ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
OCTOBER 23, 2000

PRESENT: Chairman Milford, Councilmen Calhoun, Agan, Burnett, Gunnells, Attorney Pruitt, and Director Allen

ABSENT: V. C. Dove and Councilman Forrester

The meeting was called to order at 7:30pm.

First item on the agenda was approval of minutes of October 9th County Council Meeting. Councilman Gunnells made a motion to approve minutes that was seconded by Councilman Burnett and passed unanimously.

OLD BUSINESS:

a. Consideration of 2nd Reading of an ordinance to approve the lease-purchase agreement with BB&T for two fire trucks. Councilman Agan made a motion to have 2nd Reading that was seconded by Councilman Burnett and passed unanimously.

b. Consideration of 2nd Reading to approve lease agreement with BB&T for LEC kitchen equipment with exception of the hood and fire protection system in the amount of $104,631.74. Councilman Burnett made a motion to have 2nd Reading that was seconded by Councilman Agan and passed unanimously.

c. Consideration of 2nd Reading of an Ordinance authorizing the Amendment of the Lease Agreement between Abbeville County the Lessor and Pirelli Cables and Systems LLC as Lessee, dated December 28, 1999, Relating to, Without Limitation, the lease of a project as defined in Title, Chapter 12 of the South Carolina Code of Laws as amended and the payment to Abbeville County of a fee in lieu of taxes. Councilman Burnett made a motion to have 2nd Reading that was seconded by Councilman Calhoun and passed unanimously.

NEW BUSINESS:

a. Approval of bills for payment. Councilman Agan made a motion to approve bills that was seconded by Councilman Calhoun and passed unanimously.

b. DSS Director, Tom Turner, to request modem access to property checks for Abbeville County. Director Paul Allen stated that this service was provided until the county changed computer systems a few years ago. He has spoken with Smith Data who have agreed to make the connection and DSS has agreed

to pay all costs and upkeep. Councilman Agan made a motion to approve this request that was seconded by Councilman Burnett and passed unanimously.

c. Judy Scott to request council approval to transfer $4,161.21 from the LOST Account to the General Fund Account for the month of September. Councilman Agan made a motion to approve this request that was seconded by Councilman Gunnells and passed unanimously.

d. Approval of Change Order by H.G. Reynolds for a 6-day extension based on inclement weather. After a brief discussion, Councilman Agan made a motion to approve the extension but wanted data in the future. Councilman Calhoun seconded this motion that was passed unanimously.

Executive Session:

Councilman Burnett made a motion to go into executive session to discuss the following items. Motion was seconded by Councilman Gunnells and passed unanimously.

a. Personnel matter concerning the Public Works Dept.
b. Contractual Matter concerning the Landfill
c. County Director to discuss personnel matter.
d. Contractual Matter concerning Economic Development

The Development Board is planning to expand the 72 Industrial Park with a purchase of 95 acres adjoining the park, which is located on the eastern outskirts of Abbeville. Councilman Agan made a motion that we enter into this option. Councilman Burnett seconded this motion Chairman Milford felt this was important because we only have one other small track out there that is accessible as far as industrial development and felt that we should purchase this land. Motion passed unanimously. Councilman Burnett made a motion to adjourn that was seconded by Councilman Gunnells and passed unanimously.

ABBEVILLE COUNTY COUNCIL
SPECIAL MEETING
NOVEMBER 1, 2000

PRESENT: Chairman Milford, Councilmen Gunnells, Agan, Forrester, Director Allen, Attorney Pruitt

ABSENT: Councilmen Burnett, Calhoun, Dove

The meeting was called to order at 7:30 pm

First item on the agenda was an executive session for the following:

a. Discuss Contractual Matter concerning Economic Development
b. Discuss Personnel Matter concerning County Director's Office.

Councilman Agan made a motion to go into executive session that was seconded by Councilman Gunnells and passed unanimously. Chairman Milford stated that the Contractual Matter concerning Economic Development required action. In discussing the option taken on the 95 acres, there is another 45 acres available to the county that joins the 95 acres and the price is $1,950 an acre which is less than what we got on the 95 acres that was $2,300 an acre. After discussion by council, it was their concensus that the county should consider purchasing the 45 acres and felt they had an option to finance this property either through grants or from Little River Electric or Special Source Revenue Bonds. He felt this property should be purchased because it is a part of the tract that the county was going to purchase the 95 acres off of and it joins the property and is a good location and accessible to the other adjoining properties. Councilman Agan made a motion that we have an option to purchase the adjoining property of the 95 acres which is an additional 45 acres at $1,950 per acre to be included in the same option as the 95 acres and is the same owner that owned the other property. Motion was seconded by Councilman Gunnells and passed unanimously.

Councilman Agan made a motion to adjourn that was seconded by Councilman Gunnells and passed unanimously.

ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
NOVEMBER 13, 2000

PRESENT: Chairman Milford, V.C. Dove, Councilmen Calhoun, Gunnells, Burnett, Forrester, Agan, Director Allen, and Attorney Pruitt

The meeting was called to order at 7:30pm with prayer given by Attorney Pruitt.

First item on the agenda were public hearings on the following:

a. Adopt an ordinance to approve the lease-purchase agreement with BB&T for two fire trucks

b. Adopt an ordinance to approve lease agreement with BB&T for LEC kitchen equipment with exception of the hood and fire protection system in the amount of $104,631.74.

c. Adopt an ordinance authorizing the amendment of the Lease Agreement between Abbeville County Lessor and Pirelli Cables.and Systems LLC as Lessee, dated December 28, 1999 Relating to, Without Limitation, the lease of a project as defined in Title, Chapter 12 of the South Carolina Code of Laws as amended and payment to Abbeville County of a fee in lieu of taxes.

5. Approval of minutes of October 23, 2000 and November 1 County Council Meeting. Councilman Agan made a motion to approve minutes that was seconded by Councilman Burnett and passed unanimously.

6. Old Business:

a. 3rd Reading to adopt an ordinance to approve the lease –purchase agreement with BB&T for two fire trucks. Councilman Agan made a motion that this be 3rd Reading that was seconded by Councilman Burnett and passed unanimously.

b. 3rd Reading to approve lease agreement with BB&T for LEC kitchen equipment with exception of the hood and fire protection system in the amount of $104,631.74. Councilman Burnett made a motion to approve 3rd Reading that was seconded by Councilman Calhoun and passed unanimously.

c. 3rd Reading of an Ordinance Authorizing the Amendment of the Lease Agreement between Abbeville County Lessor and Pirelli Cables and Systems LLC as Lessee dated December 28, 1999, Relating to, Without Limitation, the lease of a project as defined in Title, Chapter 12 of the South Carolina Code of Laws as amended and the payment to Abbeville

County of a fee in lieu of taxes. Councilman Gunnells made a motion to have 3rd Reading that was seconded by Councilman Burnett and passed unanimously.

d. Public Works Director to report on operations at the Mt. Olive Church Road and Huggins Garment Road convenience centers. He told Council that clearing has been done for a site on Gilgal Church Road and that one should be ready by May. Another site should be ready by July of next year.

6. New Business:

a. Approval of bills for payment. V. C. Dove made a motion to approve bills that was seconded by Councilman Burnett and passed unanimously.

b. Bill Griggs and Pam Collins to discuss Workers' Compensation for working Prisoners/Inmates. Mr. Griggs stated that most counties in SC now cover prisoners under workmen's compensation so prisoners who are injured on the job will not sue them. Pam Collins stated that a county was recently sued for several hundred thousand dollars by an inmate working on the job and also noted that some of the prisoners are involved in dangerous work such as roadwork and operating machinery at the landfill. The cost to the county for this coverage would be roughly $6,200 per year. After further discussion, Councilman Gunnells made a motion to pass a resolution to have the county covered under the Association of Counties coverage that was seconded by Councilman Burnett and passed unanimously.

c. 1st Reading of an Ordinance awarding the Donalds/Due West Water Authority the service area as described in the Ordinance and providing the Donalds/Due West Water Authority with $500,000 from the Infrastructure Fund to be applied to the first stage of the Countywide water system. Dee McDill Chairman of the Board of the Authority and Bill Dunn of Dunn and Associates providing engineering services for the project were on hand to discuss their goals. They displayed a map showing the portion of the county, which the extension would cover and also showed a segment of the line they were planning to build, which would run between Due West and the Cold Springs Fire Department on the Due West Highway. The segment would extend about eight miles and would run down the highway, which would be the first leg of a planned water line between Abbeville and Due West. Regarding the time line for the project, Robert Gary, Manager of the Donalds/Due West Water Authority said that the segment from Due West to Cold Springs could be operational within a year's time if things go right. County Attorney, Gene Pruitt said that back in 1990, the county had a referendum to allow the County to go into the water business if it so desired. After additional discussion, Chairman

Milford stated that this be divided into two separate ordinances, one for the $500,000 and the other for the extension of the water service district. Councilman Agan made a motion to have 1st Reading of an ordinance on The service area as described and a map attached and that this be an Enacted water district. Motion was seconded by V. C. Dove and passed unanimously. Councilman Gunnells made a motion that this be 1st Reading of an ordinance to establish a budget of $500,000 to be awarded to the Donalds/Due West Water Authority to establish this waterline connecting between Donalds and Due West going to the Cold Springs Fire Dept. and funds to be taken from the Infrastructure Account. Motion was seconded by Councilman Burnett and passed unanimously.

d. 1st Reading of an Ordinance defining the responsibilities of the County Director. Councilman Agan made a motion to have 1st Reading that was seconded by Councilman Calhoun. Councilman Agan amended his motion by saying that the ordinance should include a flow chart to show the chain of command among county employees. Motion passed unanimously.

e. Recommendation from Dr. George T. Fabian to appoint Paul Bell, Administrator of Carlisle Nursing Home to replace H. O. Mullinax on the Upper Savannah Health District Advisory Board. Councilman Agan made a motion to approve this recommendation that was seconded by V. C. Dove and passed unanimously.

f. Consideration of replacement of Paul Agnew on the Library Board who has resigned. Councilman Agan made a motion to appoint Bill Bentz from Due West. Motion was seconded by Councilman Burnett and passed unanimously.

g. Consideration of recommendation from Public Works Director to advertise/request proposals for installation of 10 (ten) piesometers to verify the estimated depth to groundwater at the proposed Industrial Solid Waste Landfill site. He addressed Council by saying that they had 50 acres of usable land at the site and DHEC was requesting one piesometer which was a temporary monitoring well, for every five acres. The Cost would be between $12,000 and $15,000. Councilman Burnett made a motion to approve this request that was seconded by Councilman Agan and passed unanimously.

h. Consideration of recommendation from Public Works Director to install new groundwater monitoring well to replace MW-3 (monitoring well no. 3) at the existing landfill. He received one estimate, which was $1,970 from Miller Monitoring Company. Council approved this request but suggested that he get another estimate.

i. Consideration of recommendation from Public Works Director to advertise/request proposals for installation of 6 (six) methane monitor wells (GMP-F7 through GMP-E12) as referenced in the approved North-Cell Closure /Post Closure Plan. After a brief discussion, Phil stated that it would cost about $800 each and he had the money in his budget under existing Landfill Closure. Since it was under $5000, it didn't need to be advertised but he was asked to get bids.

j. Abbeville County Development Board to request World Class Education Initiative Funds in the amount of $8,200. The funds were in the 2000 budget and should have been carried over into 2001 budget. Development Board Director, Jaimie Gilbert stated that the money was important to the effort to work with the Abbeville County School Board to improve education. After further discussion, Vice Chairman Dove made a motion to have 1st Reading of an ordinance to put $8,200 into the Development Board Budget for World Class Education to come out of the Development Board Fund Balance. Motion was seconded by Councilman Calhoun and passed unanimously.

k. David Tinsley to discuss Recycling Center. Mr. Tinsley was not present.

l. County Council to set Christmas Holidays/Christmas Bonus. Director Allen requested that the bonus remain the same as last year and that $4,000 be taken from the contingency fund to pay this. He also stated that in taking a survey of county employees, that they chose Christmas Day and the Day after as their holidays. Councilman Agan made a motion that employees have off on December 25th and 26th for Christmas that was seconded by Councilman Burnett and passed unanimously. Councilman Burnett made a motion that we take $4000 from the contingency fund to give employees a $30 bonus not to exceed $4000. Councilman Gunnells seconded the motion that was passed unanimously.

Next item which was an addendum, was consideration of 1st Reading of an ordinance authorizing the Issuance and Sale of a Special Source Revenue Bond for Abbeville County in a Principal Amount Not to Exceed $450,000 Pursuant to Section 4-1-175, Code of Laws of South Carolina 1976, As Amended to Provide for the Purchase and improvement of Certain Land in the County for Industrial Development Purposes, And Other Matters Related Thereto. After a brief discussion, V. C. Dove made a motion to have 1st Reading that was seconded by Councilman Burnett. Chairman Milford stated that the subject amount to be borrowed would be cleared up by third reading. Motion passed unanimously.

Next item on the agenda was an executive session to discuss a personnel matter concerning the Public Works Department. Councilman Burnett made a motion to go into

executive session that was seconded by Councilman Calhoun and passed unanimously. No action was taken in executive session. V. C. Dove made a motion to adjourn that was seconded by Councilman Burnett and passed unanimously.

ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
NOVEMBER 27, 2000

PRESENT: Chairman Milford, V. C. Dove, Councilmen Gunnells, Burnett, Agan, Forrester, Director Allen, Attorney Pruitt

ABSENT: Councilman Calhoun (was present for CTC Meeting)

The meeting was called to order at 7:30 PM.

First item on the agenda was approval of November 13th County Council Meeting Minutes. Councilman Agan made a motion to approve minutes as presented that was seconded by Councilman Burnett and passed unanimously.

5. Old Business:

    a. 2nd Reading of an Ordinance awarding the Donalds/Due West Water Authority the service area as described in the Ordinance. Councilman Agan made a motion to have 2nd Reading that was seconded by Councilman Gunnells and passed unanimously.

    b. 2nd Reading of an Ordinance to establish a budget of $500,000 to be awarded to the Donalds/Due West Water Authority from the Infrastructure Fund to be applied to the first stage of the countywide water system. Councilman Gunnells made a motion to have 2nd Reading that was seconded by Councilman Burnett and passed unanimously.

    c. 2nd Reading of an ordinance defining the responsibilities of the County Director. Councilman Agan made a motion to have 2nd Reading that was seconded by V.C. Dove and passed unanimously.

    d. 2nd Reading of an ordinance authorizing the Issuance and Sale of a Special Source Revenue Bond for Abbeville County in a principal Amount not to exceed $450,000 Pursuant to Section 4-1-175, Code of Laws of South Carolina 1976, As Amended to Provide for the Purchase and improvement of Certain Land in the County for Industrial Development Purposes, And Other Matters Related Thereto. Attorney Pruitt stated that we needed to delay action on this tonight.

    e. 2nd Reading of an Ordinance to put $8,200 into the Development Board budget for World Class Education to come out of the Development Board Fund Balance. Councilman Burnett made a motion to have 2nd Reading that was seconded by V. C. Dove and passed unanimously.

New Business:

a. Discuss rescheduling of second meeting in December, which falls on Christmas Day. V. C. Dove made a motion to cancel the second meeting in December that was seconded by Councilman Burnett and passed unanimously.

b. Consideration of reappointments of Chuck Hannah and Robert McCaw to the Zoning Board of Appeals. Councilman Agan stated that he talked with Chuck Hanna who agreed to be reappointed but he had not been able to get in touch with Robert McCaw as yet. Councilman Agan made a motion to reappoint Chuck Hannah that was seconded by Councilman Burnett and passed unanimously.

c. Consideration of reappointment of JoAnn Atkinson to the Library Board. Councilman Agan stated that she agreed to be reappointed and was very active on this Board. Councilman Agan made a motion to reappoint Ms. Atkinson that was seconded by Councilman Gunnells and passed unanimously.

d. Tax Assessor to request 1st Reading of an ordinance granting the Assessor's Office a one-year extension on county tax reassessment. Tax Assessor, Mark Sumner addressed council by saying that they would not be able to complete the tax reassessment this year and the Department of Revenue does give them a one year extension and that had to be done by an Ordinance from Council. After a brief discussion, Councilman Agan made a motion that we have 1st Reading for the extension of one year to satisfy the State and that we date our own date of June 30th to complete it otherwise we will drag it out until December. Councilman Burnett seconded this motion that was passed unanimously.

e. At the request of Mr. Sumner, Councilman Agan made a motion to add to the agenda a request from Specialty Real Estate Inc. to rezone approximately 5.8 acres located near Lowndesville on the north side of Hwy. 81 at the intersection of Highway 81 and Ricky Lane, from General Residential to General Commercial to allow for a restaurant and a convenience store. Motion was seconded by Councilman Burnett and passed unanimously. Mr. Sumner stated that this had come before council about 14 months ago. After a brief discussion, Councilman Agan made a motion to have 1st Reading that was seconded by Councilman Forrester and passed unanimously.

Councilman Dove made a motion to adjourn the meeting that was seconded by Councilman Burnett and passed unanimously.

ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
DECEMBER 11, 2000

PRESENT: Chairman Milford, V. C. Dove, Councilmen Agan, Gunnells, Forrester, Burnett, Calhoun, and Director Allen.

ABSENT: Attorney Pruitt

The meeting was called to order at 7:30pm with prayer given by Chairman Milford.

First item on the agenda were Public Hearings on the following:

a. Adopt an ordinance awarding the Donalds/Due West Water Authority the service area as described in the ordinance.

b. Adopt an ordinance to establish a budget of $500,000 to be awarded to the Donalds/Due West Water Authority from the Infrastructure Fund to be applied to the first stage of the countywide water system. Councilman Agan suggested that this ordinance be elaborated upon by being more specific.

c. Adopt an ordinance defining the responsibilities of the County Director.

d. Adopt an ordinance authorizing the Issuance and Sale of a Special Source Revenue Bond for Abbeville County in a principal Amount not to exceed $450,000 Pursuant to Section 4-1-175, Code of Laws of South Carolina 1976, as Amended to Provide for the Purchase and improvement of Certain Land in the County For Industrial Development Purposes, and Other Matters Related Thereto.

5. Approval of November 27, 2000 County Council Meeting Minutes. Councilman Agan made a motion to approve minutes that was seconded by Councilman Calhoun and passed unanimously.

6. Old Business:

a. 3rd Reading of an Ordinance awarding the Donalds/ Due West Water Authority the service area as described in the Ordinance. Councilman Gunnells made a motion to have 3rd Reading that was seconded by Councilman Burnett and passed unanimously.

b. 3rd Reading of an Ordinance to establish a budget of $500,000 to be awarded to the Donalds/Due West Water Authority from the Infrastructure Fund to be applied to the first stage of the countywide water system. After a brief discussion in which Councilman Agan suggested that this ordinance be amended to be more specific to include a 12 inch waterline from Hwy. 184 to Cold Springs Fire Department on

Highway 20 for a total of 42,000 feet, he made a motion to have 3rd Reading that was seconded by Councilman Calhoun and passed unanimously.

c. 3rd Reading of an Ordinance defining the responsibilities of the County Director. Councilman Calhoun made a motion to have 3rd Reading that was seconded by Councilman Gunnells and passed unanimously.

d. Consideration of reappointment of Robert McCaw to the Zoning Board of Appeals. Councilman Agan made a motion to appoint Mr. McCaw that was seconded by Councilman Calhoun and passed unanimously.

e. 2nd Reading of an ordinance granting the Assessor's Office a one-year extension on the county tax reassessment and that we date our own date of June 30th to complete the reassessment. Councilman Burnett made a motion to have 2nd Reading that was seconded by Councilman Agan and passed unanimously.

f. 2nd Reading of a request from Specialty Real Estate Inc. to rezone approximately 5.8 acres located near Lowndesville on the north side of Hwy. 81 at the intersection of Hwy. 81 and Ricky Lane from General Residential to General Commercial to allow for a restaurant and a convenience store. Councilman Burnett made a motion to have 2nd Reading that was seconded by Councilman Agan and passed unanimously.

g. 2nd Reading to adopt an ordinance authorizing the Issuance and Sale of a Special Source Revenue Bond for Abbeville County in a principal Amount not to exceed $450,000 Pursuant to Section 4-1-175, Code of Laws of SC 1976, As amended to provide for the purchase and improvement of Certain Land in the County for Industrial Development Purposes and Other Matters Related Thereto. This was delayed for further study.

7. New Business:
   a. Approval of bills for payment Councilman Agan made a motion to approve bills that was seconded by Councilman Burnett and passed unanimously.

   b. Consideration of reappointment of Jean Agan to the Upper Savannah Health District Board. Councilman Gunnells made a motion to this effect that was seconded by Councilman Forrester. Councilman Agan abstained. Motion passed.

   c. Consideration of appointment by Council of a non-elected representative from Abbeville County to the Upper Savannah Board of Directors to take Ron Bunch's place. Councilman Burnett made a motion to appoint Gerald Milford to this position, which will begin January 1, 2001. Councilman Forrester seconded motion. Chairman Milford abstained. Motion passed.

   d. 1st Reading of an Ordinance granting Right-of-Way Easement to Western Carolina Rural Telephone Cooperative, Inc. from the Abbeville Industrial Park Road as

described in the Easement agreement. Councilman Burnett made a motion to have 1st Reading that was seconded by Councilman Calhoun and passed unanimously.

e. 1st Reading of an Ordinance granting Right-of-Way Easement to David and S.M. Beaty from the Abbeville Industrial Park Road as described in the Easement agreement. Councilman Burnett made a motion to have 1st Reading that was seconded by Councilman Calhoun and passed unanimously.

f. Consideration of recommendation from the Public Works Director to accept a proposal from ARM Environmental Services, Inc. for drilling/installation of ten (10) piezometers at the proposed ISWLF site, and six (6) gas monitoring probes at the north cell of the closed landfill. Two bids were received with ARM Environmental Services being the low bid at $18,240. The other bid was for $19,319. Councilman Dove made a motion to accept the low bid of $18,240 that was seconded by Councilman Calhoun and passed unanimously.

g. Consideration of recommendation from Public Works Director to purchase a used 1989 Dodge Van for the use of the County Prison. Purchase not to exceed $2,500. After a brief discussion, Councilman Burnett made a motion to approve the purchase of a used 1989 Dodge Van for the use of the County Prison not to exceed $2,500. Motion was seconded by V.C. Dove and passed unanimously.

The three retiring County Council Members were presented with plaques. Council Member Buddy Agan presented plaques to Gerald Milford, Jimmy Dove and Horace Burnett in recognition of their years of service to Abbeville County. Following the presentation, Public Works Director, Phil Gates gave a presentation commending the County Council Members for their service for the achievements, which the county made under their tenure. Among the accomplishments was the establishment of the Subtitle D landfill, the E911 System and the initiation of the project to construct a law enforcement center.

Councilman Burnett made a motion to go into executive session to discuss a personnel matter concerning the Public Works Dept. Motion was seconded by Councilman Calhoun and passed unanimously. No action was taken in executive session. Meeting adjourned.