

June 7, 2010
Regular Council Meeting
6:30 PM

County Council met in regular session, in the Auditorium, County Administration Facility, with Vice Chairman Jennifer H. Willis presiding. Agendas, bearing date, time, and location of meeting were mailed to Council members and local news media, June 2, 2010.

Council Members in attendance:

Jennifer H. Willis, Vice Chairman
James London
Tom Ponder
Randy Crenshaw
Sam Wyche

Absent: G. Neil Smith, Chairman

Staff: J. Chappell Hurst, County Administrator
Ken Roper, County Attorney
Donna Owen, Clerk to Council

WELCOME AND CALL TO ORDER:

Vice Chairman, Willis called the meeting of 6/7/2010 to order and welcomed those in attendance. Mrs. Willis noted the absence of Chairman Smith, and stated she would be presiding. Councilman Wyche was called upon for the invocation and Pledge of Allegiance

PUBLIC FORUM:

Vice Chairman Willis called upon the Clerk for a reading of names listed for public forum.

1. Junius Smith – Mr. Smith spoke about being cautious as it gets closer to implementation/ approval of the Comprehensive Plan. Mr. Smith stated that the plan goes from Pickens County, to Columbia, SC., to Washington, DC, and then on to the United Nations. Mr. Smith stated he had several documents and names of writers that he would like all officials to become familiar with prior to making decisions. Mr. Smith stated that being familiar with Agenda 21 issues were critical for all American leaders.
2. Weldon Clark – Mr. Clark stated he had turned in a Freedom of Information statement to the County Administrator, and to the County Finance Director. Mr. Clark stated the information was important in order for tax payers to realize how the millage should be set.

APPROVAL OF MINUTES:

- Motion was made by Tom Ponder, seconded by Randy Crenshaw and unanimously passed to approve the minutes of May 17, 2010. Abstention was noted for James London due to his absence of the May 17, 2010 meeting.

ADMINISTRATOR'S REPORT:

Mr. Hurst requested that two issues be considered for referral to committee.

- 1) Paving List- Mr. Hurst stated the sooner the paving list is approved, the sooner he could produce bids and actually do road work. Mr. Hurst stated that paving contractors did not like to pave in colder temperatures.

- 2) Air Quality- Mr. Hurst stated that in an effort to modify the Clean Air Act, EPA was considering monitor numbers that would be impossible to pass with current situations. Mr. Hurst stressed that council needs to seriously think about forming their own MPO with Oconee County; and also looking closely at the new proposals that are extreme.
- 3) Palmetto Shield. Mr. Hurst stated that the Pickens County EMS would be participating in a national exercise called the Palmetto Shield. Mr. Hurst stated this exercise was important for coordinating resources for emergency situations on a local, state, and private level.

COMMITTEE REPORTS:

Public service- Committee Chairman Tom Ponder gave the following report.

The public service committee met on May 17, 2010, at 4:00 PM in the Main Conference room. Committee Chairman Tom Ponder presided, and all members were present.

Staff: Chap Hurst, County Administrator
 Ken Roper, County Attorney
 Donna Owen, Clerk to Council

Item	Description	Referred		Action
4	Study road system prescriptive easements/right of ways for all county roads Retain 12/21/2009	02/02/09	05/17/2010	No action. Committee will maintain in committee and manage issues as needed.
5	3-Way Stop Sign at Breezedale Road and Childress Road	05/03/2010	05/17/2010	Committee recommends approval of the 3 way stop sign. >>>Council approved.
6	Request from Easley Combined Utilities as it relates to Crosswell Fire Station Plat	05/03/2010	05/17/2010	No Action. Committee will retain for further discussion regarding the right of way.

Committee of the Whole:

Vice Chairman Willis gave the report that the committee of the whole met on 5/25/2010 to hear the proposed plan regarding the Transit Master Plan. Mrs. Wills stated no action of the committee.

COUNCIL CORRESPONDENCE:

Vice Chairman Willis reminded Council of the following calendar events.

- 4) 2010 Summer Schedule – one meeting per month – July 19, August 16, and Sept. 20th
- 5) Invitation to Adult Education Graduation – Thursday Evening June 10, 2010
- 6) Ribbon cutting on June 12, 2010 at the Pickens Griffin Ebenezer ball park

MOTION PERIOD AND NEW BUSINESS:

- Motion was made by Tom Ponder and seconded by Randy Crenshaw to send the paving list to the Public Service Committee. Motion carried with a unanimous vote.

- Motion was made by Jennifer Willis, seconded by Randy Crenshaw to refer the EPA regulations as it relates to air quality to the Committee of the Whole. Motion carried with a unanimous vote.
- Motion was made by Sam Wyche, seconded by Tom Ponder and unanimously passed to refer a contractual issue to executive session.

CONSENT AGENDA:

- Motion was made by Tom Ponder, seconded by Sam Wyche and unanimously passed to approve the consent agenda.
 - 1- Public Service Committee – Road Paving list.
 - 2- Committee of the Whole- EPA regulations as it relates to air quality.

PUBLIC HEARING AND THIRD READING OF THE FY 2010-2011 BUDGET ORDINANCE, ORDINANCE NO. 429:

Vice Chairman Willis opened the Public Hearing for any citizens requesting to speak about the FY 2010-2011 Budget Ordinance. Hearing none the Public Hearing was closed.

- Motion was made by Tom Ponder and seconded by Sam Wyche that this constitutes the third reading of the FY 2010 2011 budget ordinance.
- Jennifer Willis moved to amend the FY 2010/2011 budget ordinance as follows- to fund the part time animal control officer from savings from magistrates, to fund the shop keeper at the museum from museum funds, and to fund the free medical clinic from contingency. Mrs. Willis stated she would make the amendment in one motion unless she heard objection. Hearing no objection, motion was seconded by Randy Crenshaw and unanimously passed.

Funding Sources:

Contingency	\$ 160,000
Seniors Unlimited	10,000
Museum Funds	29,833
Chief Magistrate savings (possible)	14,660

Funding Needs:

Part Time Animal Control Officer	\$12,301
Free Medical Clinic	10,000
Museum Shop Keeper	29,833

Vice Chairman Willis asked for other amendments. Hearing none, Vice Chairman Willis called for the vote. Pickens County Council voted unanimously to approve the third reading of Ordinance No. 429 as amended.

PUBLIC HEARING AND SECOND READING OF THE FY 2009-2010 BUDGET AMENDMENT, ORDINANCE NO. 430

Vice Chairman Willis opened the Public Hearing for Ordinance No. 430 which is the amendment for the current budget. Mrs. Willis commented this is not the budget ordinance that was just voted upon, but it is the amendment for the year-end clean up of our 2009 budget which ends June 30, 2010. Hearing no comments, the Public Hearing for Ordinance No. 430 was closed.

- Motion was made by Tom Ponder, seconded by Randy Crenshaw and unanimously passed that this constitutes a second reading of the budget amendment for 2009/2010.

SECOND READING OF ORDINANCE 431 AUTHORIZING AND APPROVING THE PROCEDURE FOR THE TRANSFER OF PICKENS COUNTY’S INTEREST IN

CERTAIN REAL PROPERTY, KNOWN AS THE TRI-COUNTY LANDFILL PROPERTY; AUTHORIZING THE TRANSFER OF PICKENS COUNTY'S INTEREST IN THE TRI-COUNTY LANDFILL PROPERTY IN THE EVENT OF AN ACCEPTABLE Bid To Purchase The Tri-County Landfill Property; And, Further, Approving And AUTHORIZING THE EXECUTION AND DELIVERY OF A SALES AGREEMENT AND DEED TO REAL PROPERTY IN THE EVENT OF AN ACCEPTABLE BID TO PURCHASE THE TRI-COUNTY LANDFILL PROPERTY; AND MATTERS RELATED THERETO:

- Motion was made by Tom Ponder, seconded by Randy Crenshaw and unanimously passed that this constitutes a second reading of Ordinance No. 431.

APPROVAL OF A RESOLUTION OF MORTGAGE SATISFACTION REGARDING BACI REAL ESTATE HOLDING, INC. TO PICKENS COUNTY, SOUTH CAROLINA:

- Motion was made by Tom Ponder, seconded by Randy Crenshaw and unanimously passed to approve the resolution of mortgage satisfaction.

Mrs. Willis explained this resolution is a formality for a company that recently came to Pickens County, and the resolution is stating that all criteria for agreements have been met.

APPROVAL OF A RESOLUTION TO EXPRESS THE INTENTION OF THE COUNTY COUNCIL OF PICKENS COUNTY, SOUTH CAROLINA TO CAUSE PICKENS COUNTY TO BE REIMBURSED FOR CERTAIN COSTS ASSOCIATED WITH THE ACQUISITION OF FIRE TRUCKS AND A SPORT UTILITY VEHICLE AND RELATED EQUIPMENT WITH THE PROCEED OF TAX EXEMPT OBLIGATIONS:

- Motion was made by Randy Crenshaw, seconded by Tom Ponder and unanimously passed to approve the resolution of intention as it relates to the general obligation bond for fire trucks and other equipment.

FIRST READING OF AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF A NOTE EXCEEDING ONE MILLION DOLLARS (\$1,000,000) GENERAL OBLIGATION BOND, SERIES 2010 OF PICKENS COUNTY SOUTH CAROLINA TO PRESCRIBE THE PURPOSES OF WHICH THE PROCEEDS SHALL BE EXPENDED TO PROVIDE FOR THE PAYMENT THEREOF AND OTHER MATTERS RELATING THERETO:

- Motion was made by Tom Ponder, seconded by Sam Wyche and unanimously passed to approve the first reading of a general obligation bond.

EXECUTIVE SESSION:

- Motion was made by James London, seconded by Tom Ponder and unanimously passed to convene in executive session for the stated purposes.

Contractual Issues (4)- amended to (5)
Legal updates
Personnel Issue (2)
Boards and Appointments –
Rocky Bottom Fire District
Vineyards Fire District

PUBLIC SESSION RECONVENED:

Vice Chairman Willis called the Public Session back to order and allowed the following motions:

1. Six Mile Fire District Contract- Randy Crenshaw moved to approve the contract and send to Six Mile for signatures. Motion was seconded by Tom Ponder and unanimously passed.

2. Pickens Fire District Contract- Sam Wyche moved to nullify the contract of 5/17/2010 and approve the contract of 6/7/2010. Motion was seconded by James London and unanimously passed.

ADJOURN:

Hearing no further business, Vice Chairman Willis called for the motion to adjourn. Motion was made by James London, seconded by Tom Ponder and unanimously passed. Pickens County Council stood adjourned at 8:20 P.M.

Respectively Submitted:

Approved:

Donna F. Owen Clerk to Council

Jennifer H. Willis, Vice Chairman
Pickens County Council