

MARLBORO COUNTY COUNCIL

MARLBORO COUNTY ECONOMIC DEVELOPMENT PARTNERSHIP BUILDING

COUNCIL CHAMBERS

TUESDAY, JULY 10, 2012

5:30 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

INVOCATION – Anthony Woods

EXECUTIVE SESSION – PERSONNEL & LEGAL ISSUES

Motion made by Willie Gladden, seconded by, Jason Steen to approve Executive Session for discussion of Personnel and Legal Issues. Vote in favor. Unanimous. Motion carried.

Dr. Carolyn Prince joined the meeting during the Executive Session.

Motion made by Anthony Woods, seconded by, Willie Gladden to return to the Council Meeting. No decisions were made, no votes were taken.

APPROVAL OF AGENDA ITEMS

Mr. Ron Munnerlyn, Chairman advised Council to strike Item A. under New Business titled 'First Amendment to Fee In Lieu of Tax and Incentive Agreement by and between Marlboro County, South Carolina and Domtar Paper Company, LLC' due to the item being apart of Ordinance #707.

Motion made by Willie Gladden, seconded by, Anthony Woods to approve the amended agenda items. Vote in favor. Unanimous. Motion carried.

APPROVAL OF MINUTES – April 30, 2012, May 8, 2012 and June 19, 2012

Correction to page 26 – June 19th Minutes - Dr. Prince stated that the minutes for June 19th were amended, the local preference in Ordinance #710 needed to be corrected.

Correction to page 29 – June 19th Minutes - Motion made by Jason Steen, seconded by Willie Gladden, to approve Transfer Surplus Vehicle to McColl Fire Department. Vote in favor. Unanimous. Motion carried. Minutes were corrected accordingly.

Motion made by Dr. Carolyn Prince, seconded by Anthony Woods, to approve the minutes of April 30, 2012, May 8, 2012 and June 19, 2012 as presented with corrected items on pg. 26 and pg. 29 regarding Ordinance #710 for Local Preference in Ordinance #710 and the Motion for Transfer Surplus Vehicle to McColl Fire Department for the June 19th minutes. Vote in favor. Unanimous. Motion Carried.

OLD BUSINESS

ORDINANCE #707 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF (1) AN AMENDMENT TO A FEE IN LIEU OF TAX AND INCENTIVE AGREEMENT BY AND BETWEEN MARLBORO COUNTY, SOUTH CAROLINA (THE “COUNTY”) AND DOMTAR PAPER COMPANY, LLC, ACTING FOR ITSELF, ITS AFFILIATES AND ASSIGNS (THE “COMPANY”) TO PROVIDE FOR ADDITIONAL SPECIAL SOURCE REVENUE CREDITS IN CONNECTION WITH THE EXPANSION OF CERTAIN FACILITIES IN THE COUNTY (THE “EXPANSION PROJECT”) AND (2) AN ECONOMIC DEVELOPMENT AGREEMENT BY AND BETWEEN THE COUNTY AND THE COMPANY TO PROVIDE FOR A COUNTY ECONOMIC DEVELOPMENT FUND GRANT IN CONNECTION WITH THE EXPANSION PROJECT, AND OTHER RELATED MATTERS. – SECOND READING

Mr. Ron Munnerlyn, Chairman inquired if Council had questions or comments in regards to Ordinance #707 at this time. There were no comments or questions. Mr. Munnerlyn, Chairman proceeded with the motion for Ordinance #707.

Motion made by Anthony Woods, seconded by Steve Blackmon, to approve the second reading of Ordinance #707 – An Ordinance authorizing the execution and delivery of (1) An Amendment to a Fee in Lieu of Tax and Incentive Agreement by and between Marlboro County, South Carolina (The “County”) and Domtar Paper Company, LLC, acting for itself, its affiliates and assigns (The “Company”) to provide for additional special source revenue credits in connection with the expansion of certain facilities in the County (The “Expansion Project”) and (2) An Economic Development Agreement by and between The County and the Company to provide for a County Economic Development Fund Grant in connection with the Expansion Project; and other related matters. – Second Reading

ORDINANCE #708 - AN ORDINANCE TO APPROVE THE ASSET SERVICES AGREEMENT BY AND BETWEEN THE COUNTY AND PARALLEL INFRASTRUCTURE, LLC. – SECOND READING

Mr. Munnerlyn, Chairman asked Mr. Cecil Kimrey, County Administrator to expound on Ordinance #708. Mr. Kimrey stated that this agreement allowed cell towers on mutual agreeable sites along the railroad. Mr. Munnerlyn, Chairman asked if the County will receive revenue in accordance with this agreement. Mr. Kimrey, County Administrator stated that this agreement would bring in revenue. Mr. Kimrey advised Council of changes on page 5 of Ordinance #708 regarding Commercial General Liability Insurance. He stated that it should be 1,000,000.00, with the deletion of C.

Motion made by Dr. Carolyn Prince, seconded by Anthony Woods, to approve the second reading of Ordinance #708 – An Ordinance to Approve the Asset Services Agreement by and between the County and Parallel Infrastructure, LLC. – Second Reading

ORDINANCE #709 – AN ORDINANCE TO APPROVE GRANTING AN EASEMENT TO MARLBORO ELECTRIC COOPERATIVE, INC. AND AN EASEMENT TO CAROLINA GAS TRANSMISSION CORPORATION WITH THE CONSENT OF DOMTAR PAPER COMPANY, LLC UPON CERTAIN LANDS SUBJECT TO A LEASE PURCHASE AGREEMENT BY AND BETWEEN THE COUNTY AND DOMTAR PAPER COMPANY, LLC. – SECOND READING

Mr. Ron Munnerlyn, Chairman inquired if Council had questions or comments in regards to Ordinance #709 at this time. There were no comments or questions. Mr. Munnerlyn, Chairman proceeded with the motion for Ordinance #709.

Motion made by Jason Steen, seconded by Willie Gladden, to approve the second reading of Ordinance #709 – An Ordinance to Approve Granting an Easement to Marlboro Electric Cooperative, Inc. and an Easement to Carolina Gas Transmission Corporation with the consent of Domtar Paper Company, LLC upon certain lands subject to a lease purchase agreement by and between the County and Domtar Paper Company, LLC. Vote in favor. Unanimous. Motion carried.

ORDINANCE #710 – AN ORDINANCE AMENDING THE PURCHASING POLICIES FOR MARLBORO COUNTY AND REPEALING ORDINANCE #650A – SECOND READING

Mr. Ron Munnerlyn, Chairman read the “Local Vendor Preference” sheet that was given to Council by Mr. Cecil Kimrey, County Administrator. The local preference chart was given a percentage rate from ‘less than \$10,000.00 to above \$50,000.00’. This documentation was added to Ordinance #710.

Mr. Munnerlyn, Chairman stated to Council that Ordinance #710 can be discussed before the third reading.

Motion made by Dr. Carolyn Prince, seconded by Jason Steen, to approve the second reading of Ordinance #710 – An Ordinance Amending the Purchasing Policies for Marlboro County and Repealing Ordinance #650A. Vote in favor. Unanimous. Motion carried.

CSX LOT – BORO SITE

Mr. Harry Easterling, Jr., County Attorney stated to Council that the reason this topic keeps coming back is because Council agreed to \$5,000.00 for the purchase of the property; however, CSX railroad was not aware that they owned the property. When CSX received a letter of their ownership, the railroad stated that they appraised the property value at \$7,300.00. Mr. Harry Easterling, Jr., County Attorney advised Council that the County could state to CSX that the County will pay \$5,000.00 for the property, or the County could say ‘no thank you’ in regards to the appraised amount of \$7,300.00.

Motion made by Dr. Carolyn Prince, seconded by Jason Steen, to approve the CSX Lot – Boro Site at the proposed property value amount of \$5,000.00. Vote in favor. Unanimous. Motion carried.

NEW BUSINESS

EMPLOYEE REPLACEMENT

Mr. Cecil Kimrey, County Administrator stated to Council that employee replacement is needed in Maintenance and in E-911. Mr. Kimrey stated the need for a Building and Grounds Superintendent and Custodian as necessary, within the budgeted amount and that E-911 needed to replace a part-time employee.

Motion made by Anthony Woods, seconded by Dr. Carolyn Prince, to approve the Employment Replacement for Building and Grounds – Maintenance and E-911. Vote in favor. Unanimous. Motion carried.

LAKE PAUL WALLACE SWIMMING AGREEMENT

Mr. Cecil Kimrey, County Administrator stated to Council that a copy of the Lake Paul Wallace Swimming agreement was placed in Council's packet. Dr. Carolyn Prince stated that the documentation is listed for August 1 and inquired if the County has lead way in regards to this date because most people swim until September. Dr. Prince further inquired if there were signs displayed indicating that citizens are to swim at their own risk. Mr. Kimrey stated that "No Lifeguard on Duty" signs were posted. Mr. Jason Steen inquired about the turnout at Lake Paul Wallace. Mr. Kimrey stated that the turnout was not as expected. Mr. Anthony Woods stated that it was a possibility that the hot weather could prevent citizens from the activities at Lake Paul Wallace.

Mr. Kimrey informed Council of an incident in which a young child was calling out for help and an off-duty lifeguard assisted the young child. Mr. Anthony Woods asked who is maintaining the hours for the lifeguards. Mr. Kimrey stated that Mr. Gary Harrington, Recreations Director is maintaining the hours.

Mr. Ron Munnerlyn, Chairman stated that the revitalization to Lake Paul Wallace is still a work in progress and that things would get better next year.

Motion made by Jason Steen, seconded by Anthony Woods, to approve the lease agreement for Lake Paul Wallace. Vote in favor. Unanimous. Motion carried.

OPENING & ACCEPTANCE OF BIDS

a. Lease Purchase – Wallace Fire Truck

Mr. Cecil Kimrey, County Administrator stated that two quotes were given from Carolina Bank & BB & T. Mr. Kimrey recommended to Council the lowest bid from BB & T.

Motion made by Jason Steen, seconded by Willie Gladden to approve the bid as presented by BB & T in the amount of \$180,000.00 with a term of 10 years and a rate of 2.21% for a Lease Purchase – Wallace Fire Truck. Vote in favor. Unanimous. Motion carried.

b. Entrance Signs

Mr. Cecil Kimrey, County Administrator requested to Council to make a formal vote in order to reject previous bids in order to proceed with a re-bid of the Entrance signs.

Motion made by Dr. Carolyn Prince, seconded by Anthony Woods to formally reject previous bids in order to proceed with a re-bid of the Entrance Signs. Vote in favor. Unanimous. Motion carried.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were no appointments made.

STAFF REPORTS

ADMINISTRATIVE/FINANCIAL REPORT – CECIL KIMREY, COUNTY ADMINISTRATOR

Expenditure & Revenue – report was provided to Council for the month ending June 2012. Expenditures were at 94% and revenue was at 81%.

Mr. Cecil Kimrey, County Administrator informed Council that the monthly revenue for June was dreadful.

Employees with Five Years' Service – Employees with at least five years' service through the end of June 2012 include: Martha McQuage (5 years), James Smith (16 years), and Richard Woodham (8 years).

Planning Commission – The Planning Commission is scheduled to meet Monday, July 16, 2012 at 6:00 p.m. to discuss the Road Name Changes for Zion Road, various items and dog complaints at Bounty Acres.

Wallace Convenience Center – The grant decision for the Wallace Convenience Center has been delayed to Friday, July 13, 2012.

HVAC Unit – An emergency purchase had to be made for a new HVAC unit at DSS in the amount of \$6,400.00.

SCDOT – SCDOT has asked that a letter be sent requesting “No Thru Trucks” signs to be placed on Ebenezer Road and Pleasant Hill Road from 177 to Ebenezer Road.

Mr. Kimrey, County Administrator inquired if Council would approve the letter being sent because trucks are prohibited from traveling through that area. Council agreed to permit the requested letter to SCDOT.

Bennettsville Holding – Bennettsville Holding has again requested a five-year exemption from real estate taxes. The penalty would have to be addressed by the County Auditor, Benjy Rogers.

Fire Coordinator – Keith Hughes began his duties as Fire-Coordinator on Monday, July 2, 2012.

Re-roofing Bids – Bids for the re-roofing of the Administration Building will be opened on Thursday, July 26, 2012 at 2:00 p.m.

Industrial Site Certification Process – Ron King has received a letter from the SC Department of Commerce inviting us to proceed to step 3 of the Industrial Site Certification Process.

Motorola – The Motorola contractor for E-911 for 2012 – 2013 will be \$14,282.28.

Clock Repair – The Clock repair is estimated to be around \$16,000.00 from Verdin. Verdin bought the Van Berger Company that made the clock.

Mr. Cecil Kimrey, County Administrator informed Council that some of the parts for the clock was more than 100 years old and that the motor has been out of existence for more than 15 years.

RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL

Mr. Lee Edward Blair – Mr. Blair stated that Breeden St. and Maple St. in District #5 had numerous lots that needed to be cleaned up or demolished in order to get their neighborhood back in order as it was before.

Mr. Ronnie R. Joyner – Mr. Joyner also stated to Council his concerns in District #5 about the cleanup needed for Breeden St., Maple St., and surrounding areas. He stated that many of the property owners are no longer living and that those who are currently the proprietor of the estate are either not in the area or have not attempted to continue with the maintenance of the property.

Mr. Joyner suggested to Council that the dilapidated houses needed to be removed in the same manner that Sheriff Knight previously cleaned up the properties. He stated that Sheriff Knight leveled these houses without the citizens having to pay fees for the neighborhood cleanup.

Mr. Joyner proceeded to state to Council that because of the condition of the neighborhood, there is Animal Control situations involving snakes, in addition to, extra lighting used because of the prevalent drug activity.

RECOGNITION OF COUNCIL MEMBERS

Anthony Woods – Mr. Anthony Woods stated that everything was fine in Clio. He stated that last year Council was hoping to have the Blenheim school completed. He stated that the County needed to touch basis and let the Blenheim school system know that the County was still interested.

Jason Steen – No comments.

Dr. Carolyn Prince – Dr. Carolyn Prince, Vice Chair thanked Mr. Blair and Mr. Joyner for sharing their issues to Council. Dr. Prince stated that she was glad that these gentlemen from her district came to the Council meeting in order to express their concerns about their neighborhood.

Dr. Prince also stated that the School Board approved two referendums for the November election, sales tax for the new Wallace school and existing schools.

Ron Munnerlyn, Chairman – Mr. Ron Munnerlyn, Chairman stated that the Council packets prepared by the Clerk of Council have improved.

Steve Blackmon – No comments.

Willie Gladden - No comments.

NON AGENDA ITEMS

There were no items added.

ADJOURN

No further discussion was heard. The meeting was adjourned.

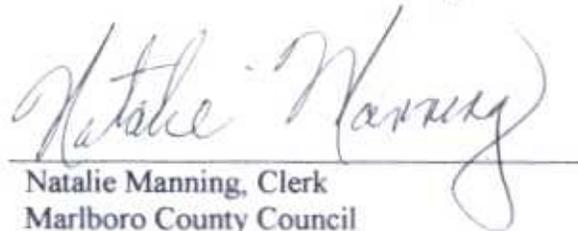
Motion made by Willie Gladden, seconded by Jason Steen, to adjourn the meeting. Vote in favor. Unanimous. Motion carried.

(SEAL)



J. Ronald Munnerlyn, Chairman
Marlboro County Council

ATTEST:



Natalie Manning, Clerk
Marlboro County Council

Date Adopted: August 14, 2012