

**ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
MAY 10, 2010
MINUTES**

PRESENT: Chairman Thomas, Vice Chairman McClain, Councilman Calhoun, Councilman Klugh, Councilman Gunnells and Councilman Norris.

ABSENT: Councilman Campbell

CALL TO ORDER:

Chairman Thomas called the meeting to order at 7:30 p.m.

INVOCATION:

Councilman Klugh gave the invocation.

PLEDGE OF ALLEGIANCE:

Chairman Thomas led the Pledge of Allegiance.

Chairman Thomas stated for the record that the agenda has been posted and notice has been provided to the local news media as required by the Freedom of Information Act.

APPROVAL OF MINUTES:

- a) Councilman Gunnells made a motion to approve the minutes of the April 12, 2010, regular county council meeting. Councilman Norris seconded the motion. The motion carried 5-0-1 with Councilman Calhoun abstaining.
- b) Councilman Norris made a motion to approve the minutes of the April 20, 2010, emergency county council meeting. Councilman Gunnells seconded the motion. The motion carried 4-0-2 with Councilman Calhoun and Vice Chairman McClain abstaining.
- c) Vice Chairman McClain made a motion to approve the minutes of the April 26, 2010, budget workshop. Councilman Calhoun seconded the motion. The motion carried 6-0-0.
- d) Councilman Norris made a motion to approve the minutes of the May 4, 2010, Upstate Alliance workshop. Councilman Calhoun seconded the motion. The motion carried 6-0-0.

PRESENTATIONS: None

UNFINISHED BUSINESS:

- a) Third reading of Ordinance (2010-01) to accept the deed of Right-Of-Way from the property owner of Waterside Point, Longpoint Drive, Creek Point and Landings Run Roadways in Great Waters Subdivision in Abbeville County. Councilman Klugh made a motion to approve third reading. Vice Chairman McClain seconded the motion. The motion carried 6-0-0.
- b) Third reading of Ordinance (2010-02) to invoke the provisions of Section 12-43-217 (B) of the South Carolina Code of Laws, 1976, as amended to provide that reassessment of all property in Abbeville County, South Carolina subject to an ad valorem property tax be postponed for one (1) property tax year. Councilman Gunnells made a motion to approve third reading. Councilman Norris seconded the motion. The motion carried 6-0-0.

NEW BUSINESS:

- a) First Readings: New Policy – All first readings are read into the record by the Chairman, and a vote is not necessary per Ordinance 05-11.
 - 1) Ordinance (2010-03) to prohibit the sale or consumption of alcoholic beverages between the hours of 2:00 a.m. and 6:00 a.m. in commercial establishments licensed to sell alcoholic beverages for on premise consumption and to restrict the hours of operation of those establishments.
 - 2) Ordinance (2010-04) to establish operating and capital budgets for the operation of the County Government of Abbeville County for the fiscal year commencing July 1, 2010.
 - 3) Ordinance (2010-05) to amend the Abbeville County Official Zoning Map on a one (1) acre portion of a 36.3 acre tract of land located at 708 Tom Young Bridge Road, Iva, and identified by tax map number 163-00-00-013 from a zoning district of Forest Agricultural (FA) to General Residential (GR).
 - 4) Ordinance (2010-06) to amend the Abbeville County Official Zoning Map on various properties bordering Grey Rock Estates Road, consisting of 24 tax parcels along a 400 ft. strip parallel to both sides of Grey Rock Estates Road for approximately 0.71 miles and identified by tax map numbers 109-00-00-167, 173, 113, 145, 159, 144, 164, 165, 149, 175, 160, 158, 161, 114, 112; and 110-00-00-010, 067, 073, 080, 081, 092, 100, 104; and 122-00-00-108 from a district of R-8 Restricted Residential (R-8) to Forest Agricultural (FA).

- 5) Ordinance (2010-07) to amend the Abbeville County Official Zoning Map on a 69.22 acre tract of land located on Commerce Drive in the Lakelands-Commerce Park, Abbeville and identified by tax map number 110-00-00-090 from a zoning district of Forest Agricultural (FA) to Basic Industrial (BI).
- 6) Ordinance (2010-08) to amend the Abbeville County Official Zoning Map on a 10.94 acre portion of a 51.1 acre tract of land located at the intersection of Corbin Road and Highway 252, Honea Path and identified as the former Milliken Plant and by tax map number 003-00-00-099 from a zoning district of Forest Agricultural (FA) to Basic Industrial (BI).
- 7) Ordinance (2010-09) to provide for the issuance and sale of a not exceeding one million five hundred thousand dollars (\$1,500,000.00) general obligation refunding bond, series 2010 of Abbeville County, South Carolina, to prescribe the purposes for which the proceeds shall be expended, to provide for the payment thereof, and other matters relating thereto.

b) Resolutions:

- 1) Resolution (2010-15) to authorize the transfer of \$34,552.12 from the Local Option Sales Tax Account to the General Fund. Councilman Norris made a motion to approve this resolution. Councilman Calhoun seconded the motion. The motion carried 6-0-0.
- 2) Resolution (2010-16) to adopt the updated Abbeville County Vehicle Use Policy and to rescind all prior resolutions that may be in conflict. Vice Chairman McClain made a motion to approve this resolution. Councilman Calhoun seconded the motion. Chairman Thomas read the resolution to the audience informing them of the changes pertaining to emailing, texting while operating a county vehicle and of the addition of the Coroner to restricted use of a vehicle. The motion carried 6-0-0.

DIRECTOR'S REPORT:

County Director Scott Moulder informed Council that he has no report other than this is his last official meeting for Abbeville County. He thanked Council for the opportunity to work here stating it has been interesting and fun. He thanked the department heads, elected officials and employees for their hard work and dedication to this county.

COMMITTEE REPORTS:

- a) Finance Committee—Claude Thomas, Billy Norris and Bryan McClain. No report was given.
- b) Personnel and Administration—Bryan McClain, Ray Gunnells and Don Campbell. No report was given.

- c) Public Works—Billy Norris, Claude Thomas and John Calhoun. No report was given.
- d) Intergovernmental Relations—Oscar Klugh, Ray Gunnells and Bryan McClain. Councilman Klugh made a committee recommendation for Mr. George Gardner to be reappointed to the Accommodations Tax Committee. The recommendation passed 6-0-0. Councilman Klugh then requested that a letter from Director of Elections Lynne West be read by the County Attorney Lee Roper (letter attached). Councilman Norris stated the letter be received as information by Council and forwarded on to the Delegation; all of Council agreed.
- e) Planning and Industrial Development—John Calhoun, Oscar Klugh and Claude Thomas. No report was given.
- f) Education, Recreation, Health and Welfare—Ray Gunnells, Don Campbell and John Calhoun. No report was given.
- g) Public Safety—Don Campbell, Oscar Klugh and Billy Norris. No report was given.

PUBLIC COMMENT (sign in sheet only): None

A motion was made by Vice Chairman McClain to go into Executive Session for a contractual employment agreement; a legal issue on Special Purpose Tax District and an economic incentive agreement. Councilman Calhoun seconded the motion to go into Executive Session. The motion carried 6-0-0.

EXECUTIVE SESSION:

Chairman Thomas reconvened the meeting following executive session and announced that one item needed to be addressed:

Vice Chairman McClain made a motion naming County Finance Director Barry Devore the Interim County Director as agreed in the employment agreement discussed in executive session. Councilman Norris seconded the motion. The motion passed 6-0-0.

ADJOURNMENT:

There being no further items of discussion Councilman Norris made a motion to adjourn. Councilman Klugh seconded the motion. The motion carried 6-0-0.

The meeting adjourned at 8:41 pm.

Done this _____ day of _____, 2010

Abbeville County Council

By: _____
Claude Thomas, Chairman

ATTEST:

By: _____
Lynn Sopolosky, Clerk to Council