

PUBLIC HEARINGS:

1. An ordinance (05-01) to amend the official zoning maps for Abbeville County on a 32.36-acre tract of land located on Old Abbeville Highway at Stevenson Road. This is a request by Brad and Dawn Johnson on tax map number 110-00-00-037. The request is to rezone from General Residential (GR) to Forest Agriculture (FA). There were no comments, so Chairman Thomas closed the public hearing.
2. An ordinance (05-02) to amend the FY 04-05 budget for Abbeville County by incorporating a prior year revenue and the expenditure thereof (\$135,000). There were no comments, so Chairman Thomas closed the public hearing.
3. An ordinance (05-03) to amend Section 708, Nonconforming Buildings or Uses, of the Abbeville County Zoning Ordinance. There were no comments, so Chairman Thomas closed the public hearing.

**ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
JANUARY 10, 2005
MINUTES**

PRESENT: Chairman Thomas, Councilman Davis, Councilman Forrester, Councilman Gunnells, Councilman Calhoun and Councilman Norris.

ABSENT: Councilman Simpson

CALL TO ORDER:

Chairman Thomas called the meeting to order at 7:40 p.m.

PLEDGE OF ALLEGIANCE:

The audience led in the Pledge of Allegiance.

INVOCATION:

Mr. Charles Williams - Chairman of the Area Commissions at Piedmont Technical College - gave the invocation.

FREEDOM OF INFORMATION ACT:

Chairman Thomas stated for the record that both the Press and Banner and the Index Journal were notified of the meeting and that the meeting was posted on County Buildings as required by the Freedom of Information Act.

APPROVAL OF MINUTES:

Chairman Thomas welcomed all to the meeting and thanked them for their attendance.

Councilman Gunnells made a motion to approve the minutes of the December 13, 2004 county council meeting. Councilman Calhoun seconded the motion. The motion carried 5-0-1 with Councilman Forrester abstaining.

ELECTION OF OFFICERS:

Chairman Thomas turned the meeting over to the County Attorney Lee Roper, who went over the procedures to be followed. Councilman Davis nominated Councilman Gunnells. Councilman Norris nominated Chairman Thomas. The vote was deadlocked with three (3) votes for each candidate. Chairman Thomas made a motion to recess for 5 minutes. Councilman Gunnells seconded the motion. The motion carried 6-0-0. Meeting reconvened at 8:00 with Mr. Roper stating that since a tie was in place, state law provided that the existing chairman will continue as de facto chairman, until the tie can be broken. Chairman Thomas nominated Councilman Norris for the position of Vice Chairman. Councilman Norris declined the nomination. Councilman Norris nominated Councilman Forrester. Councilman Gunnells nominated Councilman Davis. Councilman Forrester prevailed with 5 votes to 1 for Councilman Davis. Councilman Forrester was elected Vice Chairman for 2005. Mr. Roper turned the meeting over to Chairman Thomas.

PUBLIC COMMENT:

Mr. Charles Williams (Chairman of Area Commissions at Piedmont Technical College) thanked the Abbeville County Council for their support and introduced the master plan for the future.

Dr. Lex D. Walters (President of Piedmont Technical College) spoke to Council regarding the proposed plans for the future expansion of the Abbeville Campus.

PRESENTATIONS:

None

OLD BUSINESS:

- a. Third reading of an ordinance (05-01) to amend the official zoning maps for Abbeville County on a 32.36-acre tract of land located on Old Abbeville Highway at Stevenson Road. This is a request by Brad and Dawn Johnson on tax map number 110-00-00-037. The request is to rezone from General Residential (GR) to Forest Agriculture (FA). Councilman Norris made a motion to approve third reading. Councilman Gunnells seconded the motion. The motion carried 6-0-0.
- b. Second reading of an ordinance (05-02) to amend the FY 04-05 budget for Abbeville County by incorporating a prior year revenue and the expenditure thereof (\$135,000). Councilman Norris made a motion to approve second reading. Councilman Calhoun seconded the motion. The motion carried 6-0-0.
- c. Second reading of an ordinance (05-03) to amend Section 708, Nonconforming Buildings or Uses, of the Abbeville County Zoning Ordinance. Councilman Gunnells made a motion to approve second reading. Councilman Norris seconded the motion. Chairman Thomas suggested tabling the ordinance for more study and public input. Councilman Gunnells made a motion to table the ordinance. Councilman Norris seconded the motion. The motion carried 6-0-0.

NEW BUSINESS:

- a. First reading of an ordinance (05-04) to amend the official zoning map for Abbeville County, South Carolina on a 135 ± acres of land off highway 28 By Pass known as the Abbeville Industrial Park as shown on tax map 121, lots 195, 184, 009, 010, 011, 196 and 008 from LI, Light Industrial to BI, Basic Industrial. Councilman Norris made a motion to approve first reading. Councilman Calhoun seconded the motion. The motion carried 6-0-0.
- b. A resolution (1-05) establishing and adopting a policy regarding the charging of building permit fees and conducting inspections on county owned buildings and buildings owned by not-for-profits. Councilman Gunnells made a motion to approve the resolution. Councilman Norris seconded the motion. The motion carried 6-0-0.
- c. A resolution (2-05) to authorize the County Treasurer to transfer \$56,815.99 from the motor vehicle credit account (account # 340006521901) to the general fund (account # 701820117) and to close said account. Vice Chairman Forrester made a motion to approve the

resolution. Councilman Calhoun seconded the motion. The motion carried 6-0-0.

- d. A resolution (3-05) establishing and adopting a policy for the use of County owned buildings and facilities by the residents of Abbeville County and establishing a fee schedule and deposit for said use. Councilman Gunnells made a motion to table this resolution. Councilman Calhoun seconded the motion. The motion carried 6-0-0. Chairman Thomas sent this to the Personnel Committee for further review.
- e. A resolution (4-05) awarding a bid to Hinkle Excavation and authorizing the County Director to enter into a contract with Hinkle Excavation for the infrastructure improvements at the Lakelands Commerce Center at a cost not to exceed \$462,677.77. Councilman Norris made a motion to approve this resolution. Councilman Calhoun seconded the motion. The motion carried 6-0-0.
- f. A resolution (5-05) to authorize the transfer of \$53,841.74 from the Local Option Sales Tax account to the General Fund. Councilman Gunnells made a motion to approve this resolution. Vice Chairman Forrester seconded the motion. The motion carried 6-0-0.
- g. Date, time and place for 2005 meetings. Councilman Norris made a motion to continue with the same date, time and place as 2004 meetings. Councilman Calhoun seconded the motion. The motion carried 6-0-0.

DIRECTOR'S REPORT:

None

COMMITTEE REPORTS

- a. Finance Committee--Claude Thomas and Billy Norris. No report was given.
- b. Personnel and Administration--Ray Gunnells and Claude Thomas. No report was given.
- c. Public Works--Ray Gunnells and David Forrester. Councilman Gunnells stated that after researching the Oliver Ellis request, the committee recommends to council not to reopen the road under the current conditions. Chairman Thomas asked for a vote of approval or disapproval of the committee's recommendation. The vote was 5-1-0 in favor of accepting the recommendation with Councilman Calhoun voting in opposition. Chairman Thomas, asked the Public

Works Director, Buddy Agan to inform Mr. Ellis of the council's decision and of his course of action for redress.

- d. Intergovernmental Relations—Billy Norris, Claude Thomas and John Calhoun. Councilman Norris reported that there are two (2) vacancies on the Zoning Board of Appeals from Councilman Gunnells and Councilman Davis' districts. Also, there are three (3) vacancies on the Grievance Committee.
- e. Planning and Industrial Development—John Calhoun. No report was given.
- f. Education, Recreation, Health and Welfare—John Calhoun, Ray Gunnells and David Forrester. No report was given.
- g. Public Safety—David Forrester and Billy Norris. No report was given.

A motion was made by Councilman Gunnells to go into Executive Session to discuss Personnel, Contractual or legal matters. Councilman Calhoun seconded the motion. The motion carried 6-0-0.

EXECUTIVE SESSION:

Chairman Thomas reconvened the meeting following executive session and announced that no action was needed following executive session.

ADJOURNMENT:

There being no further items of discussion Councilman Norris made a motion to Adjourn. Vice Chairman Forrester seconded the motion. The motion carried 6-0-0.

The meeting adjourned at 9:05 pm.