

MARLBORO COUNTY COUNCIL

MARIAN WRIGHT EDELMAN PUBLIC LIBRARY CONFERENCE ROOM

TUESDAY, AUGUST 10, 2010

6 PM

CHAIR	DR. CAROLYN PRINCE
VICE-CHAIR	RON MUNNERLYN
ADMINISTRATOR	CECIL KIMREY
COUNTY ATTORNEY	HARRY EASTERLING, JR.
COUNCIL:	
JEAN MCLEAN,	WILLIE GLADDEN,
RON MUNNERLYN,	CORRIE H. PLATO,
DR. CAROLYN PRINCE,	KEN ALLEN,
STEVE BLACKMON, AND	ANTHONY WOODS

\* Absent

INVOCATION – Mr. Ken Allen

APPROVAL OF AGENDA ITEMS

Dr. Prince advised Item E, New Business (Approval of final pay request for Marian Wright Edelman Library) would be moved to after Executive Session. She advised council needed to discuss the issue (contractual) before making a decision.

PRESENTATIONS

MR. JOSH RHODES – ASSOCIATION OF COUNTIES

Mr. Josh Rhodes and Mr. Robert Crom attended the Council Meeting. Mr. Rhodes advised they wished to advise council of the services the South Carolina Association of Counties provides to the various counties. The services include: legal, education, debt set off program, public information, and research & technical information. Mr. Rhodes discussed each service briefly.

Mr. Rhodes advised Marlboro County received “Honorable Mention” for the Marian Wright Edelman Library for the South Carolina Association of Counties 2010 J. Mitchell Graham Memorial Award Competition. Dr. Carolyn Prince, Chair displayed the plaque. Mr.

Rhodes stated this is the best award that can be won for the less than 50,000 population category. He said they would like to commend Marlboro County on this achievement.

Mr. Rhodes advised if Marlboro County would like more information on the Debt Set Off Program where counties are able to collect emergency medical service debts, magistrate and family court fines, hospital and other debts through their debt collection program, they could contact Melinda Suggs with the Association of Counties and she can assist with this. He advised this is a free service.

Mr. Rhodes also thanked Mr. Grover McQueen, Personnel Director who helped to keep the workers compensation claims down. He said our claims modifier went down which kept the insurance premiums down.

He closed by providing the bad news from the legislature concerning the budget. He stated there is a 1.3 billion dollar shortfall expected next year. He encouraged Council to contact the legislature to tell them how important the local government fund is to the services the counties provide and how the money is use. Mr. Rhodes also said there is a bill at the federal level called the Public Safety Employer/Employee cooperation act which the South Carolina Association of Counties is opposed to. He said next year looks grim, however, the State is responsive to efficiency measures.

APPROVAL OF COUNCIL MINUTES - July 13, 2010.

**Motion made by Mr. Anthony Woods, seconded by Ms. Jean Wallace McLean, to approve the minutes of July 13, 2010. Vote in favor. Unanimous. Motion Carried.**

OLD BUSINESS

ORDINANCE # 677 – AN ORDINANCE TO PROVIDE FOR THE RENEWAL OF THE LEASE OF CERTAIN PROPERTY BY THE COUNTY FOR A SOLID WASTE CONVENIENCE CENTER – THIRD READING.

**Motion made by Mr. Steve Blackmon, seconded by Mr. Ken Allen, to approve the third reading of Ordinance # 677 – An Ordinance to provide for the renewal of the lease of certain property by the county for a Solid Waste Convenience Center. Vote in favor. Unanimous. Motion carried.**

ORDINANCE # 672 – AN ORDINANCE TO REPEAL THE EXISTING ANIMAL CONTROL ORDINANCE AND TO AMEND THE MARLBORO COUNTY CODE OF ORDINANCES, RELATING TO ANIMAL CONTROL. – SECOND READING.

Mr. Willie Gladden advised the committee is satisfied with the document as it is.

**Motion made by Mr. Willie Gladden, seconded by Ms. Jean Wallace McLean, to approve the second reading of Ordinance # 672 – An Ordinance to repeal the existing**



**animal control ordinance and to amend the Marlboro County Code of Ordinances, relating to animal control. Vote in favor. Unanimous. Motion carried.**

NEW BUSINESS

ORDINANCE # 457C – AN ORDINANCE TO AMEND ORDINANCE # 457B SECTION C – CREATION OF THE MARLBORO COUNTY ECONOMIC DEVELOPMENT PARTNERSHIP BOARD – FIRST READING. (TITLE ONLY)

Mr. Ron Munnerlyn stated the existing ordinance is ambiguous in the employment of the Director, it says the partnership will make the recommendation for employment of the director and the staff in the economic development office. The proposed change states the partnership will provide two (2) members for a search committee if there is a vacancy. It also clearly points out the director will work for the county administrator or county council, however, the final form is. He stated there are no other changes at this time. He said the partnership may discuss any other changes they would like to recommend to the council. Council was advised they would have the document to review before the next meeting.

**Motion made by Mr. Steve Blackmon, seconded by Mr. Willie Gladden, to approve the first reading (Title Only) of Ordinance # 457C – An Ordinance to amend Ordinance # 457B Section C – Creation of the Marlboro County Economic Development Partnership Board. Vote in favor. Unanimous. Motion Carried.**

RESOLUTION # 08-10-01 – A RESOLUTION ACCEPTING THE SOUTH CAROLINA DEPARTMENT OF COMMERCE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) # 4-CI-10-020 FOR MARLBORO COUNTY FOR THE GRANT ROAD WATER LINE EXTENSION IN THE AMOUNT OF \$450,821.

Mr. Cecil Kimrey, County Administrator advised there is a match for the grant, will use program income funds.

**Motion made by Ms. Jean Wallace McLean, seconded by Mr. Anthony Woods, to approve Resolution # 08-10-01 – A Resolution accepting the South Carolina Department of Commerce Community Development Block Grant (CDBG) # 4-CI-10-020 for Marlboro County for the Grant Road Water Line Extension in the amount of \$450,821. Vote in favor. Unanimous. Motion carried.**

RESOLUTION # 08-10-02 – A RESOLUTION AUTHORIZING THE CHAIRMAN TO ENTER INTO AND EFFECT AN OPTION WITH JENNINGS G. OWENS FOR THE PURCHASE OF 6.10 (+/-) ACRES FOR RECREATIONAL PURPOSES.

Dr. Carolyn Prince, Chair clarified this is for the Brightsville Community.

**Motion made by Ms. Jean Wallace McLean, seconded by Mr. Willie Gladden, to approve Resolution # 08-10-02 – A Resolution authorizing the Chairman to enter into**

**and effect an option with Jennings G. Owens for the purchase of 6.10 (+/- acres) for recreational purposes. Vote in favor. Unanimous. Motion carried.**

APPROVAL OF QS1 AGREEMENT FOR FORMS AND/OR SUPPLIES FOR FISCAL YEAR JULY 1, 2010 – JUNE 30, 2011

**Motion Mr. Anthony Woods, seconded by Ms. Corrie Plato, to approve the QS1 agreement. Vote in favor. Unanimous. Motion carried.**

APPROVAL OF FINAL PAY REQUEST FOR MARIAN WRIGHT EDELMAN LIBRARY.

Moved to end of agenda after the executive session.

LAURA'S LANE – APPROVAL OF CHANGE ORDER.

Mr. Cecil Kimrey, County Administrator advised when the project was bid, the engineers calculated the quantities. The change order reflects actual quantities for an increase of \$13,535.00 for the change order. The project is being completed using "C" funds.

**Motion made by Ms. Corrie Plato, seconded by Mr. Steve Blackmon, to approve the Change Order in the amount of \$13,535.00 for Laura's Lane. Vote in favor. Unanimous. Motion carried.**

APPROVAL OF CONSTRUCTION BID – COURTHOUSE.

Mr. Kimrey requested permission to bid the roof and the downstairs renovations for the old sheriff office in the court house.

**Motion made by Mr. Ron Munneryn, seconded by Mr. Steve Blackmon, to authorize the Administrator permission to bid out the roof and downstairs renovations for the old sheriff office in the court house. Vote in favor. Unanimous. Motion carried.**

DISCUSSION OF PARKING LOT AT NEW LIBRARY.

Tabled until next council meeting.

APPROVAL OF BIDS

**Shelving for Auditor's Office and Clerk of Court**

**Auditor's Office** – Bids were received from American Specialty (Florence, SC) for Auditor's Office in the amount of \$6,694.99. It was the only bid.



**Motion made Mr. Ron Munnerlyn, seconded Mr. Anthony Woods, to accept the bid from American Specialty in the amount of \$6,694.99. Vote in favor. Unanimous. Motion carried.**

**Clerk of Court** - Bids were received through state contract for the Clerk of Court's Office with 2 options (1) \$27,818.98 and (2) \$37,073.39. Mr. William Funderburk, Clerk of Court was present and recommended option 1 in the amount of \$27,818.98.

**Motion made Ms. Corrie Plato, seconded by Ms. Jean Wallace McLean to accept the bid through state contract from American Specialty for option 1 in the amount of \$27,818.98. Vote in favor. Unanimous. Motion carried.**

**Computers for Library** – Bids were received from CDI in the amount of \$11,153.20 and Dell (state contract amount) in the amount of \$12,273.20. Ms. Virginia McCraw, Library Director was present and recommended acceptance of the CDI bid, advised they offered warranty.

**Motion made Ms. Jean Wallace McLean, seconded Mr. Ken Allen, to accept the bid from CDI in the amount of \$11,153.20. Vote in favor. Unanimous. Motion carried.**

#### APPOINTMENTS TO BOARDS AND COMMISSIONS

No appointments were made.

#### REPORTS

#### COMMITTEE REPORTS

**Mr. Anthony Woods, Recreation** – advised the Recreation Commission met the previous evening. He stated the thirteen and fifteen year old girls went to State for Baseball and softball. The nine and ten year olds also played well. Mr. Woods stated one of the main concerns brought up to the advisory board was the need for the grant writer to try to find funding for a public swimming facility. He said that it was stated that Richmond County had four public pools. He said another issue brought before the board the previous evening was for recreation to broaden their skills and opportunities. Some ideas were to provide bus trips in the fall to the Alabama Theatre, Dixie Stampede, or Ballgames. They suggested tour buses for family events. He said they would do a survey to see who is willing to take the trips and provide additional information to council.

#### ADMINISTRATIVE/FINANCIAL REPORT – CECIL KIMREY, COUNTY ADMINISTRATOR

**Expenditures** were at 91% through the end of June 2010 for the general fund budget. Revenues were at 92% through the end of June 2010. These were not the final figures for the fiscal year. Expenditures were at 9% through the end of July 2010.

**Employee Recognition** - employees with at least five years service through the end of July included: Jacqueline Bright ( 10 years), Bobbie Coxe (33 years), Jeffrey Dudley (26 years), Ellen Frazier (18 years), Tonya Jackson (13 years), Katherine Leggett (23 years), Denise Patrick (10 years), Tammy Perkins (23 years), Jackie Purvis (14 years), Lashawn Wheeler (8 years), Sandy Wilkes (16years), Nehemiah Williams (14 years), and Teresa Woods (10 years).

**Emergency Preparedness** - the annual certification of the Marlboro County Emergency Operation Plan has been accepted by the S.C. Emergency Management Division.

**Carolina AAC, LLC** - the executed copy of Incentive and Inducement Agreement with Carolina AAC, LLC as well as the Fee Agreement had been executed and returned. One change was made on the RIF grant. The investment amount was wrong. It will be changed to the fee in lieu amount (20 million to 14.7 million).

**Retirees** – The Personnel Director and Administrator discussed a range of 10 to 20 above minimum for employees returning to work with anything over 20% having to be approved by council or the Administrative/Finance Committee.

**Library** – a letter was sent to the library finance committee on July 19<sup>th</sup> regarding additional funding. The Administrator advised he had heard from several committee members that advised they would work on the issue.

**Old Library** - the City of Bennettsville was contacted regarding availability of the old library on July 19, 2010 and August 4, 2010.

**Energy Grant** - the State of S.C. was contacted about transferring the Energy Grant to another building on July 19, 2010. Justification must be provided for the transfer. We are working to gather the necessary information.

Page Seven – August 10, 2010 Council Minutes

**Museum** - the fence has been installed at the museum.

**Funds** - the county received \$30,000 for funding for EMS services from the Marlboro General Hospital Foundation.

**CDBG funds** - Marlboro County was one of only 34 entities selected to receive CDBG funds. Marlboro County has now been awarded \$970,811 in CDBG funds since July 2008.

**Recovery Funds** – the Administrator advised he had reserved the county's Recovery Zone Bonds although we do not have a use for them at this time (\$1,096,000).

**Reminder** – the Court hearing was scheduled for 11 a.m. Monday, August 16<sup>th</sup> in the courtroom on the 10<sup>th</sup> floor of the City/County Complex on Irby Street in Florence. This hearing was for the county and MRR. Council members were requested to make plans to



Page Seven – August 10, 2010 Council Minutes

attend if possible. Dr. Carolyn Prince, Chair advised the county had already spent approximately \$350,000 defending itself with the lawsuit.

**Equipment** – the administrator advised a mower would be purchased from state contract for the Detention Center.

**Solicitor** - Revenue from the Solicitor's office is not being received as timely as expenditures.

**Classifications** - the administrator advised he had challenged the Budget and Control Fire classifications. As a result, the county saved \$1,878.00 and a comparable amount should be realized each year.

**Courthouse Renovations** – the administrator recommended that T.E. Brown & Associates be used for construction services for the upstairs renovations.

**Reports** - A separate report was provided for economic development.

**Retirement** - Mr. Godfrey Johnson has indicated he will be retiring. An evaluation will be done to determine how his duties will be performed.

**I-95 Park** - Dillon County requested several members of Marlboro County Council attend a meeting with Marion County Council August 17, 2010 at 11:00 a.m. They have concerns regarding the Gateway I-95 Park. The meeting date was tentative.

#### RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL

**Mr. Belvin Sweatt, Chairman for the Citizens of Marlboro County** – stated he thought every council member, as well as every citizen in the audience should attend the hearing in Florence on August 11<sup>th</sup>. He said the only way to defeat it is by showing up and showing concern. He said MRR is saying the county does not have the right to stop them. Mr. Sweatt advised that their attorney Mr. Jimmy Chandler passed away Saturday, August 7<sup>th</sup> after a long illness. However, his associate Amy Armstrong had been working with him on the lawsuit against them, which will be heard later. Mr. Sweatt also requested council stand with them when their lawsuit is heard.

**Mr. Fred Nickoles** – stated there where two (2) points he wished to discuss (1) a very serious matter – their group has been fighting the land field for three years, it is not over. (2) Another matter he wished to discuss is Forest Drive where water lines are being put in. He questioned how long it was going to take to install the lines. Mr. Freddie Hodges, City Council was in the audience and responded he did not know how long it would take, however, it would be done right. Mr. Nickoles also questioned how far the water lines were to be taken out Hwy. 385. He was advised that was Marlboro Water and the county would have to question Mr. Bobby Brock.

**Mr. Ronnie Smith** – stated he wished to address the bad drainage problem at Norwood Acres. He said there was stagnated water with water in fields behind his house. The problem had been going on for several years. Mr. Smith was advised the issue had been referred to engineers at Pee Dee COG to investigate and make recommendations. It was advised it is mostly a state problem, the county only has a narrow section in Norwood Acres.

**Mr. Jerome Ridges** – stated he had lived in Norwood Acres since 1975 and the ditches have never been cleaned out. He said the county needs to get it right this time. He said there are snakes and mosquitoes behind the Dollar General.

#### RECOGNITION OF COUNCIL MEMBERS

**Mr. Steve Blackmon** – said he and Mr. Ron Munnerlyn had spoken with citizens who were concerned with having no restrooms at Lake Paul Wallace. He stated it may be possible for the County, City, and DNR to work together. Mr. Blackmon stated it was time to do something concerning the lake. Dr. Carolyn Prince advised a meeting had been held earlier in the year in which DNR wanted to turn the lake over to the county with no funds. She requested Mr. Steve Blackmon head a committee to work on the situation. Mr. Blackmon advised he would be glad to head the committee, it was time someone takes responsibility. Mr. Anthony Woods also advised Camp Horizon which is near the school is overgrown and could pose a problem with someone getting hurt by snakes. Dr. Prince advised Mr. Blackmon he may wish to contact Greenwood County. Mr. Ron Munnerlyn advised Mr. Cecil Kimrey, County Administrator is already helping them. He said he knew the funds were tight. He stated they would also get maps. Dr. Prince stated Orangeburg County built a water park by using a one percent (1%) sales tax.

**Dr. Carolyn Prince** – thanked everyone for coming to the open house for the Justice Complex. She recognized Ms. Bobbie Sue Latham and Ms. Beverly McKiver for coordinating the event. She also thanked Ms. Susan Rivers for providing the printing.

Dr. Prince advised the county won honorable mention in the category under 50,000 population. The library was presented as a joint application between Marlboro County and Northeastern Tech. The application was followed up by an oral presentation in Hilton Head for the J. Mitchell Graham Memorial Award Competition.

She also advised the Bennettsville Downtown Development Association submitted the library for the Main Street Award. The library won the 2010 Inspiration Award for Outstanding New Construction which was presented to the Mayor of Bennettsville and herself in Charleston earlier in the summer. Dr. Prince stated the county had a quite lot to be proud of with the facility. She said Ms. McCraw had advised that approximately 35,000 people had been through the facility within the past six (6) months.

**Mr. Anthony Woods** – stated he had spoken with the contractor for Precision at the ribbon cutting. The contractor stated it was a great opportunity to work with Mr. Tim Brown.



Mr. Woods stated he had also spoken with Ms. Pat Henegan. She advised there was to be a back to school activity at Old Marlboro in which books would be provided to students. There would also be a health screening, games, entertainment and food on Saturday, September 3<sup>rd</sup> beginning at 9 a.m. until 3 p.m.

**Mr. Willie Gladden** – said he had two things he wished to discuss. He stated the first issue is Senator Kent Williams who had been asking council to help him with his office. Mr. Gladden stated he though council should look at helping Senator Williams keep his office going – he was only asking for \$3000.

Mr. Gladden stated the other issue is an abandoned house at Norwood Acres which is over grown. He said the county needs to find out who owns the house and get it cleaned up.

Mr. Gladden stated the Brightsville Fire Department was also holding a back to school bash on Saturday, August 14<sup>th</sup> beginning at 11 a.m. until 1 p.m. The Fire Department would be cooking. They would also be providing books, pencils, everything the children need.

**Mr. Ron Munnerlyn** – stated City Council Member, Wilhelmenia Pegues was present at the council meeting. He advised she had organized a back to school at Woodlawn Park the previous Saturday, August 7<sup>th</sup> 10:30 a.m. until 12:30 p.m. She was going to let him tag along, which he appreciated. He stated they were going to try to get supplies out to District 2 in the city and District 3 in the county.

**Dr. Carolyn Prince** – advised in her District (5), there would be a give away of back to school supplies on Sunday, August 15<sup>th</sup> oat 12 Amelia Street beginning at 6 p.m. She said there are various organizations and citizens trying to provide back to school supplies to the children in the area.

Dr. Prince advised she did not mention it earlier, however, she would like to appoint Mr. Steve Blackmon and Mr. Ron Munnerlyn to a search committee for Economic Development to do an up to-date job description which would appeal on a national level and going through the process of putting the job announcement out. She said the county needs to move forward and fill the position in the next three to four months.

She stated Senator Kent Williams had contacted her several times in the past asking for support of \$3000 or anything the county could give him to help with his staff. She advised they do not get much of a budget to do the things they do. She asked council to consider his request and it could be discussed at the next council meeting.

#### NON-AGENDA ITEMS

No non-agenda items were heard.

EXECUTIVE SESSION – DISCUSSION OF PENDING LITIGATION AND PERSONNEL ISSUE.

**Motion made by Mr. Anthony Woods, seconded by Mr. Steve Blackmon, to enter Executive Session for discussion of pending litigations and a personnel issue. Vote in favor. Unanimous. Motion carried.**

**Motion made by Mr. Steve Blackmon, seconded by Ms. Corrie Plato, to leave executive session and return to open session. Vote in favor. Unanimous. Motion carried.**

Dr. Carolyn Prince, Chair advised no decisions had been made, no votes had been taken.

APPROVAL OF FINAL PAY REQUEST FOR MARIAN WRIGHT EDELMAN LIBRARY.

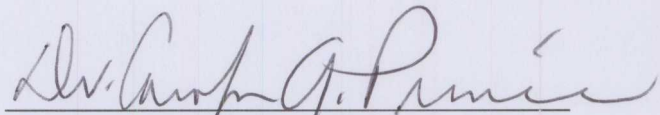
This is change order 7.

**Motion made by Mr. Ken Allen, seconded by Mr. Ron Munnerlyn, to approve the final pay request (change order 7) for the Marian Wright Edelman Library. Vote in favor. Unanimous. Motion carried.**

ADJOURN

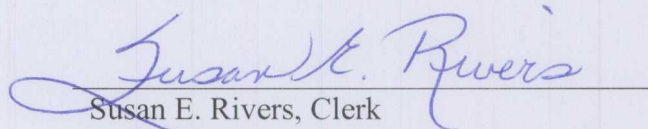
No further discussion was heard. The meeting was adjourned

(SEAL)



Dr. Carolyn A. Prince, Chair  
Marlboro County Council

ATTEST:



Susan E. Rivers, Clerk  
Marlboro County Council

Date Adopted: September 14, 2010