

MARLBORO COUNTY COUNCIL

MARIAN WRIGHT EDELMAN PUBLIC LIBRARY CONFERENCE ROOM

TUESDAY, MAY 25, 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

INVOCATION – Mr. Sam Sparkman

APPROVAL OF AGENDA ITEMS

ADD AN EXECUTIVE SESSION AFTER APPROVAL OF AGENDA ITEMS FOR DISCUSSION OF A CONTRACTUAL AND ECONOMIC DEVELOPMENT ISSUE.

UNDER NEW BUSINESS ITEM A – CHANGE TITLE PER ATTORNEYS OF ORDINANCE # 674 – AN ORDINANCE AUTHORIZING THE CONVEYANCE OF APPROXIMATELY 20.81 ACRES OF REAL PROPERTY OWNED BY MARLBORO COUNTY LOCATED AT INDUSTRIAL LANE AND THE BUILDING LOCATED ON SUCH PROPERTY TO CAROLINA AAC, LLC AND TO AUTHORIZE COUNTY OFFICIALS TO TAKE SUCH ACTIONS AS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS ORDINANCE, AND OTHER MATTERS RELATED THERETO.

UNDER NEW BUSINESS ITEM B – CHANGE TITLE AND REPLACE RESOLUTION PER ATTORNEYS OF RESOLUTION # 05-10-03 – A RESOLUTION AUTHORIZING AN INCENTIVE AND INDUCEMENT AGREEMENT BETWEEN CAROLINA AAC, LLC AND MARLBORO COUNTY, SOUTH CAROLINA.

UNDER NEW BUSINESS – ADD ITEM D – ORDINANCE # 675 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT

DATED AS OF \_\_\_\_\_, 2010 BY AND BETWEEN MARLBORO COUNTY, SOUTH CAROLINA AND CAROLINA AAC, LLC PROVIDING FOR PAYMENT OF FEES IN LIEU OF PROPERTY TAXES, THE ISSUANCE OF A SPECIAL SOURCE REVENUE CREDIT, AND OTHER MATTERS RELATED THERETO. – FIRST READING (TITLE ONLY).

UNDER NEW BUSINESS – ADD ITEM E – ORDINANCE # 676 – AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN MARLBORO COUNTY AND DARLINGTON COUNTY, SOUTH CAROLINA, SO AS TO INCLUDE ADDITIONAL PROPERTY NEAR BENNETTSVILLE IN MARLBORO COUNTY (CAROLINA AAC, LLC) AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATED THERETO. – FIRST READING (TITLE ONLY).

Ms. Jean Wallace McLean, Council Member requested Recognition of Council Members be added to the agenda. It was agreeable to all council members to add it after the Executive Session.

**Motion made by Ms. Jean Wallace McLean, seconded by Mr. Willie Gladden to accept the agenda with the revisions as requested. Vote in favor. Unanimous. Motion carried.**

EXECUTIVE SESSION - DISCUSSION OF A CONTRACTUAL AND ECONOMIC DEVELOPMENT ISSUE.

**Motion made by Mr. Steve Blackmon, seconded by Mr. Willie Gladden, to enter Executive Session for discussion of a contractual and economic development issue. Vote in favor. Unanimous. Motion carried.**

**Motion made by Mr. Anthony Woods, seconded by Ms. Corrie Plato, 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.

RECOGNITION OF COUNCIL MEMBERS

**Ms. Jean Wallace McLean** – advised there was an important issue involving her area concerning the proposed landfill. She along with citizens in her area had received a letter from DHEC as landowners. She believed that council as a whole should send a letter to DHEC opposing the proposed landfill or if council wished send individual letters. She advised she had some letters available for anyone wishing to send it. She also had the email address where letters could be sent also. She stated it was important to send as many letters as possible.



**Dr. Carolyn Prince** – advised due to the elections the regular meeting for June would be held on June 9<sup>th</sup>, then the called meeting with Public Hearings would be held on June 15<sup>th</sup>.

OLD BUSINESS

ORDINANCE # 669 – AN ORDINANCE TO APPROVE THE CAPITAL IMPROVEMENT PLAN FOR MARLBORO COUNTY FOR THE PERIOD OF FY 2011 – FY 2015. – SECOND READING

**Motion made by Mr. Ron Munnerlyn, seconded by Mr. Willie Gladden, to approve the second reading of Ordinance # 669 – An Ordinance to approve the Capital Improvement Plan for Marlboro County for the period of FY 2011-2015. Vote in favor. Unanimous. Motion Carried.**

ORDINANCE # 670 – AN ORDINANCE TO ADOPT THE ANNUAL BUDGET AND TO MAKE APPROPRIATIONS FOR MARLBORO COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011. – SECOND READING

Mr. Cecil Kimrey, County Administrator discussed briefly. After general discussion by various council members, it was noted the budget is a process in which the third and final reading is the most important. Mr. Kimrey advised council would receive a final version of the full budget worksheet for the third reading. Mr. Ron Munnerlyn questioned whether lease purchase agreements were feasible in which Mr. Kimrey responded the county may have to look into them within the next few years.

**Motion made by Mr. Ken Allen, seconded by Mr. Ron Munnerlyn, to approve the second reading of Ordinance # 670 – An Ordinance to adopt the annual budget and to make appropriations for Marlboro County for the fiscal year beginning July 1, 2010 and ending June 30, 2011. Vote in favor. Unanimous. Motion carried.**

ORDINANCE # 673 – AN ORDINANCE TO APPROVE THE LEASE AGREEMENT FOR THE INDUSTRIAL PARK LAND TO BE USED FOR FARMING. – SECOND READING

**Motion made by Mr. Steve Blackmon, seconded by Ms. Jean Wallace McLean, to approve the second reading of Ordinance # 673 – An Ordinance to approve the lease agreement for the Industrial Park Land to be used for farming. Vote in favor. Unanimous. Motion Carried.**

NEW BUSINESS

ORDINANCE # 674 – AN ORDINANCE AUTHORIZING THE CONVEYANCE OF APPROXIMATELY 20.81 ACRES OF REAL PROPERTY OWNED BY MARLBORO COUNTY LOCATED AT INDUSTRIAL LANE AND THE BUILDING LOCATED ON SUCH PROPERTY TO CAROLINA AAC, LLC AND TO AUTHORIZE COUNTY



OFFICIALS TO TAKE SUCH ACTIONS AS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS ORDINANCE, AND OTHER MATTERS RELATED THERETO. – FIRST READING (TITLE ONLY).

**Motion made by Mr. Steve Blackmon, seconded by Mr. Anthony Woods, to approve the first reading (Title Only) of Ordinance # 674 – An Ordinance authorizing the conveyance of Approximately 20.81 acres of real property owned by Marlboro County located at Industrial Lane and the building located on such property to Carolina AAC, LLC and to authorize county officials to take such actions as necessary to effectuate the purposes of this Ordinance, and other matters related thereto. Vote in favor. Unanimous. Motion carried.**

RESOLUTION # 05-10-03 – A RESOLUTION AUTHORIZING AN INCENTIVE AND INDUCEMENT AGREEMENT BETWEEN CAROLINA AAC, LLC AND MARLBORO COUNTY, SOUTH CAROLINA.

Mr. Ron Munnerlyn advised he would like to approve the agreement with a few exceptions concerning the millage rate. He requested the county attorney and staff meet with the owners of the company to work out a few details.

**Motion made by Mr. Ron Munnerlyn, seconded by Mr. Ken Allen, to approve Resolution # 05-10-03 with the stipulations stated – A Resolution authorizing an incentive and inducement agreement between Carolina AAC, LLC and Marlboro County, South Carolina. Vote in favor. Unanimous. Motion carried.**

REQUEST PERMISSION TO SUBMIT GRANT APPLICATIONS TO THE SCDOT “C FUNDS”, THE RIF (RURAL INFRASTRUCTURE) GRANT, AND THE S.C. BUDGET & CONTROL BOARD “ENERGY EFFICIENT GRANT” FOR THE NON-DISCLOSED INDUSTRIAL PROSPECT.

**Motion made by Mr. Anthony Woods, seconded by Ms. Jean Wallace McLean, to authorizing the County Administrator to submit grant applications to the SCDOT “C Funds”, the RIF (Rural Infrastructure) Grant, and the S.C. Budget & Control Board “Energy Efficient Grant” for the non-disclosed Industrial Prospect. Vote in favor. Unanimous. Motion carried.**

ORDINANCE # 675 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT DATED AS OF \_\_\_\_\_, 2010 BY AND BETWEEN MARLBORO COUNTY, SOUTH CAROLINA AND CAROLINA AAC, LLC PROVIDING FOR PAYMENT OF FEES IN LIEU OF PROPERTY TAXES, THE ISSUANCE OF A SPECIAL SOURCE REVENUE CREDIT, AND OTHER MATTERS RELATED THERETO. – FIRST READING (TITLE ONLY).

Mr. Ron Munnerlyn requested the fee agreement be amended as recommended by council before the second reading.



**Motion made by Mr. Ron Munnerlyn, seconded by Mr. Willie Gladden, to approve the first reading (Title Only) of Ordinance # 675 - An Ordinance authorizing the execution and delivery of a fee agreement dated as of \_\_\_\_\_, 2010 by and between Marlboro County, South Carolina and Carolina AAC, LLC providing for payment of Fees in Lieu of Property Taxes, the issuance of a Special Source Revenue Credit, and other matters related thereto. Vote in favor. Unanimous. Motion carried.**

ORDINANCE # 676 – AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN MARLBORO COUNTY AND DARLINGTON COUNTY, SOUTH CAROLINA, SO AS TO INCLUDE ADDITIONAL PROPERTY NEAR BENNETTSVILLE IN MARLBORO COUNTY (CAROLINA AAC, LLC) AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATED THERETO. – FIRST READING (TITLE ONLY).

**Motion made by Mr. Anthony Woods, seconded by Ms. Corrie Plato, to approve the first reading (Title Only) of Ordinance # 676 – An Ordinance authorizing an amendment to the agreement for the development of a joint Industrial and Business Park by and between Marlboro County and Darlington County, South Carolina, so as to include additional property near Bennettsville in Marlboro County (Carolina AAC, LLC) as part of the joint County Industrial Park, and other matters related thereto. Vote in favor. Unanimous. Motion carried.**

NON-AGENDA ITEMS

No discussion was heard.

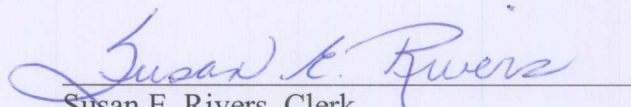
ADJOURN

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: June 15, 2010