

**PUBLIC HEARINGS:**

- 1) Ordinance (2010-10) to accept the deed of Right-Of-Way from the property owners of Strawberry Lane in Abbeville County. Hearing no comments, Chairman Thomas closed the public hearing.
- 2) Ordinance (2010-11) amending Ordinance #08-27 (authorizing the issuance and sale of not to exceed \$750,000.00 principal amount Abbeville County, South Carolina special source revenue bonds in one or more series; the application of the proceeds of said bonds to defray the costs of the construction of certain infrastructure improvements in the county; and other matters relating thereto) to provide for a revised payment schedule and other matters relating thereto. Hearing no comments, Chairman Thomas closed the public hearing.
- 3) Ordinance (2010-12) providing for the transfer of authority for conducting Town of Lowndesville Municipal Elections to the Abbeville County Registration and Elections Commission. Registration and Elections Director Lynne West informed Council that the Registration and Elections Commission was happy and willing to accept the responsibility of the Lowndesville elections if that was the will of Council. Hearing no further comments, Chairman Thomas closed the public hearing.

**ABBEVILLE COUNTY COUNCIL  
REGULAR MEETING  
JULY 12, 2010  
MINUTES**

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

**ABSENT:** None

**CALL TO ORDER:**

Chairman Thomas called the meeting to order at 7:35 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 June 14, 2010, regular county council meeting. Councilman Norris seconded the motion. The motion carried 7-0-0.

**PRESENTATIONS:** None

**UNFINISHED BUSINESS:**

- a) Third 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 recused himself from voting on this issue, due to someone close to him having an interest in regards to this issue. Vice Chairman McClain read the ordinance. Councilman Campbell made a motion to accept third reading. Councilman Norris seconded the motion. Councilman Gunnells stated we are imposing too much when the state already has laws in place for these types of businesses. I have strong reservations about this. Councilman Campbell stated the Safety Committee met with the Sheriff and he shared his concerns for the safety of his deputies and the citizens of the county. I have to go along with the Sheriff; other counties have stepped up to the plate. Vice Chairman McClain agreed with Councilman Campbell stating we are limited in the amount of deputies available. Councilman Norris requested we amend the ordinance to give the establishments till 3:00 a.m. I think this would be acceptable to all the parties involved. Councilman Calhoun agreed with Councilman Norris on a compromise of 3:00 a.m. Councilman Klugh concurred with Councilmen Norris and Calhoun further stating that the premises be cleared by 3:30 a.m. of all except employees of the establishment. Councilmen Campbell and Norris withdrew their previous motions and Councilman Norris made a motion to amend the Ordinance with a 3:00 a.m. closing and all but employees off premises by 3:30 a.m. Councilman Klugh seconded the motion. The motion carried 5-1-1 with Councilman Campbell opposed and Chairman Thomas abstaining. Councilman Norris then made a motion to accept the ordinance has amended. Councilman Gunnells seconded the motion. The motion carried 5-1-1 with Councilman Campbell opposed and Chairman Thomas abstained.
  
- b) Second reading of Ordinance (2010-10) to accept the deed of Right-Of-Way from the property owners of Strawberry Lane in Abbeville County. Councilman Gunnells made a motion to accept second reading. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

- c) Second reading of Ordinance (2010-11) amending Ordinance #08-27 (authorizing the issuance and sale of not to exceed \$750,000.00 principal amount Abbeville County, South Carolina special source revenue bonds in one or more series; the application of the proceeds of said bonds to defray the costs of the construction of certain infrastructure improvements in the county; and other matters relating thereto) to provide for a revised payment schedule and other matters relating thereto. Councilman Klugh made a motion to approve second reading. Councilman Calhoun seconded the motion. The motion carried 7-0-0.
- d) Second reading of Ordinance (2010-12) providing for the transfer of authority for conducting Town of Lowndesville Municipal Elections to the Abbeville County Registration and Elections Commission. Councilman Calhoun made a motion to approve second reading. Councilman Campbell seconded the motion. Councilman Gunnells asked if Lowndesville would be responsible for the cost. Director Lynne West assured Council they would along with a small stipend and they would be moving their election to odd years. The motion carried 7-0-0.

**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 (2010-13) to approve a land use request for construction of an RV Park/Commercial Campground on a five (5) acre portion of a 100 acre tract of land; located at 1659 Island Ford Road, Abbeville and identified by tax map number 166-00-00-007; within a Forest Agricultural (FA) Zoning District.
  - 2) Ordinance (2010-14) to amend the Abbeville County Official Zoning Map on a 7.8 acre tract of land located at the intersection of Highway 28 Bypass & Old Calhoun Falls Road and identified by tax map numbers 121-00-00-178 and 121-00-00-160, from a zoning district of Light Industrial (LI) to General Commercial (GC).
  - 3) Ordinance (2010-15) making provision for tax anticipation borrowing by Abbeville County, South Carolina, in the principal amount of not exceeding \$1,000,000.00, in anticipation of the collection of ad valorem taxes for the fiscal year beginning the first day of July, 2010 and ending the 30<sup>th</sup> day of June, 2011; to prescribe the terms and conditions of such borrowing and the form of note to be executed evidencing the same; and to make provision for the payment thereof.

b) Resolutions:

- 1) Resolution (2010-21) authorizing the County Director to extend the contract with Joyce Engineering, Inc. for engineering and environmental services at the Abbeville County Landfills. Councilman Norris made a motion to approve this resolution. Councilman Calhoun seconded the motion. The motion carried 7-0-0.
- 2) Resolution (2010-22) authorizing the County Director to enter into a contract with B.P. Barber of Greenville, South Carolina for engineering services for roadway improvements to Sweetbriar Drive in Abbeville County not to exceed \$16,500.00. Councilman Klugh made a motion to approve this resolution. Councilman Campbell seconded the motion. The motion carried 7-0-0.
- 3) Resolution (2010-23) authorizing the County Director to enter into a contractual relationship with Ray Walker Trucking, Inc., 321 South Old Piedmont Highway, Piedmont, SC 29673 for the purchase and hauling of stone products to be used by the Abbeville County Department of Public Works. Councilman Campbell made a motion to approve this resolution. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

**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. Councilman Klugh requested Council take a look at the report showing vacancies on boards and commissions included in packet.

- e) Planning and Industrial Development—John Calhoun, Oscar Klugh and Claude Thomas. No report was given, but Councilman Campbell said it has been brought to his attention by citizens in the county concerned with present and future cell towers located in the County. An Ordinance passed back in 2003 needs to be reviewed and perhaps amended for safety reasons in regards to towers being too close to the highway and too close to other people's houses. I recommend this go to a committee for further study. Chairman Thomas asked Councilman Calhoun to have his committee take a look at this situation and bring back a report.
- f) Education, Recreation, Health and Welfare—Ray Gunnells, Don Campbell and John Calhoun. Councilman Gunnells stated work is still taking place at the recreation center in Donalds and he hopes it will be complete soon. Vice Chairman McClain requested a financial report on the park from the County Director.
- g) Public Safety—Don Campbell, Oscar Klugh and Billy Norris. No report was given.

**PUBLIC COMMENT (sign in sheet only):** None

Chairman Thomas read a letter from the Registration & Elections Commission stating the state will no longer be reimbursing the stipend paid to the Commission. Chairman proceeded to read another letter notifying Council of the LEPC Meeting being held on Wednesday 7/14/10. He then read another letter on the Upper Long Cane Cemetery being placed on the National Register of Historic Places and stated this was a great honor. He then informed all on the problem with spigots on the secession extension waterline and that the cost would be around \$12,000.00 to repair the spigots. He would be speaking with the engineers on the project and would keep Council informed. He then informed Council on the Legislative Delegation dinner to be held on 7/29/10 at 7:00 p.m. with the location to be announced at a later time. Lastly he informed all of the grand opening of Independent Pipe Products on 7/26/10 at 2:30 p.m.

A motion was made by Councilman Norris to go into Executive Session for a contractual issue regarding a county building, legal issue pertaining to tax anticipation note, personnel issues pertaining to EMS and the director search. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

**EXECUTIVE SESSION:**

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

Councilman Campbell made a motion to implement Phase 1 of the EMS realignment, which will include utilizing two (2) QRV's instead of ambulances and transports will be limited more to Abbeville County. Councilman Norris seconded the motion. Chairman Thomas asked Councilman Campbell why this was being done. Councilman Campbell stated due to economic conditions and to better serve the citizens of Abbeville County. The motion passed 6-1-0 with Councilman Gunnells opposed.

**ADJOURNMENT:**

There being no further items of discussion Councilman Norris made a motion to adjourn. Councilman Gunnells seconded the motion. The motion carried 7-0-0.

The meeting adjourned at 9:47 pm.

Done this \_\_\_\_\_ day of \_\_\_\_\_, 2010

**Abbeville County Council**

By: \_\_\_\_\_  
Claude Thomas, Chairman

ATTEST:

By: \_\_\_\_\_  
Lynn Sopolosky, Clerk to Council