

MARLBORO COUNTY COUNCIL

MARIAN WRIGHT EDELMAN PUBLIC LIBRARY KINNEY MEETING ROOM

TUESDAY, APRIL 12, 2011

6 PM

CHAIRMAN

RON MUNNERLYN

VICE-CHAIR

DR. CAROLYN PRINCE

ADMINISTRATOR

CECIL KIMREY

COUNTY ATTORNEY
COUNCIL:

HARRY EASTERLING, JR.

JASON STEEN,
RON MUNNERLYN,
DR. CAROLYN PRINCE,
STEVE BLACKMON, AND

WILLIE GLADDEN,
CORRIE H. PLATO,
KEN ALLEN,
ANTHONY WOODS

INVOCATION – Mr. Anthony Woods

APPROVAL OF AGENDA ITEMS

Add Presentations Steve Weber, Landfill Attorney for Marlboro County as item 2.

Move 3D to New Business as item 5J and change to First Reading.

Change item 4G(d) FILOT and SSRC incentives to: Item 5G(d) Ordinance # 687 (First Reading) and add item 5G(e) Resolution # 04-11-03 - Inducement Resolution for an Economic Development project

Motion made by Mr. Willie Gladden, seconded by Mr. Anthony Woods, to approve the agenda with the items as added and changed. Vote in favor. Unanimous. Motion carried.

APPROVAL OF COUNCIL MINUTES - March 8, 2011 & March 31, 2011

Motion made by Mr. Steve Blackmon, seconded by Mr. Jason Steen, to approve the minutes of March 8, 2011. Vote in favor. Unanimous. Motion Carried.

Dr. Carolyn Prince questioned page two, the information provided by Mr. Bowers regarding the census, district 5 is incorrect, the voting people in her district were 712 too low. The minutes were corrected as requested. The approval of the minutes of March 31, 2011 were tabled until the April 2011 meeting.

PRESENTATIONS

Mr. Steve Weber, Landfill Attorney for Marlboro County – Mr. Weber was present to update both Marlboro County Council and the Citizens of Marlboro County on the progress with the lawsuits filed. He stated he wished to recognize both the county administrator and county attorney in their efforts with the landfill opposition. He gave a brief summary of the lawsuits which included: eight (8) cases had been filed either against the county, by the county or involving the landfill. There are five active lawsuits: the re-zoning lawsuit, the special use permit lawsuit, two lawsuits against DHEC challenging the regulations, and the defamation lawsuit against the citizens of Marlboro County in federal court in Florence. In reference to the re-zoning lawsuit, our attorneys had filed a motion to dismiss the MRR case against the County, the Judge (Nettles) came back and dismissed a lot of the MRR's cases. Mr. Weber stated that within the past month or so both the attorney for Marlboro County and MRR moved to reconsider the Judges decision. Marlboro County's attorney thought he should dismiss all of the lawsuits against the county, so they asked him to consider at least a few of the cases he kept. MRR wanted him not to dismiss any of the cases, so they also moved for him to reconsider. The Judge should decide shortly.

Mr. Weber also advised a very important factor was MRR had challenged the very validity of Marlboro County's Zoning Ordinance adopted in 2002. Mr. Weber advised Judge Nettles had decided it was not a viable challenge. Mr. Weber stated it is their hope the case goes ahead without that challenge.

In reference to the DHEC regulations, he stated Marlboro County and the Citizens sued DHEC to challenge the constitutionality of the regulations allowing such a landfill into the county. DHEC moved to dismiss the county's lawsuit against them and they moved to dismiss the citizen's lawsuit against them. There was a hearing in Florence on the 24th of March before Judge Nettles in which the Marlboro County Attorney was also present. He stated it was a good hearing and the Judge listened intently after which he requested both parties propose orders. After he receives the orders, the Judge will make a decision as to whether he will dismiss the lawsuits. Mr. Weber stated that at the hearing the DHEC attorney did concede that her motion was just a partial motion for dismissal which means that no matter what the Judge decides the case will go forward. Mr. Weber stated the lawsuits will go ahead, however, it is not known how full the lawsuits will be. He said it was a good thing and encouraging when the other attorney conceded.

In reference to the Special Use Permit Lawsuit, Mr. Weber stated the Board of Zoning Appeals made a decision based in part on re-zoning, and because re-zoning is now an issue that lawsuit has been pushed back. He does not have any idea when this lawsuit will come back up, but, it will not come back up until the re-zoning issue has been settled. He offered to answer any questions council may have and advised he did not charge the county for the nights visit.

For the record, at present the county has spent just under \$500,000 (-) on the lawsuit.

Mr. Ron Munnerlyn, Chairman advised he wished for Mr. Weber to come and address the public so they would know where the county stands with the lawsuit and the resources the county has put in. He thanked Mr. Weber for coming.

OLD BUSINESS

ORDINANCE # 681 – AN ORDINANCE TO APPROVE THE LEASE AGREEMENT WITH J.T. KENNEDY FOR FARMLAND AT THE AIRPORT. - THIRD READING

Mr. Ron Munnerlyn, Chairman advised the county advertised and received only one response – Mr. J. T. Kennedy.

Motion made by Mr. Steve Blackmon, seconded by Dr. Carolyn Prince, to approve the third reading of Ordinance # 681 – An Ordinance to approve the lease agreement with J.T. Kennedy for farmland at the airport. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 682 – AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR DEVELOPMENT OF JOINT COUNTY INDUSTRIAL AND BUSINESS PARK ENTERED INTO ON NOVEMBER 13, 1997, BY AND BETWEEN MARLBORO COUNTY, SOUTH CAROLINA, AND DARLINGTON COUNTY, SOUTH CAROLINA, PROVIDING FOR THE INCLUSION OF ADDITIONAL PROPERTY IN MARLBORO COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL AND BUSINESS PARK, AND OTHER RELATED MATTERS. THIRD READING

Mr. Ron Munnerlyn, Chairman advised this will put our county owned property in Industrial Park which will lower property taxes.

Motion made by Mr. Willie Gladden, seconded by Dr. Carolyn Prince, to approve the third reading of Ordinance # 682 – An Ordinance authorizing an amendment to the agreement for development of Joint County Industrial and Business Park entered into on November 13, 1997, by and between Marlboro County, South Carolina, and Darlington County, South Carolina, providing for the inclusion of additional property in Marlboro County as part of the Joint County Industrial and Business Park, and other related matters. Vote in favor. Unanimous. Motion Carried.

ORDINANCE # 683 – FLOOD PREVENTION ORDINANCE. - SECOND READING

Mr. Cecil Kimrey, County Administrator discussed briefly. He advised a synopsis of the changes was provided to council and there are two reasons why the county has to update the ordinance: (1) people in certain areas will not be able to get flood insurance and (2) if not will not be able to get recovery funds from FEMA.

Motion made by Dr. Carolyn Prince, seconded by Ms. Corrie Plato, to approve the second reading of Ordinance # 683 – Flood Prevention Ordinance. Vote in favor. Unanimous. Motion carried.

NEW BUSINESS

ORDINANCE # 685 – AN ORDINANCE TO ADOPT THE ANNUAL BUDGET AND TO MAKE APPROPRIATION FOR MARLBORO COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2011 AND ENDING JUNE 30, 2012. – FIRST READING (TITLE ONLY)

Mr. Willie Gladden questioned whether the administrator was going to meet with department heads to get their input. Mr. Cecil Kimrey, Administrator advised a meeting had already been held for department heads to attend and provide their input.

Motion made by Dr. Carolyn Prince, seconded by Mr. Willie Gladden, to approve the first reading (title only) of Ordinance # 685 – An Ordinance to adopt the annual budget and to make appropriation for Marlboro County for the fiscal year beginning July 1, 2011 and ending June 30, 2012. Vote in favor. Unanimous. Motion Carried.

ORDINANCE # 686 – AN ORDINANCE TO ADOPT THE CAPITAL IMPROVEMENT PLAN FOR MARLBORO COUNTY FOR THE PERIOD OF FY 2012 – FY 2016. - FIRST READING (TITLE ONLY)

Motion made by Dr. Carolyn Prince, seconded by Mr. Anthony Woods, to approve the first reading (title only) of Ordinance # 686 – An Ordinance to adopt the Capital Improvement Plan for Marlboro County for the period of FY . Vote in favor. Unanimous. Motion carried.

ORDINANCE # 667A – AN ORDINANCE TO PROVIDE FOR A HOME DETENTION PROGRAM AND OTHER MATTERS RELATED THERETO. - FIRST READING.

Mr. Cecil Kimrey, County Administrator discussed briefly. He advised the Home Detention Program could be positive for the county. It was designed for non-violent offenders who would have to pay for the service which would be provided by a private company. Mr. Harry Easterling, Jr., County Attorney advised the Sheriff and Warden had requested this program. Mr. Ron Munnerlyn, Chairman advised this program is designed where the person could stay at home and pay the cost and not be detained at the jail.

Motion made by Mr. Steve Blackmon, seconded by Mr. Jason Steen, to approve the first reading of Ordinance # 667A – An Ordinance to provide for a Home Detention Program and other matters related thereto. Vote in favor: Mr. Anthony Woods, Ms. Corrie Plato, Mr. Jason Steen, Mr. Willie Gladden, Mr. Ron Munnerlyn, Mr. Steve Blackmon, and Mr. Ken Allen. Abstain: Dr. Carolyn Prince. Vote: 7/0/1. Motion carried.

RESOLUTION # 04-11-01 – A RESOLUTION AUTHORIZING MARLBORO COUNTY TO RENEW THE AGREEMENT WITH THE CITY OF MCCOLL PROVIDING FIRE PROTECTION SERVICES WITHIN A DESIGNATED UNINCORPORATED AREA OF MARLBORO COUNTY.

Mr. Cecil Kimrey, County Administrator advised of one correction on page two - the rate of housing the inmates per day had been increased to \$38.00. Everything else in the agreement had remained the same.

Motion made by Mr. Ken Allen, seconded by Dr. Carolyn Prince, to approve the Resolution # 04-11-01 – A Resolution authorizing Marlboro County to renew the agreement with the City of McColl providing fire protection services within a designated unincorporated area of Marlboro County. Vote in favor. Unanimous. Motion carried.

RESOLUTION # 04-11-02 – APPROVING TALBERT AND BRIGHT WORK AUTHORIZATION NO. 11-02, PROJECT NO. 3214-1102 FOR PROFESSIONAL SERVICES AT THE MARLBORO COUNTY JETPORT – H. E. AVENT FIELD.

Mr. Cecil Kimrey, County Administrator advised railroad funds would be used to pay for the service which is mandatory. He advised DHEC will fine the county if the Stormwater Pollution Prevention Plan is not updated. Mr. Kimrey advised the estimated cost for the services was \$6370.00.

Motion made by Ms. Corrie Plato, seconded by Mr. Steve Blackmon, to approve the Resolution # 04-11-02 – A Resolution approving Talbert and Bright work authorization No. 11-02, Project No. 3214-1102 for professional services at the Marlboro County Jetport – H. E. Avent Field. Vote in favor. Unanimous. Motion carried.

REQUEST FOR APPROVAL OF SERVICE AGREEMENT WITH CONTROL MANAGEMENT, INC. FOR AUTOMATION MAINTENANCE FOR THE SIEMENS BUILDING CONTROLS AT THE MARIAN WRIGHT EDELMAN PUBLIC LIBRARY.

Mr. Cecil Kimrey, County Administrator advised this was the company who installed the unit. He advised the controls are basically controlled by computers and county personnel are not qualified to do it. He stated the company would not negotiate the cost which is \$9,300.00 annually. The warranty has expired.

Motion made by Dr. Carolyn Prince, seconded by Mr. Ken Allen, to approve the service agreement with Control Management, Inc. for automation maintenance for the Siemens Building Controls at the Marian Wright Edelman Public Library. Vote in favor. Unanimous. Motion carried.

REQUEST FOR APPROVAL OF INCENTIVES FOR ECONOMIC DEVELOPMENT PROJECT

A. County Economic Development Grant

Mr. Ron King, Economic Development Director advised a business (Project Steen) is proposing to come to Marlboro County which would supply green building materials. They would invest 3.4 million dollars in equipment over a five (5) year period with the creation of 197 jobs over five (5) years.

Mr. King advised the State of South Carolina has offered an incentive package. The county is proposing an incentive package which includes a county grant of \$200,000 in railroad funds, in-kind services including equipment, and office space at the county airport until their building is complete. Mr. King stated the property needs a lot of improvements and demolition in which county employees could be used.

Motion made by Dr. Carolyn Prince, seconded by Mr. Willie Gladden, to approve providing a grant in the amount of \$200,000.00, in-kind services, county equipment, and office space at the airport for Project Steen. Vote in favor. Unanimous. Motion carried.

B. Department of Commerce Economic Development Grant

The South Carolina Department of Commerce created an incentive package for Project Steen which included job creation monies, elimination of sales tax and a commitment of \$350,000.00 for purchase of the property. The county will retain ownership of the property until completion of the business commitment of 150 jobs promised to the Department of Commerce. Mr. King requested the county accept the Department of Commerce's grant.

Motion made by Ms. Corrie Plato, seconded by Mr. Steve Blackmon, to accept the Department of Commerce Economic Development Grant in the amount of \$350,000.00. Vote in favor. Unanimous. Motion carried.

C. Proposed lease of industrial site.

Mr. King requested the county lease the proposed site with the option to purchase. He requested that he along with the County Attorney be allowed to negotiate the lease and purchase of the site so the county can take immediate possession of the site and work out the details and prepare it for the business. He also requested the County Administrator be given the authority to sign the required documents.

Mr. Ron Munnerlyn, Council Chairman advised that with the economic development grant from the state and the county has control of the building, if for any reason the project did not work out, the county would own the building at a very low cost which would be very marketable.

Motion made by Mr. Willie Gladden, seconded by Mr. Ken Allen, to approve the proposed lease with the option to purchase of industrial site. The County Administrator is authorized to execute the required documents. Vote in favor. Unanimous. Motion carried.

D. FILOT and SSRC Incentive.

ORDINANCE # 687 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND BETWEEN MARLBORO COUNTY, SOUTH CAROLINA, AND PROJECT STEEN, ITS AFFILIATES AND ASSIGNS, TO PROVIDE FOR A FEE IN LIEU OF AD VALOREM TAXES INCENTIVE; TO PROVIDE FOR THE INCLUSION OF THE PROJECT IN A MULTI-COUNTY BUSINESS AND INDUSTRIAL PARK; AND OTHER MATTERS THERETO RELATED. FIRST READING – TITLE ONLY.

Motion made by Dr. Carolyn Prince, seconded by Mr. Ken Allen, to approve the first reading (title only) of Ordinance # 687 – An Ordinance authorizing the execution and delivery of a fee agreement by and between Marlboro County, South Carolina, and Project Steen, its affiliates and assigns, to provide for a fee in lieu of AD VALOREM taxes incentive; to provide for the inclusion of the project in a Multi-County Business and Industrial Park; and other matters thereto related. Vote in favor. Unanimous. Motion carried.

RESOLUTION # 04-11-03 – A RESOLUTION IDENTIFYING A PROJECT TO SATISFY THE REQUIREMENTS OF SOUTH CAROLINA CODE ANNOTATED SECTION 12-44-40 TO ALLOW INVESTMENT EXPENDITURES INCURRED BY PROJECT STEEN TO QUALIFY AS EXPENDITURES ELIGIBLE FOR A FEE-IN-LIEU OF AD VALOREM TAXES ARRANGEMENT WITH MARLBORO COUNTY, SOUTH CAROLINA, COMMITTING TO ENTER INTO A FEE AGREEMENT WITH THE COMPANY; TO PROVIDE FOR THE INCLUSION OF THE PROJECT IN A MULTI-COUNTY BUSINESS OR INDUSTRIAL PARK; AND OTHER MATTERS THERETO RELATED.

Motion made by Mr. Anthony Woods, seconded by Ms. Corrie Plato, to approve Resolution # 04-11-03 – A Resolution identifying a project to satisfy the requirements of South Carolina Code annotated section 12-44-40 to allow investment expenditures incurred by Project Steen to qualify as expenditures eligible for a fee-in-lieu of AD VALOREM taxes arrangement with Marlboro County, South Carolina, committing to enter into a fee agreement with the company; to provide for the inclusion of the project in a Multi-County Business or Industrial Park; and other matters thereto related. Vote in favor. Unanimous. Motion carried.

Mr. Ron Munnerlyn, Council Chairman thanked Mr. King for his hard work. He stated Mr. King along with Mr. Kimrey and Mr. Easterling, Jr. had worked hard and it was nice to have some momentum going. Mr. Munnerlyn stated he hoped to hear an announcement soon. Mr. King advised plans were to make an announcement very soon. Dr. Carolyn Prince stated she was very pleased that he was proposing the clean up would be done by the county with some salvage value.

INDUSTRIAL SPECULATIVE BUILDING PROPOSAL – RON KING

Mr. Ron King, Economic Development Director stated that in working with the current prospect and two others, he has made presentations which included the former Winn Dixie Building. Mr. King stated the building has approximately 50,000 square feet on seven (7) acres of property, and air conditioning meet the basic requirements for prospect needs he's seen quite often. The building is 10 (+) years old, has 47,200 square feet, had air conditioning of which parts have been stolen from – would need repairs to get back in operational shape. Mr. King stated he is not recommending the county do any repairs, only maintain the building as it is because due to whoever the prospective person who comes is, they may have totally different requirements. Mr. King stated the owner of the building is getting other offers so he is recommending the council authorize the purchase of the building at a cost of no more than \$900,000.00 which was the agreed upon price a couple of years ago. He stated that to build a building of this size, with paved parking, the highway, with a security system, security lighting, and landscaping at today's prices would cost approximately 2.25 million dollars. The county would get a ten year old building in excellent shape with nineteen foot high ceilings – it would be excellent for manufacturing. Mr. Cecil Kimrey, County Administrator advised the funds could be taken either from EDA funds or Railroad funds.

Motion made by Mr. Ken Allen, seconded by Dr. Carolyn Prince, to authorize purchase of the old Winn Dixie Building not to exceed \$900,000.00. Vote in favor. Unanimous. Motion carried.

FUNDING REQUEST FOR MCCOLL FIRE DEPARTMENT

Mr. Ken Allen stated the McColl Fire Department wished to purchase a truck and really did not have the funds. They were requesting funds in the amount of \$6,500.00 to help replace the motor in the truck they have. Mr. Cecil Kimrey, County Administrator advised the funds would come from the Fire Department's line item in the budget - Capital Funds. Mr. Jason Steen advised there needed to be accountability on how the funds were spent. It was agreed the Fire Department would bring the bill to the county of which the county would pay.

Motion made by Mr. Anthony Woods, seconded by Ms. Corrie Plato, to approve the funding request for the McColl Fire Department in the amount of \$ 6,500.00 for replacement of the motor in their truck. Vote in favor: Mr. Anthony Woods, Ms. Corrie Plato, Mr. Willie Gladden, Mr. Ron Munnerlyn, Dr. Carolyn Prince, Mr. Steve

Blackmon, and Mr. Ken Allen. Abstain: Mr. Jason Steen. Vote: 7/0/1. Motion carried.

ORDINANCE # 684 – OUTDOOR BURNING ORDINANCE – FIRST READING

Accidently listed on agenda as second reading under Old Business, actually this was the first reading under new business. Mr. Harry Easterling, Jr., County Attorney advised the ordinance needed some changes and recommending it be sent to the Fire Committee for recommendations.

Motion made by Mr. Anthony Woods, seconded by Mr. Jason to approve the first reading of Ordinance # 684 – Outdoor Burning Ordinance and refer it to the Fire Committee for recommendations before the next council meeting. Vote in favor. Unanimous. Motion carried.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Construction Board of Appeals

District 4 (Corrie Plato)

Motion made by Ms. Corrie Plato, seconded Mr. Anthony Woods, to appoint Mr. Robert O’Neil to the Construction Board of Appeals. Vote in favor. Unanimous. Motion carried.

Other Boards & Commissions

A letter was received from Ms. Vickie P. Tyner, Pee Dee Workforce Development Director requesting the following board members be reappointed to the Pee Dee Workforce Investment Board effective August 1, 2011: Mr. James Roberts (Private Sector) and Ms. Rena Parker (Private Sector).

Motion made by Dr. Carolyn Prince, seconded by Mr. Willie Gladden, to approve the request of Mr. James Roberts and Ms. Rena Parker to the Pee Dee Workforce Investment Board. Vote in Favor. Unanimous. Motion carried.

District 4 (Corrie Plato)

Motion made by Ms. Corrie Plato, seconded by Mr. Steve Blackmon to appoint Ms. Stacy Gibson to the Board of Zoning Appeals, to re-appoint Mr. John Troy McQueen to the Library Board, Ms. Emma Bethea to the Planning & Zoning Commission, and Mr. Ronnie Gibson to the Recreation Board.

District 7 – (Steve Blackmon)

Motion made by Mr. Steve Blackmon, seconded by Mr. Willie Gladden, to re-appoint Ms. Judy Fullard to the Library Board, Ms. Chastity McCall to the Recreation Board, Mr. Jeff Dudley to the Historical Preservation Board, and Ms. Thoma Dees to the Trinity Behavioral Care Board.

District 8 – (Anthony Woods)

Motion made by Mr. Anthony Woods, seconded by Mr. Willie Gladden, to appoint Ms. Jackie Nolan to the Historical Preservation Commission, to reappoint Ms. Peggy Johnson to the Library Board, Mr. Johnny Sellers to the Planning Commission, Ms. Margaret Nolan to the Board of Zoning Appeals, Mr. Samuel McCollum to the Recreation Board, and Ms. Jeretta Kinney to the Trinity Behavioral Care Board.

For all appointments the vote was cast. Vote in favor. Unanimous. Motion carried.

OPENING & ACCEPTANCE OF BIDS

Sheriff Department Utility Vehicle (Gator) – Bids received were: **Sports Cycles** (Rockingham, NC) - \$10,557.35 and **Performance Yamaha** (Seneca, SC) - \$9,865.81. This was a rebid. Funds would come from a grant.

Motion made by Ms. Corrie Plato, seconded by Mr. Willie Gladden, to approve the bid as presented by Performance Yamaha in the amount of \$9,865.81 for the Sheriff Department Utility Vehicle. Vote in favor. Unanimous. Motion carried.

Energy Grant for Administration Building, Museum, and Medical Building HVAC Systems – Bids received were: **Custom AC & Heating Company** (Bennettsville, SC) - \$25,000.00, and **Edwards Refrigeration, Inc.** (Bennettsville, SC) - \$32,127.23

Motion made by Mr. Steve Blackmon, seconded by Mr. Jason Steen, to approve the bid as presented by Custom AC & Heating Company in the amount of \$25,000.00 for HVAC Systems for the Administration Building, Museum, and Medical Building. Vote in favor. Unanimous. Motion carried.

Detention Center Steel Service Door – only one bid was received: **Cox Door** (Indian Trail, NC) in the amount of \$5,426.00.

Motion made by Mr. Anthony Woods, seconded by Mr. Jason Steen, to approve the bid received from Cox Door in the amount of \$5,426.00. Vote in favor. Unanimous. Motion carried.

Recreation (Bleachers for Bennett Park, C W Love, Wallace, and Lindsay) and (Picnic tables for Brightsville Project) – Bids received were: **Southeastern Seating** (Tampa, FL) - \$12,271.32, **Sport Supply Group** (Jenkintown, PA) - \$9,259.43, **Bliss Products and**

Services (Columbia, SC) – \$10,784.53 not including install, and **XO Sports** (Richmond, VA) - \$13,853.12.

Motion made by Mr. Willie Gladden, seconded by Dr. Carolyn Prince, to approve the bid as received from Sport Supply Group in the amount of \$9,259.43 for the Bleachers and picnic tables. Vote in favor. Unanimous. Motion carried.

REPORTS

COMMITTEE REPORTS

Mr. Steve Blackmon, Public Service Committee – the committee met on April 7th to discuss the situation with garbage in the county, it is work in progress. Everything is falling in place on all the buildings. NESAs provided a grant for entrance signs leading into the county (a copy of the proposed signs were provided in council packets). Mr. Munnerlyn advised a report is expected from the County Administrator at the next council meeting.

Mr. Anthony Woods, Recreation – the Recreation Commission met on April 5th. He advised a lot of the members were unable to attend the meeting because of the sports season and games in progress. Mr. Woods advised there is a problem with recreational projects in progress which are not going through the recreation department – Mr. Gary Harrington, Recreation Director needs to be included in the projects. McColl, Clio, and Blenheim games are being played on a regular basis. The Commission will meet again in June.

It was questioned whether this was a commission meeting or a committee meeting. Mr. Woods advised it was a commission meeting. He also advised the Recreation Department is currently working without their Administrative Assistant who is helping in another department. It was suggested the other committee members be invited to the next commission meeting.

ADMINISTRATIVE/FINANCIAL REPORT – CECIL KIMREY, COUNTY ADMINISTRATOR

Expenditures - were at 68% of the budget through the end of March 2011 for the general fund budget. **Revenues** were at 70 % of the budget through the end of March 2011.

Employee Recognition – Employees with at least five years service through the end of March include: Luther Brown (9 years), Annie Ruth Caulder (35 years), Betty David (7years), Robert Eskridge (5 years), James Irons (6 years), Judy McQueen (6 years), and Cathy Pearson (22 years).

Reminder – Ethics Reports were due before April 15th, 2011.

Library Grant - The Library Director applied for a \$27,240 grant to focus on early literacy skills.

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Bids – Lowe's submitted the low bid of \$6,247.18 for materials for the Picnic Shed. The other bid was \$7,631.83 from Causeys.

Church Request – the county completed work per county policy for Smyrna Development Church.

Grants - The county is applying for \$6,050.00 in Used Oil and \$9,350.00 in Waste Tire Grant funds.

Public Hearing – for the 2011/2012 budget is scheduled for 6 PM, May 10th. The budget notice of revenues and expenditures will run in the April 21st, 2011 edition of the Marlboro Herald Advocate.

Project Steen – will need to use the airport office for six months.

QS1- the forms and supply agreement is \$9,374.34. This is a sole source purchase.

Parcels – the county can put the tax assessor parcels on line for \$2000.

Family Court Bids – were scheduled to be opened April 14, 2011 at 2 PM.

EMD Funds – the county was applying for \$54,685.00 in supplemental funds.

Various – included with the Administrator's report was a summation of the Flood Damage Protection Ordinance # 683; Layout of Entrance Signs; E-mail from Sandy Watford regarding Quail Run; Proposal for Bookmobile Services; letter from USA Waste & Recycling; letter from Shirley Dunsford, Delinquent Tax Collector explaining collection fees; and requested personnel information from council.

Gymnasium – the school district agreed to provide access to the Blenheim Gymnasium until 2012. Mr. Kimrey requested council advise him when they wished to go.

Carolina AAC – the bid process for the transportation project should begin soon.

Various Issues to be addressed by council included – (1) animal control, (2) Security at Hospital, and (3) Solid Waste.

Leave – the Administrator advised he would be on leave April 18th through April 20th as approved by council.

Report – attached to the Administrator's report was a report from the April 7th Public Service Committee Meeting for council review.

Request to hire – the Administrator requested permission to hire a retired tax assessor to assist with the completion of the assessment. He advised the cost would be substantial.

Petition – a petition had been received from the citizens living on Elliott Lane (not county owned/maintained) which is unpaved requesting the road be scraped or dragged to improve it. Mr. Steve Blackmon advised the county had provided courtesy drags in the past and requested the Administrator provide this service again if possible. The request was referred to legal attorney for review.

Norwood Acres – the county will make an exception per committee approval and put the tile in.

Funds request - a request was received from the CDC of Marlboro County (to Mr. Anthony Woods) for a one time fee of \$3000 to help the CDC get through the fiscal year. Council members advised the CDC send a formal request to the County Administrator to be included in the budget process which they said they would consider.

RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL

Mr. Belvin Sweatt – recognized and thanked Mr. Ron King on his accomplishments since being hired as the Marlboro County Economic Development Director. He also recognized and thanked Steve Weber, Landfill Attorney for attending every landfill meeting. Mr. Sweatt read the quote used by DHEC “We promote and protect the health of the public and the environment and” stated that no landfill permits have been denied by DHEC within the last 10 years. Mr. Sweatt asked the county to continue to fight – he said that out of twenty landfills in South Carolina, seventeen had contaminated ground water. Mr. Sweatt also briefly discussed redistricting.

RECOGNITION OF COUNCIL MEMBERS

Anthony Woods – no comments.

Ms. Corrie Plato – no comments.

Mr. Jason Steen – encouraged the Public Service Committee to continue working on the garbage service – he was receiving a lot of complaints.

Mr. Willie Gladden – discussed Redistricting. He said they are trying to do away with District 54 and one of the county's senate seats. He also said the Brightsville Recreation Project is still having a lot of delays. He stated his district deserves more. He said he did not know about the bleachers for his area and did not need them. He said they need to start over with another plan. Mr. Anthony Woods advised that once a PARD Application is submitted, you can only amend it in the same family, can not change complete project.

Dr. Carolyn Prince – recognized Ron King, Economic Development Director. Dr. Prince stated Mr. King hit the ground running and has been proactive. She questioned fencing for the new parking lot for the library. Dr. Prince stated that after the meeting

with Mr. Bobby Bowers, SC Budget & Control Board she is concerned about the proposal. She stated the county needs to do everything possible to retain it's House Seat and two senators. Dr. Prince advised she had attended the PDCOG meeting the previous evening. Everyone is struggling. Nucor (Darlington) is hiring, however, their qualifications are very strenuous and rigid.

Mr. Cecil Kimrey, County Administrator questioned putting up a fence. He advised it would be difficult to prevent people from driving through. It was suggested speed bumps be placed instead to slow drivers down.

Mr. Steve Blackmon – thanked Mr. Ron Munnerlyn, Council Chairman for sending a letter to the South Carolina Department of Natural Resources. Mr. Blackmon stated the county is making progress, DNR wants to work with the county.

Mr. Ken Allen – no comments.

Ron Munnerlyn, Chairman – thanked Mr. Ron King, Mr. Cecil Kimrey, and Mr. Harry Easterling, Jr. for stepping up and getting things done.

He advised a letter had been sent to the CTC of Marlboro County requesting “no match” for crush and run for county roads.

A request had been received from the Solicitor on a criminal case requesting the county pay the expenses incurred in resuming a body. It was requested the County Administrator review possible funds and make a recommendation to council at the next meeting.

NON-AGENDA ITEMS

Retired Tax Assessor

Motion made by Mr. Steve Blackmon, seconded by Ms. Corrie Plato to add an item to the agenda for the approval of the Administrator's request for hiring a retired tax assessor not to exceed available salary amounts. Vote in favor. Unanimous. Motion carried.

Motion made by Dr. Carolyn Prince, seconded by Mr. Anthony Woods, to approve the Administrator's request for hiring a retired tax assessor not to exceed available salary amounts. Vote in favor. Unanimous. Motion carried.

Topo Map

Mr. Ron Munnerlyn, Chairman questioned whether someone else could do the plans so the county would not have to wait 90 days. Mr. Cecil Kimrey, County Administrator advised he had spoken with Mr. John Jackson who advise he could do a topo for

approximately \$1500 which would cover approximately fifty feet which also shows the elevations. Dr. Carolyn Prince advised she needed to report back to RALI who is writing a grant to help with the creation of the park. She needs a program that is needed so the engineers could say how the land should be leveled for the ball field. She advised this was needed as soon as possible for the Brightonville Project.

Motion made by Dr. Carolyn Prince, seconded by Mr. Dan Allen to ask the County Administrator to advise the County Administrator to move forward in getting the engineering work completed for the Brightonville Area. Vote in favor. Unanimous. Motion carried.

Motion made by Dr. Carolyn Prince, seconded by Mr. Carlos Plata to approve for the Administrator to engage the surveyor in completing a topo survey for the Brightonville Area. Vote in favor. Unanimous. Motion carried.

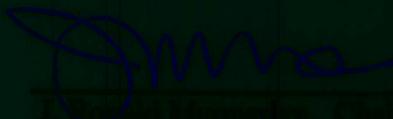
Motion made by Dr. Carolyn Prince, seconded by Mr. Dan Allen to request the motion for the topo survey not to exceed \$1000. Vote in favor. Unanimous. Motion carried.

ADJOURN

No further discussion was heard. The meeting was adjourned.

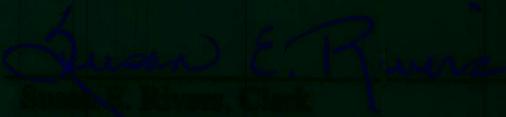
Motion made by Dr. Carolyn Prince, seconded by _____, to adjourn the meeting. Vote in favor. Unanimous. Motion carried.

(SEAL)



Chairman
Brightonville Area Council

ATTEST:



Clerk
Brightonville Area Council

Date Adopted: May 23, 2011

MARLBORO COUNTY COUNCIL

“SPECIAL” MEETING

WILLIAM P. WALLACE ADMINISTRATION BUILDING COUNCIL CHAMBERS
205 EAST MARKET STREET, BENNETTSVILLE, SC

FRIDAY, APRIL 22, 2011

12 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

*

Absent (*)

CALL TO ORDER

Mr. Ron Munneryn, Council Chairman called the meeting to order.

EXECUTIVE SESSION – DISCUSSION OF ECONOMIC DEVELOPMENT PROJECT

Motion made by Mr. Steve Blackmon, seconded by Mr. Willie Gladden to enter into executive session for the discussion of an Economic Development Project. Vote in favor: Mr. Steve Blackmon, Mr. Willie Gladden, Mr. Jason Steen, Dr. Carolyn Prince, and Mr. Ron Munneryn. Vote: 5/0/0. Motion Carried.

Mr. Anthony Woods and Ms. Corrie Plato joined the executive session after the vote was cast.

Motion made by Dr. Carolyn Prince, seconded by Mr. Steve Blackmon, to leave executive session and re-enter open session. Vote in favor. Unanimous. Motion Carried.

NEW BUSINESS

APPROVAL OF ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT AND OTHER MATTERS RELATING THERETO.

Dr. Carolyn Prince stated council had originally agreed to providing a grant in the amount of \$200,000 and in-kind services to the proposed prospect. The prospect has requested the county increase the grant to \$250,000.00.

Motion made by Dr. Carolyn Prince, seconded by Mr. Willie Gladden to approve the request for increasing the county provided grant for the prospect to \$250,000.00 and in-kind services. Vote in favor. Unanimous. Motion Carried.

NON AGENDA ITEMS

Mr. Willie Gladden stated he had been to Norwood Acres and taken pictures, it looked good.

He stated he had also been to Brightsville and taken pictures of the bathroom stating it does not look big enough for a handicap accessible restroom. He advised the men's restroom had one stall and a urinal while the ladies restroom only had one stall. He stated everyone needed to look at it, it was not adequate. Mr. Ron Munnerlyn, Chairman advised council could discuss it further at the regular meeting.

ADJOURN

Hearing no further business, the meeting was adjourned.

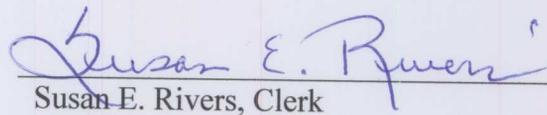
Motion made by Dr. Carolyn Prince, seconded by Mr. Anthony Woods, to adjourn the meeting. Vote in favor. Unanimous. Motion carried.

(SEAL)



J. Ronald Munnerlyn, Chairman
Marlboro County Council

ATTEST:



Susan E. Rivers, Clerk
Marlboro County Council

Date Adopted: May 23, 2011