

January 5, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at Barnwell City Hall on Monday, January 5, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Police Chief Todd Gantt, Fire Chief Tony Dicks, Recreation Director Emily Randell, Clerk & Treasurer Kim Vargo and Director of Tourism & Community Development Lynn Cox. Others present were County Councilmen Lowell Jowers Sr. and Keith Sloan. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

The Mayor asked to amend the agenda. Barnwell County Council Chairman Lowell Jowers Sr. will move to #2, Executive Session will move to #3, and public comments will move to #4 and the approval of the minutes will thus follow. Councilman Pattillo made a motion to amend the agenda as requested. The motion was seconded by Councilman Black and unanimously approved.

Barnwell County Council Chairman Lowell Jowers Sr. addressed council in regards to the Gang Task Force and the request for the City of Barnwell to assist the county in the amount of \$5,035 (\$1 per person based on the census of 2000) to help in buying a vehicle and safety equipment.

Councilman Pattillo made a motion to go into Executive Session. The motion was seconded by Councilman Black and unanimously approved. Executive Session adjourned. There was no action taken during executive session. Mayor Lemon had to leave during Executive Session and was not able to return until the end of the meeting.

Councilman Pattillo made a motion to help fund the county Gang Task Force in the amount of \$5,035 that was requested. Councilman Black seconded the motion and it was unanimously approved.

Public Comments: There were no Public Comments made.

Councilman Pattillo made a motion to approve the minutes of the December 1, 2008, Public Hearing. The motion was seconded by Councilman Duncan and unanimously approved.

Councilman Duncan made a motion to approve the minutes of the December 1, 2008, Regular Scheduled Council Meeting with the correction of the vote on the Recreation Director approval. The motion was seconded by Councilman Black and unanimously approved.

Councilman Black made a motion to approve the minutes of the December 9, 2008, Special Called Council Meeting. The motion was seconded by Councilman Walling and unanimously approved.

**Second Reading of Ordinance 2008-13, Adoption of the updated Zoning Ordinance and Official City of Barnwell Zoning Map.** Councilman Pattillo made a motion to read Ordinance in Title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Administrator Zawacki read Ordinance in Title only. Councilman Atkinson made a motion to accept the Ordinance 2008-13. The motion was seconded by Councilman Black and unanimously approved.

Administrator Zawacki discussed a plan to replace the shrubbery around the fountain on the circle which is dying. Tourism and Community Development Director Lynn Cox applied and received a grant from the Palmetto Pride Grant funds again this year to pay for the plants. A plan was drawn up by Adams Nursery. Councilman Atkinson requested to talk with Adam before proceeding about the possibility of changing the type of Crepe Myrtle Trees. Councilman Atkinson made a motion to approve the plan and moving forward on the re-design of the fountain area shrubbery with the stipulation that he will discuss the Crepe Myrtle issue with Adam first. The motion was seconded by Councilman Duncan and unanimously approved.

Administrator Zawacki and Development Director Cox presented the New City Hall Color Board to the City Council. It was requested that the Barnwell City Hall sign on the outside of the building be in black. Councilman Atkinson questioned the hardware and the door signs for the inside as well as to verify the copper sheathing on the outside door-overhangs. Administrator Zawacki will request more information on these items. Councilman Atkinson made a motion to approve the color board as presented. The motion was seconded by Councilman Black and unanimously approved.

#### Administrator's Update

- The City parking lot is now complete; the planting of the trees and bushes done by the Street crew. They planted 210 plants and put out 70 bags of mulch.
- At Lemon Park all field are top soiled and ready for Sod, the irrigation system is complete we are waiting for the irrigation pump that should arrive this week. TBall field is ready for irrigation installation.
- Chuck Burbach has started the week of December 22<sup>nd</sup> as the city mechanic. Chuck has 10 years of maintenance experience and is known as the MacIver of the mechanic trade,
- Circle upgrade project is back on track we received word from DOT on Friday Dec.19<sup>th</sup> that our project was good to go. The contract with Senn Construction was signed on December 22<sup>nd</sup>. I went to N Augusta on December 18 to view the placement of the synthetic crosswalk the same type as is planed for our project. The placement is labor intensive but the finished product very nice and will last the life of the road with very little maintenance.
- The Rose St. well #11 has a vibration problem and has been shut down. Layne Atlantic Has submitted a quote to pull the pump and evaluated the problem that will cost \$2,500 The cost of actual repair will then be determined.
- Milliken has called and scheduled joint test with the DHEC and asked the City to participate in ground water sampling this will occur in March.
- Have sent 4 projects for sewer and water infrastructure to LSCOG and our SC delegation asking for their support if the OBAMA Economic recovery Package The City and the SC Delegation Sent letters also to Jim Demint, Joe Wilson Lindsey Graham

## Committee Reports

Water and Sewer- Councilmen Black and Atkinson. No report

Sanitation and Streets- Councilmen Black and Atkinson. No Report

Recreation and Parks- Councilmen Pattillo and Walling. New Recreation Director Emily Randell provided the council with a program guide that she will implement for the next three months. She also requested approval to accept a girls softball tournament to be played at Lemon Park in late June/Early July, with 30 softball teams. Councilman Walling made a motion to accept the recommendation to host the tournament. The motion was seconded by Councilman Pattillo and unanimously approved. The City Council also agreed to the hiring of John Bodiford for the Recreation Assistant position. There was no formal motion needed.

Police- Mayor Pro Tem Williams and Councilman Duncan. Police Chief Todd Gantt updated the Council on stats from 2008.

Fire- Councilmen Walling and Pattillo. No report.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Pattillo. No Report.

Building and Planning-Councilmen Atkinson and Black. Councilman Black requested that we look into the legal aspect of getting access to the second building in Lemon Park by adding a gate near the opposite end of the football field. The access may have to be made by crossing the Development Board property. Administrator Zawacki will look into this.

Community Development & Tourism- Director Lynn Cox told the Council that she is still working on the County Tourism Plan with Clemson Extension and Clemson University. We should have a report soon.

Administrator Zawacki also mentioned that a representative from DNR out of Columbia came and looked at our possibilities of adding a canoe/kayak trail on Turkey Creek and for the possibility of a rails-to-trails project connecting the creek at the old railroad bed to the primary school and eventually to Lemon Park. There is grant money for this project.

Mayor Pro- Tem Williams commended Administrator Zawacki for a fine job he is doing.

There was no further business and the meeting adjourned.

February 2, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at Barnwell City Hall on Monday, February 2, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Fire Chief Tony Dicks, Recreation Director Emily Randell and Director of Tourism & Community Development Lynn Cox. Others present were Detective Frank Sutton, PFC Julian Biering and his wife Pamela, John Leonard and others from the Barnwell Baseball Association. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

The Mayor administered the oath of office to PFC Julian Biering.

Detective Frank Sutton was recognized by a representative of Traveler's Insurance as an officer of high regard and outstanding service with regards to a claim. Administrator Zawacki and Mayor Lemon along with the City Council recognized Detective Sutton's work and commended him.

Public Comments: There were no Public Comments made.

John Leonard of the Barnwell Baseball Association made a request to city council to help the Barnwell Baseball Association due to the shortfall that the Association will experience without the profits of the concession stand. The Association provided several areas of need that would assist them. The council will provide them with an answer at the March meeting.

Councilman Pattillo made a motion to approve the minutes of the January 5, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

**Planning Commission Zoning Map Amendment, Tax Map #072-12-03-001.** Mayor Pro-Tem Williams made a motion to plan for a public hearing on the proposed zoning change for 176 Mallard Drive from R12 to Neighborhood Commercial. The motion was seconded by Councilman Walling and unanimously approved.

Administrator Zawacki has received a request from Mr. PF Beck of the Airport Commission for the city look into the buzzard problem in Barnwell. It has become a safety hazard for planes as well as to the general public. After discussion with a representative of the USDA, Administrator Zawacki said that the city has received a 2 week permit to move the buzzards in a non-lethal method. He will place information in the paper to inform the public of the city's intentions. Buzzards are not an endangered or threatened species but they are protected by federal and state law and thus a special permit must be obtained to discourage them from their roost.

Mayor Pro Tem Williams made a motion to name the Fuller Park Basketball Courts after Barnwell Coach Chip Atkins. The motion was seconded by Councilman Walling. During discussion, Councilmen Atkinson objected due to the fact that there is no monetary value provided with the honor, unlike the fields at Lemon Park. Councilman Black stated that the honor would be more appropriate at the high school gym. It was not known whether the school district was discussing this issue. Councilman Black moved to table the discussion until March.

#### Administrator's Update

- With the loss of Hanesbrand later this year the amount in influent to the waste water treatment plant will be reduced by 33%. This will have an effect on the efficient operation of the facility. In fact, the amount of waste water will be about 50% of the old waste water treatment plant.

-We have received a quote from Lane Atlantic for the repair of the Rose St. potable water well pump. The Cost will be \$19,954.

- We are also looking into the feasibility of placing the Milliken well #1 on line in our potable water system. We are currently costing the idea.

-The 2007/2008 fiscal year audit has started we anticipate completion by mid February.

-New Red flag rules on customer privacy must be in force by June. Kim Vargo and I are working on these. Kim has attended one training session at the Municipal Assoc on development and implementation.

- We have received a draft of the new Barnwell code for review. The reviewers are Tom Boulware, Kim Vargo, Chief Dicks, Chief Gantt and myself. We have until Feb 15<sup>th</sup> to send back comments for the final document.

-With the receipt of the Palmetto Pride beautification grant for the circle fountain area. We have completed the installation of all trees and plants in that area. Thanks to the street crew for all their work and to Lynn Cox for getting the grant.

-City Hall Renovation moves forward but with some set backs. The red shingled roof upon further investigating needs to be replaced and significant dry rot was found in Tom Boulware's old office. There was a request by Councilman Atkinson to make sure that the new roof has a ridge vent on it because the blistering of the shingles may have been caused by heat. On a good note the method of cleaning the copper around the new tile roof was proven and the final outcome will be amazing. Completion of the renovation is now estimated to be July 20<sup>th</sup> 2009

-Lemon Park moves forward on schedule and is 55% complete as of today. We ran out of dirt to complete the final grading of the 300 foot ball field. The county helped us by providing fill that they had stock piled at the airport and helped transport it to the field. The electrical power is now on at the park and the irrigation system is also operational. The concrete light poles have been received and are being placed. This was that last action item that had to be done prior to the laying sod on the fields. The contractor picked the bid from Adams nursery for the landscaping at the park and that work will begin next week. Due to the high bids received for the remaining two buildings, the Building committee decided to temporarily postpone construction of the second concession stand and rest room facility and to build the press box building in-house under supervision of councilmen Black and Atkinson and myself. This will save the city \$40,000 in cost. The fence entrance requested by Councilman Black at the Jan 5<sup>th</sup> meeting will be installed to service the second building.

Additional fencing will be needed at the park due to safety reasons. A fence around the 480 volt transformer and decorative fence on Park St to keep children off the retaining walls will be added.

-We have received verification from the Army Corps that the wetland areas at Fuller Park are in fact jurisdictional freshwater wetlands, due to this I recommend that the 2.11 acres of land be left in their current state and that we work around them.

-Completed City Projects: Reroofing of City Hall is 50% complete and the Police Station is finished, as well as the City Parking Lot, Circle fountain and landscaping.

Mayor Lemon asked about the Circle Project. Administrator Zawacki explained that we are waiting on a performance and payment bond from the contractor and as soon as that is provided and approved, the work will commence. In regards to the Lemon Park, the playground will be accessible even though the ballpark may be closed.

### Committee Reports

Water and Sewer- Councilmen Black and Atkinson. No report

Sanitation and Streets- Councilmen Black and Atkinson. No Report

Recreation and Parks- Councilmen Pattillo and Walling. Councilman Walling read a report provided by Recreation Director Randell.

- Youth Basketball: We had 28 girls & 120 boys register for a total of 148 youth registered for the 2009 season. This past Saturday (1/31) we played Bamberg and we are scheduled to play Denmark in February.

-Other Recreation Programs:

Youth Wii Tournament: 12 children participated

Wondrous Worm Program: 14 children participated

Daddy Daughter Sweetheart Ball: Is this Saturday, Feb. 7<sup>th</sup> and we have several signed up for that event so far. The registration deadline is this Wednesday (2/4).

Adult Computer Class: The adult computer class that will be held in March has already reached the max number of participants that the class can hold. There is now a waiting list for this class if a spot opens up or for the next class offered in the summer.

Overall there has been a good response to the Program Guide. We are still trying to distribute the guide as much as possible.

Police- Mayor Pro Tem Williams and Councilman Duncan. No Report

Fire- Councilmen Walling and Pattillo. Chief Dicks updated the council on the progress of the preparation for the pole building.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black.

Community Development & Tourism- Director Lynn Cox reminded Council about the website, which is updated about every week. She attended the SC National Heritage Tourism Summit and gathered good ideas in promoting heritage tourism. She is also working with the state on the Regional Tourism Plan which includes Barnwell County. The Barnwell County Tourism Plan has an early draft and we will schedule a meeting on it in late February or early March.

Due to several reasons, including the questions about the budget, construction projects, and lack of assistance with increasing the activities, we will be canceling the Festival this year. She will be working on several smaller activities that will hopefully provide more positive impact on community as well as heritage tourism.

Councilman Atkinson made a motion to go into executive session. The motion was seconded by Councilman Pattillo and unanimously approved. There was no action taken during Executive Session.

Mayor Pro Tem Williams made a motion to accept the City Administrator's recommendation to issue a tax rebate. The motion was seconded by Councilman Black and unanimously approved.

Councilman Black made a motion to accept the Administrator's recommendation for the change order at Lemon Park. The motion was seconded by Councilman Atkinson and unanimously approved.

There was no further business and the meeting adjourned.

March 2, 2009

The following are the minutes of the Public Hearing held at Barnwell County Library on Monday, March 2, 2009 at 6:00 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Council members J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Recreation Director Emily Randell and Director of Community Development and Tourism Lynn Cox. Also present were Betty Consolie, Dr. Bob Brookover and other members of the public. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order.

**Zoning Change Request for property located at 176 Mallard Drive.** Administrator Zawacki explained the request for the property is to change from R-12 to Neighborhood Commercial. Betty Consolie, owner of the property, confirmed the request and stated that the property would be used as a beauty shop. There were no other comments made by the public.

**County Tourism Plan Presentation.** Dr. Bob Brookover of Clemson University gave a powerpoint presentation of a plan for Barnwell County and its Tourism Product Development. Liz Ringus, a local business owner, also spoke in favor of tourism as she sees first hand groups coming in and spending money in Barnwell.

There were no other comments or questions brought forth by the public.

The meeting was adjourned.

March 2, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell County Library on Monday, March 2, 2009 at 6:50 pm following the 6:00 pm public hearing.  
Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Recreation Director Emily Randell, Police Chief Todd Gantt and Director of Tourism & Community Development Lynn Cox. Others present were representatives of the public. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

Public Comments: There were no Public Comments made.

The Mayor recognized B&B Ford for their 75 years of service to Barnwell under the Hometown SC "Cities Mean Business" initiative. The award presented by the Mayor was accepted by Anthony Bush of B&B Ford.

Councilman Pattillo made a motion to approve the minutes of the February 2, 2009, Regular Scheduled Council Meeting with the correction of the Finance and Salary Committee, replacing Councilman Pattillo's name for Councilman Duncan's. The motion was seconded by Councilman Atkinson and unanimously approved.

**Planning Commission Zoning Map Amendment, Tax Map #072-12-03-001.** Councilman Walling made a motion to accept the zoning change of tax map #072-12-03-001 (176 Mallard Drive) from R12 to Neighborhood Commercial. The motion was seconded by Councilman Duncan and unanimously approved. This will be not be official until passed by ordinance.

**Request for Peddlers Business License.** Administrator Zawacki received a Peddlers Business License request from Christine Frank to set up a Flea Market on the property of Mr. Charlie Hartley at Palmetto Building Supply. If approved, Ms. Frank will produce the required signed approval letter from Mr. Hartley. Mayor Pro Tem Williams made a motion to approve the request. The motion was seconded by Councilman Atkinson and unanimously approved.

**Barnwell Baseball Association Request.** Councilman Walling made a recommendation to pay the Barnwell Baseball Association a one time payment of \$5000, which would be their shortfall without the concession stand, to help with their budget in paying umpires. He also requested that the City pay for this years all-star uniform pants which would be reused if in acceptable condition. Parents would pay a deposit for the pants and get it back if pants were returned in good condition. The motion was seconded by Councilman Pattillo and unanimously approved. The Mayor reiterated that this was a one time only arrangement.

**Coach Chip Atkins Motion.** Mayor Lemon stated he has not spoken with anyone about this issue yet, so Councilman Pattillo made a motion to table the discussion to the April meeting. Councilman Duncan seconded the motion. No vote was necessary.

### **Administrator's Update**

-Circle traffic upgrades are under way. Most of the work so far has been on Burr St. SC DOT has been on site daily inspecting the progress. To date all is fine with them. The work is expected to take 45 to 60 day depending on weather.

-City Hall moves forward and is on track with the new completion date of July 20. All demo is complete and actual renovation has started. Significant roof work is now underway. All the new windows have been installed and the copper cornice has been cleaned. I have received several concerns from merchants in the area of construction to the fact that their business has declined since construction started. Our contractor is aware of this and does what he can to minimize the effect of construction. The city has run a 6 inch water line from Main and Jackson St to the back of the new City hall to supply water to the building sprinkler system.

-Lemon Park is currently on schedule for the completion of the cloverleaf area and soccer fields on April 17th. However due to significant changes requested by the City, all margin for inclement weather is gone. The contractor still feels that they will complete the required areas on time, weather permitting. We are currently planning for the complex dedication for Friday April 17<sup>th</sup>. The agenda is currently being developed.

-We need to move on the final phase of the PARD grant for Fuller Park Hill. \$20,000 remains in the Grant and this must be spent by May 15<sup>th</sup> or we will lose the grant funds.

Several suggestions on how to stabilize the area and plant it with Asian Jasmine and install irrigation have been received. We will need to go out on bid on this no later than March 15<sup>th</sup>.

-The annual City financial audit is complete and in the final stages of preparation.

-The re-codification of the City Code has been completed. We are now waiting for the final packages so city council can review them prior to the final readings of the adoption ordinance.

-We will start the non-lethal harassment of the vultures at the Turkey Creek roost tomorrow afternoon and continue daily for one to two weeks.

-The repairs to the washout under Main St by Collins Park have been completed. The repaired area was approximately 2.5 ft wide to 5 feet deep and 30 feet long. This has been developing over a 12 year or longer time frame.

### **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No report

Sanitation and Streets- Councilmen Black and Atkinson. No Report

Recreation and Parks- Councilmen Pattillo and Walling. Director Emily Randell provided the Council with detailed information on camps and activities she wants to plan for the summer. Council approved of her going forward with such activities.

Police- Mayor Pro Tem Williams and Councilman Duncan. No Report

Fire- Councilmen Walling and Pattillo. The pole building is up but there is no concrete floor yet.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. Councilman Black thanked Councilman Atkinson for all of his work.

Community Development & Tourism- Director Lynn Cox pointed out the article in the new SC Biz magazine that was produced by the Municipal Association of SC. The article is on ballparks and Administrator Zawacki is quoted extensively in it. She also gave the Council several dates of activities coming up: March 6- the City of Barnwell Relay for Life Team is selling chicken lunch dinners. March 7- the Team will have a Garage Sale at Jim's Auto. Community Clean Up Campaign will be held on Saturday, April 4 from 8am to noon. Relay for Life will be held on the Circle on April 24-25. April 17 is the possible Grand Opening date for Lemon Park and there will be a special on bricks beginning that day and into the baseball season. She is working on a self-guided walking tour map brochure of downtown Barnwell and will be scheduling an Ambassadors Tour of Barnwell County in June with the assistance of the SCNHC.

Councilman Duncan made a motion to go into executive session. The motion was seconded by Councilman Walling and unanimously approved. There was no action taken during Executive Session.

Fire Chief Tony Dicks updated the Council on the recent ISO inspection and his plans to attend upcoming meetings and state conferences.

There was no further business and the meeting adjourned.

March 16, 2009

The following are the minutes of a Special Called Meeting of the Barnwell City Council held at Barnwell City Hall on Monday, March 16, 2009 at 5:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, and Robert Pattillo. Mayor Pro Tem Pickens Williams Sr. and Councilmember Steve Walling were absent.

Also present were City Administrator John Zawacki, Clerk & Treasurer Kim Vargo, and Director of Tourism & Community Development Lynn Cox

Mayor Lemon called the meeting to order.

**First Reading of Ordinance 2009-1 Rezoning of 176 Mallard Dr.** Councilman Pattillo made a motion to read Ordinance by Title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Administrator Zawacki read Ordinance in Title only. The ordinance would change the zoning of the parcel from R-12 to Neighborhood Commercial. Councilman Duncan made a motion to approve the First Reading of Ordinance 2009-1. The motion was seconded by Councilman Black and unanimously approved.

**First Reading of Ordinance 2009-2 Prohibition on skate boarding in Lemon Park Sports Complex.** Councilman Pattillo made a motion to read Ordinance by Title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Administrator Zawacki read Ordinance in Title only. Councilman Pattillo made a motion to approve the First Reading of Ordinance 2009-2. The motion was seconded by Councilman Black.

Administrator Zawacki gave the Mayor and Council a copy of the **Barnwell, SC Code of Ordinances – 2009**. He asked Council to review the recodification for the next Council meeting.

After a brief discussion, April 17, 2009, was chosen as the date for the Grand Opening of the Lemon Park Sports Complex. The ceremony will begin at 6:00 pm.

There was no further business and the meeting adjourned.

April 6, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, April 6, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Recreation Director Emily Randell, Police Chief Todd Gantt, Fire Chief Tony Dicks and Director of Tourism & Community Development Lynn Cox. Also present were Jim McGuire of McGregor and Company and Quinton Baxter of LSCOG. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

Public Comments: There were no Public Comments made.

Councilman Atkinson made a motion to approve the minutes of the March 2, 2009, Public Hearing. The motion was seconded by Councilman Black and unanimously approved.

Mayor Lemon requested an amendment be made to the agenda by adding a 10 (a) to the agenda for a Resolution for the Community Block Grant. Councilman Black made a motion to amend the agenda as requested. The motion was seconded by Councilman Atkinson and unanimously approved.

Councilman Pattillo made a motion to approve the minutes of the March 2, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

Councilman Atkinson made a motion to approve the minutes of the March 16, 2009, Special Called Council Meeting. The motion was seconded by Councilman Pattillo and unanimously approved.

Mr. Jim McGuire of McGregor & Company provided an overview of the City of Barnwell annual audit report for the fiscal year ending September 30, 2008. The Council received the report as information only.

**Second Reading of Ordinance 2009-1: Rezoning of 176 Mallard Drive.** Mayor Pro Tem Williams made a motion that the ordinance be read in title only. The motion was seconded by Councilman Atkinson and unanimously approved. Administrator Zawacki read the ordinance in title only. The ordinance will rezone the property from R-12 to Neighborhood Commercial. Councilman Pattillo made a motion to accept the second reading of Ordinance 2009-1. The motion was seconded by Councilman Black and unanimously approved.

**Second Reading of Ordinance 2009-2: Prohibition of Skate Boarding in the Lemon Park Sports Complex.** Councilman Pattillo made a motion that the ordinance be read in title only.

The motion was seconded by Councilman Atkinson and unanimously approved. Administrator Zawacki read the ordinance in title only. Councilman Pattillo made a motion to accept the second reading of Ordinance 2009-2. Discussion followed. Councilman Pattillo amended his motion to accept the second reading of Ordinance 2009-2 with a change in the ordinance to read within a one block area of Lemon Park instead of a two block area. The motion was seconded by Councilman Atkinson and unanimously approved.

**First Reading of Ordinance 2009-3: Acceptance of the Barnwell City Code.** Councilman Pattillo made a motion that the ordinance be read in its entirety. The motion was seconded by Councilman Walling and unanimously approved. Administrator Zawacki read the ordinance in its entirety. Councilman Atkinson made a motion to accept the first reading of Ordinance 2009-3. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

**Approval of Street Names for Woodcrest Subdivision.** Mayor Pro Tem Williams made a motion to accept the proposed names of Blue Bonnet Lane and Cornflower Road for the names of the two new streets in the subdivision. The motion was seconded by Councilman Duncan and unanimously approved.

**Resolution for the Community Development Block Grant.** Administrator Zawacki explained that the City has applied for a Block Grant with the SC Commerce Department to replace water lines on Second, Third, Fourth, Fifth, and Ninth St and to add additional fire hydrants. The amount of the grant would be \$230,000 if funded. A resolution was needed for Council to accept the grant and to commit to the 10% matching funds of \$23,000. The matching funds will come from that water department reserves. Mayor Lemon read the resolution. Councilman Atkinson made a motion to accept the resolution. The motion was seconded by Councilman Pattillo and unanimously approved.

### **Administrator's Update**

-Plans are currently being formulated to respond to the closure of Hanesbrand. We anticipate a reduction of influent by approximately 35%. The completed plan will be submitted to DHEC and BP Barber for comment prior to full implementation. At this time it is unknown if the savings in electricity versus the added cost of chemicals will equal out or if we will see a savings. We should have a good understanding of this by June.

-The Lower Savannah Council of Governments received funding from the American Recovery and Reinvestment Act to start a summer youth employment program. The City has been asked to participate by hiring several of the participants to work on city departments. The participants will be paid by LSCOG. The participants would be between the ages of 16 to 24 and be required to pass a background check and drug test prior to employment. The Cog will also provide workers compensation insurance. Administrator Zawacki requested council approval to participate in this program. **Councilman Atkinson made a motion to participate in the program. The motion was seconded by Councilman Walling and unanimously approved.**

-City Hall renovations ran into a problem with the upstairs electrical wiring. The plans called for the wiring and fixtures to be left and reused. Upon inspection the wiring was only two wire with no ground and does not meet code. We are working with Tony, an electrical engineer, and Chris Pritchard to find the proper fix. The estimated additional cost would be between \$25,000 and

\$30,000. A change order is needed to move forward with this part of the project. Councilman Black made a motion to allow the Administrator to enter into a change order for the upstairs wiring. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

-H Senn Construction has completed 48% of the circle project and has submitted their first pay request in the amount of \$96,122. The City must pay the bill and then ask SCDOT for reimbursement by grant funds. Administrator Zawacki asked Council for approval to pay the request from savings and then submit for reimbursement. Councilman Pattillo made a motion to accept the Administrators request. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

-The wood on the Collins Park gazebo is rotting and needs to be replaced. Hubert Fox of the Lemon Park Project said that he can replace the wood with a non-wood material that would not rot. The total project would cost about \$3,800. The funds would be taken from the Collins Park maintenance fund. Councilman Pattillo made a motion to do the project with the maintenance funds. The motion was seconded by Councilman Black and unanimously approved.

-Administrator Zawacki updated Council on the funding status of the Lemon Park Project. The City has already received all of the Lease Purchase proceeds and the final payment of \$97,125 from the Baseball Tomorrow Grant. Administrator Zawacki requested an approval from the council to spend the \$234,496 of Hospitality and Accomodations Tax funds already approved by Council. He also requested approval to use up to \$570,000 of unbudgeted reserves to fund the pay requests for Lemon Park. Councilman Black made a motion to approve the spending of these funds for Lemon Park. The motion was seconded by Councilman Atkinson and unanimously approved.

-A motion was made by Councilman Black to approve up to \$30,000 of unbudgeted reserves for the change order at city hall. The motion was seconded by Councilman Atkinson and unanimously approved.

-We have submitted applications for grants for several city projects and equipment that total in excess of \$4 mil. Three grant requests were made by the City Police department. One was for funds to be used for Police overtime. Our current budget is almost depleted. This was for \$24,000 and was already awarded. The second was for the replacement of 5 police vehicles. And the third was for salary and benefits funds for 5 officers for the 2009/2010 budget year. We also placed requests for three grants for water and sewer infrastructure. One was with the Department of Commerce to replace water lines on Second, Third, Fourth, Fifth and Ninth Streets. The grant amount requested was \$230,000. The second grant pre-application was sent to the Dept of Agriculture for replacement of the sewer line from the hospital along Jackson St to Dunbarton. This was for \$1,586,750. The third pre-application was also to USDA for replacement of City water meters. The request is for \$1,057,000. Several other grants request were placed with the Greater Savannah River Community Foundation for the playground at Lemon Park and for summer camps.

## **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No report

Sanitation and Streets- Councilmen Black and Atkinson. No Report

Recreation and Parks- Councilmen Pattillo and Walling. Director Emily Randell provided the Council with information on the tournaments scheduled for Lemon Park.

Police- Mayor Pro Tem Williams and Councilman Duncan. Mayor Pro Tem Williams read aloud a letter sent to the Barnwell Police Department by Rev. Ken Catoe of Hagood Baptist Church commending the department.

Fire- Councilmen Walling and Pattillo. Chief Tony Dicks reported on several grants that he will put in for federal money to assist with building and other department needs.

- City of Barnwell Fire Department is helping out with an Aiken County SCE&G Coal fire at Beach Island. 12 hour shifts are working to help with this event.

- During a fire event on Thursday evening, two of the fire trucks made contact while passing to access a hydrant. Repair estimates will be made. This is only the 6<sup>th</sup> incident in 90 years.

- With a little more lighting and exterior work to be done on the building, the ladder truck will arrive on Thursday if all goes well.

- April 18 at the BC Library, there will be a Barnwell County Fire Fighter Safety Summit. This will be an 8 hour event with cookout dinner at the firehouse.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. Councilman Atkinson requested a letter of appreciation be sent to Scotty Owens for the work he has donated for the city at Lemon Park and at City Hall.

Community Development & Tourism- Director Lynn Cox Tourism:

- Salkehatchie Stew – play in Hampton in April/May, Planning a county wide event in June. Also planning an ambassador’s tour of Barnwell County in late June.

- County Tourism Plan is complete. Working with the regional plan now being done by the state and our plan will go along with the regional plan fairly well.

- Community Development: Community Clean Up Campaign was on Saturday. We had 18 volunteers picked up 1280 lbs of trash, 8 tires, and 2 mattresses.

- Grand Opening for Lemon Park – April 17 at 6 pm. Lemon Park Bricks will go on sale then until the end of May for \$60 a brick. We are also working on getting picnic tables sponsored by local businesses and industries.

- Relay for Life – City of Barnwell has a team that has raised close to \$2000. Friday, April 24 on the circle beginning at 7 pm.

- Fourth of July celebration with fireworks is being planned for Barnwell.

- We have an application ready for the 2009 Municipal Achievement Awards. Needs Mayor’s approval that if we win, we will send the mayor or a councilmember to the awards breakfast on Saturday, August 8. We will also have to make an oral presentation on May 4 for the category in which we have applied.

Councilman Pattillo made a motion to go into executive session. The motion was seconded by Councilman Walling and unanimously approved. There was no action taken during Executive Session.

Councilman Black made a motion to enter into a contract with Adam's Nursery for the Fuller Park Hill contract for the remaining PARD grant fund. The motion was seconded by Councilman Duncan and unanimously approved.

There was no further business and the meeting adjourned.

May 4, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, May 4, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, Ben Duncan, and Steve Walling. Councilmember W.C. Black arrived during Agenda Item 6 and Councilmember Robert Pattillo was absent.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Recreation Director Emily Randell, Police Chief Todd Gantt, Fire Chief Tony Dicks and Director of Tourism & Community Development Lynn Cox. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

Mayor Lemon requested an amendment to the agenda to add (2) a – Resolution for the Red Flag Rules. Councilman Atkinson made a motion to amend the agenda. The motion was seconded by Mayor Pro-Tem Williams and unanimously approved.

Public Comments: There were no Public Comments made.

Resolution for Red Flag Rules. Resolution 2009-2 “Resolution Establishing an Identity Theft Policy in Compliance with Recent Federal and State Legislation and Regulation” was read by the Mayor. Mayor Pro-Tem Williams made a motion to adopt the Resolution. The motion was seconded by Councilman Atkinson and unanimously approved. Councilman Black was not present during this vote.

Councilman Atkinson made a motion to approve the minutes of the April 6, 2009, regular scheduled council meeting. The motion was seconded by Councilman Duncan and unanimously approved. Councilman Black was not present during this vote.

Mayor Pro-Tem Williams made a motion to accept the 2007-2008 Financial Audit of the City of Barnwell, prepared by CC McGregor. The motion was seconded by Councilman Atkinson and unanimously approved. Councilman Black was not present during this vote.

**Second Reading of Ordinance 2009-3: Acceptance of the Barnwell City Code.** Councilman Atkinson made a motion that the ordinance be read by title only. The motion was seconded by Mayor Pro-Tem Williams and unanimously approved. Administrator Zawacki read the ordinance by title only. Councilman Atkinson made a motion to accept the second reading of Ordinance 2009-3. The motion was seconded by Councilman Duncan and unanimously approved. Councilman Black was not present during this vote.

Councilman WC Black joined the meeting at this time.

After discussion of the requests from Mayor Cave of Kline, Bob Dixon for the Animal Shelter, and Jefferson Davis Academy, Councilman Atkinson made a motion that the City Administrator

let them have old Lemon Park bleachers, fencing, and athletic equipment as requested. The motion was seconded by Mayor Pro-Tem Williams and unanimously approved.

Review of the monthly financial reports through March of 2009 have shown that the general fund revenues are down 9%, but that expenses are also down except in Administration where tax rebates and legal fees have been included. Water and Sewer revenues are down. There is a 50% decrease in usage from industry while revenues from all other accounts remain the same as last year. A possible \$400,000 shortfall in water and sewer revenues is projected at this time if Miliken and Hanesbrand close when expected. The Administration is working to keep expenses down due to the decrease in revenues.

### **Administrator's Update**

-Grants- The City received two grants from the Greater Savannah River Community Foundation. \$5,000 for the Lemon Park Playground applied for by Lynn Cox and \$500 for recreation summer camps applied for by Emily Randell. The USDA has sent us a financial questionnaire to determine the City's eligibility for the two grants we requested. We have now met all the prerequisites for the Dept of Commerce Grant and are waiting for final approval.

-We have received official notice that the maximum operational millage increase for the City of Barnwell for 2009/2010 is 2 Mills.

-Lemon Park is on schedule. Parking is a major issue on Mondays, Tuesday and Thursdays. A police officer is needed to direct traffic and enforce parking restrictions from 5pm till 8:30 pm on these days. We expect that playground work will start in 5 weeks. There is some concern over the irrigation system and this has become a priority item for the contractor. The sod currently looks very bad due to the rye grass dying. The sod company says that this is normal and that we will see green grass in two weeks.

-City Hall is moving forward on schedule. The wiring of the second floor may push back the completion date to the first of August.

-Circle upgrades are almost complete. The crosswalk contractor arrived on site today. The prep work will take two days and he expects to be totally completed by weeks end. One tree and several areas of grass in the islands need to be changed. The island by Carols Florist will not be accepted by the city until the landscaping is corrected. The first request for reimbursement has been sent to DOT.

-Fuller Park hill landscaping is now complete, and our reimbursement request for this grant will go out next week.

-Tomorrow Lynn and I will be going to the MASC offices to do our oral presentation for the 2009 Achievement award

-We received a thank you letter from the county museum for the city's \$5,000 donation

-Also received a letter from the county administrator granting permission for the city to take over the landscaping of their islands. They will also continue to provide irrigation to that island.

### **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No report

Sanitation and Streets- Councilmen Black and Atkinson. No Report

Recreation and Parks- Councilmen Pattillo and Walling. After a long discussion about the parking issue at Lemon Park, Councilman Black made a motion to accept the \$6,000 change

order #10 for the Lemon Park Sports Complex Project to improve existing city owned land for use as a parking lot. The motion was seconded by Councilman Walling and unanimously approved. The Mayor set a special called meeting for Monday, May 11, 2009, at 5:30 to discuss other properties surrounding the city property.

Emily Randell provided the Summer Brochure to Council with all the programs and updated the Memorial Day Weekend Tournament to a 2-day tournament.

Police- Mayor Pro Tem Williams and Councilman Duncan. Chief Gantt provided an explanation of a new FREE service from a company called Nixle that the Police Department has implemented to alert citizens and others who sign up of alerts, dangers, traffic problems and other community information via text messages on cell phones and emails. Councilman Duncan commended the Chief and his department for the professional job the department does.

Fire- Councilmen Walling and Pattillo. Chief Tony Dicks reported that the containers for training have been stacked with the help of Penders Disposal and Blue Sky Steel Erector Company. These containers will help with fire fighter training.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan  
Clerk & Treasurer Vargo informed Council that the City health insurance plan would have a 6.1% increase in monthly premiums along with several plan design changes beginning July 1, 2009. This would amount to an additional expense of approximately \$13,570 per year if the City paid for the increase in employee coverage but passed the cost of the increase in dependent coverage to the employee. The implementation of a 25% surcharge for Pre-65 retirees would amount to an additional yearly expense of \$7,560. Mayor Pro Tem Williams made a motion that the City pay the increased cost in employee coverage and employees pay the increased cost in dependent coverage. The motion was seconded by Councilman Duncan and unanimously approved.

Building and Planning-Councilmen Atkinson and Black. No Report.

Community Development & Tourism- Director Lynn Cox Tourism:

- Relay for Life was very successful on the Circle this year. The Barnwell team raised in excess of \$4,500.
- Story Telling Celebration, a county wide event, is scheduled for June 12-13
- Barnwell County Ambassador's Tour is scheduled for June 24 to tour Barnwell County.
- On July 4<sup>th</sup>, a FUN-tastic Family Fest, will be held at Veteran's Park with games, possible cook-off and a community choir sing. The evening will end with a fireworks display.
- The Municipal Code will be placed online on the website.

Councilman Black made a motion to go into executive session. The motion was seconded by Councilman Atkinson and unanimously approved. There was no action taken during Executive Session.

Mayor Pro-Tem Williams made a motion to accept the City Administrator's recommendation with regards to the renegotiation of the contract with Fennell Disposal for city trash pick-up. The motion was seconded by Councilman Walling and unanimously approved.

Mayor Pro-Tem Williams made a motion to enter into negotiations with the cell phone company in regards to a potential lease on the Highway 70 water tower tank. The motion was seconded by Councilman Duncan and unanimously approved.

There was no further business and the meeting adjourned.

May 11, 2009

The following are the minutes of the Special Called Meeting of the Barnwell City Council which was held at Barnwell City Hall on Monday, May 11, 2009 at 5:30 pm.

Present were Mayor Edward Lemon, Mayor ProTem Pickens William Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling

Also present were City Attorney Tom Boulware, City Administrator John Zawacki, and City Clerk & Treasurer Kim Vargo

Susan Delk with the news media was also present.

Mayor Lemon called the meeting to order.

Mayor Pro Tem Williams made a **motion to enter into Executive Session**. The motion was seconded by Councilman Atkinson and unanimously approved.

Executive Session adjourned. There was no action taken during Executive Session.

Mayor Pro Tem Williams made a **motion to authorize the City Administrator to begin to explore the possibility of needing additional parking space on the property adjacent to the Don Moore property**. The motion was seconded by Councilman Duncan and unanimously approved.

There was no other further business and the meeting adjourned.

June 1, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, June 1, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Recreation Director Emily Randell, Police Chief Todd Gantt, and Director of Tourism & Community Development Lynn Cox. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

Public Comments: There were no Public Comments made.

Mayor Pro Tem Williams made a motion to approve the minutes of the May 4, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

Councilman Pattillo made a motion to approve the minutes of the May 11, 2009, Special Called Council Meeting. The motion was seconded by Councilman Black and unanimously approved.

City Clerk & Treasurer Vargo updated Council on the upcoming City Council election. The General Election will be held Tuesday, September 8, 2009 for Districts 1, 3, and 5. Filing will be open Monday, June 15, 2009 through Friday, June 26, 2009 at city hall. The filing fee will be \$25.00.

Administrator Zawacki gave a report on the parking needs at Lemon Park. Currently only one parking lot at Lemon Park with 109 spaces is complete. A second parking lot at the corner of Brown and Hagood with 50 spaces is under construction. A third parking lot between Main and Lemon Park Dr with 140 spaces is also under construction. These three parking lots will hold a total of 299 vehicles. During the month of May for regular scheduled games between 325 and 430 vehicles were parked. The East Coast Tournament which was held in bad weather had up to 475 vehicles parked. Parking has been managed due to the use of the unfinished playground area, the TNT parking lot and parking on Carolina Ave. The playground area will not be available for use in the near future. The City needs parking for 500 vehicles. Parking could be managed if we had city owned parking for 400 vehicles and used the TNT and Carolina Ave locations for the overflow. In the final estimate 101 additional spaces are needed.

Councilman Atkinson made a motion to approve a request from Tourism & Community Development Director Lynn Cox for a fireworks display on July 4<sup>th</sup>. The motion was seconded by Councilman Black and unanimously approved.

### **Administrator's Update**

- Collins Park gazebo repairs are completed.
- Contractor for Circle Traffic Upgrade will complete the project after SCDOT has completed paving within the next 8–10 weeks
- Updated Council on Lemon Park Project
- Charles Webb will donate the concrete for the playground walking trail at Lemon Park
- Received donations from Walmart and Barnwell Development Association for playground at Lemon Park
- Parking lots 2 & 3 are still under construction. Parking lot on Park St is completed and the timbers were donated by Collums Lumber
- City Hall renovations are scheduled to be completed by August 1<sup>st</sup>.
- PARD grant reimbursement has been received. SCDOT grant reimbursement should be received within the next week
- Department of Commerce is in the final stages of reviewing grant request for Second, Third, Fourth, and Ninth St potable water lines
- Submitted two pre applications for USDA grants to put in new sewer line on Jackson St and change out water meters
- Irrigation problems at Lemon Park are still being worked on

### **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No Report

Sanitation and Streets- Councilmen Black and Atkinson. No Report

Recreation and Parks- Councilmen Pattillo and Walling. Director Emily Randell updated Council on the success of the first tournament held at Lemon Park. The city received compliments on the sports complex and organization of the tournament from visiting teams. The economic impact of the tournament included concession stand sales and visitors staying at local hotels and eating at local restaurants. Two other tournaments are scheduled for June 20<sup>th</sup> thru July 2<sup>nd</sup>.

Registration for summer recreation programs and summer camp has gone very well. Some programs are already full and have a waiting list.

Administrator Zawacki informed Council that there was approximately \$10,000 remaining in the PARD Grant. This will be used for a Frisbee "Disc" Golf Course at Fuller Park.

Police- Mayor Pro Tem Williams and Councilman Duncan. No Report

Fire- Councilmen Walling and Pattillo. No Report

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. No Report

Community Development & Tourism- Director Lynn Cox stated that 40 bricks were sold during the brick special over the last two months. She updated Council on upcoming events-Barnwell County Boil June 12<sup>th</sup> -13<sup>th</sup>, Ambassadors Tour June 24<sup>th</sup>, and the July 4<sup>th</sup> activities at Veterans Park.

Councilman Atkinson made a motion to go into executive session. The motion was seconded by Councilman Pattillo and unanimously approved. There was no action taken during Executive Session.

Councilman Black made a motion to accept the City Administrators recommendation to enter into a contract with VC3 for a network upgrade for the new city hall building. The motion was seconded by Councilman Atkinson and unanimously approved.

Councilman Atkinson made a motion to accept the City Administrators recommendation to acquire property on the North side of Main St. by condemnation for parking at Lemon Park. The motion was seconded by Councilman Black and unanimously approved.

Councilman Atkinson made a motion to accept the recommendation of the Finance & Salary Committee in regards to a reduction of force of one employee in the Wastewater Treatment Plant, the transfer of an employee from the Water and Sewer Department into the Recreation Department, and transfer, by ordinance, funds from the reserves of Water and Sewer Department as a result of a loss of revenue from Milliken and Hanesbrand. The motion was seconded by Councilman Black and unanimously approved.

Mayor Pro Tem Williams made a motion to allow the City Administrator to enter into negotiations with the Lessees of the new city hall building. The motion was seconded by Councilman Duncan and unanimously approved.

There was no further business and the meeting adjourned.

July 6, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, July 6, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, Ben Duncan, Robert Pattillo, and Steve Walling. Councilmember W C Black was absent.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Recreation Director Emily Randell, Police Chief Todd Gantt, Fire Chief Tony Dicks and Director of Tourism & Community Development Lynn Cox. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

Councilman Atkinson made a motion to amend the agenda to include Item 5(a) Proclamation naming July as Recreation and Parks Month. The motion was seconded by Councilman Pattillo and unanimously approved.

Public Comments: There were no public comments made.

Councilman Duncan made a motion to approve the minutes of the June 1, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Pattillo and unanimously approved.

First reading of Ordinance 2009-4, An Ordinance to Amend the Budget for the City of Barnwell, South Carolina, for the Fiscal Year Beginning October 1, 2008 and Ending September 30, 2009. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Councilman Duncan and unanimously approved. Administrator Zawacki read the ordinance by title only. Councilman Atkinson made a motion to approve the first reading of Ordinance 2009-4. The motion was seconded by Councilman Pattillo and unanimously approved.

Resolution 2009-3, to amend and restate the City of Barnwell's Cafeteria Plan under Section 125 of the IRS Code of 1986, as amended. Councilman Pattillo made a motion to read the resolution by title only. The motion was seconded by Councilman Walling and unanimously approved. Administrator Zawacki read the resolution by title only. Councilman Atkinson made a motion to accept Resolution 2009-3. The motion was seconded by Councilman Pattillo and unanimously approved.

Mayor Lemon read a Proclamation naming July as Recreation and Parks Month. Councilman Atkinson made a motion to accept the Proclamation. The motion was seconded by Councilman Walling and unanimously approved.

Administrator Zawacki informed Council that only the incumbents have filed for the upcoming City Council election. J.T. Atkinson filed for District #1, Ben Duncan filed for District #3, and

Robert Pattillo filed for District #5. Discussion followed. The election is set for Tuesday, September 8, 2009.

Administrator Zawacki presented a request from LogoNation for an Itinerant business license. They will come into Barnwell and sell advertising on t-shirts for local businesses. Mayor Pro Tem Williams made a motion to accept the request for a business license with the provision that there will be no solicitation after 6:00 pm. The motion was seconded by Councilman Atkinson and unanimously approved.

### **Administrator's Update**

-Fourth of July celebration at Veterans Park was a great success with a special thank you to Lynn Cox for heading the preparations.

-Barnwell County is requesting 10 additional reserved parking spots on Wall St for individuals with the court system. Currently there are 14 unreserved spaces. This would only leave 4 spaces for Wall St merchants when court is in session. Administrator Zawacki recommends that the city does not allow these spaces to be reserved and ask that the individuals utilize the city parking lot across the street. Mayor Pro Tem Williams made a motion to accept the Administrator's recommendation. The motion was seconded by Councilman Duncan and unanimously approved.

-Updated Council on City Hall renovations. The building committee met with contractors about the condition of the exterior of the building. The building committee agreed to accept the contractor's recommendation to stucco the entire building with a base coat then use a second coat of colored stucco instead of paint. The additional cost will be approximately \$10,000.

-Dedication for the new City Hall will be Tuesday, September 8, 2009 at 7:30 pm.

-Updated Council on Lemon Park. T-ball field and 300' field are complete. The second parking lot is complete and has helped with the parking issues. Work is currently centered around the playground area. Mayor asked that thank you letters get sent to Cullum's Lumber and Webb Concrete for their donations.

-Administrator requested location for the Lemon Park plaque. Discussion followed. Mayor Pro Tem Williams made a motion to put plaque on the north side wall of the concession stand until a monument in the common area can be installed. The motion was seconded by Councilman Pattillo and unanimously approved.

-PARC has approved the use of Fuller Park grant funds for installation of disc golf course. The course should be ready for use by August 1<sup>st</sup>. The picnic tables, grills and waste containers have all been installed and are ready for use.

-The WWTP was hit by lightning on June 17, 2009. The direct strike blew out the copper electric lines to the effluent pumps causing an 84,000 gallon spill of treated water into Turkey Creek. Several panel views and other electric circuits were also destroyed. We are currently working with the insurance company to determine extent of damage.

-The City received a notice from Barnwell County that jail fees will increase from \$18 a day to \$25.00 a day to house inmates.

-Negotiations with the tenants for the 2<sup>nd</sup> floor of the new city hall have been completed. Contracts for Council approval will soon be ready.

### **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No Report

Sanitation and Streets- Councilmen Black and Atkinson. No Report

Recreation and Parks- Councilmen Pattillo and Walling. Director Emily Randell updated Council on the tournaments held at Lemon Park and the summer programs. Councilman Walling updated Council on all the hard work and long hours Emily has been putting in.

Police- Mayor Pro Tem Williams and Councilman Duncan. No Report

Fire- Councilmen Walling and Pattillo. Fire Chief Dicks informed Council that the ladder truck is back in Barnwell and being stored in the new fire building. He set up meeting with building committee for input on a fire grant for facilities.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. A budget workshop was scheduled for Tuesday July 21, 2009 at 5:30 pm. A Finance and Salary committee meeting will be scheduled prior to the workshop.

Building and Planning-Councilmen Atkinson and Black. No Report

Community Development & Tourism-The Mayor read a letter of commendation from the Heritage Corridor for Director Lynn Cox's help and dedication for the Barnwell County Ambassador's Tour. Ms. Cox updated Council on the programs she has been working on- Barnwell County Boil, 4H2O program, Barnwell County Ambassador's Tour, and the July 4<sup>th</sup> Patriotic Celebration.

Mayor Pro Tem Williams made a motion to amend the agenda to add item 10(b) Recreation Department. The motion was seconded by Councilman Atkinson and unanimously approved.

Councilman Atkinson made a motion to go into executive session. The motion was seconded by Councilman Pattillo and unanimously approved. There was no action taken during Executive Session.

There was no further business and the meeting adjourned.

July 21, 2009

The following are the minutes of a Budget Workshop of the Barnwell City Council held at Barnwell City Hall on Tuesday, July 21, 2009 at 5:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams Sr., Councilmembers Ben Duncan and Steve Walling  
Councilmembers Robert Pattillo, J.T. Atkinson and W.C. Black were absent.

Also present were City Administrator John Zawacki, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt and Fire Chief Tony Dicks.

There were no representatives from the news media present.

Mayor Lemon called the meeting to order.

Mayor Pro Tem Williams made a motion to enter into Executive Session to review proposed salaries. The motion was seconded by Councilman Duncan and unanimously approved. Executive Session adjourned. There was no action taken during Executive Session.

City Administrator Zawacki and Clerk & Treasurer Kim Vargo presented Council with a preliminary budget for fiscal year ending September 30, 2010. A review of the proposed revenues, expenses, available fee and tax increases were discussed in detail. The first reading of the Budget Ordinance will be placed on the August 3rd agenda.

There was no further business and the meeting adjourned.

August 3, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, August 3, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, and Robert Pattillo. Councilman Steve Walling was absent.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Recreation Director Emily Randell, Police Chief Todd Gantt, Fire Chief Tony Dicks and Director of Tourism & Community Development Lynn Cox. Mr. Ed Beasley of Barnwell and Tim Hicks of the People Sentinel were also present.

Mayor Lemon called the meeting to order and led with a prayer.

Public Comments: Mr. Ed Beasley expressed concern over the Lemon Park Complex with regard to naming the fields. He said he had been promised by LM Joye that a field would be named after him due to all the work he did for so many years. The Mayor stated that the council would take it under consideration.

Councilman Pattillo made a motion to approve the minutes of the July 6, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Atkinson and unanimously approved.

Councilman Duncan made a motion to approve the minutes of the July 21, 2009, Budget Workshop. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

Second reading of Ordinance 2009-4, An Ordinance to Amend the Budget for the City of Barnwell, South Carolina, for the Fiscal Year Beginning October 1, 2008 and Ending September 30, 2009. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Councilman Pattillo and unanimously approved. Administrator Zawacki read the ordinance by title only. Councilman Atkinson made a motion to approve the second reading of Ordinance 2009-4. The motion was seconded by Councilman Pattillo and unanimously approved.

First reading of Ordinance 2009-5, An Ordinance to Provide for an Increase Water Rates for Residential and Commercial Customers. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Councilman Pattillo and unanimously approved. City Attorney Boulware read the ordinance by title only. Councilman Atkinson made a motion to approve the first reading of Ordinance 2009-5. The motion was seconded by Councilman Pattillo and unanimously approved.

First reading of Ordinance 2009-6, An Ordinance to Provide for an Increase Sewer Rates for Residential and Commercial Customers. Councilman Pattillo made a motion to read the ordinance by title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Attorney Boulware read the ordinance by title only. Mayor Pro Tem Williams

made a motion to approve the first reading of Ordinance 2009-6. The motion was seconded by Councilman Pattillo and unanimously approved.

First reading of Ordinance 2009-7, An Ordinance to Provide for an Account Administrative Fee for new Water and Sewer Customers. Councilman Pattillo made a motion to read the ordinance by title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Attorney Boulware read the ordinance by title only. Councilman Duncan made a motion to approve the first reading of Ordinance 2009-7. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

First reading of Ordinance 2009-8, An Ordinance to Provide an Increase in the Non Payment Fee. Mayor Pro Tem Williams made a motion to read the ordinance by title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Attorney Boulware read the ordinance by title only. Mayor Pro Tem Williams made a motion to approve the first reading of Ordinance 2009-8. The motion was seconded by Councilman Black and unanimously approved.

First reading of Ordinance 2009-9, An Ordinance to Raise Revenue and Adopt a Budget for the City of Barnwell SC for the fiscal year ending September 30, 2010. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Mayor Pro Tem Williams and unanimously approved. City Attorney Boulware read the ordinance by title only. Councilman Duncan made a motion to approve the first reading of Ordinance 2009-9. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

Administrator Zawacki read a Proclamation for the City of Barnwell to Partner with the Census 2010 efforts. Mayor Pro Tem Williams made a motion to accept the Proclamation. The motion was seconded by Councilman Pattillo and unanimously approved.

Mr. Scott Croft requested permission to dig at the Fuller Park hill. The Council denied this request. Mayor Pro Tem Williams made a motion to deny any request to dig without permission on City owned public property. The motion was seconded by Councilman Black and unanimously approved.

Holy Apostles Episcopal Church made a request to name two streets around the church area. After some discussion and a question regarding the United Methodist Church property as well, city council agreed to ask the churches to discuss with each other before naming.

### **Administrator's Update**

-We received a letter from Bertha Gregory indicating that she has been told that the City has taken their property for the Lemon park sport Complex. The property she is talking about is the Amos Jackson property that the City had expressed an interest in for Lemon Park. Our new parking lot is adjacent to her property. I have asked our city attorney to respond to her letter.

-The City is required to participate in the Natural Hazard Mitigation plan update being coordinated thru the LSCOG. By participating the City is assured to be eligible for FEMA funding. Our city representative is chief Tony Dicks.

-On July 28<sup>th</sup> the city received notice of a grant award from the COPs hiring recovery program. This grant will pay for the salary and benefits for one police officer for three years. The grant

amount is \$112,352. We have secured thru grants a total \$136,352 to offset the cost of salaries, benefits and overtime.

-Our grant request to USDA for water meter upgrades and replacement of the Jackson St. sewer has received preliminary review by USDA. We received a letter from them indicating several more items that were needed by them to move on with the review. I have put together all of these items and sent them to USDA on July 29th.

-The Commerce grant that we had requested to replace water lines on 2<sup>nd</sup>, 3<sup>rd</sup>, 4<sup>th</sup>, and 5<sup>th</sup> street has been rejected. I have requested a formal review with Commerce to see the reasons for rejection and plan to reapply in the spring round of grants

-Currently we are planning our move to the new City hall on the week of August 24<sup>th</sup> with an opening date of September 1.

-USDOT audited our circle project and found one unacceptable statement in a letter of understanding between our traffic engineer and SCDOT. We are currently clarifying the wording for USDOT.

-On or about August 21<sup>st</sup> a large over the road shipment will come thru Barnwell on Marlboro Ave. The Carrier will be 23ft high and 27 ft wide and 300 feet long. Many limbs along Marlboro will have to be cut. I currently have calls into Brad Hutto and Lonnie Hosey to see if we can get the shipment rerouted to Jackson St and then down Allen St. so the limbs would not have to be cut.

## **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No Report

Sanitation and Streets- Councilmen Black and Atkinson. Council took as information a presentation by concerned citizens for a possible truck route around the city. The committee did not recommend the truck route.

Recreation and Parks- Councilmen Pattillo and Walling. Director Emily Randell updated Council on the upcoming weekend tournament which had 18 teams signed up so far. The World Champion Tournament scheduled for the weekend of August 21-23 will have around 40 teams and all 5 fields will be used.

Police- Mayor Pro Tem Williams and Councilman Duncan. Police Chief Gantt informed Council of the award for the COPS grant. The Mayor signed the grant to accept. A JAG grant for police vehicles is still pending.

Fire- Councilmen Walling and Pattillo. No Report

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. No Report

Community Development & Tourism- Director Lynn Cox informed council of tickets available for the Augusta Greenjackets game when Barnwell County will be recognized.

Councilman Atkinson made a motion to go into executive session. The motion was seconded by Councilman Pattillo and unanimously approved. There was no action taken during Executive Session.

Councilman Pattillo made a motion to name the fourth 200 foot baseball field after Ed Beasley. The motion was seconded by Councilman Atkinson and unanimously approved.

There was no further business and the meeting adjourned.

August 24, 2009

The following are the minutes of the Special Called Meeting of the Barnwell City Council which was held at Barnwell City Hall on Monday, August 24, 2009 at 12:00 pm. Minutes on tape.

Present were Mayor Edward Lemon., Councilmembers J T Atkinson, Ben Duncan and Robert Pattillo  
Mayor Pro-Tem Pickens Williams, Sr. and Councilmembers W C Black and Steve Walling were absent.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, and Clerk & Treasurer Kim Vargo.

Mayor Lemon Called the Meeting to Order.

Councilman Pattillo made a **motion to read Ordinance 2009-10 Flood Damage Prevention by title only**. The motion was seconded by Councilman Atkinson and unanimously approved. Administrator Zawacki read ordinance by title. Councilman Pattillo made a **motion to accept the first reading of Ordinance 2009-10**. The motion was seconded by Councilman Atkinson and unanimously approved.

There was no further business and the meeting adjourned.

September 14, 2009

The following are the minutes of the Public Hearing of the Barnwell City Council which was held at the Barnwell City Hall on Monday, September 14, 2009 at 6:15 pm.

Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Fire Chief Tony Dicks, Recreation Director Emily Randell and Director of Tourism & Community Development Lynn Cox. Five citizens and Susan Delk of the People Sentinel were also present.

Mayor Lemon called the meeting to order. Mayor Lemon stated that this was a Public Hearing on the municipal budget for the 2009-2010 fiscal year. The City Administrator would first review the budget and then the floor would be open for public input. Administrator Zawacki explained in detail the budget and the five ordinances that were going to increase fees and taxes. He explained that the increases were necessary because of the loss of revenue due to the closing of the only two industries in Barnwell. The proposed budget included an increase in water and sewer rates, an increase in the nonpayment fee, a new account administrative fee and an increase in taxes. The floor was then open to the public.

Mr. Harold Meyers was the only citizen to speak. He stated that he had talked in length with Administrator Zawacki and he understood the necessity of having to increase rates. He did not understand why the base rates were higher for meters larger than the standard  $\frac{3}{4}$  inch since any size meter measured the same flow. Administrator Zawacki explained that the base rates were higher due to the higher cost and upkeep of larger meters. Mr. Meyers also stated that although he understood that there was no association, he was afraid that the general public perception was that the increases in water and sewer rates were needed because of ongoing city projects. He thought additional newspaper articles about grants and funding would help clear up this perception.

There was no further business and the meeting adjourned.

September 14, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, September 14, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Fire Chief Tony Dicks and Director of Tourism & Community Development Lynn Cox. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

Public Comments:

Ms. Rhonda McElveen, Barnwell County Clerk of Court, asked Council to allow a third designated parking space at the Courthouse for use of the Probate Judge. The other two designated parking spaces are for the Family Court Judge and the Circuit Court Judge. She explained that these were necessary for safety reasons not for convenience. Discussion followed. Mayor Lemon explained that since there were other issues involved that the Planning & Building Committee wanted to look at the issue and would bring their recommendations to the next Council meeting.

Mr. Henry Greene stated that he just recently moved to Barnwell. He said he has noticed all of the improvements to the Parks. He wanted to know about a public swimming pool. Mayor Lemon thanked him for his suggestion but explained that at this time the cost of upkeep and liability insurance would make this cost prohibitive.

Councilman Duncan made a motion to go into executive session. The motion was seconded by Mayor Pro Tem Williams and unanimously approved. There was no action taken during Executive Session.

Mayor Lemon recognized Johnny Mac Dodge. He was in attendance to fulfill a Boy Scout requirement for a merit badge for Citizenship.

Mayor Pro Tem Williams made a motion to approve the minutes of the August 3, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Atkinson and unanimously approved.

Councilman Pattillo made a motion to approve the minutes of the August 24, 2009, Budget Workshop. The motion was seconded by Councilman Atkinson and unanimously approved.

Second reading of Ordinance 2009-5, An Ordinance to Provide for an Increase Water Rates for Residential and Commercial Customers. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Councilman Walling and unanimously approved. City Administrator Zawacki read the ordinance by title only. Councilman Atkinson

made a motion to approve the second reading of Ordinance 2009-5. The motion was seconded by Councilman Black and unanimously approved.

Second reading of Ordinance 2009-6, An Ordinance to Provide for an Increase Sewer Rates for Residential and Commercial Customers. Councilman Pattillo made a motion to read the ordinance by title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Administrator Zawacki read the ordinance by title only. Councilman Pattillo made a motion to approve the second reading of Ordinance 2009-6. The motion was seconded by Councilman Atkinson and unanimously approved.

Second reading of Ordinance 2009-7, An Ordinance to Provide for an Account Administrative Fee for new Water and Sewer Customers. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Mayor Pro Tem Williams and unanimously approved. City Administrator Zawacki read the ordinance by title only. Councilman Atkinson made a motion to approve the second reading of Ordinance 2009-7. The motion was seconded by Councilman Duncan and unanimously approved.

Second reading of Ordinance 2009-8, An Ordinance to Provide an Increase in the Non Payment Fee. Councilman Pattillo made a motion to read the ordinance by title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Administrator Zawacki read the ordinance by title only. Mayor Pro Tem Williams made a motion to approve the second reading of Ordinance 2009-8. The motion was seconded by Councilman Atkinson and unanimously approved.

Second reading of Ordinance 2009-9, An Ordinance to Raise Revenue and Adopt a Budget for the City of Barnwell SC for the fiscal year ending September 30, 2010. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Councilman Walling and unanimously approved. City Administrator Zawacki read the ordinance by title only. Councilman Duncan made a motion to approve the second reading of Ordinance 2009-9. The motion was seconded by Councilman Black and unanimously approved.

Second reading of Ordinance 2009-10, An Ordinance to Amend Article III Flood Damage Protection, Section 6-425 Et Seq. Councilman Pattillo made a motion to read the ordinance by title only. The motion was seconded by Councilman Atkinson and unanimously approved. City Administrator Zawacki read ordinance by title only. Mayor Pro Tem Williams made a motion to approve the second reading of Ordinance 2009-10. The motion was seconded by Councilman Black and unanimously approved.

First reading of Ordinance 2009-11, An Ordinance to Approve the Leasing of the Second Floor Offices at City Hall. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Councilman Walling and unanimously approved. City Administrator Zawacki read ordinance by title only. Mayor Pro Tem Williams made a motion to approve the first reading of Ordinance 2009-11. The motion was seconded by Councilman Walling and unanimously approved.

Municipal Election Discussion-Councilman Pattillo stated that he requested this item be put on the agenda so that the issue of whether or not to hold an election when there is no opposition can be resolved before the next City election in two years. Two members from the State Election Board were at the City election held on September 8<sup>th</sup>. They stated that despite the constitutionality of the law, since the law was passed in 2003 over 150 municipalities throughout the state have foregone elections when there is no opposition. Only 15 municipalities are still having elections in this situation. Williston and Barnwell are two of these 15 municipalities. Cost savings were the main reason for not having an election when there was no opposition. Discussion of the constitutionality and repercussions of not having an election followed. Attorney Boulware stated that in his opinion the City should hold an election but if the City wanted to change the way it held elections it would have to be done by ordinance. He also suggested that before the City took that step, that the City contact Senator Brad Hutto and ask him if anything could be done legislatively to “clean up” the state statute dealing with this issue. Mayor Pro Tem Williams made a motion to authorize the City Attorney to contact Senator Brad Hutto about this issue. The motion was seconded by Councilman Black and unanimously approved.

Administrator Zawacki informed Council that the City has moved forward over the last two years to remove uninhabitable housing and to enforce the nuisance ordinances for unkempt properties in violation of the City of Barnwell codes. Eighteen uninhabitable houses have been torn down over the last two years. The City is currently working with four properties. The necessary procedures have been followed to notify the owners of record but there has been no response. Administrator Zawacki requested permission to move forward to clean up these properties and place the cost of cleanup on the property tax bills or to put a lien on the property. Mayor Pro Tem Williams made a motion to authorize the City Administrator to move forward with the clean up. The motion was seconded by Councilman Duncan and unanimously approved.

### **Administrator’s Update**

-The Police Department received a third grant in the amount of \$95,150 for the purchase of three fully loaded police cruisers. The police department has secured at total of \$231,502 in grants in the last three months. A great job from our grant writing team.

-Met with Mr. Herb Cooper of the SCDOT on August 27<sup>th</sup> to provide the information needed to complete the USDOT audit of the circle upgrade grant.

-Lemon Park Sports Complex. All major construction is complete. Contractor is completing work on the final punch list. The common areas and playground will be opened from 8 am to 10 pm seven days a week beginning October 1<sup>st</sup>. Several areas holding water are being looked into and 6 trees need replacing. The contractor has submitted pay application #12 for \$161,381.15 and it has been certified by the engineer that it is correct. Payment of this request will leave a balance due of \$52,017.72. There is a one year warranty on any of the major work that was done and if failure was caused by the contractors work. Administrator Zawacki asked for Council’s approval to pay the request. Councilman Pattillo made a motion to pay the contractor’s pay request. The motion was seconded by Councilman Black and unanimously approved.

-City Hall renovations are nearly complete. Contractor is completing work on the final punch list. Outside the copper fascia still has to be completed along with final roof and down spout installation. The security rail for the clerk area was sent back to the manufacturer by the contractor for poor workmanship. That will be installed when the contractor is satisfied that it meets his criteria.

-The route of the large generator has changed and it will not move down Marlboro Ave. It will go around Clinton St to Dunbarton Blvd and on to Hwy 37 to Williston.

## **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No Report

Sanitation and Streets- Councilmen Black and Atkinson. No Report.

Recreation and Parks- Councilmen Pattillo and Walling. Councilman Pattillo updated Council about participation in the Summer Youth Programs. Over 500 individuals have participated in the programs. Council stated that they have been receiving positive comments about Director Emily Randell and the new recreation programs.

Police- Mayor Pro Tem Williams and Councilman Duncan. Councilman Duncan stated that retiring Judge Witherspoon had sent a letter commending Police Chief Gantt and the Police Department.

Fire- Councilmen Walling and Pattillo. Fire Chief Tony Dicks informed Council that he would be attending the National Volunteer Fire Council Fall Meeting on September 23<sup>rd</sup> – 26<sup>th</sup>. Chief Dicks also updated Council on the status of grant applications.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. Councilman Black thanked the Mayor for putting him on this committee. He stated that working on the Lemon Park and City Hall Projects had been personally satisfying. Councilman Atkinson also thanked Administrator Zawacki for all of his help. Mayor Lemon thanked both Councilman Atkinson and Black for all the time and effort they put into these projects.

Community Development & Tourism- Director Lynn Cox. No Report.

There was no further business and the meeting adjourned.

October 5, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, October 5, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling. Mayor Pro Tem Pickens Williams, Sr. was absent.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Fire Chief Tony Dicks, Parks & Recreation Director Emily Randell and Director of Tourism & Community Development Lynn Cox. Susan Delk of the People Sentinel was also present.

Mayor Lemon called the meeting to order and led with a prayer.

Mayor Lemon administered the Oath of Office to reelected Councilmembers Robert Pattillo, Benjamin Duncan and J.T. Atkinson.

Public Comments:

Mr. Danny Black thanked Council for their support of Veterans. He invited the Mayor and Council to a program on Saturday, October 31, 2009, at 10:00 am at the Moving Veterans Wall. There will be a presentation to thank Representative Hosey and Senator Hutto for their support in securing grants last year. He asked the Mayor to welcome those who are there to Barnwell and to introduce the councilmen that are in attendance. There will also be a war dog display as well.

The Mayor welcomed all visitors including his wife and Mr. Duncan's family.

Councilman Pattillo made a motion to approve the minutes of the September 14, 2009, Public Hearing. The motion was seconded by Councilman Black and unanimously approved.

Councilman Duncan made a motion to approve the minutes of the September 14, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Walling and unanimously approved.

The Mayor stated that the he would leave the committee assignments as they are currently.

Water and Sewer-Councilmen Black and Atkinson  
Sanitation and Streets-Councilmen Black & Atkinson  
Recreation and Parks-Councilmen Pattillo & Walling  
Police-Mayor Pro Tem Williams and Councilman Duncan  
Fire-Councilmen Walling & Pattillo  
Finance & Salary-Mayor Pro Tem Williams and Councilman Duncan  
Building & Planning-Councilmen Atkinson and Black

Mayor Pro Tem Election: Councilman Atkinson made a motion to leave the Mayor Pro Tem office as is with Mr. Pickens Williams, Sr. as Mayor Pro Tem. The motion was seconded by Councilman Duncan and unanimously approved.

Second reading of Ordinance 2009-11, An Ordinance to Approve the Leasing of the Second Floor Offices at City Hall. Councilman Atkinson made a motion to read the ordinance by title only. The motion was seconded by Councilman Black and unanimously approved. City Administrator Zawacki read ordinance by title only. Councilman Atkinson made a motion to approve the second reading of Ordinance 2009-11. The motion was seconded by Councilman Black and unanimously approved.

#### Pechman St and Wall St Parking Discussion.

After some discussion, Councilman Atkinson made a motion to: (1) to allow for the clerk of court to take one more space for the third judge parking space (west side of the two existing judges spaces), (2) to take the six {6} other spaces down to the driveway behind the county building and make those 2-hour parking, giving the sheriff the authority to cover those two-hour signs and use temporary signs as needed on court days, (3) as requested by the county, grant the 30-minute parking on either side of the handicap space on Pechman, (4) then turn the balance of Pechman (both sides) to 2-hour, (5) turn the balance of Wall Street (10 spaces to the circle from the judges spaces) to 2-hour, (6) the Circle (both sides) and all of Main Street from Jackson Street to Franklin Street to 2-hour. Also, give the administrator authority to re-stripe the spaces to angled parking on Allen Street (gaining 10 or so spaces) and Jackson Street (in front of Webb's Hardware); the latter will be according to the Master Plan. The motion was seconded by Councilman Black and unanimously approved.

Approval of final pay request for the Lemon Park Sports Complex. Administrator Zawacki gave Council a copy of a letter from engineer Tilden Hildebrand containing a complete review of Lemon Park Construction. He certified that all of the work was complete and several change orders needed to be addressed in the final pay request. The Administrator outlined the additional change orders. Councilman Atkinson stated he had reviewed all of this information with Administrator Zawacki rigorously and wanted to know if he was satisfied. Zawacki said he was satisfied because payment of the final request starts the warranty period of 1 year, and the engineer verified all figures and calculations and adjusted them accordingly. Councilman Pattillo made a motion to authorize the payment of \$69,673.56 for the final pay request including change order. The motion was seconded by Councilman Black. The motion passed 5 to 1 with Councilman Atkinson voting nay.

Approval of the pay request for City Hall. After Administrator Zawacki explained the change orders, as well as the letter from the architect accepting the cost of the repairs to the council chamber platform desk and the drawers of the work cabinets, Councilman Atkinson made a motion to approve the \$171,826.15 pay request for City Hall. The motion was seconded by Councilman Walling and unanimously approved.

#### **Administrator's Update**

-Construction is complete at the Lemon Park Sports Complex. The warranty period and the 3 month sod maintenance started October 1<sup>st</sup>. The playground and common areas between the ball fields are now opened to the public from 8 am to 10 pm daily. The maintenance contract for the care of the sod and training was signed on October 1st with Carolina Sodding Service.

-We are in and operating in the new City Hall but there are still several items outstanding. These items include signage, teller rail, locksets and completion of the TPO roof, gutters and down

spouts. We are in negotiations with Virgo- Gambill on repairs and modification of the council desk and cabinets in City Hall.

-We plan to move or destroy the remaining records in the old City Hall this month and turn the building over to Chief Gantt for the Police operation. Chief Gantt plans on moving the municipal clerk of court, the detectives and the Captain over to the new building.

-We received a DHEC inspection of our WWTP on August 18<sup>th</sup>. The compliance rating was satisfactory with three minor deficiencies which have now been corrected.

-We advertised in last week's paper for a clerk to fill our vacant position at City Hall. With the operation of the drive thru window this position must now be filled. Forty-two applications came in within two and a half days.

-Request for sealed bids were requested for digital cameras for the three new Police vehicles the city received under the grant. The request for bid was placed in the people Sentinel and SCBO.

-Met with Marty Martin and Mr. Robert Hodges of DHEC. Mr. Hodges is the Brownfields Program Manager. Discussions were about the Shuron property and how it fits into the USEPA brown Fields Program. In short this program will eliminate liability to a purchaser for past contamination of the property or ground water. The purchaser must agree to maintain the property in such a way as to keep the contamination from the public. However if excavation or new construction disturbs or exposes the contamination the purchasers must clean it up.

-Letters have been sent to the owners of record of the four properties that City Council approved for clean up. We will give them two weeks and clean up the lots. We will go out for bids on the homes that will require demolition.

-The Fire Department did not receive a grant for a fire department facility in the last round that was awarded but is still in the running for another grant still available.

-A new bulk icehouse business will be placed in the Reid's parking lot.

-This year's Christmas tree has been donated by the Johnny Creech Family of Camelia Drive.

-The Barnwell High School has asked the city council to participate in the Homecoming Parade.

## **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No Report

Sanitation and Streets- Councilmen Black and Atkinson. No Report.

Recreation and Parks- Councilmen Pattillo and Walling. Recreation Director Emily Randell updated Council on fall programs and adult softball.

Police- Mayor Pro Tem Williams and Councilman Duncan. Police Chief Todd Gantt updated Council on criminal activity. He informed Council that police department will start a neighborhood watch program.

Fire- Councilmen Walling and Pattillo. No Report.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. No Report.

Community Development & Tourism- Director Lynn Cox.

The 2<sup>nd</sup> dedication date for the Hamp Campbell Field, Edward Beasley Field and the playground/walking track for the Webbs', is scheduled for Thursday, Oct 22<sup>nd</sup> at 5:30 pm.

The Fall Litter Blitz, the biannual community clean up campaign, is scheduled for Saturday, November 7<sup>th</sup> from 8 am to noon.

The Christmas by Candlelight and Tree Lighting Service will be held on Thursday, December 3<sup>rd</sup> beginning at 5:30 pm.

The Annual Christmas Parade will be held on Saturday, December 5<sup>th</sup>. A float will be available for City Council and any other employees and families that want to ride.

We are preparing two grant requests to Palmetto Pride this month (1) for the beautification of the city hall parking lot, and (2) for ground hog cameras to assist the police department in anti-litter enforcement.

Councilman Duncan made a motion to go into executive session. The motion was seconded by Councilman Walling and unanimously approved. There was no action taken during Executive Session.

Councilman Walling made a motion that Council accept the Parking Needs Assessment, Lemon Park, as prepared by the City Administrator and that the City Administrator's recommendation as to condemnation be approved. The motion was seconded by Councilman Duncan and unanimously approved.

Councilman Black made a motion to accept the City Administrator's recommendation to say no to Danny Black for the request on the waste water treatment plant. The motion was seconded by Councilman Atkinson and unanimously approved.

There was no further business and the meeting adjourned.

November 2, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, November 2, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr. and Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Fire Chief Tony Dicks, Parks & Recreation Director Emily Randell and Director of Tourism & Community Development Lynn Cox.

Mr. Paul Sheppard with the US Census Bureau, Ms Susan Delk of the People Sentinel and several citizens were also present.

Mayor Lemon called the meeting to order and led with a prayer.

Public Comments:

Liz Ringus asked Council to readdress the two hour parking limit on the circle and address the ugly parking signs put up by the County. She feels that this will hurt the downtown area. Ms. Ringus stated that although her business was located outside the city limits she directs tourists and others visiting her shop to the downtown area. She didn't know if she could continue to do this if she worried about them getting parking tickets. Also she did not recall parking limits in the Master Plan.

The Mayor stated that due to the number of people that have expressed concerned about the parking limits he had already planned to send the issue back to the Sanitation and Street Committee in order to reach a compromise. The Mayor stated that we had limits on the parking years ago. The reason the parking limits were addressed in the first place was due to the number of complaints about people parking on the circle all day long. Councilman Atkinson stated that Section 2.3.3.3 of the Master Plan addresses parking limitations.

Ms. Sheila Folk stated that she had a business downtown and she was also concerned about the parking limits. Her customers are sometimes in her shop for several hours and she would lose business if they had a parking ticket when they left. She was also concerned for the safety of herself and her co-workers. Four street lights on the circle are out and with the time change it is dark when she closes. She doesn't want to have to park in the city parking lot behind Subway because it is too far away and also the lot is not large enough for everyone to park there.

Mayor Lemon stated that he understands her concerns and said that there are going to be or have already been lights put up along the road beside the post office. Administrator Zawacki stated that the lights that are out on the circle are obsolete and SCE&G can't get replacement bulbs. The whole top of the light has to be replaced and that is in the process of being done.

The Mayor stated once again that the parking issue would be sent back to the committee to see what they can come up with.

Ms. Debra Jamison stated that she is handicapped and can't walk for long distances. Mayor Lemon stated that someone with a problem walking would be able to get a permit to park and not be ticketed. Ms. Jamison was also concerned with her co-workers' safety. Mayor Lemon stated that the parking limit was not being enforced at this time and is going back to the committee for reconsideration.

Vince Padgett stated that his business is being hurt by the lack of available parking near his business. He stated that people with reserved parking behind City Hall are parking in the spaces in front of his business. When his customers pass by and see the parking spaces full they assume that his restaurant is full. He stated that he doesn't think two hour parking is the answer but he doesn't know what the answer is. Mr. Padgett stated that he is concerned with the safety of his employees that park in the lot next to the check cashing business. He asked if there would be a problem with his employees parking in the spaces behind City Hall after hours. The Mayor stated that this would not be a problem.

The Mayor stated that the parking problem would be helped some by additional parking spaces created by going to angle parking beside the court house and on Jackson St as outlined in the Master Plan.

Rhonda McElveen stated that parking was needed for court. She updated Council on the number of recent court cases. Ms. McElveen stated that there is a statute that allows her to give out permits that will nullify the two hour parking. The Mayor stated that Council was aware of the statute.

James Carroll stated that he does not agree with the two hour parking. He agrees that there is a problem but he does not know what the solution is. He stated that he parked behind the flower shop but that there are four cars that park back there and it is a tight fit for him. He also tried to park in the city parking lot behind Subway and there was no available parking there.

Mayor stated that parking limits would be sent back to the Sanitation and Streets Committee to see if they could find a viable compromise.

Mr. Paul Sheppard with the US Census Bureau gave a presentation on the 2010 Census Complete Count Committee. He impressed upon Council the importance of participating in the 2010 Census programs. Data from the 2010 Census will be used for the next ten years to help make vital decisions including the apportionment of Congress, reapportionment of voting districts, and the distribution of federal funds. It is of great importance to do everything to obtain accurate and complete counts. Mr. Sheppard emphasized that the 2010 Census would be safe, easy and important. He gave the Mayor and Council a training manual and highlighted the important action steps that need to be followed. The Beaufort office will handle the Barnwell area.

Councilman Pattillo made a motion to approve the minutes of the October 5, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Atkinson and unanimously approved.

Administrator Zawacki presented Council with a preliminary review of financial results for fiscal year ending September 30, 2009. Administrator Zawacki stated that at the end of the fiscal year operating expenses exceeded revenue in the General Fund by approximately \$28,822. This was because the amount of interest income budgeted on the reserve accounts was not as much as predicted. The Water & Sewer Fund had approximately \$154,551 in excess operating revenues but had a deficit of \$88,483 after payment on the state revolving fund note for the Wastewater Treatment Plant. Administrator Zawacki emphasized that these figures were preliminary-additional accruals would be necessary.

Administrator Zawacki presented Council with a Resolution of the City of Barnwell Planning Commission recommending adoption of Land Development Regulations. The regulations have taken the Planning Commission two years to develop and have been reviewed by Lower Savannah Council of Government, BP Barber, and real estate agencies, and land developers. All reasonable comments were implemented in the draft and it represents the minimum guidelines for compliance and compatibility with city infrastructure. Administrator Zawacki stated that not all developers will be happy with the regulations but they are the most generic of any land development regulations in our region. These regulations will protect the city from financial liabilities from developers who do not complete a specified project and from systems that are not compatible with the city infrastructure. The resolution asks Council to adopt these regulations by ordinance after the required public hearing. The Public Hearing was set for Monday, December 7<sup>th</sup> at 6 pm. Councilman Pattillo was concerned about a possible error in Article 2; Sec 1; paragraph 1.10 sub-section H concerning non-dedicated streets. It was decided that this was an error in typing and will be taken back to the Lower Savannah Council of Government for correction.

Recommendation from the City of Barnwell Planning Commission for an addition to the Zoning Ordinance for Modular Buildings. Administrator Zawacki stated that in looking at the zoning ordinance, it was discovered that the only area that addressed the modular home was in the definition. After looking at it and meeting with Lower Savannah Council of Governments, the Planning Commission came up with the recommendation to add a section to chapter 5 defining what and where a modular home could be placed. This item was deferred to the next council meeting. Councilman Pattillo asked if this would apply to modular buildings already in place. Administrator Zawacki stated that buildings already in place are grandfathered.

Request for approval of Records Retention List. A list of records to be destroyed was presented to Council for approval. The list included paid invoices, banking records, time cards, utility billing stubs, utility billing registers, meter books, applications, and work orders. In each case, the retention period exceeded the period for retention mandated by law according to the General Records Retention Schedules for Municipal Records from the SC Department of Archives and History. Councilman Pattillo made a motion to approve the request. The motion was seconded by Councilman Black and unanimously approved.

Approval of proposed Sign Post and Signs was tabled until next meeting.

### **Administrator's Update**

-Received a letter from the Lower Savannah Council of Governments to determine the City's interest in participating in establishing a Home Consortium in our region. This would enable the region to manage federal block grant money regionally versus having it managed by the state. The letter is only requesting if our municipality is interested in participating in this consortium. Mayor Pro Tem Williams made a motion to answer the letter in the positive. The motion was seconded by Councilman Pattillo and unanimously approved.

-Received a letter from DHEC stating that we have an unsatisfactory rating in our industrial pretreatment program. This letter indicated that we were five days late on our annual inspection and sampling. In reviewing our inspection records we verified that our inspection was completed on September 16th which put us in compliance with the code. Note that we do not have an industrial pretreatment program now because we do not have any industry in the city.

-Received notification from the County Animal Shelter of new operating hours. The new hours would conflict with law enforcement operations. Police Chief Gantt met with the board and stated that they had worked it out. Officers will help the shelter identify the sex of the animal and breed of the animal if possible. The shelter hours will remain the same.

-City Hall punch list items are still being worked on.

-Received new FEMA flood insurance rate maps. Attended a FEMA meeting with Fire Chief Dicks in Blackville regarding a county wide flood insurance study that will ensure that the city will get FEMA funds in case of any type of disaster.

-Department of Commerce will be meeting at City Hall on November 18th to do a technical review on our denied grant request for water lines on Second, Third and Fourth Streets. Request was declined due to too many unoccupied homes. The review will help us with future grant applications.

-Aerial photographs will be made of Lemon Park Sports Complex on November 20th. The City will be provided with a photograph.

### **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No Report

Sanitation and Streets- Councilmen Black and Atkinson. No Report.

Recreation and Parks- Councilmen Pattillo and Walling. No Report

Police- Mayor Pro Tem Williams and Councilman Duncan. Police Chief Todd Gantt stated that the new police cars are in. A local business has agreed to put the stripes on free of charge. Officers have been doing a lot of force on force training and active shooter training at the old sheriff's office building. Mayor Lemon asked about the Gang Forum. Chief Gantt said that he understood that the people that attended were pleased with the presentation. Chief Gantt stated

that two officers had attended the training at the old Allied General plant and would be training the other officers. Administrator Zawacki stated that the Recreation Department employees also attended the Gang Forum.

Fire- Councilmen Walling and Pattillo. Chief Dicks stated that the oldest engine has been out of service for two weeks but should be repaired by Wednesday. Fire hose testing was done this month and about 900ft of 5 inch hose will have to be replaced. Chief Dicks thanked Council for allowing him to attend the code hearings in Baltimore and updated them on the outcome.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. No Report.

Community Development & Tourism- Director Lynn Cox. Director Cox reminded everyone about the upcoming events:

- Community Clean-up Campaign on Saturday, November 7<sup>th</sup>,
- Relay for Life Kickoff on the circle on Tuesday, November 10<sup>th</sup>,
- Tree Lighting and Christmas by Candlelight on Thursday, December 3<sup>rd</sup>. Tree lighting will begin at 5:30. Love lights dedications will be at that time. Christmas by Candlelight will be from 6:00-8:00. We will be having a sidewalk sale that week with some of the downtown businesses to promote the downtown area.
- Christmas Parade on Saturday, December 5<sup>th</sup> at 4:00 pm. City will have a float. Any Council member or city employee and their families who would like to ride on the float need to be at the Primary School by 3:00 pm.
- Received a lot of comments about the Barnwell Buzz which link back to the City website.

Administrator Zawacki stated that we received a letter from PARD rejecting a request that was sent by Charles Richardson to take the grant that we received in 1978 for the undeveloped park at Wellington and Jackson and move it to Lemon Park. PARD said that they will be back in two years to see the park on Wellington and Jackson. Administrator Zawacki and Councilman Atkinson are looking into what can be done for very little dollars to make it suitable as a park for our residents and comply with the 1978 grant.

Administrator Zawacki introduced Martha Thompson, the new clerk in the Water & Sewer Department. He also recognized Sharon Sinclair.

There was no further business and the meeting adjourned.

December 7, 2009

The following are the minutes of the Public Hearing of the Barnwell City Council which was held at the Barnwell City Hall on Monday, December 7, 2009 at 6:00 pm.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr., Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Fire Chief Tony Dicks, Parks & Recreation Director Emily Randell and Director of Tourism & Community Development Lynn Cox.

Ms Susan Delk of the People Sentinel and several citizens were also present.

Mayor Lemon called the Public Hearing to order. Mayor Lemon stated that this was a Public Hearing on the proposed City of Barnwell Land Development Regulations. Adoption of these regulations would promote and encourage economically sound and stable land development, and ensure the provision of adequate facilities for water, sewage, education, recreation and other public requirements in subdivisions.

Mayor asked for public comment or discussion. There was no public comment or discussion.

The Public Hearing was adjourned.

December 7, 2009

The following are the minutes of the Regular Scheduled Monthly Meeting of the Barnwell City Council which was held at the Barnwell City Hall on Monday, November 2, 2009 at 6:30 pm. Minutes on tape.

Present were Mayor Edward Lemon, Mayor Pro Tem Pickens Williams, Sr. and Councilmembers J.T. Atkinson, W.C. Black, Ben Duncan, Robert Pattillo, and Steve Walling.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Fire Chief Tony Dicks, Parks & Recreation Director Emily Randell and Director of Tourism & Community Development Lynn Cox.

Ms Susan Delk of the People Sentinel and several citizens were also present.

Mayor Lemon called the meeting to order and led with a prayer.

Public Comments:

Mayor Lemon asked if anyone was present to discuss the parking on the circle. Mayor Lemon then stated that he was going to call a public hearing at the next City Council meeting to discuss the parking. Mayor Lemon also stated that the committee would give a report on their reassessment of this issue later in the meeting.

Rhonda McElveen – Updated Council on court session statistics.

Joe Bacote – Work Force Consultant for the Department of Social Services in Barnwell, Bamberg & Aiken counties. Mr. Bacote gave Council some literature. Mr. Bacote stated that he was the Work Force Consultant for a special program with the Department of Social Services called the Family Independence Program. The goal of the program is to help individuals gain experience and work skills to enable them to become independent and self sufficient. Mr. Bacote stated that he wanted to discuss the Work Experience Program. This program would bring the individuals into the work environment as a volunteer. They would be covered under DSS Workers Compensation policy. Businesses would be under no obligation to keep the employees. DSS will assist the employees with transportation and child care. The individuals will be from Barnwell County. Employers can keep the individuals for 90 days as volunteers. Mayor Lemon stated that he would leave it up to the Administrator and Department Heads to determine if they would like to use this service.

Elizabeth Ringus – Ms. Ringus stated that she would wait for the public hearing on parking.

Councilman Duncan made a motion to approve the minutes of the November 2, 2009, Regular Scheduled Council Meeting. The motion was seconded by Councilman Walling and unanimously approved.

Councilman Pattillo made a motion to approve the 2010 dates for the Barnwell City Council regularly scheduled monthly meetings. The motion was seconded by Councilman Black and unanimously approved.

Councilman Duncan made a motion to approve the 2010 holidays for Administrative and Emergency Services. The motion was seconded by Councilman Walling and unanimously approved. Administrator Zawacki explained the differences in the schedules.

Councilman Black made a motion to approve Employee and Committee Christmas bonuses. The motion was seconded by Councilman Pattillo and unanimously approved.

Councilman Duncan made a motion to approve the Firemen Christmas bonuses. The motion was seconded by Councilman Black and unanimously approved.

First Reading of Ordinance 2009-12 Adopting the City of Barnwell Land Development Regulations. Councilman Pattillo made a motion to read ordinance by title only. The motion was seconded by Councilman Atkinson and unanimously approved. Administrator Zawacki read the ordinance. Mayor Pro Tem Williams made a motion to accept the first reading of Ordinance 2009-12. The motion was seconded by Councilman Walling and unanimously approved.

Recommendation from the City of Barnwell Planning Commission for an amendment to the Zoning Ordinance to add a section on modular homes in Chapter 5 Supplemental Regulations. Administrator Zawacki explained that the Planning Commission is requesting that City Council accept the recommendation as it sets up a public hearing on the issue and then adopts it through two readings. Councilman Atkinson made a motion to accept the recommendation. The motion was seconded by Councilman Black and unanimously approved.

Report on review of proposed parking changes for the Barnwell Circle area – Councilman Atkinson stated that he has counted parking every working day since the last meeting. He stated that he has discovered that we do not have a problem with not enough parking spaces. The problem is with people not parking where they should be parking. The municipal parking lot has an average of 29.6 vacant parking spaces every day. There are two to three spaces vacant on Allen St. every day. There are plenty of spaces available for merchants to park and not have far to walk. Merchants who are now parking on Main St. could park in the municipal parking lot. The recommendation is for the inner circle and Pechman St. to have no limits and for everything else to have a two hour limit. Councilman Atkinson also recommended that Council should require County parking signs to match the format and color of City signs.

Resolution indicating the City of Barnwell's opposition to House Bill H3272 – Mayor Lemon explained the resolution and Administrator Zawacki read the resolution. Administrator Zawacki then read the revenue impact of the house bill as determined by the SC Office of Research and Statistics. Their review indicated a \$44,000,000 lost in tax revenue to municipalities if passed. Councilman Pattillo made a motion to pass the resolution. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

Request for approval for additional Records Retention Listings – Police Dept. Records – Councilman Atkinson made a motion to allow destruction of records. The motion was seconded by Councilman Walling and unanimously approved.

Consideration of a policy for the preparation of City Council Agendas – Administrator Zawacki read the policy. Mr. Boulware explained that the policy does not stop the agenda from being amended. Mayor Pro Tem Williams made a motion to accept the policy. The motion was seconded by Councilman Black and unanimously approved.

Mayor Lemon thanked Lynn Cox and everyone involved in the parade for their work on the Christmas Parade.

### **Administrator's Update**

-Administrator Zawacki stated that the County Administrator had requested that the City not charge the Animal Shelter for their water usage. He explained to the County Administrator that our loan agreement does not allow us to do that. The county has now requested Council's consent to having a well installed to provide water for the facility. Administrator Zawacki explained that DHEC would have to approve that request as well as Council.

-Requests for reimbursement from SC DOT for work done on the circle is still being held up by US DOT. Mr. Herb Cooper of SC DOT has asked for two more weeks to get reimbursements approved.

-Administrator Zawacki stated that there are major problems with the exterior entry doors on City Hall. The wood panels are separating and the trim is buckling and the varnish is blistering. Query-Pritchard has contacted the vendor for replacement of these doors. There are still some gutters and down spouts that have to be installed on the back side of the building.

-Administrator Zawacki thanked Query-Pritchard for cutting down the City Christmas tree this year and SCE&G for drilling the hole and helping get the lights on.

-There were 12 street lights out on the circle but they have been replaced.

-Three employees were out on short term disability or Workman's Compensation. One has returned to work and the other two employees will be out until at least the first of January.

-Judge Flynn has called and asked for a meeting of the Mayors and Administrators of Blackville, Barnwell, and Williston to discuss the case management system which is being brought in state wide.

### **Committee Reports**

Water and Sewer- Councilmen Black and Atkinson. No Report

Sanitation and Streets- Councilmen Black and Atkinson. There was to be a discussion on new posts and signs for the Circle area. Mayor Pro Tem Williams made a motion to hold off recommendations on the 2 hour parking signs until after the next month's Public Hearing on the issue. The motion was seconded by Councilman Pattillo and unanimously approved. Discussion followed on new no parking signs and new sign posts. Cost for the posts was approximately \$85.00 each and city would need three on inner circle and three on outer circle. It was decided to address these at the next meeting.

Recreation and Parks- Councilmen Pattillo and Walling. EmilyRandell updated Council on field rentals. The charge for field rentals will be \$25.00 per hour for fields plus \$20.00 for lights. New spring brochures will be out next week. Ms. Randall and Council discussed the availability of restrooms at parks.

Police- Mayor Pro Tem Williams and Councilman Duncan. Police Chief Todd Gantt stated that the new police cars are out and running. Chief Gantt updated Council on cases. Crime has increased over the last month.

Fire- Councilmen Walling and Pattillo. Chief Dicks extended to Council an invitation to dinner Friday night.

Finance and Salary- Mayor Pro-Tem Williams and Councilman Duncan. No Report.

Building and Planning-Councilmen Atkinson and Black. No Report.

Community Development & Tourism- Director Lynn Cox. Director Cox stated that the Love Lights made \$2,510.00. This will be split three ways between Barnwell County Nursing Home, Generations Unlimited Meals on Wheels and Rotary Club. Director Cox thanked Jennifer Branham for her work on Love Lights. She also thanked all volunteers and departments for helping with holiday events. Director Cox listed the winners of the Christmas Parade.

There was no further business and the meeting adjourned.