

**ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
NOVEMBER 14, 2016
MINUTES**

PRESENT: Chairman McClain, Vice Chairman Stone, Councilmen McCord, Campbell, Norris, Thomas, and Calhoun.

ABSENT: None

CALL TO ORDER:

Chairman McClain called the meeting to order at 7:31 p.m.

INVOCATION:

Councilman Norris gave the invocation.

PLEDGE OF ALLEGIANCE:

Councilman Norris led the Pledge of Allegiance.

STATEMENT OF ADHERENCE TO FOIA:

Chairman McClain 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 Campbell made a motion to approve the minutes of the October 10, 2016, regular county council meeting. Councilman Thomas seconded the motion for the minutes to be approved. The motion carried 7-0-0.
- b) Councilman McCord made a motion to approve the minutes of the October 24, 2016, Economic Development Workshop. Councilman Campbell seconded the motion for the minutes to be approved. The motion carried 7-0-0.

PRESENTATION:

E911 Director Sharmel Miller presented the Palmetto Award to Telecommunicator Jessica Fowler and the 911 Technician of the Year Award to Telecommunicator Kimberly Wells. Both awards were from the SC Chapters of APCO and NENA.

UNFINISHED BUSINESS:

- 1) Third reading of Ordinance (2016-12) to amend the text of specific sections of the Zoning Ordinance of Abbeville County, adopted February 11, 2008 pertaining to Solar Energy. Councilman Campbell made a motion to approve third reading. Councilman Thomas seconded the motion. The motion carried 7-0-0.
- 2) Third reading of Ordinance (2016-13) to amend the Abbeville County Official Zoning Map for one parcel of land located at 737 Highway 20, Abbeville, identified by tax map number 095-00-00-095, from a zoning district of Forest Agricultural (FA) to a Rural Development District (RDD). Councilman Norris made a motion to approve third reading. Councilman Campbell seconded the motion. The motion carried 7-0-0.
- 3) Third reading of Ordinance (2016-14) authorizing the execution and delivery of not exceeding \$6,000,000 aggregate principal amount hospital facilities refunding revenue bonds of Abbeville County, South Carolina, from time to time, in one or more series, pursuant to Article 11, Chapter 7, Title 44, Code of laws of South Carolina 1976, as amended; the application of the proceeds of said bonds to be made available to the board of trustees of Abbeville Area Medical Center to refund all or a portion of the hospital facilities refunding revenue bond (Abbeville County Memorial Hospital Project). Series 2014; the entering into of certain covenants and agreements and the execution and delivery of certain instruments relating to the issuance of the aforesaid bonds including a loan agreement between the County and the Board; and an assignment thereof to the purchaser of the bonds; consenting to the delivery of a mortgage of the hospital facilities; and other matters relating thereto. County Attorney Lee Roper explained changes made to pages 3, 6 and 7. Councilman Norris made a motion to approve the changes. Councilman Campbell seconded the motion. The motion passed 7-0-0. Councilman Campbell made a motion to approve third reading. Councilman Norris seconded the motion. The motion carried 7-0-0.

NEW BUSINESS:

- a) First Readings: Policy – All first readings are read into the record by the Chairman, and a vote is not necessary per Ordinance 05-11.
 - 1) Ordinance (2016-15) to amend the Abbeville County Official Zoning Map for an approximate .7 acre portion of one (1) parcel of land located at 862 Highway 201, Abbeville, South Carolina, identified by tax map number 070-00-00-008, from a zoning district of General Commercial (GC) to one of Forest Agriculture (FA).

b) Resolutions:

- 1) Resolution (2016-35) amending the constitution and by-laws for the Abbeville County Development Board, changing the name to the Abbeville County Economic Development Partnership and authorizing and approving the transition to a public/private partnership structure exempt from taxation pursuant to Section 501(c)(6) of the Internal Revenue Code. Chairman McClain moved this resolution to after Executive Session.
- 2) Resolution (2016-36) authorizing the County Director to enter into a contract with Little River Electric Cooperative for the utilization of South Carolina Rural Development Act (Act. No. 462) of 1996 as amended, is allowed to apply for a credit against its tax liability to the State of South Carolina for amounts paid in cash to provide infrastructure for a qualifying project as prescribed in Section 12 of the South Carolina Rural Development Act of 1996, as amended. Councilman Norris made a motion to approve this resolution. Councilman McCord seconded the motion. The motion carried 7-0-0.

DIRECTOR'S REPORT:

County Director David Porter informed Council on the following:

- The new roof for the Administrative Complex should be finished in three (3) weeks.
- Since the defeat of the Capital Sales Tax referendum calls have been coming in requesting information on how the projects could be funded. He informed them to speak with their organizations and communities for information. Chairman McClain tasked him with creating a new time line to proceed for a new referendum by the first of the year.

COMMITTEE REPORTS:

- a) Finance Committee—Bryan McClain, Claude Thomas and Billy Norris. No report was given.
- b) Personnel and Administration—Charlie Stone, Rick Campbell and Claude Thomas. No report was given.
- c) Public Works—James McCord, Rick Campbell and Charlie Stone. Committee Chairman McCord informed all on the procedure for removal of roads has been sent out to Council for their review.
- d) Intergovernmental Relations—Rick Campbell, John Calhoun and Bryan McClain. The report has been placed after Executive Session.
- e) Planning and Industrial Development—Claude Thomas, James McCord and Charlie Stone. No report was given.

- f) Education, Recreation, Health and Welfare—John Calhoun, Billy Norris and James McCord. No report was given.
- g) Public Safety—Billy Norris, Bryan McClain and John Calhoun. No report was given.

COUNCIL MEMBERS REPORT/COMMENTS: None

PUBLIC COMMENT (sign in sheet only): None

EXECUTIVE SESSION:

A motion was made by Councilman Norris to go into executive session to discuss contractual issues in regards to the Auditor, Auditor; personnel issues in regards to the County Director and the Federal Labor Laws; an Economic Development contractual matter and legal issues pertaining to the Carolina Pines Lawsuit, Resolution 2016-35 and removal of county dirt roads. Councilman McCord seconded the motion. The motion carried 7-0-0.

ACTION ON EXECUTIVE SESSION ITEMS:

Chairman McClain reconvened the meeting following executive session and announced that several issue discussed in Executive Session required action to be taken by Council:

Resolution (2016-35) amending the constitution and by-laws for the Abbeville County Development Board, changing the name to the Abbeville County Economic Development Partnership and authorizing and approving the transition to a public/private partnership structure exempt from taxation pursuant to Section 501(c)(6) of the Internal Revenue Code. Councilman Thomas made a motion to table this resolution until further information or clarity could be obtained. Councilman Norris seconded the motion. The motion carried 7-0-0.

Intergovernmental Relations—Rick Campbell, John Calhoun and Bryan McClain. Committee Chairman Campbell made a recommendation to appoint James Bowen to the Zoning Board of Appeals representing District 6. This recommendation passed unanimously.

Councilman McCord made a motion to enter into the amended employment agreement with the County Director specific to the terms discussed in Executive Session. Councilman Norris seconded the motion. The motion carried 7-0-0.

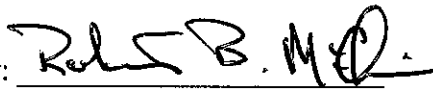
ADJOURNMENT:

There being no further items of discussion Vice Chairman Stone made a motion to adjourn. Councilman Campbell seconded the motion. The motion carried 7-0-0.

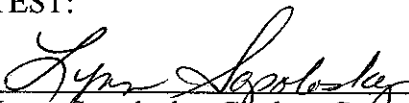
The meeting adjourned at 9:34 p.m.

Done this 12th day of December, 2016

Abbeville County Council

By: 
Robert B. McClain, Chairman

ATTEST:

By: 
Lynn Sopolosky, Clerk to Council