

MARLBORO COUNTY COUNCIL

MARLBORO COUNTY CONFERENCE ROOM

TUESDAY, APRIL 7, 2009

6 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 – Dr. Carolyn Prince

RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL

Ms. Lucy Parsons – Shared concerns about landfill. Ms. Parsons distributed information to council she obtained while visiting DHEC and discussing the current solid waste plan with Ms. Jana White. She advised their group has fought the landfill for two years. Ms. Parsons stated that Ms. White reviewed the current plan under consideration and noted numerous sections of which Ms. White advised would make the plan fail. She stated Ms. White pointed out numerous sections in the plan which is inconsistent – the plan must be consistent in dealing with solid waste. Ms. Parsons questioned whether County Council had read the plan and if they had not, requested they read it.

Mr. Tony Battista, District 5 – addressed Council with his concerns concerning the Solid Waste Plan. He stated that Marlboro County does not need a Mega Dump. Mr. Battista asked council to give serious consideration to the plan. He discussed several options in which the county can do away with unnecessary waste such as plasma converters.

Mr. Fred Nickoless, District 3 – advised the citizens of Marlboro County voted no for a Mega Dump on June 24, 2008. He questioned whether council members had read the Solid Waste Plan. Mr. Nickoless asked council members to read the proposed plan to ensure it is strong enough to prevent MRR and other solid waste companies from coming to Marlboro County. He stated the Solid Waste Plan should be made available to the public allowing them to review it before sending it to DHEC.

Mr. Tom Wood, District 1 – advised he was present to address his council member. Mr. Wood advised that only eighteen (18) out of the three hundred twelve (312) votes in the Wallace area voted yes. He requested Ms. McLean read the plan cover to cover, to strengthen the language to keep MRR and other solid waste companies out. Mr. Wood requested Ms. McLean make a motion as soon as possible, for all council members to vote, to present to DHEC in a binding manner to prevent any landfills in the county. He said the results of the vote should be made public in the local paper.

Ms. April McCall, District 8 – advised she was present to address her council member. She requested Mr. Woods read the plan and make it his priority to strengthen the plan before presenting it to DHEC. Ms. McCall requested Mr. Woods seconded the motion which Mr. Woods requested Ms. McLean make and to publish it in the newspaper.

Ms. Faye Quick – advised she was from the Wallace area, however, she had relatives in McCall, and so she was present to address Mr. Allen. She spoke in opposition to the landfill and encouraged council to read the plan and to vote how the people wanted.

Mr. Anthony Millan, District 7 – advised he lived in Clio and was in Mr. Blackmon's district. Mr. Millan spoke in opposition to the landfill and stated the county needed to go green to protect future generations.

Mr. John T. Nickoless - addressed council regarding his opposition to the proposed landfill. Mr. Nickoless advised he had lived in Marlboro County for thirty-one years and his group has been fighting the landfill for two (2) years. He stated his group wants to keep the county clean, they want industry, and they want tourists. They do not want the Mega Dump.

PRESENTATIONS

Mr. Robert Smith, Moseley Architects – was not present.

Mr. Harry Askins, Eastern Engineering – made a presentation regarding the Fire Study for Marlboro County. Mr. Askins distributed and discussed an executive summary report. He stated council would have a full report before the next council meeting.

He discussed the positive aspects of the report which included: all residents of the county receive fire service, the county's ISO rating ranges from class 4 to class 10 (rural areas), stating overall the county is in pretty good shape, fire departments are well equipped, etc.

He advised some of the negative aspects include: E911 Communications Center received low scores (65 out of 100) from the ISO survey – it's not that the county does not have a good center, but, ISO thinks there should be more operators, fire departments are ignoring the water supply issue in populated areas where fire hydrants are non-existent, there is no master plan for fire service in spite of the considerable amount of funds being spent which is dangerous, etc.

He discussed the various issues which need to be addressed which include: each fire department being arbitrarily funded each year whether they need it or not, no standards for buying fire trucks, lack of multi alarm fire response, lack of intra-departmental training, lack of standardized record keeping, etc.

Overall Mr. Askins advised the following recommendations in gaining control over the fire service: someone needs to be in charge, need to adopt a five year plan to solve problems, need to put a moratorium on the purchase of any more ladder trucks (the county does not need any more), put the fire service budget under the county administrator basing each fire departments budget on expenses and capital requirements, hire an experienced fire marshal, use their plan to start the process of bringing order and improving the efficiency of the fire departments, and as soon as possible begin the process of getting the ISO classes for the county to the best possible level – he recommended all fire departments in the county add tankers to their departments.

He recommended the following budget changes under a five year plan: annual operating budget of \$445,465 for a decrease of \$97,535; capital budget of \$3.9 million for an increase of \$3.5 million over a five year period; annual capital budget expense of \$418,740 which is all increase; and an overall annual budget of \$864,205. He discussed the plan in more detail (attached as part of minutes).

Mr. Ken Harmon, Bennettsville Downtown Development Association – addressed council regarding the Association's annual report. A copy of the report was presented to council, which he briefed council. Mr. Harmon stated their Mission Statement says "BDDA is dedicated to the development, growth, and preservation of Bennettsville's historic downtown area." Mr. Harmon updated council on the various businesses which have located or are in the progress of locating downtown. Mr. Harmon also discussed conferences they are required to attend, their business development fund, awards they have presented, Leadership Bennettsville Classmates, Junior Leadership Bennettsville, downtown walking tours, etc.

APPROVAL OF MINUTES

March 10, 2009

Dr. Carolyn Prince, Chairwoman requested Council table the minutes of March 10, 2009. She advised there were some items which needed to be addressed before the minutes are presented to council for approval.

Motion made by Mr. Anthony Woods, seconded by Ms. Jean McLean to table the minutes of March 10, 2009. Vote in favor. Unanimous. Motion carried.

March 24, 2009

Dr. Carolyn Prince, Chairwoman advised there was one correction needed on page two – Non-Agenda Items, the firms name should be corrected to T.E. Brown in place of J.E. Brown. The minutes were changed accordingly.

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Corrie Plato to approve the minutes of March 24, 2009 with corrections as noted. Vote in favor. Unanimous. Motion carried.

OLD BUSINESS

ORDINANCE # 652 – AN ORDINANCE TO AUTHORIZE MARLBORO COUNTY TO ENTER INTO AN AGREEMENT WITH THE CITY OF BENNETTSVILLE TO PROVIDE FOR THE EXCHANGE OF SERVICES BETWEEN THE CITY OF BENNETTSVILLE AND MARLBORO COUNTY – THIRD READING.

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Jean McLean, to approve the third reading of Ordinance # 652 – An Ordinance to authorize Marlboro County to enter into an agreement with the City of Bennettsville to provide for the exchange of services between the City of Bennettsville and Marlboro County. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 653 – AN ORDINANCE TO PROVIDE A SUPPLEMENTAL APPROPRIATION TO THE RDA ECONOMIC DEVELOPMENT BUDGET FOR THE FISCAL YEAR 2008-2009 – SECOND READING

Motion made by Ms. Jean McLean, seconded by Mr. Anthony Woods to approve the second reading of Ordinance # 653 – An Ordinance to provide a supplemental appropriation to the RDA Economic Development Budget for the Fiscal Year 2008-2009. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 654 – AN ORDINANCE ADOPTING, REVISING, AMENDING, RESTATING, CODIFYING AND COMPILING THE MARLBORO COUNTY SOLID WASTE PLAN DATED FEBRUARY, 2009 – SECOND READING

Dr. Carolyn Prince, Chairwoman stated it was her recommendation to table the second reading of Ordinance # 654 for legal counsel to review before council acts on the adoption of the ordinance. After various discussion council decided to table the reading as stated.

Motion made by Mr. Willie Gladden, seconded by Ms. Corrie Plato to table the second reading of Ordinance # 654 – An Ordinance adopting, revising, amending, restating, codifying and compiling the Marlboro County Solid Waste Plan dated February, 2009. Vote in favor: Mr. Steve Blackmon, Mr. Willie Gladden, Ms. Jean Wallace McLean, Mr. Anthony Woods, Ms. Corrie Plato, and Dr. Carolyn Prince. Opposed: Mr. Ron Munnerlyn. Vote 6/1/0. Motion carried.

NEW BUSINESS

ORDINANCE # 655 – AN ORDINANCE TO ADOPT THE CAPITAL IMPROVEMENT PLAN FOR MARLBORO COUNTY FOR THE PERIOD OF FY 2010 – FY 2014 – FIRST READING.

Dr. Carolyn Prince, Chairwoman recommended council adopt the first reading of Ordinance # 655 in name only.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Willie Gladden to approve the first reading of Ordinance # 655 (name only) – An Ordinance to adopt the Capital Improvement Plan for Marlboro County for the period of FY 2010 – FY 2014. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 656 – AN ORDINANCE TO ADOPT THE ANNUAL BUDGET AND TO MAKE APPROPRIATION FOR MARLBORO COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010. – FIRST READING.

Dr. Carolyn Prince, Chairwoman advised council needed to hold a separate workshop meeting to discuss the budget and go over in more detail. She recommended the dates of April 21st or April 28th. Council agreed to hold the meeting on April 21, 2009.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Willie Gladden to approve the first reading of Ordinance # 656 – An Ordinance to adopt the annual budget and to make appropriation for Marlboro County for the Fiscal Year beginning July 1, 2009 and ending June 30, 2010. Vote in favor. Unanimous. Motion carried.

LAND – BOARD OF DISABILITIES

Dr. Carolyn Prince, Chairwoman advised council at their last meeting had discussed purchasing a piece of land bordering the facilities of Board of Disabilities adjacent to the new Sheriff/Magistrate Complex. The Board of Disabilities is asking \$15,000 per acre (copy of estimate was included in council packets) for approximately three (3) acres. Mr. Cecil Kimrey, Council Administrator recommended council authorize the Chair to enter an option to purchase.

Motion made by Mr. Ron Munnerlyn, seconded by Ms. Jean McLean to authorize the Council Chairwoman to enter into an agreement for an option to purchase on satisfactory review all of the particulars of the land – Resolution # 04-09-07. Vote in favor. Unanimous. Motion carried.

RESOLUTION # 04-09-03 – MARLBORO COUNTY IDENTITY THEFT PREVENTION POLICY.

Dr. Carolyn Prince, Chairwoman advised the Identity Theft Prevention policy is mandated by the State and must be adopted before May 1, 2009.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Steve Blackmon, to approve Resolution # 04-09-03 – Marlboro County Identity Theft Prevention Policy. Vote in favor. Unanimous. Motion carried.

RESOLUTION # 04-09-01 – FAIR HOUSING RESOLUTION

Mr. Cecil Kimrey, County Administrator advised the resolution is a requirement for CDBG grant funds which are received through Pee Dee COG.

Motion made by Mr. Steve Blackmon, seconded by Mr. Anthony Woods to approve Resolution # 04-09-01 – Fair Housing Resolution. Vote in favor. Unanimous. Motion carried.

SOLID WASTE OPERATIONS – HOURS REDUCTION

Recommendations were included in council packets from Mr. Sidney Wallace, Public Works Director on ways to reduce hours without compromising service in an effort to help the county make up funding which has been lost from the state. Mr. Sidney Wallace advised the main problem is with the Blenheim Convenience Center. He said the Convenience Center stays open approximately twenty-one (21) hours per week; however, the county is only taking in approximately one dollar (\$1.00) per hour. Mr. Steve Blackmon advised he would check with the citizens to see where they can cut back. Mr. Wallace advised also that his department could cut back on the inmates they are using them on weekends.

RESOLUTION # 04-09-02 – VICTIMS ADVOCATE BUDGET TRANSFER

Mr. Cecil Kimrey, County Administrator advised the funds would be transferred from contingency.

Motion made by Mr. Anthony Woods, seconded by Ms. Corrie Plato to approve Resolution # 04-09-02 – Victims Advocate Budget Transfer. Vote in favor. Unanimous. Motion carried.

FIRE STUDY

Dr. Carolyn Prince, Chairwoman advised council needed to review the information received from Mr. Harry Askins, Eastern Engineering during his earlier presentation and discuss at the next regular meeting. No decisions were made.

CENSUS – COMPLETE COUNT

Dr. Carolyn Prince, Chairwoman advises the U.S. Government does a census every ten years. The 2000 census was criticized because it said approximately fifty-seven percent (57%) of the Americans filled out the data mailed out and a number of the various ethnic groups were not counted. She advised this is a problem because the federal government depends on numbers and counties and cities in making decisions concerning funds for schools, public transportation, hospitals, roads, etc. Marlboro County lost approximately two thousand (2000) people between the 1990 and 2000 census. Dr. Prince also advised the census determines the number of congressional seats and one of the coastal areas (possibly Horry or Beaufort) may be getting another congressional seat.

SHERIFF/MAGISTRATE – CHANGE ORDER, CONSTRUCTION AGREEMENT – T.E. BROWN & ASSOCIATES

Mr. Cecil Kimrey, County Administrator advised the codes do not require the additional restrooms – which allow a nine thousand dollar (\$9000) credit.

Motion made by Ms. Jean Wallace McLean, seconded by Mr. Anthony Woods to approve the change order construction agreement as presented by T.E. Brown & Associates for a \$9000 credit. Vote in favor. Unanimous. Motion carried.

LAKE – SUMMER PROGRAM

Dr. Carolyn Prince, Chairwoman questioned whether everyone had seen the newspaper several weeks earlier with the alligator and advised she has been asked about the swimming and boating at the lake. Mr. Sidney Wallace, Public Works Director advised the county's beaver man had to go to the head of the lake to break a dam and seven or

eight alligators ran him out. Council members discussed the liabilities and responsibilities of the county concerning all the activities at the lake. The County and City of Bennettsville have worked together previously paying half the cost for lifeguards for the swimming program and for the grass cutting at the lake. DNR is responsible for all other aspects of the lake such as the boating and skiing.

CHANGE ORDER – HONEYSUCKLE LANE

Furr Grading & Paving, Inc. requested Change Order No. 2 for Honey Suckle Lane per SCDOT recommendations to install 12” RCP below the newly constructed roadway. The amount of the change order is \$8,002.00. The funds will be provided by SCDOT.

Motion made by Mr. Steve Blackmon, seconded by Ms. Jean McLean to approve the change order (No. 2) presented by Furr Grading & Paving, Inc. in the amount of \$8,002.00 to be paid by SCDOT. Vote in favor. Unanimous. Motion carried.

APPROVAL OF BIDS AND PROPOSALS

Audit Proposal, Hill & Jordan LLC - Hill & Jordan LLC provided an Audit Engagement proposal for FYE June 30, 2009 with a gross fee, including expenses not to exceed \$29,500. Council members agreed to renew the contract with Hill & Jordan, LLC for the proposed amount for one year or for three years for a fee of \$28,750 per year.

Motion made by Ron Munnerlyn, seconded by Ms. Jean McLean to approve the proposal from Hill & Jordan LLC for their annual fee of \$29,500 or for a three year contract for \$28,750 per year. Vote in favor. Unanimous. Motion carried.

QS/1 (Decals, Software & Hardware) – SCDMV will provide decal/registration/tax receipt forms at no charge. The county will change to laser receipts which are less expensive. There is “no” up front money for software. QS/1 will charge \$0.32 per renewal issued each month which will begin the first month the county is live on the CIDR project. Hardware Upgrade – the county will have to provide Lexmark Laser printers with three (3) drawers each for any printer to print decals.

Motion made by Mr. Steve Blackmon, seconded by Mr. Anthony Woods to approve the contract with QS/1 for the CIDR program. Vote in favor. Unanimous.

Clerk of Court Software – a letter was received from Mr. William Funderburk, Clerk of Court concerning various issues which include: vault expansion, moving Family Court to the Sheriff’s Office when they move to their new location, the replacement of various Xerox machines, and changes he is planning to make in the future. Mr. Funderburk recommended accepting a proposal for Recordcare Services was submitted from Cott Systems for a term of four years – would be no additional costs per year.

Motion made by Mr. Ron Munneryn, seconded by Ms. Corrie Plato to accept the Recordcare Services proposal from Cott Systems. Vote in favor. Unanimous. Motion carried.

Probate Judge Xerox Proposal – a lease agreement with Xerox was submitted for a term of sixty (60) months in the amount of \$\$98.33 minimum monthly payment and cost of \$0.0129 per copy.

Motion made by Ms. Jean Wallace McLean, seconded by Mr. Anthony Woods to approve the lease agreement as submitted by Xerox for the Probate Judge. Vote in favor. Unanimous. Motion carried.

APPOINTMENTS TO BOARDS & COMMISSIONS

After careful review of the council meeting tape, it was noted that the following appointments will need to be completed with a motion, second, and vote – Mr. Raymond Brown, Recreation Commission, Mr. Jerry Robertson, Economic Development Board, and Mr. J. P. Down, Recreation Commission.

REPORTS

COMMITTEE REPORTS

Mr. Ron Munneryn, Building Committee – advised the committee needed to get back together; they have made contact with the architects.

Mr. Anthony Woods, Recreation Committee – advised he had spoken with Representative Jennings assistant and was advised the PARD grant was in place. One more signature is needed from Senator Kent Williams and once it is obtained, it will be hand delivered to Mr. Kimrey.

He also stated that some of the fields need sand. Another problem is the costs; approximate cost of a team is \$400 and has lost some of the sponsors. He advised the commission needed to find ways to get funding to help with the fees – getting expensive for parents with several children.

EXECUTIVE SESSION- DISCUSSION OF PERSONNEL & CONTRACTUAL ISSUES.

Motion made by Ms. Corrie Plato, seconded by Ms. Jean Wallace McLean to go into executive session for discussion of personnel & contractual issues. Vote in favor. Unanimous. Motion carried.

Motion made by Mr. Anthony Woods, seconded by Ms. Jean McLean to leave executive session and re-enter open session. Vote in favor. Unanimous. Motion carried.

ADMINISTRATIVE/FINANCIAL REPORT – CECIL KIMREY, COUNTY ADMINISTRATOR

Employee Recognition – the following employees were recognized with five or more years of service to Marlboro County through the month of March: Betty Davis, Cathy Pearson, and Annie Caulder.

Expenditures - were at 70% through March of the total budget, Revenue is at 66 % of the budgeted amounts through February.

Sturgis Website – the three month report shows 1758 visitors, 11253 page views of which 7856 have been search pages.

Railroad Lease – the county received a check in the amount of \$632,265.49.

I-95 Gateway – the County Administrator presented a copy of the March 19, 2009 minutes to council. He advised the City of Dillon is continuing to try to resolve the issue with the contractor.

Library – the architect has determined the contractor is entitled to the days requested due to the change order.

Sheriff/Magistrate Complex – the administrator advised council the county has not had a ground breaking ceremony.

Stricter Spending Limits – will be implemented by the county to eliminate overtime for all departments with the exception of the Detention Center, Sheriff and E-911. There is a significant deficit this year.

Agency Reimbursement – is being capped at 90% for Direct Assistance except as required in the general fund.

Agriculture Building – the administrator advised two compressors had to be replaced in the building. Quotes received were Edwards Refrigeration (ERI) - \$7170 and Custom - \$7597. Because of the emergency situation, the bid was awarded to the lowest bidder by the Administrator.

Museum – due to a request form Ms. Susan Cloer, the allocation will be as follow per month: Preservation Commission - \$402.00 and Historical Society - \$1548.00. The reversal reflects more accurately the actual bills. The total funding does not change.

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Voters Registration Office – the old planning office (Marlboro Street) appears to be a good fit for Voters Registration. An additional door will need to be added.

Pavers – the county has a number of pavers available for \$.35 each.

RECOGNITION OF COUNCIL MEMBERS

No Comments were made.

NON AGENDA ITEMS

No discussion was heard.

ADJOURN

No further discussion was heard. The meeting was adjourned.

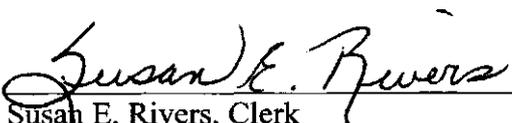
Motion made by Mr. Ron Munnerlyn, seconded by Ms. Jean Wallace McLean to adjourn the meeting. Vote in favor. Unanimous. Motion carried.

(SEAL)



Dr. Carolyn A. Prince, Chairwoman
Marlboro County Council

ATTEST:



Susan E. Rivers, Clerk
Marlboro County Council

Date Adopted: May 12, 2009