

PUBLIC HEARINGS:

- 1) Ordinance (08-15) making provision for tax anticipation borrowing by Abbeville County, South Carolina, in the principal amount of not exceeding \$600,000.00 in anticipation of the collection of Ad Valorem Taxes for the fiscal year beginning the first day of July, 2008 and ending the 30th day of June, 2009; to prescribe the terms and conditions of such borrowing and the form of note to be executed evidencing the same; and to make provision for the payment thereof. Mr. Jim Irwin of Abbeville requested to know how much this was going to cost the County. County Director Moulder informed him 4.57% fixed which translated to less than \$6,000.00 for the period of the loan. Mr. Irwin informed Council that the State was cutting back and that the County needed to do the same. Hearing no further comment, Chairman Norris closed the public hearing.
- 2) Ordinance (08-17) authorizing: (1) the execution and delivery of a special source credit agreement by and between Abbeville County, South Carolina (the "County") and Project Palmetto (the "Company"); (2) the joint development of an Industrial Park in cooperation with Anderson County, such park to be geographically located in Abbeville and Anderson Counties and to be established pursuant to Section 4-1-170 of the South Carolina Code of Laws 1976, as amended; (3) the execution and delivery of a written agreement with Anderson County to provide for sharing of the expenses of the park and for the distribution of the revenues from the park to the counties and relevant taxing entities within the counties; and (4) other matters related thereto. Hearing no comment, Chairman Norris closed the public hearing.
- 3) Ordinance (08-18) to amend the Abbeville County Official Zoning Map for a 0.7 acre tract of land located at the intersection of Highways 71 and 284, and identified by tax map number 090-00-00-038 from Forest Agricultural (FA) to Rural Development District (RDD). Hearing no comment, Chairman Norris closed the public hearing.
- 4) Ordinance (08-19) providing for the adoption of Abbeville County Building Codes. Hearing no comment, Chairman Norris closed the public hearing.

**ABBEVILLE COUNTY COUNCIL
REGULAR MEETING
OCTOBER 13, 2008
MINUTES**

PRESENT: Chairman Norris, Vice Chairman McClain, Councilman Simpson, Councilman Thomas, Councilman Calhoun, Councilman Davis and Councilman Gunnells.

ABSENT: None

CALL TO ORDER:

Chairman Norris called the meeting to order at 7:37 p.m.

PLEDGE OF ALLEGIANCE:

Chairman Norris led the Pledge of Allegiance.

INVOCATION:

Chairman Norris gave the invocation.

FREEDOM OF INFORMATION ACT:

Chairman Norris stated for the record that the agenda has been posted and notice has been provided to the local news media as required by the Freedom of Information Act.

APPROVAL OF MINUTES:

- a) Councilman Gunnells made a motion to approve the minutes of the September 8, 2008, regular county council meeting. Vice Chairman McClain seconded the motion. The motion carried 7-0-0.
- b) Councilman Davis made a motion to approve the minutes of the September 22, 2008, special county council meeting. Vice Chairman McClain made an amendment to the minutes to include that Council went into Executive session during the workshop and that no action was taken. Councilman Calhoun seconded the motion with the amendment. The motion carried 5-0-2 with Councilmen Simpson and Gunnells abstaining.

PUBLIC COMMENT (Agenda Items):

Mr. Jim Irwin of 625 Highway 20, Abbeville requested that the Ordinance 08-14 be explained. Council asked Planning Director McKay to elaborate. The major change is the number of times per year an event can be held. This change was increased from three (3) to five (5), he explained.

OLD BUSINESS:

- a) Third reading of Ordinance (08-13) to approve the sale of approximately a 1.6 acre tract of land located in Abbeville County, a portion of property identified on TMS #121-00-00-008, and also shown on a plat prepared by Michael Neil Garrett (Plat Book 35, page 165) exhibit "A", legal description from (Deed Book 246, page 764) hereto as exhibit "B", to be sold "as is" to Abbeville Plant Facilities, LLC. for \$1.00 and other valuable consideration. Councilman Gunnells made a motion to approve third reading. Councilman Davis seconded the motion. The motion carried 7-0-0.

- b) Third reading of Ordinance (08-14) to amend the text of the Zoning Ordinance of Abbeville County regarding Special Events Permits, adopted February 11, 2008. Councilman Simpson made a motion to approve third reading with the amendment removing family reunions from the list of events. Vice Chairman McClain seconded the motion. The motion carried 7-0-0.
- c) Third reading of Ordinance (08-15) making provision for tax anticipation borrowing by Abbeville County, South Carolina, in the principal amount of not exceeding \$600,000.00 in anticipation of the collection of Ad Valorem Taxes for the fiscal year beginning the first day of July, 2008 and ending the 30th day of June, 2009; to prescribe the terms and conditions of such borrowing and the form of note to be executed evidencing the same; and to make provision for the payment thereof. Councilman Gunnells made a motion to approve third reading. Councilman Thomas seconded the motion. The motion carried 7-0-0.
- d) Second reading of Ordinance (08-17) authorizing: (1) the execution and delivery of a special source credit agreement by and between Abbeville County, South Carolina (the "County") and Project Palmetto (the "Company"); (2) the joint development of an Industrial Park in cooperation with Anderson County, such park to be geographically located in Abbeville and Anderson Counties and to be established pursuant to Section 4-1-170 of the South Carolina Code of Laws 1976, as amended; (3) the execution and delivery of a written agreement with Anderson County to provide for sharing of the expenses of the park and for the distribution of the revenues from the park to the counties and relevant taxing entities within the counties; and (4) other matters related thereto. Councilman Simpson made a motion to approve second reading. Councilman Calhoun seconded the motion. The motion carried 7-0-0.
- e) Second reading of Ordinance (08-18) to amend the Abbeville County Official Zoning Map for a 0.7 acre tract of land located at the intersection of Highways 71 and 284, and identified by tax map number 090-00-00-038 from Forest Agricultural (FA) to Rural Development District (RDD). Vice Chairman McClain made a motion to approve second reading. Councilman Gunnells seconded the motion. The motion carried 7-0-0.
- f) Second reading of Ordinance (08-19) providing for the adoption of Abbeville County Building Codes. Councilman Thomas made a motion to approve second reading. Vice Chairman McClain seconded the motion. The motion carried 7-0-0.

NEW BUSINESS:

- a) First Readings: New Policy – All first readings are read into the record by the Chairman, and a vote is not necessary per Ordinance 05-11.
 - 1) Ordinance (08-20) to amend the Abbeville County Official Zoning Map for a 0.7 acre tract of land located at 117 Union Church Road, Abbeville, and identified by tax map number 134-00-00-143, to rezone from General Residential (GR) to General Commercial (GC).

- 2) Ordinance (08-21) to amend the Abbeville County Official Zoning Map for a 2.6 acre tract of land located at 152 Highway 184, Iva, and identified by tax map number 046-00-00-033, to rezone from Forest Agricultural (FA) to Rural Development District (RDD).
- 3) Ordinance (08-22) adopting the initial Capital Improvements Plan (CIP) for unincorporated Abbeville County, Fiscal Years 2009/2010 through 2013/2014; and prioritizing capital projects recommended in the CIP for the initial Fiscal Year of 2009/2010.
- 4) Ordinance (08-23) to develop a jointly owned and operated industrial/business park in conjunction with Laurens County, such industrial/business park to be geographically located in Abbeville County and established pursuant to Sec. 4-1-170 of the Code of Laws of South Carolina, 1976, as amended; to provide for a written agreement with Laurens County to provide for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of ad valorem taxation and other matters related thereto.
- 5) Ordinance (08-24) authorizing pursuant to Title 4, Chapter 1 of the South Carolina Code of Laws, 1976, as amended, the execution and delivery of an infrastructure financing agreement between Abbeville County, South Carolina and Carolina Fabrication, Inc.
- 6) Ordinance (08-25) authorizing the execution and delivery of a fee agreement by and between Abbeville County, South Carolina and Milliken & Company, with respect to certain economic development property, whereby such property will be subject to certain payments in lieu of taxes; and other matters related thereto.

b) Resolutions:

- 1) Resolution (08-41) to authorize the transfer of \$26,857.58 from the Local Option Sales Tax Account to the General Fund. Councilman Davis made a motion to approve this resolution. Councilman Gunnells seconded the motion. The motion carried 7-0-0.
- 2) Resolution (08-42) honoring Ms. Mary Elizabeth Land for her unwavering dedication to Abbeville County and receiving the prestigious 2008 Bechtel Fellowship Award. Councilman Simpson made a motion to approve this resolution. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

DIRECTOR'S REPORT: None

COMMITTEE REPORTS:

- a) Finance Committee—Ray Gunnells, Claude Thomas and Billy Norris. No report was given.
- b) Personnel and Administration— Jeff Simpson, Bryan McClain and Claude Thomas. No report was given.
- c) Public Works—Mike Davis, Billy Norris and Bryan McClain. No report was given.
- d) Intergovernmental Relations—Bryan McClain, Mike Davis and John Calhoun. Councilman Simpson left the room. Vice Chairman McClain made a recommendation to appoint Ms. Debbie Abercrombie to the Board of Assessment Appeals. Councilman Davis seconded the recommendation. The recommendation carried 6-0-0. Vice Chairman McClain made a recommendation to reappoint Mr. Paul Crawford to the Abbeville Area Medical Center Board. Councilman Calhoun seconded the recommendation. The recommendation carried 3-2-1 with Chairman Norris and Councilman Gunnells against and Councilman Davis abstaining.
- e) Planning and Industrial Development—Claude Thomas, Ray Gunnells and John Calhoun. No report was given, but Councilman Thomas informed Council of the annexation of Zion Road to Greenwood County.
- f) Education, Recreation, Health and Welfare—John Calhoun, Ray Gunnells and Jeff Simpson. No report was given.
- g) Public Safety—Billy Norris, Jeff Simpson and Mike Davis. No report was given.

A motion was made by Vice Chairman McClain to go into Executive Session to discuss a personnel issue, economic matter and a budget issue. Councilman Calhoun seconded the motion. The motion carried 6-0-0.

Councilman Simpson returned to the meeting.

EXECUTIVE SESSION:

Chairman Norris reconvened the meeting following executive session and announced that there were two issues which needed to be addressed:

Vice Chairman McClain made a motion to amend the budget to include \$2,500.00 for Clemson Extension and Soil & Water. Councilman Simpson seconded the motion. The motion carried 7-0-0.

Chairman Norris made a motion for the Christmas holidays of 2008 to be December 24th, 25th, and 26th. Councilman Gunnells seconded the motion. The motion carried 7-0-0.

PUBLIC COMMENT (Non-Agenda Items): None

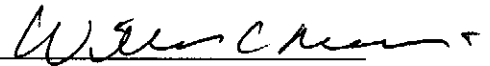
ADJOURNMENT:

There being no further items of discussion Chairman Norris made a motion to adjourn. Councilman Simpson seconded the motion. The motion carried 7-0-0.

The meeting adjourned at 8:34 pm.

Done this 10th day of November, 2008

Abbeville County Council

By: 
William C. Norris, Chairman

ATTEST:

By: 
Lynn Sopolosky, Clerk to Council