

Minutes
Sumter County Council
Regular Meeting
July 24, 2007 - Held at 6:00 p.m.
County Administration Building County Council Chambers
13 E. Canal Street, Sumter, SC

MEMBERS PRESENT: Vivian Fleming-McGhaney, Chairwoman; Eugene Baten, Vice Chairman; Artie Baker, Larry Blanding, Jimmy Byrd, Charles T. Edens, and Roland Robinson.

MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Mr. William T. Noonan, County Administrator; Mrs. Mary W. Blanding, Clerk to County Council; Mr. Johnathan Bryan, County Attorney; Mrs. Lorraine W. Dennis; Deputy Administrator; Mr. Gary Mixon, Deputy Administrator; Mrs. Pamela Craven; Finance Director; Mr. George McGregor, Planning Director; Mrs. Keysa Rogers, Budget Analyst; Mrs. Renee Brunson, Personnel Assistant; The Honorable Verna Moore, Coroner; Major Hampton Gardner, Sheriff's Department; and Lieutenant Allen Dailey; sheriff's Department.

MEDIA PRESENT: The Item

PUBLIC PRESENT: Approximately 20 members of the public were in attendance.

CALL TO ORDER: Chairwoman Vivian Fleming-McGhaney called Sumter County Council's meeting of July 24, 2007, to order.

INVOCATION: The Chairwoman of Council, Vivian Fleming McGhaney, gave the invocation.

PLEDGE OF ALLEGIANCE: All in attendance repeated the Pledge of Allegiance.

APPROVAL OF AGENDA: Councilwoman McGhaney stated that she would entertain a motion to approve the July 24, 2007, agenda with any additions or deletions.

ACTION: MOTION was made by Councilman Baker, seconded by Vice Chairman Baten, and unanimously carried by Council to approve the July 24, 2007, agenda as amended.

ACTION ON MINUTES OF JULY 10, 2007: Chairwoman McGhaney stated that she would entertain a motion to approve the minutes of County Council's meetings of July 10, 2007, as presented.

ACTION: MOTION was made by Vice Chairman Baten, seconded by Councilman Byrd, and unanimously carried by Council to grant approval of the minutes of July 10, 2007, as presented by the Clerk.

NEW BUSINESS –

- (1) Acknowledgement Of The Summer Youth Work Program Participants (It Is Suggested That This Matter Be Presented Right After The Action On The Minutes Of July 10, 2007.)

Mrs. Renee Brunson, Personnel Assistant, along with approximately 25 of the 60 students employed through the program, were present on behalf of this program. Mrs. Brunson stated that the program was offered to any student who attended any high school in Sumter County between the ages of 15, 16, and 17 years of age. The students had specific instructions they needed to follow to complete the application process; approximately 200 applications were received with 60 students being selected for the positions.

Quamaine Faber, stated that he is a rising Sophomore and is working in the Clerk of Court's Office. He informed Council in detailed about the process of employment through the Summer Youth Program. He thanked Council members for their support of the program; and asked them to continue to support the program.

ACTIONS: Received as information.

LAND USE MATTERS AND REZONING REQUESTS - NONE

Planned Development/Rezoning Request –

1. MA-07-01 -- C-Cubed Carolina, LLC – 07-648 –Third Reading – A Request To Amend The Comprehensive Map Designation For Property Located At 4550 Peach Orchard Rd. From Agricultural Conservation (AC) To Residential Conservation (RC). Tax Map # 150-00-02-015.

Mr. George McGregor stated that there have been no changes to this Map Amendment request since first and second reading. Then Council took action on third reading.

ACTIONS: MOTION was made by Vice Chairman Baten, seconded by Councilman Byrd, and unanimously carried by Council to grant third reading approval and adoption of the Map Amendment.

2. OA-07-06 -- Sumter County Council -- 07-650 -- Second Reading And Public Hearing -- A Request To Amend Various Sections Of The County Zoning Ordinance In Order To Permit Poultry Incinerators. (Prior to action on second reading, Council will hold a public hearing on this matter.)

Mr. McGregor, the Planning Director, presented this proposed ordinance amendment to Council for second reading and public hearing. He stated that if approved, this ordinance amendment would allow for poultry incinerators in various sections of the County. He stated that the current method of disposal of dead poultry is burial; however, if this amendment is approved, poultry incinerators would be added as a special exception which would require a public hearing. The following criteria would be required:

- ◆ Not a commercial operation – poultry that is incinerated is from the farm where the poultry is being handled.
- ◆ Following DHEC standards
- ◆ A 400-foot-setback.

He also provided Council members with the staff report (in Council's notebooks) with the following language to be included in the Map Amendment Ordinance.

1. Add Poultry Incinerators as a Special Exception, reviewable by the Board of Appeals, in the AC Zoning District. Amend Section 3.n.4. to include new subsection: ***j. Poultry Incinerators (SIC Code 4953)***
2. Add Poultry Incinerators as a Special Exception, reviewable by the Board of Appeals, in the AC-10 Zoning District. Amend Section 3.p.4. to include new subsection: ***g. Poultry Incinerators (SIC Code 4953)***
3. Amend Exhibit 5. Add Poultry Incinerators as a new line item in Exhibit 5 as “S” in both AC and AC-10.
4. Revise Section W: Farming. Amend Section 3.w.1.3. such that the development standard is as follows : ***Commercial reduction of inedible animal or vegetable matter on the premise is prohibited See ~~5.b.3.f.~~, except that poultry incinerators shall be permitted pursuant to Section 5.b.3.s. (new text in bold).***
5. Revise Section 5.b.2 Enumeration of Certain Hazardous and/or Potentially Disruptive Land Development Activities. Add ***n. Poultry Incinerators*** to Section 5.b.2
6. Amend Section 5.b.3 Special Design Review Criteria for Applicable Items in 5.b.2. Add the following entry:

s. Poultry Incinerators (SIC Code 4953):

1. ***The incinerator is located on a poultry farm, is accessible to the farm operations, and is owned and operated by the farm owner or operator.***
2. ***The incinerator is used solely to dispose of poultry originating on the farm where the incinerator is located.***
3. ***The incinerator complies with all applicable state and federal regulations.***
4. ***The incinerator shall not be located within 1,000 feet of any residential, religious, educational, historic, medical, or public use, or any residential zoning district.***
5. ***Setbacks to be 400 ft. from all adjacent property lines.***
6. ***Reductions to the required setbacks may be approved by DHEC in accordance with DHEC Standards for Permitting of Agricultural Animal Facilities.***

Councilman Edens stated that, unless DHEC’s regulations have been changed, it is his understanding that 300 feet if the applicant had surrounding property owners consent for the request. He further stated that some existing poultry farmers may fall into that category because they already had approval from surrounding property owners. Mr. McGregor cited new DHEC laws concerning set-back; however, Councilman Edens asked what the guidelines are for a person that already had approval prior to the implementation of the new DHEC laws; are they exempt from the requirement of 400 feet or will they have to adhere to the new requirements. Mr. McGregor will talk to the County Attorney and respond to Council at the next meeting.

Councilman Baker asked for clarification on the statement that “dead poultry cannot be trucked in from another location.” He further stated that if a farmer has more than one poultry house in different locations within Sumter, could the farmer bring all his poultry to

the one location where the incinerator is located? Mr. McGregor will follow-up on this question and be able to respond at third reading.

PUBLIC HEARING

Prior to taking action on second reading, the Chairwoman convened a public hearing on this matter. She asked if anyone wished to speak in favor of or opposition to this proposed ordinance. No one spoke in support or opposition to the request; therefore, the Chairwoman closed the public hearing and Council took action on second reading.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Byrd, and unanimously carried by Council to grant second reading approval to this request.

3. RZ-07-05 -- H. C. Edens (County) -- -- Second Reading And Public Hearing -- A Request To Rezone Property Located On The Northeast Corner Of Black River Road And Edens Road From Agricultural Conservation To Residential-15, Tax Map # 191-00-02-010 And 191-00-02-011. (Prior to action on second reading, Council will hold a public hearing on this matter.)

Prior to action or discussion on this item, Councilman Charles T. Edens, left Council Chambers and did not participate in the rezoning request in any manner.

Mr. George McGregor stated that this rezoning request is a request for approximately 185 acres to be rezoned from Agricultural Conservation to Residential-15. The applicant is Mr. H. C. Edens; the current use of the property is farm land. The Comprehensive Plan designates this property as Residential Conservation. The property is located at the intersection of Black River Road and Edens Road.

The Planning Director stated that the Planning Commission's staff recommended approval of the request; however, the Planning Commission's recommendation from March of this year is that prior to approval of any new rezonings in this area, a Joint Land Use Study (JLUS) be completed and that the County analyze opportunities for the purchase of development rights.

PUBLIC HEARING

Prior to taking action on second reading, the Chairwoman convened a public hearing on this matter. She asked if anyone wished to speak in favor of or opposition to this proposed rezoning request. No one spoke in support or opposition to the request; therefore, the Chairwoman closed the public hearing and Council took action on second reading.

ACTION: MOTION was made by Councilman Baker, seconded by Vice Chairman Baten, and unanimously carried by Council to grant second reading approval to this request.

NOTE: Councilman Edens returned to Sumter County Council's Chambers for the remainder of the meeting.

Street Name Change – None

Grant Awards – None

OTHER PUBLIC HEARINGS – None

NEW BUSINESS CONTINUED

- (2) 07-647 – First Reading -- An Ordinance To Amend Chapter 4, Article II Of The Sumter County Code Of Ordinances To Make It Unlawful To Own More Than A Certain Number Of American Pit Bull Terriers Or To Transport Fighting Dogs For The Purpose Of Participation In Dog Fighting Or Animal Fighting And To Require Business Licenses For Dog Breeders.

Mr. Johnathan Bryan, the County Attorney presented this proposed revised ordinance to Council for first reading consideration.

WHEREAS, S. C. Code Ann. §47-3-740 makes it unlawful to harbor an animal for the purpose of fighting or training, torment, badger, bait, or use an animal for the purpose of causing or encouraging the animal to unprovoked attacks upon human being or domestic animals; and

WHEREAS, S.C. Code Ann. §16-27-10 et seq. is “The Animal Fighting and Baiting Act” which makes illegal certain activities associated with animal fighting; and

WHEREAS, S. C. Code Ann. §4-9-25 provides that all counties in South Carolina have authority to enact regulations, resolutions and ordinances consistent with the Constitution and general law of South Carolina as appears to them to be necessary and proper for the security, general welfare, and convenience of counties or for preserving health, peace, order and good government in them.; and

WHEREAS, Sumter County Council has determined that certain practices relating to owning and transporting “dangerous dogs”, as that term in defined in the law and “fighting dogs” as that term is defined herein, is contrary to the preservation of peace and good order and is, in fact, criminal conduct.

NOW THEREFORE, BE IT ORDAINED BY THE SUMTER COUNTY COUNCIL, SOUTH CAROLINA, AT ITS REGULAR MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

1. A “fighting dog” for purposes of this Ordinance is a dog whose breeding includes the bloodlines of the American Pit Bull Terrier.
2. Persons that breed and sell fighting dogs must obtain a business license from Sumter County or the City of Sumter as appropriate for the location where the dogs are maintained. Failure to obtain a business

- license shall be grounds for punishment and sanctions under the appropriate Business License Ordinance.
3. Persons licensed as breeders of fighting dogs must inform City or County Law Enforcement of the location of the breeding facility and the location where the dogs will be housed if different from the breeding facility. Failure to inform the appropriate law enforcement agency shall be grounds for revocation of the business license required by the preceding section.
 4. Any person who owns or possesses, at one time, more than five (5) fighting dogs that are over the age of three (3) months is guilty of a misdemeanor and upon conviction for a first offense shall be punished by a fine of not more than one hundred dollars for each dog or imprisonment for not more than one month for each dog, or both, and for a second offense by a fine of not more than three hundred dollars for each dog or imprisonment for not more than three (3) months for each dog, or both. Any person convicted of a third or subsequent offense is guilty of a felony and must be punished by a fine of not more than one thousand dollars for each dog or imprisonment of not more than one year for each dog or both.
 5. Any person who transports fighting dogs to a facility for the purpose of participating in a dog or animal fighting venture is guilty of a misdemeanor and upon conviction for a first offense shall be punished by a fine of not more than one hundred dollars for each dog or imprisonment for not more than one month for each dog, or both, and for a second offense by a fine of not more than three hundred dollars for each dog or imprisonment of not more than three (3) months for each dog, or both. Any person convicted of a third or subsequent offense is guilty of a felony and shall be punished by a fine of not more than one thousand dollars for each dog or imprisonment of not more than one year for each dog or both.
 6. Any person who possesses dog fighting paraphernalia, including treadmills, mesh bags or other devices used to build up a dog's endurance or to encourage a fighting spirit, for the purpose of preparing dogs or animals for fighting ventures is guilty of a misdemeanor and upon conviction for a first offense shall be punished by a fine of not more than five hundred dollars or imprisonment for not more than six months, or both, and for a second offense by a fine of not more than two thousand dollars or imprisonment of not more than one year, or both. Any person convicted of a third or subsequent offense is guilty of a felony and shall be punished by a fine of not more than five thousand dollars or imprisonment of not more than five years, or both.

Councilman Edens asked whether or not an ordinance of this type has been challenged in Court. The County Attorney stated that he has not yet had an opportunity to survey other states concerning this ordinance but will do so prior to second reading.

Vice Chairman Baten stated that some of laws that have been cited about Pit Bulls pertain to restricting someone from owning a Pit Bull; however, this ordinance only limits the

number of animals someone can own. He asked that Council support first reading so that the public can have an opportunity at second reading to give its input.

Councilman Byrd stated that he would not personally own a Pit Bull; however, he does not believe that he has the right to limit another persons desire to own more than five Pit Bulls.

Councilman Baker also expressed his concern about limiting the number of Pit Bulls and suggested that ordinance 07-651, should handle any matters pertaining to dangerous animals; therefore, there should not be a need for ordinance 07-647. After much deliberation, Council took action on first reading of this ordinance as presented by the Attorney.

ACTION: MOTION was made by Vice Chairman Baten, seconded by Councilman Robinson, and carried by Council to grant first reading to this ordinance as presented and directed the Clerk to schedule a public hearing for August 14, 2007. Councilmen Byrd, Edens, and Baker voted in opposition. The motion carried.

(3) 07-649 – First Reading -- An Ordinance Abandoning The County's Interest In Hideaway Court And Authorizing The Transfer Of Hideaway Court To Andrew Merck And Mary Merck.

The County Attorney presented this ordinance, as listed below, to Council members, after review of the ordinance, Council took action on first reading.

WHEREAS, Sumter County Council has determined that property known as Hideaway Court, as it is shown on that certain plat prepared by Joseph R. Edwards, P.L.S., dated June 5, 2002, and recorded in the Office of the Register of Deeds for Sumter County in PB 2002 at page 342, shall be removed by Andrew Merck and Mary Merck, the owners of the adjoining property; and

WHEREAS, Sumter County Council has determined that Sumter County has never accepted and does not maintain Hideaway Court as part of the County Road system; and

WHEREAS, Sumter County neither claims nor denies that it has a dedicated right-of-way to Hideaway Court, for the benefit of the general public; and

WHEREAS, Sumter County does not currently need the property for any public purpose,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA, AT ITS REGULAR MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

1. That Sumter County hereby abandons its interest, whatever it may be, in Hideaway Court, described herein, and hereby adds Hideway Court back to the County tax rolls.

2. That this Ordinance does not affect any rights in or to Hideaway Court other than the rights of Sumter County therein, should any there be.

3. The County Council Chairman has complete authority to execute any deeds or other legal instruments necessary to carry out the provisions of this resolution.

4. That Sumter County convey to Andrew Merck and Mary Merck, by quit-claim deed, its interest in the land known as Hideaway Court, as it is shown on that certain plat prepared by Joseph R. Edwards, P.L.S., dated June 5, 2002 and recorded in the Office of the Register of Deeds for Sumter County in PB 2002 at page 342.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Edens, and unanimously carried by Council to grant first reading approval to this proposed ordinance as presented.

(4) 07-651 -- First Reading -- An Ordinance To Amend Chapter 4, Article II Of The Sumter County Code Of Ordinances To Promulgate The Requirements For Registering A Dangerous Animal.

Mr. Johnathan Bryan, the County Attorney, stated that during Council's meeting of July 10, 2007, Council discussed dangerous animals and how the State law defines dangerous animals. Therefore, this ordinance addresses matters pertaining to the requirements of State Laws. (See ordinance below.) He also stated that he has not submitted a copy of this ordinance to the Sheriff as of this meeting.

WHEREAS, S. C. Code of Laws, §47-3-710 defines "dangerous animal" as an animal of the canine or feline family:

1) which the owner knows or reasonably should know has a propensity, tendency or disposition to attack unprovoked, cause injury or otherwise endanger the safety of human being or domestic animals; or

2) which:

a) makes an unprovoked attack that causes bodily injury to a human being and the attack occurs in a place other than the place where the animal is confined as required by S. C. Code of Laws §47-3-720; or

b) commits unprovoked acts in a place other than the place where the animal is confined as required by S. C. Code of Laws §47-3-720 and those acts cause a person to reasonably believe that the animal will attack and cause bodily injury to a human being; or

3) which is owned or harbored primarily or in part for the purpose of fighting or which is trained for fighting.

WHEREAS, S.C. Code of Laws, §47-3-760(E) requires every person who owns a dangerous animal to register the animal with the local law enforcement authority of the county in which the owner resides; and

WHEREAS, S.C. Code of Laws, §47-3-760(E) authorizes the county governing body to determine the requirements of the registration for such dangerous animals.

NOW THEREFORE, BE IT ORDAINED BY THE SUMTER COUNTY COUNCIL, SOUTH CAROLINA, AT ITS REGULAR MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

1. Any person residing in Sumter County, who owns a dangerous animal, as that term is defined in S. C. Code of Laws, §47-3-710, shall register the animal with the Sumter County Sheriff by visiting the Sheriff's office and completing such forms as the Sheriff shall require to identify the owner, the animal, and the place where the animal is confined, as required by in S. C. Code of Laws, §47-3-720.
2. The owner shall provide the proof of liability insurance or surety bond required by S.C. Code of Laws, §47-3-760(E) at the time the animal is registered.
3. The Sheriff shall supply to the owner the metal license and certificate in accordance with S.C. Code of Laws, §47-3-760(E).
4. Violation of this Ordinance by the owner of a dangerous animal is a violation of S.C. Code of Laws, §47-3-760(A) and such violations shall be punished in accordance with the punishment prescribed in that section.

Councilman Edens stated some clause should be added into this ordinance that "Any dog that has been taken by the Sheriff's Department from a dog fighting ring" should be registered as a dangerous dog at the point of adoption.

Council members discussed at length the need or lack thereof for registering stray animals, adoption of stray animals, and who determines whether or not the animal is dangerous. After all comment's Council took action on first reading.

ACTION: MOTION was made by Councilman Byrd, seconded by Councilman Edens, and carried by Council to defer first reading to allow the attorney time to research this ordinance and its implications on the County if implemented and to discuss this ordinance with the Sheriff. A public hearing will also be scheduled for this ordinance. Councilman Blanding voted in opposition.

- (5) It May Be Suggested To Hold Executive Session To Receive A Legal Briefing From The County Attorney Or Discuss Contractual Or Personnel Matters.

No executive session was held.

OLD BUSINESS -

- (1) 07-646 – Second Reading -- Drug Paraphernalia: Unlawful To Advertise For Sale, Possess, Manufacture, Sell, Deliver Or Possess With Intent To Sell Or Deliver In The County Of Sumter, South Carolina.

The Attorney stated that there has been no change to this ordinance since first reading. He stated that there is a typographical error in Paragraph 5 with correction of the error. After discussion, Council took action on second reading.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Byrd, and carried by Council to grant second reading to this ordinance as presented with allowance for the Attorney to change all typographical errors.

COMMITTEE REPORTS:

- (1) Public Works Committee Meeting Held On Monday, July 23, 2007, At 4:30 P.M. In County Council's Conference Room At The County Administration Building (Robinson, Baker, and Edens.)

The Chairman of the Committee, Councilman Robinson, gave the following report and recommendation.

- Ø Request To Waive Landfill Tipping Fee For Certain Debris From A Demolition Project Consisting of Six Quadraplex Apartments.

The Committee received a letter from Mr. Connor requesting that Committee to waive the tipping fees for some of the debris from the demolition of six quadraplex apartments. The Committee recommended denial of the request since it is a private business and is a not for profit agency. The Clerk and/or the Administrator would follow-up with a letter informing Mr. Connor of the decision.

ACTION: MOTION and second received from the Committee, and unanimously carried by Council to approve the recommendation as presented to deny the request as presented.

- Ø Letter From Citizens On Pasture Road: The Committee received a letter from a citizen from Pasture Road concerning the paving of this road. It was recommended that the Clerk follow-up with a letter to the citizen.

- Ø Discussion On Road Paving List.

The Committee received a projected road paving list (See list below). The Committee also recommended that the Clerk schedule another Public Works Committee meeting to discuss procedures and policy concerning Sumter County Road paving. This will be scheduled for August 14, 2007.

- (2) Internal Affairs Committee Meeting Held On Monday, July 23, 2007, At 5:00 P.M. In County Council's Conference Room At The County Administration Building (Byrd, Blanding, and Robinson.)

The Chairman of the Committee, Councilman Byrd, gave the following report and recommendation for appointments.

- ♦ Cultural Commission -- Vacancy: One (formerly held by Eric Bultman)

Appoint the following two people to the Cultural Commission: Francis Hannah and Walter Wilson, Jr.

ACTION: MOTION and second was received from the Committee and carried by Council to approve the recommendations as presented. Vice Chairman Baten abstained.

- ◆ Santee Lynches Workforce Investment Board -- Vacancy Slot for President of Technical College: Formerly held by Dr. Kay Raffield Recommendation: Dr. Tim Hardee – President

Appoint Dr. Tim Hardee to replace Dr. Kay Raffield on the WIB.

ACTION: MOTION and second was received from the Committee and carried by Council to approve the recommendations as presented. Vice Chairman Baten abstained.

- ◆ Vacancy Slot for Sumter County Economic Development Sector Recommendation: George Kosinski

Appoint Mr. George Kosinski to replace Jay Schwedler on the WIB.

ACTION: MOTION and second was received from the Committee and carried by Council to approve the recommendations as presented. Vice Chairman Baten abstained.

- ◆ Discussion On The Possibility Of Implementing A Policy To Remove Board Members From Council's Boards and Commissions.

The Committee also discussed the possibility of implementing a policy to remove Board Members from Council's Boards and Commissions. No action taken; this matter will be discussed at the next earliest meeting of the Internal Affairs Committee.

- (3) Public Safety Committee Meeting Held On Tuesday, July 24, 2007, At 4:00 P.M. In County Council's Conference Room At The County Administration Building (Baker, Baten, and Robinson.)

The Chairman of the Committee, Councilman Baker, presented the following report and recommendations.

- ◆ Discussion On Public Safety Issues Relating To Theft Of Copper And Other Materials and Equipment In Sumter County.

A citizen came before the Committee concerning the increasing theft of copper and other materials and equipment from homes in Sumter County. The thieves are causing more damage than what the copper is worth and much of the damage is to homes under construction or new homes. The Sheriff was present during this Committee meeting. This matter will be discussed further at a later date to allow the Sheriff to provide the Committee with some statistics and a plan to try to help alleviate this problem in Sumter. It was also suggested that it would be good to find out what

company or companies might be receiving the copper once it is removed from the air conditioning units or homes. No action was taken.

◆ Presentation By Chuck Banghart In Reference To Sumter Lee Detention Center Housing Federal Inmates.

Mr. Banghart from the Federal Marshall's Office discussed the pros of having Federal Inmates in Sumter Lee Detention Center. He emphasized that the County would determine which type of Federal inmates it would receive and could later determine that it does not want to be in an agreement with the Federal Marshall's Office and terminate the agreement. This matter will be discussed again on August 14, 2007. No action taken.

◆ Executive Session: It May Be Necessary To Hold An Executive Session To Receive A Legal Briefing

No executive session was held.

(4) Fiscal, Tax, and Property Committee Meeting Held On **Tuesday, July 24, 2007, At 5:00 P.M.** In County Council's Conference Room At The County Administration Building (McGhaney, Blanding, and Edens -- All Council Members Are Asked To Attend This Meeting.)

The Chairman of the Committee, Chairwoman McGhaney, gave the following report and recommendations.

◆ Discussion On The Possibility of Applying For a SCDOT Enhancement Grant Which Requires A 20% Match.

The Committee received a presentation concerning the possibility of Sumter County applying for a SCDOT Enhancement Grant which will require a 20% match by the County. It was recommended that the County would apply for the grant which would allow for enhancement in the areas of Highway 521 North and South and Highway 378 East and West – Entrance Way Signs and beautification. The Committee recommended approval of the recommendation to apply for the grant as well as the proposed project and to secure funds from the County's grant matching fund line item for the County's match up to \$10,000.

ACTION: MOTION and second was received from the Committee and unanimously carried by Council to approve the recommendation as presented.

◆ Discussion On Special Projects Using Capital Improvement Funds.

The Committee discussed several projects to be funded through Capital Improvement Funds. Council previously approved using up to \$366,667 (any funds not used in the Courthouse/County security project will be dedicated to the development of rural fire stations; the additional projects would include:

- ◆ \$300,000 for rural fire stations (Council will discuss later which fire stations will be constructed first and other matters relating to these projects.)
- ◆ Patriot Hall –HVAC 9-2nd Floor Lobby -- \$6,500
- ◆ Patriot Hall-HVAC 8-Booth Room -\$6,500
- ◆ Patriot Hall-New Plywood for Orchestra Pit Cover-\$10,000
- ◆ Public Buildings-Information Technology -Roof-\$\$25,000
- ◆ Public Buildings-Information Technology-A/C Units - \$30,000
- ◆ Public Works-Repair/replace Car Wash Roof-\$15,000
- ◆ EMS-Station Upgrades-\$15,000
- ◆ Recreation-Complete Haynsworth Media Room - \$60,000

The total cost for the projects, excluding the \$366,000 for Courthouse security, is \$468,000.

ACTION: MOTION and second was received from the Committee and unanimously carried by Council to approve the recommendation as presented.

- ◆ Purchase of Additional Fire Equipment (Lease Purchase Arrangement).
The Committee received a presentation from the Administrator and the Financial staff concerning lease purchase of fire equipment. The Committee agreed to recommend to Council to enter into a lease purchase agreement to purchase Fire Safety equipment gear at a cost of \$600,000 over a four year time-frame – approximately 96 air packs and two relay towers. The first payment of the lease agreement will be paid out of the matching grant fund -- \$90,000 – which is in this year’s budget; then the Administrator will seek a General Obligation Bond (for Fire District #2) to pay for the remaining part of the \$600,000; minus the \$90,000.

ACTION: MOTION and second was received from the Committee and unanimously carried by Council to approve the recommendation as presented.

- ◆ Follow-up On Request For Funds For Career Center From Authorized Reserve Funds. (\$182,000).

The Committee discussed a previous agreement to provide \$182,000 of authorized reserve funds for the Sumter County Career Center; these funds would be forwarded to Sumter County School District #2 for disbursement or repayment to the School District on behalf of the Career Center for a renovation project.

ACTION: MOTION and second was received from the Committee and unanimously carried by Council to approve the recommendation as presented.

NOTE: *The Attorney was asked to provide Council with clarification as to who owns the Career Center building and who is responsible for the upkeep of the building.*

- ◆ Executive Session –Contractual Matter Pertaining To Economic Development.
Information was received from Rick Farmer, staff member of the Development Board. No action taken.

(5) Report From Council Members On Other Meetings, Trainings, and/or Conferences.

No report given.

MONTHLY REPORTS:

- Ø Sumer County Emergency Management Activity Report
- Ø Sumter County Development Board
- Ø Sumter Chamber of Commerce
- Ø Regional Wastewater Agreement
- Ø SCAC Legislative Policy Development Process
- Ø NOBCO 24th Annual Economic Development Conference – Portland, Oregon – April 24-27, 2008
- Ø Letter From Lorine Washington Alston
- Ø Sumter County Shiloh Water System
- Ø Public Works
- Ø Sheriff's Department

ADMINISTRATOR'S REPORT:

- ◆ The County is operating efficiently with the new security set-up for the Courthouse.
- ◆ The Administrator attended the Rural Fire Captains monthly meeting.
- ◆ The County received an "A1" Financial Rating for the current bonds sold (\$7,340,000) at a rate of 4.01%.

PUBLIC COMMENT:

The Chairwoman asked if anyone from the public would like to make comments to members of Sumter County Council. The following persons spoke:

- ◆ Sharon McKenzie stated that she is an American Pit Bull Terrier breeder and owner. She also is a representative of The Responsible Dog Owner of The Western States – this is a nation-wide organization which opposes breed specific legislation. She stated that she has serious concerns with the proposed ordinance as it is currently written. (1) It makes the assumption that if you have an American Pit Bull Terrier that you are automatically involved in crime. (2) She also breeds Louisianan Catahoula Leopard Dogs and Japanese's Akita. (3) She is concerned about the limitation of only being able to breed 5 dogs. Lastly, she stated that banding dogs is not the issue.
- ◆ Katherine Washington stated that she is a representative of the twelve residents of Pasture R in Wedgefield, SC. She stated that she has been before Council in 2005 on several occasions with a request that Pasture Road be paved. She stated that she is here at the meeting to follow-up and find out the status of paving Pasture Road. Lastly, she stated that the owners of the 32 vehicles that reside on Pasture Road should be exempted from the Road User Fee. She asked Council to let the residents of Pasture Road know what the criteria are for a road to be selected for pavement.

ADJOURNMENT:

There being no further business and no additional comments from the public, the meeting was adjourned at 7:44 p.m.

Respectfully submitted,

Vivian Fleming-McGhaney

Mary W. Blanding

Chairman or Vice Chairman

Clerk

to County Council
Sumter County Council

Sumter County Council

Approved: August 14, 2007

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I certify that public and media notification of the above-mentioned meeting was given prior thereto as follows:

Public Notified: Yes

Manner Notified: Agendas posted on bulletin board on third floor of the Administration Building.

Date Posted: July 18, 2007

Media Notified: Yes

Manner Notified: Agendas were sent to most radio stations, television stations, and newspapers in the Sumter, Columbia, Manning, and Florence communities. Also, E-Mail notification was sent to Sumter County's Home Page, WIBZ, The Item, The Chamber, Time Warner Cable.

Date Notified: July 18, 2007

Respectfully submitted,

Mary W. Blanding
Mary W. Blanding

Minutes- Regular Meeting of Sumter County Council

July 24, 2007

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Tentative Schedule of Sumter County Roads for Paving

Approved for 2006/2007: - Completed

Sawgrass Subd.	.6	
Hunting Hills Subd.	1.0	
Blackberry Lane	.5	= 2.1 mi

Approved for 2007/2008:

Whitehall Subd.	1.8	
Point Dr.	.2	
Pierce S/D	1.5	= 3.5 mi

Approved for 2008/2009

Squaw Valley S/D	2.0	= 2.0 mi
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Approved for 2009/2010

Lucas Street	.1	
Acres Ave.	.3	
Level Lane	.1	
Lynn Street	.2	
Elbow Circle	.1	
David Alston	.1	
Lisbon Drive	.5	= 1.4 mi

Approved for 2010/2011

Lloyd Drive	.9	
Furman Cove	.4	
Colony Street	.6	
Corona Street		= 1.9 mi

Approved for 2011/2012

Bell Street (Resurface)	.2	
Sally Street	.4	
Burnt Gin Road	.3	
Buckhorn	.5	
Tiverton Church Rd.	.1	= 1.5 mi

Approved for 2012/2013

Burrows Road	.5	
Rodwin Road	.4	
Homestead Road	2.1	= 3 mi

Total Miles = 15.4