com - \$3,266.94, & Galls - \$6,329.94. Lowest Bid - Best Buy @ \$2,915.73.

Motorola Radios: Carolina Communications - \$3,078.00 & Communications Technology, LLC - \$3,697.59. Lowest Bid - \$3,078.00.

Tazers (Sole Source): Lawmen's - \$8,731.20

Flashlights: Dana Supplies - \$1,048.60, Uniforms By John -\$1,058.40, & Lawmen's - \$1,312.19. Lowest Bid – Dana Supplies - \$1,048.60.

Ammo: Lawmen's - \$1,603.90 & Wade's Hardware - \$1,812.79 and Village Pawn - \$1,080.70. Lowest Bid – Village Pawn - \$1,080.70.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Steve Blackmon to approve the lowest bids for the equipment for the Sheriff Department to be purchased through the JAG grant. Vote in favor. Unanimous. Motion carried.

Library – Shelving Installation, other.

Shelving – Proposals received were: Patterson-Pope (one dealer certified) - \$25,801.54

Motion made by Mr. Steve Blackmon, seconded by Mr. Willie Gladden, to approve the proposal of Patterson-Pope in the amount of \$25,801.54 for Shelving for the library. Vote in favor. Unanimous. Motion carried.

Relocation (Library Board will pay costs) – Proposals received were: **Nilson Van & Storage** - \$8,650.00, **Smith Dray Line** - \$10,492.00, and **Carey Moving & Storage, Inc.** - \$11,519.46. No decision was needed by council based on Library Board paying costs.

Telephone System: Proposals received for the new library telephone system were: **Avatel Technologies** (Avaya) - \$11,845.00 plus Tax, **Consider It Done Telecommunications** - \$9,836.99, **Prime Line Communications** - \$9,087.00, and **YES, LLC of S.C.** - \$8,837.79.

Motion made by Mr. Steve Blackmon, seconded by Mr. Anthony Woods, to accept the proposal as presented by YES, LLC of S.C. in the amount of \$8,837.79 for the new library telephone system. Vote in favor. Unanimous. Motion carried.

APPOINTMENTS TO BOARDS & COMMISSIONS

Fire Committee – the following recommendations were made by the Fire Departments for the Marlboro County Fire Committee: Mr. W. David Rogers (Blenheim – Fire Department Member), Mr. Jimmy Sanders (Blenheim – Community Member), Mr. Bill Parrish (Brightsville – Fire Department Member), Mr. Vernon O’Tuel (Brightsville – Community Member), Mr. Eric Herndon (Clio Rural – Fire Department Member), Mr. Randy Woodberry (Clio Rural – Community Member), Mr. Ritchie Bullard (McColl – Fire Department Member), Mr. Brian Brumbles (McColl – Community Member), Mr. Rickie Huckabee (Wallace – Fire Department Member), and Mr. Billy Joe Quick (Wallace – Community Member).

Motion made by Mr. Ken Allen, seconded by Mr. Steve Blackmon, to approve the recommendations from the Fire Departments for the Marlboro County Fire Committee. Vote in favor. Unanimous. Motion carried.

REPORTS

Committee Reports

Tim Brown, **Library & Sheriff/Magistrate Complex Report** - advised he had four (4) change orders as requested by Mosely Architects for the Library. (#1) change order # 006 – add security alarms and camera which were not included in the original plans, will use subcontractor with

request for seven (7) days extension of time and additional cost of \$11,331.00. (#2) change order # 007 – addition of ceilings to exposed areas in main portion of library with additional cost of \$9,440.00 and three (3) day extension of time. (#3) change order # 008 – revision of the ceilings in rooms and hallways and gypsum board soffits with additional cost of \$1,611.00 and two (2) days extension of time. (#4) change order # 009 – revision made to the civil drawings to address drainage and grade issues (moving sidewalk for Tec Building) with additional cost of \$5,737.00 and no time extension. Mr. Brown advised the total cost for all change orders is \$28,119.00 and twelve (12) days time extension.

Motion made by Mr. Willie Gladden, seconded by Mr. Anthony Woods, to approve change orders # 006, 007, 008, and 009 for a total of \$28,119.00 and twelve days time extension. Vote in favor. Unanimous.

Mr. Brown advised another issue with the Library concerns the front and side of the building near the Murchison Building. The plans required cast stone veneer under the seven arched windows to match the four columns of the Arch. The contractor stated his sub-contractor met with Moseley Architects and decided not to put in the cast stone veneer, but, to use brick in it's place. There are no records of this meeting, and Moseley said they have no opinion at this time. Council was advised the cast stone veneer is what is in the original contract. Council advised this is not acceptable – the plans called for cast stone veneer, so the contractor must use cast stone veneer.

Mr. Brown advised he has a change order # 10 for landscaping. Mr. Brown advised he had met with Mr. Tommy Taylor of Taylor Landscaping from Florence earlier in the day going over possible landscaping plans for the library. Mr. Taylor advised he would do the design for the library landscaping for a cost of \$1,800.00. No funds were allotted for the landscaping. It was recommended the library board meet with Mr. Taylor to go over the plans.

Motion made by Mr. Willie Gladden, seconded by Mr. Ron Munnerlyn, authorizing Mr. Tommy Taylor, Taylor Landscaping to design the landscaping for the library for \$1,800.00. Vote in favor. Unanimous. Motion carried.

Mr. Brown in summarizing advised according to his records with all change orders approved, expenditures to-date and cash on hand, there is a deficit of \$441,450.22 on the library project.

Justice Complex – Mr. Brown advised he had one (1) change order (#07) which needed approval. He advised he had deleted the 50X50 building from the change order which left the following requests – additional of steel shelving storage room (\$5,782.88), Ceramic Tile Forensics room (\$1,734.35), Liberty Recording Solutions Microphone @ Attorney Tables (\$2,159.13), Additional Interview Room (\$4,776.84), Add door in hallway (\$1,625.00) and additional Office Supply Furnishings from Hamilton due to change in quantities (\$7,232.40) – total cost of change order \$23,310.60. Mr. Brown advised with all expenditures and change orders to-date (including the \$23,310.60), there is a remaining balance of \$317,697.40 funds available.

Mr. Brown advised there are some remaining items which he has budgeted for: shelving (Magistrate's Office), computers, servers, faxes, copiers, etc. Dr. Prince questioned whether some of the current computers were going to be moved into the new offices. Dr. Prince advised the county had recently purchased new computers for both the magistrate and sheriff's offices. The county will need to do an assessment based on need and possible upgrades for memory for the existing system before going out and purchasing new.

Mr. Brown advised he had an estimate of \$50,000 for a generator for the building. Council advised this is not a necessity. With the situation with the co-op and the vicinity of the power, it would not take long to get the power back on. It was also discussed to purchase a smaller generator to cover a smaller emergency area when needed. Council referred the generator consideration to Mr. Gladden's committee. Mr. Ron Munnerlyn also recommended checking state contract and possible federal surplus. Mr. Brown stated that with all of the changes he was discussing (including his salary), the county should still have \$160,000 left. Various council members were in agreement that the county needed to keep some of the funds in reserve for emergencies and other projects that may come up after the completion of the justice complex.

Motion made by Mr. Ken Allen, seconded by Mr. Willie Gladden, to approve change order No. 7 for the Sheriff/Magistrate Complex. Vote in favor. Unanimous. Motion carried.

Other Committees

Public Service and County Planning - a letter was received from Judge Mark Heath and it was being referred to the building committee. A request was also referred to the building committee from the Wallace Fire Department.

Ms. Jean Wallace McLean questioned the status of the road (Woodside) in her area. She questioned the difference between Woodside and Laura's Lane. Mr. Munnerlyn advised Laura's Lane was grandfathered in. He stated that because of Mr. Crow's presentation, his committee wants to make sure they have everything right. He stated they should be able to have it approved by the next meeting the CTC has which should be January. The committee will bring it back to council and have the full council approve it.

Administrative/Financial Report – Cecil Kimrey, County Administrator

Grant - The county received a \$11,787.00 SC Aeronautics Commission grant for the airport to assist in the construction of a hangar taxiway and hangar apron expansion.

GASB 45 - a copy of the report from Gabriel, Roeder, Smith & Company was presented to council.

State Funds - The county was notified that the State Budget & Control Board made a mistake and the county will receive \$45,154.00 less than expected. The county administrator advised he would re-evaluate the need to reduce outside agencies funds.

Administration Building - The front of the administration building is to be painted.

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House Removal - The Sheriff has agreed to provide \$2,000 in drug funds to remove the house on Union Street. If it costs more, it will have to be taken from county funds.

Employees - with at least five years employment through September include Kaye Liner, Lee McQueen, Stuart Liner, and Ray Kelly .

Annual Leave – The Administrator advised he was planning on being out on October 21st, 28th and November 4th. If the schedule does not permit the absence, he would like to be off the following Friday.

Expenditures - are at 22 % of the budget.

Probate Judge - a copy of the Probate Judge's request for additional office space was presented to council.

Parker Poe - expenditures were approximately \$159,000 for landfill litigation.

Furlough - The next scheduled furlough day was Monday, October 19th.

Industrial Park – the purchase of the Industrial Park Land was completed.

RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL

No discussion was heard.

RECOGNITION OF COUNCIL MEMBERS

Dr. Carolyn Prince – suggested a joint session between the County and the City of Bennettsville for October 29th at the Solicitor's Office beginning at 6 P.M. She advised it was not to be a forum meeting, only to meet with the city and possibly work out issues and save money.

A meeting has been requested by Sopakco. All council members were agreeable for the Administration Committee to meet with them.

NAACP dinner tickets (3) were available. Anyone interested in going were to contact the Clerk to Council on a first come, first serve basis.

The Board of Trustees of Scotland Memorial Foundation sent an invitation for a Putting on the Ritz Gala for Saturday, November 7, 2009 for any council members interested in attending. Seating began at \$400 for two guests. Anyone interested in attending were advised to contact the Clerk to Council.

Ms. Jean Wallace McLean – advised she had some concerns on the trash pick-up. She had received some calls about trash not being picked up. She stated that hopefully with the new

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service they would work out the kinks (missing signs). She thought the company should give credit to those not being picked up.

NON AGENDA ITEMS

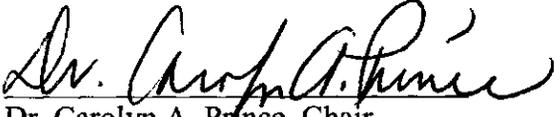
No discussion was heard.

ADJOURN

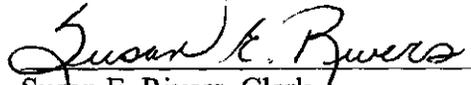
Hearing no further discussion, the meeting was adjourned.

Motion was made by Mr. Ron Munnerlyn, seconded by Mr. Willie Gladden, to adjourn the meeting. Vote in favor. Unanimous. Motion carried.

(SEAL)


Dr. Carolyn A. Prince, Chair
Marlboro County Council

Attest:


Susan E. Rivers, Clerk
Marlboro County Council

Date Adopted: November 10, 2009