

**Minutes
Regular Meeting
Sumter County Council
February 22, 1994
Sumter County Courthouse
County Council Chambers -- 6:30 p.m.**

MEMBERS PRESENT: Joseph B. Davis, Jr., Chairman, Louis Fleming, Vice Chairman, Carol Burr, Rudy Singleton, Otis Scott, Sr., John A. Watt, Jr., and Frank E. Williams, Jr.

MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: William T. Noonan, County Administrator; Eddie Newman, Public Works Director; Abbas Abouhamdan, Environmental and Technical Engineering Manager; Martin E. Rigers, Assistant County Administrator/Human Resource Director; Mr. Henry B. Richardson, Jr., County Attorney; and Mary W. Lewis, Clerk to County Council.

MEDIA PRESENT: The Item

MEMBERS OF PUBLIC PRESENT: Approximately 60 members of the public were in attendance.

CALL TO ORDER: The meeting was called to order by Chairman Davis and Councilman Scott gave the invocation.

ACTION ON MINUTES: Upon MOTION by Councilman Singleton, seconded by Councilman Williams, Council voted unanimously to approve the minutes of February 8, 1994, as presented by the Clerk.

NEW BUSINESS:

- (1) Special Recognitions:
Chairman Davis and Council recognized local firefighters for their outstanding work during a recent fire in the Second Mill Pond area by presenting them with a certificate of appreciation.
- (2) Deputy of the Year:
Deputy Gary Metts was recognized by Council for receiving the American Post 15 Officer of the Year Award. Council presented Deputy Metts with a certificate of appreciation and a monetary donation.

(3) State Designated Correctional Program and Prison Exchange Program

The County Administrator provided copies of the agreement between the State of South Carolina Correctional Department Designated Correctional Prison Exchange Program and Sumter County.

Then Mrs. Joan Sexton spoke to Council about her concern regarding the Prison Exchange Program. She stated that one of the prisoners at the Sumter County Correctional Center had taken the life of her husband and should have stayed in the state correctional facility instead of being exchanged to Sumter County.

ACTION: After Mrs. Sexton's presentation, MOTION was made by Councilman Singleton, seconded by Councilman Fleming, and unanimously carried by Council to authorize the Administrator to set up a meeting between Jerry Hyatt, Correctional Director; Mr. Henry Richardson, County Attorney; a member of the S. C. Correctional Department as well as the Administrator and Council members.

The Chairman informed Mrs. Sexton and other members of the public that as soon after the aforementioned meeting, she and the public will be notified of the Council decision during one of its meetings.

LAND USE MATTERS AND REZONING REQUESTS

Planned Development/Rezoning Requests - None

Street Name Change - None

Grant Award Agreement - None

PUBLIC HEARING-

1. **Third Reading -- (94-256) An Ordinance Amending the Sumter County Business License Ordinance.**

The Chairman convened public hearing for the amendment to the business license ordinance. He inquired if anyone wished to speak in favor of or opposition to the proposed ordinance.

Mr. Leon Walker asked to be heard by Council; however, his concern pertained to the City's peddler's license.

ACTION: The Chairman asked that Mr. Walker's concerns, relating to selling his farm products in the City limits, be directed to City Council. Also, the Chairman asked that the County Attorney work with the City Attorney in finding a suitable area (i.e. the Fairgrounds area) for sale of farm's produce and not be classified as a peddlers.

No one else spoke during public hearing. At the conclusion of comments, the Chairman declared the public hearing closed.

OLD BUSINESS:

1. Third Reading -- (94-256) An Ordinance Amending the Sumter County Business License Ordinance.

The County Administrator presented the proposed ordinance to County Council and stated that there were no changes to the ordinance amendment since first reading. The Chairman then called for public hearing.

ACTION: After the public hearing, MOTION was made by Councilman Williams, seconded by Councilman Scott, and carried by Council to grant third reading and adoption of the ordinance amending the Sumter County Business License Ordinance. Councilman Singleton voted nay.

ACTION: MOTION was made by Councilman Singleton that the Sumter County Business License Ordinance be rescinded. The MOTION died for a lack of a second.

NEW BUSINESS:

1. Samantha Anderson -- Youth Employment

Ms. Anderson offered to Council the following recommendation to ensure that Sumter County's youth receive employment during the summer months and other times during the school year.

Industry -- Ask industry to hire a certain number of youth to work after school and during summer vacation. Also, make sure that the employment of these youth is distributed equally among the high schools in the county.

JTPA -- Try to revise the requirements of JTPA so that additional students can received the advantages of JTPA.

Chamber of Commerce -- Ask the Chamber and business that are members of the Chamber to hire students for after school work and summer work.

Partnership -- Develop and implement a partnership fields of study where a young person could work as an apprentice.

Grocery Stores -- Encourage the local grocery stores to continue to hire youth and ensure that they are from a variety of local high schools.

Finally, Ms. Anderson asked that all businesses publicize job vacancies through the local schools, the school districts, and the guidance counselors.

She added that if the teen center is implemented, courses could be offered at the center to teach teens how to perform certain skills such as babysitting, tutoring, etc.

She said the teen center could be operated solely by teens and have appropriate adult supervision.

ACTION: The Administrator was directed to contact the Director of Recreations to research the feasibility of developing an implementing a babysitter training course through the Recreation Department. Also, the actual sitting would take place at the Recreation Department.

Mr. Rick Hines was asked to take this matter before the Merchant Association and follow-up with the County Administrator.

3. Sheriff's Budget Request

The Sheriff presented a cost analysis of the vehicles that are assigned to the Sheriff's office -- age analysis, mileage analysis, average cost per year to operate the vehicle analysis, and average cost per mile to operate the vehicle analysis. Also copies of the County's present vehicle policy were given to council member.

ACTION: MOTION was made by Councilman Scott, seconded by Councilman Singleton, and unanimously carried by Council to received the material as information and directed the Administrator to confer with other counties and local agencies about their fleet management police and report back to Council as soon as possible.

4. Approval for Agency Budget Request Requirements

The Administrator presented a copy of a letter that he proposes to send to agencies that currently receive funding from the County. The letter requests that the agencies provide Council with:

1. a copy of their operating budget
2. a synopsis of the agency's major achievements for the past year
3. the number of Sumter County persons served by the agency compared to the total population. The number of Sumter County residents employed by the agency.
4. the maximum amount of actual cash required, the minimum funding level.
5. the specific use of County funds being requested.
6. the total amount of funds received from all other sources.
7. statement whether the funds being requested are to be used to match other funds.

Also, each organization must submit a copy of its most current audit.

ACTION: MOTION was made by Councilman Burr, seconded by Councilman Watt, and unanimously carried by Council to approve the letter as presented by the Administrator.

5. Landfill Rates in County -- Report on Receipt of Inert Waste Outside the County

Mr. Abouhamdan, along with the Administrator, updated Council on questions from the previous meeting. (1) Can a permitted operator of a construction, demolition landfill accept any out-of-county waste at the facility; DHEC said that is permissible. (2) Can the County charge an extra fee per ton for waste out of County accepted at the private landfill; DHEC said they do NOT recommend that the County charge an extra fee for waste brought in from outside the County to a privately operated landfill; however, the County can charge an extra fee for waste brought to its landfill from outside the county. (3) Council does have the authority to limit receipt of debris tonnage by a privately owned landfill.

ACTION: Council agreed that it will continue to research the feasibility of establishing \$10.05 as the fee charge and to set a 5,000 tonnage debris limit to privately owned landfill operators.

MOTION was made by Councilman Scott, seconded by Councilman Singleton, and unanimously carried by Council to receive Mr. Abouhamdan's report as information and requested that additional information on rates and tonnage be provided at the next meeting. The Administrator and Mr. Abouhamdan were also asked to prepare budget impact analysis in receiving 5,000, 10,000, and 15,000 tons of debris at privately owned landfills.

6. Resolution - Regional Jail Concept

Mr. James Fields, member of the Regional Jail Task Force, presented the resolution to Council. The purpose of the resolution is for Council to endorse Sumter County's participation in a Regional Jail System with Clarendon, Kerhsaw, and Lee Counties. Also an ordinance will be forthcoming and each Council will need to adopt the ordinance as well as this resolution. Additionally, a person will need to be appointed by each Council to set on the Interim Jail System Board of Directors. Simultaneously, each Council will need to make necessary preparations to identify prospective members of the board and prepare them to receive training on how to operate a Regional Jail Systems. The training will be provided by consultant from the National Institute of Corrections.

ACTION: After discussion, MOTION was made by Councilman Fleming, seconded by Councilman Williams, and unanimously carried by Council to adopt the resolution and directed the Chairman and the Clerk to execute and deliver the resolution on behalf of the County.

7. **First Reading -- (94-258) An Ordinance Requiring Persons Engaging in Certain Door-to-Door Solicitations or Sales within any of the Unincorporated Areas of Sumter County to Obtain and Display and Identification Card as Required in this Ordinance and Providing Penalties for Violations.**

Mr. Rick Hines presented the proposed ordinance to Council. Once adopted, the ordinance will require door-to-door sales persons to wear an identification card which is being sponsored by the Chamber and the Merchants Association. Also, if the sales persons do not follow the guidelines set forth in the ordinance, penalties will be charged to the person.

ACTION: After discussion, MOTION was made by Councilman Singleton, seconded by Councilman Watt and unanimously carried by Council to grant first reading to the proposed ordinance.

8. **Taxpayers Rights Referendum/Local Option Sales Tax Referendum**

The Chairman introduced this matter; then Councilman Singleton requested that Council defer hearing this matter until the State Legislative body receive and act upon the "Boan Bill."

ACTION: MOTION was made by Councilman Singleton, seconded by Councilman Burr, and unanimously carried by Council to table this matter until the March 22, 1994, meeting and requested that the Attorney and the Administrator provide Council with time lines as to when these matters should be brought before the public for action.

9. **Executive Session -- Legal Briefing, Contractual, and Personnel Matters**

ACTION: MOTION was made by Councilman Williams, seconded by Councilman Watt, and unanimously carried by Council to enter executive session to receive a legal briefing and to discuss a contractual and a personnel matter. At the conclusion of executive session, Council reentered open session.

OPEN SESSION

ACTION: MOTION was made by Councilman Watt, seconded by Councilman Williams, and unanimously carried by Council

to direct the County Administrator to have dialogue with the City Manager about jointly retaining a consultant to work with the County, City, and Shaw AFB reference to base closure and report by to Council.

COMMITTEE REPORT:

1. Presentation and Reception by Sumter Arts Gallery -- February 22, 1994, 5:15 p.m. at the Art Gallery on North Main Street.

Chairman Davis, Vice Chairman Fleming, Councilmen Burr and Watt, along with the Administrator and the Clerk, attended the reception and then received a presentation from the Gallery relating to upcoming events and proposed budget needs.

2. Observations and Suggestions by Councilmen.

The Chairman stated that he and other Council members, along with members from the Chamber, the Development Board, and other agencies, met to discuss rural water and sewer needs. He has contacted some community leaders and forward applications for serving on the Public Utilities Commission to them. Since Council voted to place additional people on the Commission outside of the "water district" arena, the Chairman asked that the persons he presented be appointed to the board.

ACTION: MOTION was made by Councilman Williams, seconded by Councilman Fleming, and unanimously carried by Council to enter executive session to discuss a contractual matter relating to the Public Utilities Commission. At the conclusion of executive session, Council re-entered open session.

OPEN SESSION

ACTION: Council agreed to meeting with the Public Utilities Commission and inform them of Councils intention of placing additional people on the Public Utilities Commission.

3. Appointment to the Planning Commission:

ACTION: MOTION was made by Councilman Scott, seconded by Councilman Watt, and unanimously carried by Council to appoint Mr. Jerry Bozeman to the Planning Commission as a joint appointment with the City. Mr. Bozeman applied both at the City and the County as was recommended by both entities.

4. March 8, 1994, Agenda:

ACTION: The Clerk was asked to place on the March 8, 1994, Council Agenda (1) Grants Writer, and (2) Dog Barking Ordinance

MONTHLY REPORT: None

COUNTY ADMINISTRATOR'S REPORT:

1. Santee Wateree Regional Transportation Authority -- A letter was received from this agency in preparation for their budget cycle and asked Council to forward a letter of endorsement to them for matching funds during the upcoming fiscal year.

ACTION: MOTION was made by Councilman Scott, seconded by Councilman Fleming, and unanimously carried by Council to direct the Administrator so send a letter of endorsement to Santee Wateree Regional Transportation Authority that Council will endorse their efforts of matching funds during the upcoming fiscal year with a cap of \$10,000 as previously funded provided that RTA include Catchall, Wedgefield, Shiloh, and St. John's area in their transportation schedule and not through additional contracts.

ACTION: MOTION was made by Councilman Scott, seconded by Councilman Fleming, and unanimously carried by Council that the Administrator is to include in the budget letters to local agencies receiving funds from Council that no funds or letters of support for grants will be approved by Council until a consolidated transportation plan has been developed and implemented.

PUBLIC COMMENT:

There were no additional comments from the public.

ADJOURNMENT: After all business and no additional comments from the public, the meeting was adjourned at 10:30 p.m.

Respectfully submitted,

Chairman or Vice Chairman Clerk to County Council
Sumter County Council

Approved: _____

Regular County Council Meeting Minutes

Page 9

February 22, 1994

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

Public Notified: Yes

Manner Notified: Agenda posted on bulletin board outside of County Administrator's office.

Date Posted: February 17, 1994

Media Notified: Yes

Manner Notified: Agenda sent to all radio stations in the Sumter area, to WBTW TV and WRJA TV, to the Item newspaper, Shaw AFB Community Planner, the Stateburg Gazette, and to the State newspaper.

Date Notified: February 17, 1994

Respectfully submitted,

Mary W. Lewis