

**REGULAR MEETING
OF THE
MANNING CITY COUNCIL**

Monday February 16, 2009
6:30 p.m.

Breedin Assembly Room
City Hall

Members Present:

Mayor Johnson
Mayor Pro-tem Gordon
Councilmember Davis
Councilmember Georgia
Councilmember Pack
Councilmember Welle
Councilmember Witherspoon

- I. Welcome/Introductory Remarks:** Mayor Johnson welcomed all present and stated that the media was notified. Mayor Johnson acknowledged the following:

News Media: Cathy Gilbert, *Manning Times*
Bobby Baker, *The Item*

Others: James Zimmerman, Manning Zoning Board of Appeals

- II. Invocation:** Councilmember Ervin Davis.

- III. Pledge:** Councilmember Witherspoon.

IV. Approval of Agenda:

A **motion** was made by Councilmember Georgia and was seconded by Councilmember Pack to approve the agenda as presented. There was no discussion. All favored the motion.

V. Minutes:

Minutes of the Regular Meeting of City Council, January 26, 2009.

A **motion** was made by Councilmember Welle and was seconded by Councilmember Pack to approve the agenda as presented. There was no discussion. All favored the motion.

- VI. Citizens' Comments:** None.

- VII. Committee Reports:** None.

VIII. Mayor's Report: Included in Council's packet as information.

Mayor Johnson stated that the Municipal Association of South Carolina would be holding the Hometown Legislative Action Day on February 18th in Columbia. Sessions A & B of the Municipal Elected Officials Institute would be held on Feb. 17th. Mayor Johnson encouraged Councilmembers that have not taken the courses to do so and recommended those that have graduated to consider taking refresher courses.

IX. Public Presentation:

**Turning Point Community Development, Inc.....Mr. Clarence Eversley
3249 Oakgrove Church Road, Manning, SC**

Deacon Clarence Eversley stated that Turning Point Community Development, Inc. is a non-profit organization, based in Manning organized to enhance the standard of living for the citizens of Clarendon County. Deacon Eversley stated the organization proposes to do the following:

- Acquire approximately 8-10 acres of land in the Clarendon County area, preferably in the city limits.
- Construct a 22,000 square foot Community Center/multipurpose building that would have classrooms, conference rooms and would be able to host various social functions.
- Have a ten lane bowling alley; 20,000 square foot skating rink/refreshment area, amusement facility on the grounds.
- Provide an outdoor "nature walkway" and bicycle riding pathway.
- Implement recreational programs for young children, teenagers, young adults and senior citizens.

Next, Deacon Eversley stated that the center would be sustained from a membership program similar to the YMCA as well as from monetary support from the business community. In addition, Deacon Eversley stated that he was asking for Council's blessings and cooperation in being a stakeholder in the center. At this time, Council allowed the media and public to ask Deacon Eversley questions.

Following, Councilmember Welle asked Mr. Eversley his past experience in a venture of this type. Deacon Eversley stated that he was a facilities manager over a 40 acre site in Trenton, New Jersey and also oversaw a \$5,000,000 project renovating a boiler room. Mrs. Rhodes asked Deacon Eversley if he had looked at being a Community Development Corporation. Deacon Eversley stated that his organization is registered with the Internal Revenue Service and not the Commerce Department. Mrs. Rhodes stated that the Community Development Corporation creates groups that work with community development projects noting that there is a specific pool of funds available for those types of corporations. Mrs. Rhodes stated that she would give him a contact name and number.

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Mayor Johnson commended Deacon Eversley for taking the time to get involved in a venture of this type. Mayor Johnson stated that Deacon Eversley has Council's blessing and asked that he keep Council informed of their progress.

Councilmember Witherspoon asked Deacon Eversley how many people were on the board. Deacon Eversley stated that there are seven members on the Board. Mayor Johnson thanked Deacon Eversley for the information.

X. Finance Director's Report:

Finance Report for the month ending January, 2009

General Fund Unrestricted:	\$2,016,480
Total Unrestricted GF	\$2,016,480
General Fund Restricted:	\$ 124,652
Total Restricted GF	\$ 124,652
Interest Earned (GF):	\$ 2,285
Utility Fund Unrestricted:	\$ 1,122,926
Total Unrestricted UF	\$ 1,122,926
Utility Fund Restricted/Reserved:	\$1,098,057
Total Restricted/Reserve UF	\$1,098,057
Interest Earned (UF)	\$ 11,480
Special Fund:	\$ 47,406
Total Special Fund	\$ 47,406

We are 7 months into the budget year which is 58% with a remainder of 42%.

REVENUE

	<u>YTD Collected</u>	<u>Percent Collected</u>
YTD GF Revenue	\$1,145,043	34%
YTD UF Revenue	\$1,257,148	64%

EXPENDITURES

General Fund

	<u>YTD Spent</u>	<u>Percent Spent</u>
Legislative	\$ 47,427	52%
Judicial	\$ 45,210	46%
Administration	\$ 252,950	54%
Non-Departmental	\$ 82,742	47%
Police	\$ 710,784	61%
Fire	\$ 279,100	59%
Street	\$ 456,378	51%
YTD GF	\$1,874,591	56%

Utility Fund

	<u>YTD Spent</u>	<u>Percent Spent</u>
Utility Fund	\$ 974,210	50%

Mrs. Rhodes noted that the city is owed approximately \$30,000.00 in reimbursements from SC Department of Transportation (SCDOT) for the streetscape projects. In addition, Mrs. Rhodes noted that she had submitted additional information to SCDOT to cover the new procedures they have implemented.

XI. Administrator's Report:

- 1) **Update on the Audit Reports-** The reports for Fiscal Years ending June 30, 2005, June 30, 2006, and June 30, 2007 have been completed and copies delivered to the State Treasurer's office by the deadline. Bounded copies will be distributed to Council once they are received.
- 2) **Abandoned Vehicles-** An updated report has been distributed to Council.

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- 3) **Update on Lowe's-** The company has closed on the property last week. Construction is anticipated to begin in the fall.
- 4) **Public Works Buildings–** The closing on this property is scheduled for the end of February. The city will verify that the damage to the roofs have been repaired before closing on the property.
- 5) **Paxville Waterline Project-** Mrs. Rhodes will be meeting property owners and the engineer to negotiate compensation on the easements. A report will be given to Council before a decision is made.
- 6) **Manning CDBG Renaissance Village Project –** Request for Qualifications (RFQ's) are due on February 17th at 2 p.m. A meeting will follow at the end of the week to review the RFQ's and pick an engineer to do the design work on the project. Mrs. Rhodes reminded Council that the project must be completed by May 2010.
- 7) **Main Street Manning-** Mrs. Rhodes commended Mrs. Adger on the wonderful job she has done. In addition, Mrs. Rhodes distributed to Council a newsletter developed by Mrs. Jenny Lee. Business owners and property owners in the downtown area were asked to wear promotional pins with the name Main Street Manning printed on it. Mr. Jeffrey Black has also provided Main Street Manning mugs to be distributed to all business owners who participated in the first Main Street Manning "Valentine's Day" promotion.

Following, Mayor Johnson noted that the Department Heads were in attendance and available for questions that Council might have and thanked the Department Heads for their hard work.

A) Departmental Reports

Mayor Johnson stated that Council had approved the purchase of a Thermal Imaging Camera for the Fire Department and asked Chief McElveen for an update.

1) Fire Department- Update on the Thermal Imaging Camera

Chief McElveen thanked Council for allowing his department to purchase the camera and gave a demonstration on how to use the camera. Chief McElveen stated that the primary use of the camera is to help locate missing people in a structure fire by rendering infrared radiation as visible light. The camera allows firefighters to see areas of heat through smoke, darkness or heat-permeable barriers. In addition, the camera can also spot smoldering fires inside a wall and detect overheating electrical wiring. Chief McElveen also stated that the camera could verify whether there is a false fire alarm and locate the

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source of the alarm. Mayor Johnson thanked Chief McElveen for his presentation.

Next, Mayor Johnson asked Mrs. Rhodes if work had begun on the budget. Mrs. Rhodes stated that budget worksheets were given to the department heads the beginning of February and are due back to her the last week of February.

XII. Old Business:

- A. Zoning Ordinance No. 2009-01M. (Second Reading) An ordinance to zone property located at County Tax Map No. 169-00-02-020-00, owned by the Catholic Diocese of Charleston, SC and known as Our Lady of Hope Catholic Church, to Residential-20 (RS-20).**

Mayor Johnson stated that the Planning Commission had reviewed the zoning request and had recommended to Council that the zoning remain as Residential-20 (RS-20).

A **motion** was made by Councilmember Davis and was seconded by Mayor Pro-tem Gordon to approve the ordinance for second and final reading. There was no discussion. All favored the motion.

XIII. New Business:

- A. Ordinance No. 2009-01. (First Reading) An ordinance to annex County Tax Map No.'s 170-00-04-011 and 170-00-04-013, owned by Manning Educational Association, Inc., and known as Lawrence Manning Academy, located on Old Georgetown Road and a portion of South Carolina Department of Transportation (SCDOT) Right-of-Way of South Carolina Highway S-14-23 (Old Georgetown Road) Pursuant to Section 5-3-110, Code of Laws of South Carolina (1976 as amended).**

A **motion** was made by Councilmember Welle and was seconded by Councilmember Davis to approve the ordinance for first reading. There was no discussion. All favored the motion.

XIV. Councilmembers' Comments

Councilmember Welle

Councilmember Welle thanked Chief Shaffer and all department heads for their hard work.

Mayor Johnson

Mayor Johnson stated that he had received several complaints from citizens concerning

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the issue of “sagging pants” worn by males in a public setting. In addition, Mayor Johnson stated that Jasper County had passed an ordinance concerning this issue and that he would like to see Council support him in finding a way to address this concern. Mrs. Rhodes stated that she would check with Jasper County concerning their ordinance on the issue and also noted that she would want to find an ordinance that has been tested and upheld in court. Next, Mayor Johnson asked Chief Shaffer to check on cars violating the noise ordinance and to check on ways to address littering. Councilmember Welle asked Chief Shaffer if tickets have been issued for the noise ordinance. Chief Shaffer stated that a warning is first issued. Repeat offenders are issued tickets for \$1,000 fine. Next, Mrs. Rhodes stated that she and Chief Shaffer are also working on a loitering ordinance.

XV. Executive Session

- 1) Administration Department- Personnel Matter and a Contractual Matter.
- 2) Public Works Department- Personnel Matter and a Contractual Matter.

A **motion** was made by Councilmember Davis and was seconded by Councilmember Pack to enter into Executive Session to discuss personnel matters and contractual matters in the Administration and Public Works Departments. There was no discussion. All favored the motion.

Following Executive Session, the following action was taken:

A **motion** was made by Councilmember Pack and was seconded by Councilmember Georgia to authorize the Administrator to begin negotiations to purchase property for the City of Manning. There was no discussion. All favored the motion.

XVI. Adjournment:

A **motion** was made by Mayor Pro-tem Gordon and was seconded by Councilmember Pack to adjourn. There was no discussion. All favored the motion.

Time: 9:00 p.m.

Respectfully submitted,

Daun Davis
Administrative Services Coordinator/Clerk