

MARLBORO COUNTY COUNCIL

MARLBORO COUNTY ECONOMIC DEVELOPMENT PARTNERSHIP BUILDING

COUNCIL CHAMBERS

TUESDAY, MARCH 13, 2012

6 PM

CHAIRMAN	RON MUNNERLYN
VICE-CHAIR	DR. CAROLYN PRINCE
ADMINISTRATOR	CECIL KIMREY
COUNTY ATTORNEY	HARRY EASTERLING, JR.

COUNCIL:

JASON STEEN, RON MUNNERLYN, DR. CAROLYN PRINCE, STEVE BLACKMON, AND	WILLIE GLADDEN, CORRIE H. PLATO, KEN ALLEN, ANTHONY WOODS
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* Absent

CALL TO ORDER

Mr. Ron Munnerlyn, Chairman called the meeting to order.

APPROVAL OF AGENDA ITEMS

Added item under New Business as Item I. Voter Registration request for a temporary, part-time employee to help through the election and with retaining the services of Jamie Sellers the Primary Election night.

Added item under New Business as Item J. Ordinance # 513 – Amendment to allow alcoholic beverages on county recreational properties for specific events.

Motion made by Dr. Carolyn Prince seconded by Ms. Corrie Plato to approve the agenda with added agenda items. Vote in favor. Unanimous. Motion carried.

PUBLIC HEARING

ORDINANCE # 700 – AN ORDINANCE APPROVING THE ALLOCATION OF TEN PERCENT OF ALL REVENUE DERIVED FROM INCENTIVE AGREEMENTS BETWEEN MARLBORO COUNTY AND ONE OR MORE COMPANIES LOCATED WITHIN A MULTI-COUNTY INDUSTRIAL PARK TO THE MARLBORO COUNTY ECONOMIC DEVELOPMENT FUND; AND OTHER MATTERS RELATED THERETO.

Mr. Ron King, Executive Director of Marlboro County Economic Development and Mr. Ron Munnerlyn, Chairman gave a brief explanation what Ordinance #700 provides. They advised the Ordinance provides that ten percent (10%) of all revenue derived from incentive agreement between Marlboro County and one or more companies located within a Multi-County Industrial Park be allocated to a Marlboro County Economic Development Account to help with funding of future Economic Development projects.

No public comments were made.

ORDINANCE # 701 – AN ORDINANCE TO AMEND THE AGREEMENT FOR DEVELOPMENT OF A MULTI-COUNTY INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN DARLINGTON COUNTY AND MARLBORO COUNTY, SOUTH CAROLINA, PROVIDING FOR THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK SO AS TO INCLUDE ADDITIONAL PROPERTY IN DARLINGTON COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATING THERETO.

This is the fourteenth amendment of the Ordinance. Mr. Cecil Kimrey, County Administrator gave a brief overview of the Ordinance. He advised the amendment is in regards to an Expansion by Darlington County.

No public comments were made.

The Public Hearing was closed.

APPROVAL OF MINUTES - FEBRUARY 14, 2012.

Correction to page 2 - No notes were taken should have been no votes were taken. Minutes were corrected accordingly.

Motion made by Mr. Ron Munnerlyn, Chairman, seconded by Dr. Carolyn Prince to approve the minutes of February 14, 2012 with corrections as stated. Vote in favor: Mr. Anthony Woods, Mr. Jason Steen, Dr. Carolyn Prince, Mr. Ron Munnerlyn, Mr. Steve Blackmon, Mr. Ken Allen, and Mr. Willie Gladden. Abstain: Ms. Corrie Plato (not present for meeting). Vote: 7/0/1. Motion Carried.

OLD BUSINESS

ORDINANCE # 580 A – AN AMENDMENT TO ORDINANCE # 580 DESIGNED TO AID IN THE SETTING UP OF TELECOMMUNICATIONS TOWERS AND ANTENNAE IN MARLBORO COUNTY, – THIRD READING

Mr. Cecil Kimrey, County Administrator advised that the only changes were the different categories based on the type of service provided. Mr. Kimrey then recited to Council the classifications as follows:

- Class 1: \$200 for tower / antenna
- Class 2: \$2500 application fee for tower
\$1500 application fee for each antenna
- Class 3: \$200 for tower / antenna (Government-owned towers are exempt from fee.)

Motion made by Mr. Jason Steen, seconded by Mr. Anthony Woods to approve the third reading of Ordinance # 580 A - An amendment to Ordinance # 580 designed to aid in the setting up of telecommunication towers and antennae in Marlboro County. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 700 – AN ORDINANCE APPROVING THE ALLOCATION OF TEN PERCENT OF ALL REVENUE DERIVED FROM INCENTIVE AGREEMENTS BETWEEN MARLBORO COUNTY AND ONE OR MORE COMPANIES LOCATED WITHIN A MULTI-COUNTY INDUSTRIAL PARK TO THE MARLBORO COUNTY ECONOMIC DEVELOPMENT FUND; AND OTHER MATTERS RELATED THERETO. – SECOND READING

Motion made by Dr. Carolyn Prince, seconded by Mr. Willie Gladden to approve the second reading of Ordinance # 700 - An Ordinance authorizing the allocation of ten percent of all revenue derived from incentive agreements between Marlboro County and one or more companies located within a Multi-County Industrial Park to the Marlboro County Economic Development Fund. Vote in favor. Unanimous. Motion carried.

OPRDINANCE # 701 - AN ORDINANCE TO AMEND THE AGREEMENT FOR DEVELOPMENT OF A MULTI-COUNTY INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN DARLINGTON COUNTY AND MARLBORO COUNTY, SOUTH CAROLINA, PROVIDING FOR THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK SO AS TO INCLUDE ADDITIONAL PROPERTY IN DARLINGTON COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATING THERETO – SECOND READING

Motion made by Mr. Jason Steen, seconded by Ms. Corrie Plato to approve the second reading of Ordinance # 701 - An Ordinance to amend the agreement for development

of a Multi-County Industrial Business Park between Darlington and Marlboro County in regards to the Sonoco expansion. Vote in favor. Unanimous. Motion carried.

RECREATIONAL TRAILS GRANT APPLICATION

Council agreed to proceed with the Trails Program Grant application as previously discussed with one exception. Council agreed to use all funds available for the Brightsville Community Park. All Council members were agreeable.

NEW BUSINESS

ORDINANCE # 702 – UNSAFE ABATEMENT CODE. THESE REGULATIONS SHALL BE KNOWN AS THE UNSAFE STRUCTURE ABATEMENT CODE OF MARLBORO COUNTY, HEREINAFTER REFERED TO AS “THIS CODE.” THE PROVISIONS OF THIS ARTICLE SHALL APPLY TO ALL RESIDENTIAL AND NONRESIDENTIAL STRUCTURES AND CONSTITUTE MINIMUM SAFEGUARDS FOR STRUCTURES, AND FACILITIES FOR LIFE SAFETY, SAFETY FROM FIRE AND OTHER HAZARDS; THE RESPONSIBILITY OF OWNERS; THE OCCUPANCY OF EXISTING STRUCTURES, AND FOR ADMINISTRATION, ENFORCEMENT AND PENALTIES. – FIRST READING

Mr. Cecil Kimrey, County Administrator advised the Ordinance gives the County more capacity to go to properties and remove debris and other hazards from structures where needed. Dr. Carolyn Prince questioned whether the language of the Ordinance was obtained from the State. Mr. Harry Easterling, Jr., County Attorney advised Council that the Ordinance was received from an adjourning county. Dr. Prince inquired whether the Planning Commission had reviewed the Ordinance. Mr. Kimrey advised Council that the Planning Commission were scheduled to meet on the 5th of March; however, they did not have a quorum present to conduct business. The meeting was rescheduled for Monday, March 19, 2012 at 6 p.m.

Motion made by Dr. Carolyn Prince, seconded by Mr. Jason Steen to table the first reading of Ordinance # 702 – Unsafe Structure Abatement Code for further discussion. Vote in favor. Unanimous. Motion carried.

ORDINANCE 703 – LEASE AGREEMENT FOR A CONVENIENCE CENTER IN WALLACE, SC. THIS LEASE (“LEASE”) MADE AS OF MARCH 2012, BY AND BETWEEN THE COUNTY OF MARLBORO, A BODY POLITIC OF THE STATE OF SOUTH CAROLINA “THE “COUNTY””, AND PEE DEE ICE & FUEL, INC., P.O. BOX 1, CHERAW, SC 29520 (“PEE DEE ICE”), A SOUTH CAROLINA CORPORATION.” – FIRST READING

Mr. Cecil Kimrey, County Administrator informed Council that the County had been looking for a site in Wallace, SC. Mr. Kimrey stated this was a 3 – year lease with an option to extend this lease. Dr. Carolyn Prince stated she was opposed to leasing and that if the County is to lease; the length of time should be no more than 1 ½ years because it is better to

own. Mr. Jason Steen stated that the County will continue to look with Council's approval and that the County should get an update on citations for illegal dumping in regards to potential revenue. Mr. Ron Munnerlyn, Chairman informed Council that the law will not allow illegal dumping; the property will be fenced and secure. Mr. Harry Easterling, Jr., stated that the County is liable for any activities conducted on the property. Mr. Kimrey informed Council that even though this is a lease agreement, the County can move after one year.

Motion made by Mr. Ken Allen, seconded by Mr. Jason Steen to approve the 3 –year lease agreement with the understanding that the County will continue to look for other sites in regards to ownership. Vote in favor. Unanimous. Motion carried.

RESOLUTION #03-12-01 – A RESOLUTION ENACTING THE SOUTH CAROLINA FAIR HOUSING LAW FOR APRIL 2012

Mr. Cecil Kimrey, County Administrator advised the Resolution is a requirement by Pee Dee Regional Council of Governments for CDBG grants. Mr. Kimrey advised the county has one CDBG grant, Grant Road Water Line Project.

Motion made by Mr. Jason Steen, seconded by Mr. Anthony Woods to approve Resolution #03-12-01 to enact the South Carolina Fair Housing Law for April 2012. Vote in favor. Unanimous. Motion carried.

RESOLUTION #03-12-02 A RESOLUTION APPROVING A BUDGET TRANSFER TO THE SHERIFF'S DEPARTMENT FROM THE NON-DEPARTMENTAL DEPARTMENT

Mr. Cecil Kimrey, County Administrator requested authorization to transfer up to \$50,000.00 to the Sheriff's Department as recommended by legal counsel to resolve issues pertaining to the overtime.

Motion made by Dr. Carolyn Prince, seconded by Mr. Willie Gladden to approve Resolution #03-12-02 to approve the budget transfer up to \$50,000.00 to the Sheriff's Department from the Non-Departmental Department. Vote in favor. Unanimous. Motion carried.

APPROVAL OF GRIEVANCE PROCEDURE FOR MARLBORO COUNTY 2012-2013, THE REHABILITATION ACT AS AMENDED AND THE AMERICANS WITH DISABILITIES ACT OF 1990 (ADA).

This is a CDBG Grant requirement which allows citizens to file grievances with the County and is overseen by Mr. Grover McQueen, Personnel Director. The citizen has the option to appeal any decision made by Mr. McQueen to Marlboro County Council.

Motion made by Ms. Corrie Plato, seconded by Dr. Carolyn Prince to approve the Grievance Procedure for Marlboro County 2012-2013. The Rehabilitation Act as

amended and The Americans with Disabilities Act of 1990 (ADA). Vote in favor. Unanimous. Motion carried.

ACQUISITION OF CRUSHER RUN FOR PUBLIC WORKS

Mr. Cecil Kimrey, County Administrator advised the Council that the acquisition of Crusher Run for Public Works is estimated at \$30,000. This is also the requested matching amount for the County Transportation Committee as well.

Motion made by Mr. Jason Steen, seconded by Mr. Steve Blackmon to approve the estimated amount of \$30,000 for the Acquisition of the Crusher Run for Public Works. Vote in favor. Unanimous. Motion carried.

ACCEPTANCE OF GOALS FROM COUNCIL STRATEGIC PLANNING SESSIONS

Mr. Ron Munnerlyn, Chairman prepared a memorandum in regards to Goals from the Council Strategic Planning Sessions. Mr. Munnerlyn began to review the 5 itemized topics for review. The list is as follows:

1. **Workforce Development** – Goal One: Improve Internet Access, Goal Two: Improve Vocational Training in the County;
2. **Economic Development** – Goal One: Identify the Skill Sets of Workers and Would-Be Workers in the County, Goal Two: Target Industries that can be attracted to the County, Goal Three: Standardize Incentives that the County can Offer Prospects, Goal Four: Identify a Site to be Developed as a Certified Rail Site;
3. **Communication** - Goal One: Institute a Cable Access Channel for Marlboro County, Goal Two: Develop a Pilot Notification System where the County can Communicate Directly with Citizens, Goal Three: Improve Communications Among the Governing Bodies in the County;
4. **Tourism** – Goal One: Investigate the Possibility of Starting a Small County Chamber of Commerce, Goal Two: Seek a Collaborative Approach Among Those with an Interest in Tourism;
5. **Recreation** – Goal One: Do an Inventory of Recreational Assets and Develop a Plan to Fill the Identified Gaps, Goal Two: Strengthen the Parks and Recreation Board, Goal Three: Start Developing the Blenheim Recreational Facility.

Motion made by Mr. Anthony Woods, seconded by Mr. Steve Blackmon to accept and utilize the implementation of the Acceptance of the Goals from Council Strategic Planning Sessions. Vote in favor. Unanimous. Motion carried.

APPROVAL TO PROCEED WITH IMPROVEMENTS TO WALLACE SOLID WASTE CONVENIENCE CENTER SITE

Mr. Cecil Kimrey, County Administrator advised that the budget amount for a fence is estimated to be no more than \$10,000. Mr. Kimrey advised Council the amount includes fencing, water tap, and building.

Motion made by Mr. Jason Steen, seconded by Mr. Ken Allen for approval to proceed with improvements to the Wallace Solid Waste Convenience Center Site. Vote in favor. Unanimous. Motion carried.

VOTER REGISTRATION REQUEST FOR A TEMPORARY PART-TIME EMPLOYEE TO HELP THROUGH THE ELECTION AND WITH RETAINING THE SERVICES OF JAMIE SELLERS FOR THE PRIMARY ELECTION NIGHT

This item number was discussed during the Work Session.

Motion made by Mr. Ken Allen, seconded by Dr. Carolyn Prince to approve Voter Registration's request for a temporary, part-time help through the election and with retaining the services of Jamie Sellers for the Primary Election night. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 513 – AMENDMENT TO ALLOW ALCOHOLIC BEVERAGES ON COUNTY RECREATIONAL PROPERTIES FOR SPECIFIC EVENTS

Mr. Ron Munnerlyn, Chairman advised Ms. Jenny Dalton, a citizen of Marlboro County had contacted him concerning this issue. He advised a Beach Blast event was being held at Carroll Field and Council would have to give permission to allow coolers of alcohol on county-owned recreational properties.

Mr. Munnerlyn asked Council to consider changing the ordinance as long as it did not conflict with State and Federal law. He read the abbreviated portions of the Ordinance which states, "**Alcoholic beverages are not permitted on the park facilities.**" Mr. Ken Allen and Mr. Willie Gladden voiced their concerns on public drunkenness and the portrayal of the community if allowed. The majority of Council was against amending the ordinance.

Failed due to lack of motion.

APPOINTMENT TO BOARDS AND COMMISSIONS

There were no appointments made.

ADMINISTRATIVE/FINANCIAL REPORT – CECIL KIMREY, COUNTY ADMINISTRATOR

Expenditure & Revenue – report was provided to Council for the month ending February, 2012/ Expenditures were at 60% and revenue was at 62 %.

Animal Shelter – The Animal Shelter roof was completed in February. The cost to replace one HVAC unit was expected to be approximately \$6,000.00.

Employees with Five Years' Service – Employees with at least five years service through the end of January include: Dwan C. Bostic (9.09 years), Lawrence Brand (10.10 years), Ronald R. Covington (18.04 years), Barbara S. Latham (8.07 years), Wiley C. Parham (7.05 years), and Sidney Wallace (37 years).

Statement of Economic Interests – Council was reminded the Statement of Economic Interests forms are due April 15, 2012.

Annual / Sick Leave – Employees must reduce their annual leave to 500 hours and sick leave to 1350 hours or it will be lost on July 1, 2012. Employees have had 5 years to reach these amounts as designated by Council.

Replacing the walls of the Administrative Staff for parking – Bids will be obtained to replace the retaining walls for the Administrative staff parking.

Cost of Applying sealer for the Winn-Dixie parking lot – The cost to apply two coats of sealer for the Winn Dixie parking lot was estimated to be \$20,000.00 to \$25,000.00. The contractor does not recommend undertaking this project at this time.

Space requirements – Space requirements include: 7 employees for DJJ, 5 employees for Trinity Behavioral Care and 2 employees for the EOC.

Hood Road – Hood Road as proposed will be 18 ft. wide with 5 ft. shoulders.

Purchasing lots for Boro site – the Administrator advised it did not appear that purchasing the lots to access 15/401 from the Boro site was feasible. Council members inquired why the purchase was not feasible. Mr. Cecil Kimrey, County Administrator advised that the purchase was not feasible due to legal issues.

Attorney General – The Attorney General does not interpose any objection to the County Council District changes.

Promise Child Ministries – Promise Child Ministries requested the County transfer the "old" Library to their organization.

Progress to Boro Site – Substantial progress has been made at the Boro site. The tires have been removed along with the plastic.

Successful County projects for 2011 included:

- a. Additional library as constructed;
- b. Family Court construction;
- c. Completion of the Marlboro Water Project (Highway 385);
- d. Adoption of the Flood Prevention Ordinance;
- e. Adoption of the Home Detention Program Ordinance;
- f. Replacement of Airport Beacon;
- g. Construction of a turning lane at the Carolina AAC;
- h. Acquired the Boro site;
- i. Acquired the Winn Dixie site;
- j. Positive fund balance \$423,462 for general fund (4th consecutive year).

RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL:

Mr. Richard Rogers, Marlboro Soil & Water District - addressed Council concerning their support of the Soil and Water District in lieu of recent budget cuts through the County and the State. He expressed his appreciation for the continued support.

Mr. Belvin Sweatt – addressed council regarding the hearing between Marlboro County and DHEC which was scheduled at the Marlboro County Courthouse February 21 - 22, 2012. He thanked the Marlboro County Council for their continued support.

RECOGNITION OF COUNCIL MEMBERS

Mr. Anthony Woods – No comments.

Ms. Corrie Plato – No comments.

Mr. Jason Steen – Advised the Clio Fire Department bought a new tanker.

Mr. Willie Gladden – No comments.

Dr. Carolyn Prince – Advised Council on referring to Dillon in regards to their Solid Waste sites and plans.

Mr. Steve Blackmon – No comments.

Mr. Ken Allen – No comments.

Ron Munnerlyn – No comments.

NON-AGENDA ITEMS

There were no items added.

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ADJOURN

No further discussion was heard. The meeting was adjourned.

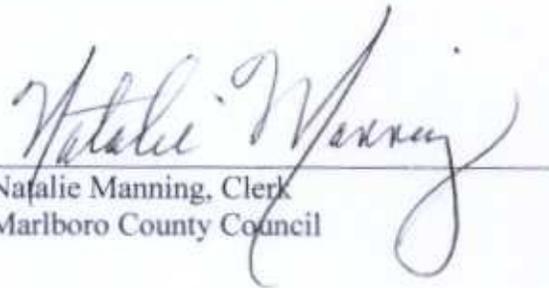
Motion made by Mr. Willie Gladden, seconded by Mr. Anthony Woods, to adjourn the meeting. Vote in favor. Unanimous. Motion carried.

(SEAL)



J. Ronald Munnerlyn, Chairman
Marlboro County Council

ATTEST:



Natalie Manning, Clerk
Marlboro County Council

Date Adopted: April 10, 2012