

MINUTES
Special Meeting
Sumter County Council
Friday, January 17, 1997 -- 5:00 p.m.
Sumter County Council Chambers

MEMBERS PRESENT: James A. Campbell, Chairman; Frank E. Williams, Jr., Vice Chairman; Artie Baker, Carol Burr, Charles E. Fienning, and Naomi D. Sanders

MEMBERS ABSENT: Louis Fleming

MEDIA PRESENT: The media was invited, but none attended the meeting.

PUBLIC PRESENT: Mr. Steve Rust and Mr. James Kepner.

STAFF MEMBERS PRESENT: William T. Noonan, County Administrator; Mary W. Lewis, Clerk to Council; and Kathy Cuttino, County Attorney.

CALL TO ORDER: The meeting was called to order by Chairman Campbell and the invocation was also given by the Chairman.

ITEMS TO BE DISCUSSED:

- (1) **Second Reading -- 97-316 -- AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF INDUCEMENT AND MILLAGE RATE AGREEMENT BY AND BETWEEN SUMTER COUNTY, SOUTH CAROLINA, AND A COMPANY TO BE ANNOUNCED (THE COMPANY) WHEREBY, UNDER CERTAIN CONDITIONS, SUMTER COUNTY WILL ACQUIRE TITLE OF CERTAIN INDUSTRIAL PROPERTY FOR LEASE TO THE COMPANY; (2) COVENANT IN SUCH LEASE TO ACCEPT CERTAIN FEE IN LIEU OF AD VALOREM TAX ("FILOT") PAYMENTS WITH RESPECT TO SUCH PROPERTY; (3) ISSUE UP TO [ONE MILLION DOLLARS (\$1,000,000 AGGREGATE PRINCIPAL AMOUNT OF SPECIAL SOURCE REVENUE BONDS OR NOTES (THE PRINCIPAL AMOUNT THEREOF TO BE DETERMINED PRIOR TO ISSUANCE THEREOF IN ACCORDANCE WITH CERTAIN CONDITIONS SET FORTH HEREIN AND IN THE INDUCEMENT AGREEMENT) OR, IN LIEU OF SUCH BONDS OR NOTES, COVENANT WITH THE COMPANY TO PROVIDE A CREDIT AGAINST THE COMPANY'S FILOT PAYMENTS, IN EITHER CASE TO PROVIDE FUNDS FOR CERTAIN ECONOMIC DEVELOPMENT IMPROVEMENTS RELATED TO SUCH PROPERTY; AND (4) MAKE AVAILABLE TO THE COMPANY THE BENEFITS OF A MULTI-COUNTY INDUSTRIAL PARK AGREEMENT.**

Ms. Kathy Cuttino presented this matter before Council. She stated that this is the latest draft of the inducement agreement with blacklined changes in the agreement. Each Council member was given a copy of the revised inducement agreement. There were no changes in the ordinance.

After discussion, Council took action on this matter.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Burr, and unanimously carried by Council to grant second reading to the proposed ordinance as presented.

- (2) Suggested to Hold Executive Session To Discuss A Legal, Contractual, and/or Personnel Matter. (The Executive Session, if approved by Council, will be held after all business matters have been completed.)

The Chairman stated that he would entertain a motion to enter executive session to discuss a contractual matter and to receive a legal briefing from the County Attorney.

ACTION: MOTION was made by Vice Chairman Williams, seconded by Councilwoman Sanders, and unanimously carried by Council to enter executive session to receive a legal briefing from the County Attorney and to discuss a contractual matter.

OPEN SESSION

ACTION: MOTION was made by Councilman Fienning, seconded by Vice Chairman Williams, and unanimously carried by Council to enter open session at the conclusion of executive session.

There was no report from executive session pertaining to the legal briefing nor the contractual matter. The Chairman did, however, present two letters to Council requesting that Council grant him the authority to sign a letter to Ms. Bonnie Ammons of the Governor's Office and a letter to Mr. James Darby of Santee Lynches Regional Council on Governments in reference to Project Tahoe.

ACTION: MOTION was made by Councilwoman Sanders, seconded by Councilman Burr, and unanimously carried by Council to authorize the Chairman to sign a letter to Ms. Bonnie Ammons, Assistant Director-Program Management of the South Carolina Department of Commerce Division of Community Grant Program, requesting a \$657,000 Community Development Block Grant and a letter to Mr. James Darby of Santee-Lynches Regional Council on Governments requesting Mr. Darby's office prompt assistance in application preparation, environmental review, and grant administration for a 500,000 gallon elevated water tank at a cost of \$900,000 -- both in reference to Project Tahoe.

- (3) Additional Items:

1. Road Committee Recommendations from the Delegation

The Chairman presented a letter from the Legislative Delegation requesting that Mr. James Clayton Hall, Mr. Louis Walker, Mr. Carl DuBose, Mr. Chic Mathis, and Mr. James Boyd be appointed to the Transportation Committee.

ACTION: MOTION was made by Vice Chairman Williams, seconded by Councilwoman Sanders, and unanimously carried by Council to approve the appointment of Mr. James Clayton Hall, Mr. Louis Walter, Mr. Carl C. DuBose, Mr. R. J. "Chic" Mathis, and Mr. James H. Boyd on the Transportation Committee as recommended by the Sumter County Legislative Delegation.

IV. Adjournment: After all comments and business matters, MOTION was made by Councilman Burr, seconded by Councilman Baker, and unanimously carried by Council to adjourn the meeting at 6:40 p.m.

Respectfully submitted,

Mary W. Lewis
Clerk to County Council

Approved: _____

Chairman/Vice Chairman:_____