

MARLBORO COUNTY COUNCIL

MARLBORO COUNTY CONFERENCE ROOM

WEDNESDAY, FEBRUARY 3, 2010

6 PM

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

* ABSENT

INVOCATION – Mr. Anthony Woods

Dr. Prince advised she would like to amend the Executive Session to include discussion of a contractual issue concerning the Justice Complex.

EXECUTIVE SESSION – DISCUSSION OF LEGAL ISSUE CONCERNING AN ECONOMIC DEVELOPMENT ISSUE.

Motion made by Ms. Jean Wallace McLean, seconded by Mr. Steve Blackmon to enter into Executive Sessions for discussion of a legal issue concerning an Economic Development Issue and a contractual issue concerning the Justice Complex. Vote in favor. Unanimous. Motion carried.

Motion made by Ms. Jean Wallace McLean, seconded by Mr. Ron Munneryn to leave Executive Session and re-enter 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 AGENDA ITEMS

Motion made by Mr. Ken Allen, seconded by Mr. Anthony Woods, to add an item to the agenda to set the budget for the Justice Complex at 1.6 Million which is less than the actual 1.75 Million which was allotted for the Justice Complex originally and to authorize Change Order # 09 in the total amount of \$40,980.00 to include: (1) Strip existing vegetation/topsoil, import sand clay, compact fill for building pad - \$7,705.00; (2) Provide Engineer's foundation plans, install column footers, form and pour concrete slab - \$19,525.00; and Steel erection, walls, roofing, overhead door - \$13,950.00. Vote in favor. Unanimous. Motion carried.

Motion made by Mr. Ron Munnerlyn, seconded by Mr. Ken Allen, to approve setting the budget for the Justice Complex at 1.6 Million which is less than the actual 1.75 Million which was allotted for the Justice Complex originally and to authorize Change Order # 09 in the total amount of \$40,980.00 to include: (1) Strip existing vegetation/topsoil, import sand clay, compact fill for building pad - \$7,705.00; (2) Provide Engineer's foundation plans, install column footers, form and pour concrete slab - \$19,525.00; and Steel erection, walls, roofing, overhead door - \$13,950.00. Vote in favor. Unanimous. Motion carried.

ORDINANCE # 665 – AN ORDINANCE AUTHORIZING THE SETTLEMENT OF THE FEE-IN-LIEU-OF-TAX (“FILOT”) AND THE INFRASTRUCTURE CREDIT LIABILITY OF MUSASHI SOUTH CAROLINA, INC. (“COMPANY”) TO MARLBORO COUNTY, SOUTH CAROLINA (“COUNTY”); TO PROVIDE FOR THE RE-TRANSFER FROM THE COUNTY TO THE COMPANY OF CERTAIN REAL AND PERSONAL PROPERTY SUBJECT TO THE FILOT ARRANGEMENT DATED AS OF DECEMBER 15, 2000, AS AMENDED; TO PROVIDE FOR THE REMOVAL OF CERTAIN REAL AND PERSONAL PROPERTY SUBJECT TO THE FILOT ARRANGEMENT DATED AS OF DECEMBER 14, 2006; TO PROVIDE FOR THE TERMINATION OF THE AFOREMENTIONED FILOT ARRANGEMENTS AND CERTAIN INDUCEMENT AND MILLAGE RATE AGREEMENTS RELATED THERETO; AND TO PROVIDE FOR THE TERMINATION OF THAT INFRASTRUCTURE CREDIT AGREEMENT BETWEEN THE COUNTY AND THE COMPANY DATED MARCH 1, 2003; AND OTHER MATTERS RELATED THERETO. – FIRST READING (TITLE ONLY)

Motion made by Mr. Anthony Woods, seconded by Mr. Steve Blackmon, to approve the first reading (Title Only) of Ordinance # 665 - An Ordinance authorizing the settlement of the Fee-in-lieu-of-tax (“FILOT”) and the infrastructure credit liability of Musashi South Carolina, Inc. (“Company”) to Marlboro County, South Carolina (“County”); to provide for the re-transfer from the County to the Company of certain real property subject to the FILOT arrangement dated as of December 15, 2000, as amended; to provide for the removal of certain real and personal property subject to the FILOT arrangement dated as of December 14, 2006; to provide for the termination of the aforementioned FILOT arrangements related thereto; and to provide for the terminations of that infrastructure credit agreement between the County and the

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Company dated March 1, 2003; and other matters related thereto. Vote in favor. Unanimous. Motion carried.

Mr. Ron Munnerlyn requested the minutes reflect that the county attorney and staff would review all Fee-in-lieu agreements within the next six months to insure the county is in good standing.

REQUEST FOR APPROVAL OF LIBRARY PARKING ADDITIONS

Motion made by Ms. Jean Wallace McLean, seconded by Ms. Corrie Plato to table the request for approval of the Library parking additions. Vote in favor. Unanimous. Motion carried.

ADJOURN

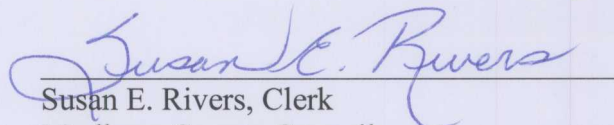
No further discussion was heard. The meeting was adjourned.

(SEAL)



Dr. Carolyn A. Prince, Chair
Marlboro County Council

ATTEST:



Susan E. Rivers, Clerk
Marlboro County Council

Date Adopted: March 9, 2010