

PUBLIC HEARINGS:

Chairman Thomas informed the public that the public hearing for Ordinance 2010-05 will be postponed until June 14, 2010 meeting due to an error in advertising.

- 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. Mr. Charles Cedric Loudon of 503 Bypass 25 NE, Greenwood and co-owner of Club Peppermint informed Council about his meeting with Sheriff Goodwin. We asked the Sheriff if there was anything we could do to make our premises safe and it got a little heated. I asked him why the hostility, I was just coming to him as a businessman and he said it was because one of my co-owners he disliked. Now as far as legal for the club goes we have no fines, no violations, all has been going good. We have 50 employees and pay up to \$700.00 for security to make sure everyone is safe. If you want people off property by 2:00 that are still able to drink you are sending all in Abbeville and Greenwood Counties onto the roads at the same time; that is not showing any type of concern for safety if you ask me. Don't rush this and think deeply about the issues. Chairman Thomas questioned Mr. Loudon on a state law that prohibits the sale of alcohol past 2:00 a.m.? Yes Sir, Mr. Loudon answered when you apply for your liquor license you are told no alcohol sales pass 2:00 a.m. Chairman Thomas asked you have not problem abiding by this law? No sir was the reply. Chairman Thomas asked you have no citations? No sir none what so ever was the answer. Councilman Gunnells asked if there has been a problem with occupancy being in excess. No Sir we have no fines or violations stating we are over occupied. Next Mr. Johnny Lomax of 601 Cambridge Street, Abbeville and partner in Club Peppermint stated he wanted to get deeper in to detail on what his partner had stated. The state law does state that you must stop serving liquor by 2:00 every night, but only Saturday is the night you must stop selling both beer and liquor. You can sell beer 24 hours, except for Saturday. We did have an incident about a year and a half ago, since then we have hired security. We did everything the Sheriff told us to do. Statements made about us were total lies. We pay big money to keep our place safe; we just want a place for people to come in Abbeville. People don't come out of their house until 1:00 a.m. if you close us at 2:00 no money made; we only want the weekend. Chairman Thomas wanted to make clear that he made the statement for you to tell us why we should not pass this ordinance, but also tell us if you want us to pass the ordinance. Mr. Szechwan Dee Morris representing Chris II located at 91 SC 72, Abbeville; explained why we need to stay open in my opinion is that every dollar counts in this economy. More money we make the more security we can hire. Mr. Kenneth D. Mullins, II of 186 Maggie Lane, Abbeville; I am a performing artist and producer in this area and Abbeville is where I feel the safest at. To close at 2:00 is really going to cause a problem with all those drunken people on the road. Staying open pass 2:00 allows people to cool their heels. Mr. Charles Rogers of 517 Kershaw Street, Calhoun Falls; who works with Mr. Mullins, agreed that Abbeville County is the safest. I have had more fun in Abbeville County since I can remember. I see a lot of people coming from

Greenwood, Anderson and McCormick to Abbeville just to have a good time. I grew up here and never seen it, but for me to see it now is like things are changing for the better. Allow them to stay open until at least 3:00.

- 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. Mr. Jim Irwin of 625 Highway 20, Abbeville informed Council of a discrepancy he found in the Safety Fee between the number of households from last year to this year, which would translate into a \$106,079.00 deficit for the County.
- 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). Postponed
- 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). Hearing no comments, Chairman Thomas closed the public hearing.
- 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). Hearing no comments, Chairman Thomas closed the public hearing.
- 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). Hearing no comments, Chairman Thomas closed the public hearing.
- 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. Mr. Lawrence Flynn representative of Pope Ziegler, LLC stated this is refunding a bond from a higher interest rate to a lower interest rate, which would save the County about \$50,000.00 over the course of the loan. Hearing no further comments, Chairman Thomas closed the public hearing.

**ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
MAY 24, 2010
MINUTES**

PRESENT: Chairman Thomas, Councilman Calhoun, Councilman Klugh, Councilman Gunnells and Councilman Campbell.

ABSENT: Vice Chairman McClain and Councilman Norris

CALL TO ORDER:

Chairman Thomas called the meeting to order at 8:15 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:

Councilman Gunnells made a motion to approve the minutes of the May 10, 2010, regular county council meeting. Councilman Calhoun seconded the motion. Chairman Thomas hearing no corrections stated the minutes are approved.

PRESENTATIONS: None

UNFINISHED BUSINESS:

- a) Second reading of 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. Chairman Thomas with the approval of Council moved this item to after executive session.

- b) Second reading of 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. Councilman Calhoun made a motion to approve second reading. Councilman Klugh seconded the motion. The motion passed 4-1-0 with Councilman Campbell opposed.
- c) Second reading of 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 658 Highway 81 South, Calhoun Falls and identified by tax map number 163-00-00-001 from a zoning district of Forest Agricultural (FA) to General Residential (GR). Chairman Thomas corrected the address error. Councilman Campbell made a motion to approve second reading. Councilman Klugh seconded the motion. The motion passed 5-0-0.
- d) Second reading of 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). Councilman Campbell made a motion to approve second reading. Councilman Klugh seconded the motion. The motion passed 5-0-0.
- e) Second reading of 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). Councilman Gunnells made a motion to approve second reading. Councilman Klugh seconded the motion. The motion passed 5-0-0.
- f) Second reading of 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). Councilman Campbell made a motion to approve second reading. Councilman Calhoun seconded the motion. The motion passed 5-0-0.
- g) Second reading of 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. Councilman Campbell made a motion to approve second reading. Councilman Calhoun seconded the motion. The motion passed 5-0-0.

NEW BUSINESS:

a) Resolutions:

- 1) Resolution (2010-18) to authorize the transfer of \$21,730.16 from the Local Option Sales Tax Account to the General Fund. Councilman Klugh made a motion to approve this resolution. Councilman Calhoun seconded the motion. The motion carried 5-0-0.

DIRECTOR'S REPORT: None

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. No report was given.
- 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. Councilman Gunnells announced that the Upper Abbeville Recreational Facility was 85% completed and games were being played.
- g) Public Safety—Don Campbell, Oscar Klugh and Billy Norris. No report was given.

PUBLIC COMMENT (sign in sheet only): None

Chairman Thomas asked for a district report before going into executive session:

- District 1 Recreational facility 85% complete.
- District 2 Census are out in the community
- District 3 We have water!
- District 4 Councilman absent
- District 5 Vision meetings receiving good turnout, have another one tomorrow at 6:00 at Sharon Fire Department.
- District 6 Lake Secession Boat ramp improvements complete and the lake is having their July 4th celebration this Saturday.
- District 7 Councilman absent

A motion was made by Councilman Campbell to go into Executive Session for a contractual issue related to IT and legal issues pertaining to Calhoun Falls Rescue Squad and Ordinance 2010-03. Councilman Calhoun seconded the motion. The motion carried 5-0-0.

EXECUTIVE SESSION:

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

- a) Second reading of 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. Councilman Gunnells made a motion to table this Ordinance for further information. Councilman Klugh seconded the motion. The motion carried 5-0-0.

- b) Councilman Campbell made a motion to give the Interim County Director Barry Devore the authorization to bid on the ambulance June 7th on the Courthouse steps with the terms as discussed in executive session. Councilman Gunnells seconded the motion. The motion carried 5-0-0.

ADJOURNMENT:

There being no further items of discussion Councilman Campbell made a motion to adjourn. Councilman Gunnells seconded the motion. The motion carried 5-0-0.

The meeting adjourned at 9:21 pm.

Done this _____ day of _____, 2010

Abbeville County Council

By: _____
Claude Thomas, Chairman

ATTEST:

By: _____
Lynn Sopolosky, Clerk to Council