

PUBLIC HEARING & REGULAR MEETING  
DARLINGTON COUNTY COUNCIL  
DARLINGTON, SC

APRIL 20, 2015

A public hearing and regular meeting of the County Council of Darlington County was held this 20<sup>th</sup> day of April 2015, at 6 p.m., at the Darlington County Courthouse Annex/EMS Building, 1625 Harry Byrd Highway, Darlington, South Carolina.

NOTICE OF MEETING

In compliance with the Freedom of Information Act, a copy of the agenda, giving the date, time, and place of the meeting was mailed in advance to the local newspapers, persons requesting notification, and posted on the bulletin board at the entrance to the County Administrator's Office and the Darlington County Courthouse Annex/EMS Building.

A Notice of Public Hearing for Ordinance No. 15-09 was published in the News and Press and the Hartsville Messenger on March 25, 2015.

COUNCIL MEMBERS PRESENT

Chairman Bobby Hudson, Vice Chairman Robbin Brock, Chaplain Dannie Douglas, Jr., Mr. David Coker, Mr. Marvin Le Flowers, Mrs. Wilhelmina P. Johnson, Ms. Mozella "Pennie" Nicholson, and Mr. Robert L. Kilgo, Jr.

ALSO PRESENT

County Administrator Terence Arrington, County Attorney James C. Cox, Jr., Clerk to Council J. JaNet Bishop, Elections/Voter Registration Director Hoyt Campbell, Recreation Director Ken McRae, Codes Enforcement Director Randy Evans, Prison Farm Director Jonathan McFadden, Airport Manager Barry Kennett, Library Director Jimmie Epling, Emergency Services Director Charles Stewart, Interim Finance Director Sherman Dibble, Economic Development Director Frank Willis, Recycling Coordinator Paula Newton, Environmental Services Director Renee Howle, Corrections Director Mitch Stanley, Chief Deputy Sheriff James Hudson, Sheriff Wayne Byrd, and others.

REPORTERS PRESENT

Mr. Jim Faile of the Messenger and Ms. Samantha Lyles of the News and Press.

Recognition Of Employee, Chairman Hudson

Chairman Hudson recognized Ms. Rosa Gattison for 32 years of service with Darlington County. Ms. Gattison was not present at the meeting.

**PUBLIC HEARING**

Ordinance No. 15-09, An Ordinance To Amend Darlington County Code Of Ordinances, Chapter 2 (Administration), Article V. (Finance), Section 2-312 (Line Item Transfers) To Allow

The County Administrator To Approve Interfund Transfers Up To Five Thousand Dollars Between Departmental Activities And Establish The Effective Date Of This Ordinance, **AS AMENDED**

Chairman Hudson declared the public hearing open at 6:03 p.m. to receive comments on Ordinance No. 15-09.

There being no comments, the public hearing was closed.

**REGULAR MEETING**

Call To Order / Invocation / Pledge Of Allegiance

Chairman Hudson called the meeting to order at 6:04 p.m. Mr. Douglas presented the invocation and Mr. Kilgo led Pledge of Allegiance.

Citizens' Comments

Mr. Mark Haenchen, Executive Director for Darlington County Habitat for Humanity, reported that since 1996, Habitat has built 38 affordable homes in Darlington County. He requested Council to waive the plan reviews and inspections fees in order to keep the cost of their houses as low as possible. Habitat builds about five houses per year; two in the county.

Personal Appearances

There were no personal appearances.

Consent Agenda

Included in the Consent Agenda were the following:

<u>ITEMS</u>	<u>ACTION</u>
A. Darlington County Animal Shelter Quarterly Report, January - March 2015	Receive As Information
B. Marlboro/Darlington County Beaver Program Report March 2015	Receive As Information
C. Building Permits & Building Inspections Report, March 2015	Receive As Information
D. Animal Control Report, March 2015	Receive As Information
E. Historical Commission Minutes, April 2, 2015	Receive As Information
F. Great American Cleanup Flyer	Receive As Information

G. Memo From Environmental Services RE: Landfill Charges Paid By Hartsville Housing Authority Receive As Information

H. Memo From Emergency Services Director RE: Status Of Information About Ambulance Franchise Receive As Information

**MOTION** was made by Mr. Kilgo and seconded by Mr. Brock to receive the Consent Agenda items as information.

The motion carried unanimously.

Approval Of Minutes - Joint Meeting Of Darlington County's Municipal Councils, County Council, Board of Education, & Legislative Delegation, March 30, 2015

**MOTION** was made by Mrs. Johnson and seconded by Mr. Douglas to approve the minutes of March 30, 2015.

The motion carried unanimously.

Approval Of Minutes - Public Hearing & Regular Meeting, April 2, 2015

**MOTION** was made by Mrs. Johnson and seconded by Mr. Douglas to approve the minutes of April 2, 2015.

The motion carried unanimously.

Ordinances

Ordinance No. 15-09, An Ordinance To Amend Darlington County Code Of Ordinances, Chapter 2 (Administration), Article V. (Finance), Section 2-312 (Line Item Transfers) To Allow The County Administrator To Approve Interfund Transfers Up To Five Thousand Dollars Between Departmental Activities And Establish The Effective Date Of This Ordinance, **AS AMENDED - THIRD READING**

**MOTION** was made by Mr. Kilgo and seconded by Mrs. Johnson to approve third reading of Ordinance No. 15-09.

The motion carried unanimously.

Ordinance No. 15-11, An Ordinance To Amend The Darlington County Code Of Ordinances, Chapter 54 (Streets, Sidewalks And Other Public Places), Article II. (Use Of Public Buildings), Section 54-26 (Criteria) And Section 54-28 (Rules, Procedures, Fees) To Require County, Municipal, State, Federal And Other Governmental Agencies To Pay A User Fee For Use Of Darlington County Government Facilities; Sections 54-27 (Buildings Available) And Section 54-28 (Rules, Procedures, Fees) To Delete Lamar Recreation Center; And To Establish The Effective Date Of This Ordinance - **SECOND READING**

**MOTION** was made by Mr. Kilgo and seconded by Mrs. Johnson to approve second reading of Ordinance No. 15-11.

The motion carried unanimously.

Ordinance No. 15-12, Ordinance Authorizing The Execution And Delivery Of A Fee Agreement And An Infrastructure Credit Agreement By And Among Darlington County, South Carolina, Sonoco Products Company, Sonoco Recycling, LLC, Sonoco Flexible

Packaging Co., Inc., And Sonoco Plastics, Inc. Providing For The Payment Of A Fee In Lieu Of Taxes, The Issuance Of Special Source Revenue Credits, The Inclusion Of Certain Property In A Multi-County Industrial Park, The Extension Of The Term Of A Multi-County Industrial Park, The Extension Of The Term Of A Prior Fee In Lieu Of Tax Arrangement, And Other Matters Related Thereto - **SECOND READING - CARRY OVER REQUESTED**

**MOTION** was made by Mrs. Johnson and seconded by Ms. Nicholson to carry over second reading of Ordinance No. 15-12.

The motion carried unanimously.

Resolutions

There were no resolutions.

Committee Reports

There were no committee reports.

Other Items

Appointments To Board/Commissions (Alcohol & Drug Citizen Advisory Committee – Coker; Ambulance Commission – Nicholson; Construction Board of Adjustment & Appeals - Johnson, Flowers; Airport Commission – Flowers; Library Board – Flowers; Parks & Recreation Commission – Flowers)

Mrs. Johnson nominated Mr. Roosevelt Scott for reappointment to the Construction Board of Adjustment & Appeals.

It was the consensus of Council to reappointment Mr. Roosevelt Scott to the Construction Board of Adjustment and Appeals.

Mr. Scott will continue serving for a term to expire June 30, 2017.

Grants Administrator Position

**MOTION** was made Mrs. Johnson and seconded by Ms. Nicholson to approve the Grants Administrator position.

Mrs. Johnson questioned the minimum requirements for this position. She felt that the Grant Administrator would be next to the County Administrator.

Mr. Flowers said he was not opposed to the position. He questioned where the funds would come from to fund this position.

Mr. Arrington explained that he was requesting approval of this position because of the need for it, especially in lower income areas. However, approval of the position would not guarantee funding for it. Staff would have to find the funds for it. If there are no funds, the position would not be funded. However, Council's approval is needed for all new positions.

Council and the staff talked about the duties of this position. The Grants Administrator would report to a department director.

The motion carried unanimously.

Request To Waive Fees For Plan Review And Building Permits For Up To Two Houses Per Year For Habitat For Humanity

**MOTION** was made by Mr. Kilgo and seconded by Mrs. Johnson to waive the fees for plan review and building permits for up to two houses per year for Habitat for Humanity.

It was stated in the information included in Council's agenda package that such request be considered by County Council annually.

The motion carried unanimously.

#### Payroll Lost Check And Closed Account Policy

Mr. Arrington explained that although Council had approved the Direct Deposit Policy, some employees were still receiving physical checks, which sometimes get lost. This policy would describe how to get those checks replaced. Mr. Arrington will provide Council with the number of live payroll checks that are printed each payroll.

**MOTION** was made by Mr. Hudson and seconded by Mr. Flowers to approve the Payroll Lost Check and Closed Account Policy.

The motion carried unanimously.

#### Administrative Update

Mr. Arrington mentioned that there was an article in the newspaper regarding the Business Registration Fee Ordinance. He explained that he had pulled this item from the agenda and was uncertain as to when it would be placed back on the agenda.

Mr. Arrington also stated that the press could contact his office for clarification prior to press releases.

#### Requests / Comments - Members Of Council

Mr. Brock thanked the staff.

Mrs. Johnson mentioned the All American Clean-up scheduled in April and suggested that the County become involved.

#### Vote For Executive Session (A) Discussions Of Negotiations Incident To Proposed Contractual Arrangements Regarding The Purchase Of Property Near Darlington County Airport; (B) Discussion Of Personnel, Employment, & Compensation Matters Involving Darlington County Environmental Services; (C) Discussion Of Contract Negotiations For Janitorial Services; and (D) Discussion Of Personnel Matters Regarding The Prison Farm

**MOTION** was made by Mr. Flowers and seconded by Mr. Kilgo to vote for executive session for items A, B, C, and D as listed above.

The motion carried unanimously.

#### Executive Session - Discussions Of Negotiations Incident To Proposed Contractual Arrangements Regarding The Purchase Of Property Near Darlington County Airport

**MOTION** was made by Mr. Flowers and seconded by Mrs. Johnson for Council, the County Administrator, the County Attorney, Interim Finance Director Sherman Dibble, and Airport Manager Barry Kennett to go into executive session for discussion of negotiations incident to proposed contractual arrangements regarding the purchase of property near Darlington County Airport.

The motion carried unanimously.

Council and the individuals listed went into executive session at 6:26 p.m. and reconvened at 6:32 p.m.

**MOTION** was made by Mr. Kilgo and seconded by Mr. Flowers that the motion from April 6, 2015, regarding the purchase of property at the County Airport using funds from the bond issue be amended to fund the purchase from Fund Balance.

The motion carried unanimously.

For the record, Mr. Arrington stated that he was not involved in the negotiation of the purchase price for this property.

Executive Session - Discussion Of Personnel, Employment, & Compensation Matters Involving Darlington County Environmental Services

**MOTION** was made by Mr. Flowers and seconded by Mr. Kilgo for Council, the County Administrator, the County Attorney, Interim Finance Director Sherman Dibble, and Environmental Services staff to go into executive session for discussion of personnel, employment, and compensation matters involving Darlington County Environmental Services.

The motion carried unanimously.

Council and the individuals listed went into executive session at 6:34 p.m. and reconvened at 7:37 p.m. Upon reconvening, Councilman Flowers announced that no action was taken.

Executive Session - Discussion Of Contract Negotiations For Janitorial Services

**MOTION** was made by Mr. Flowers and seconded by Mr. Kilgo for Council, the County Administrator, the County Attorney, Interim Finance Director Sherman Dibble, and Building Maintenance Director Andrew Smith to go into executive session for discussion of contract negotiations for janitorial services.

The motion carried unanimously.

Council and the individuals listed went into executive session at 7:37 p.m. and reconvened at 7:52 p.m.

**MOTION** was made by Mr. Flowers and seconded by Mr. Kilgo to authorize the County Administrator to enter negotiations for janitorial services and to bid the service for budget year 2015/2016.

The motion carried with Mr. Hudson and Mrs. Johnson opposing.

Executive Session - Discussion of Personnel Matters Regarding The Prison Farm

**MOTION** was made by Mr. Flowers and seconded by Mr. Kilgo for Council, the County Administrator, the County Attorney, Interim Finance Director Sherman Dibble, Emergency Services Director Charles Stewart, and Prison Farm Director Jonathan

McFadden to go into executive session for discussion of personnel matters regarding the Prison Farm.

The motion carried unanimously.

Council and the individuals listed went into executive session at 7:53 p.m. and reconvened at 8:07 p.m.

**MOTION** was made by Mr. Kilgo and seconded by Mr. Flowers to authorize the County Administrator to negotiate a contract with Palmer Pre-Release to handle the jobs that are currently being done by inmates at the Prison Farm.

Mr. Kilgo clarified that Council was giving the County Administrator the authority to negotiate a contract and not close the Prison Farm.

Mr. Arrington stated that if the response is favorable based upon what was discussed in executive session, he will present it to County Council for consideration. If he is unable to negotiate a contract that will meet the County's needs, then it will not be presented for Council to consider.

The motion carried with Mr. Hudson and Mrs. Johnson opposing.

Adjournment

**MOTION** was made by Mr. Kilgo and seconded by Mr. Flowers to adjourn the meeting. There being no further discussion, the meeting was adjourned at 8:11 p.m.

Respectfully submitted,

---

J. JaNet Bishop, Clerk to Council

---

Bobby Hudson, Chairman  
Darlington County Council

Approved at meeting of May 4, 2015.