

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
January 9, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Fire Chief Tony Dicks, Police Chief Todd Gantt, Recreation Director Emily Randell and Community Development & Tourism Director Lynn Cox.

Ms Kaelyn Pfenning of the People Sentinel was also present along with several other citizens.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Ms. Rhonda McElveen, Barnwell County Clerk of Court, updated Council on the County court schedule.

**APPROVAL OF THE MINUTES OF DECEMBER 5, 2011 REGULAR SCHEDULED  
CITY COUNCIL MEETING**

Councilman Walling made a motion to approve the minutes of the December 5, 2011 regular scheduled Barnwell City Council Meeting with corrections to committee member's names. The motion was seconded by Councilman Duncan and unanimously approved.

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## **APPROVAL OF VC3 TELEPHONE UPGRADE PROPOSAL**

Administrator Zawacki told Council that there had been some inquiries about whether this proposal had to be bid out. Lynn Cox explained that the City had been approached by TDS Telecom. TDS Telecom was under the assumption that the City was already networked. Ms. Cox informed them that the City was not networked and after Lynn explained the upgrade, TDS Telecom confirmed that they were not equipped for this work. They also acknowledged that they thought VC3 was the only vendor in the state that could provide this service. Councilman Atkinson made a motion to approve the upgrade proposal with VC3. The motion was seconded by Councilman Black and unanimously approved.

## **APPROVAL OF HUMAN RESOURCE RECOMMENDATIONS ON DIRECT DEPOSIT AND ANNUAL LEAVE**

Councilman Atkinson made a motion to approve Human Resource's recommendations on direct deposit and annual leave. The motion was seconded by Councilman Black and unanimously approved. The approved recommendations were to implement direct deposit on a voluntary basis, receive 3 weeks of vacation after 10 years of service instead of 15 years of service, and change the leave policy to calculate time in hours instead of days. A copy of the revised leave policy is attached.

### **ADMINISTRATOR'S UPDATE**

#### **John Zawacki, City Administrator**

- Our 2011 financial audit has started and in your package is a letter from McGregor and Company, our auditors, detailing the audit process.
- Emily Randell already has nine tournaments at Lemon Park scheduled from February through October 2012. Getting tournaments to Lemon Park is a high priority for Emily.
- The RAS pump replacement is 90% complete.
- The company for Project Tissue is continuing with their bond sale. The process is slow and there is no time line schedule set so far. The City is still working with LSCOG to terminate the original grants for this project. The commerce grant is closed out but we are still waiting to hear from USEDA on closure of the grant.
- Sasco Safety has started interviewing for employees and is hoping to be in operation by February.
- Councilman Duncan has been getting comments about the abandoned house on Perry St. and Mr. Browning has offered to take the house down for the City if we would haul off the trash. We have approval from the people who own the house to take it down and I want to make sure that City Council is comfortable with us removing the trash after the house has been taken down. We have gone through all of the legal requirements. Councilman Pattillo asked if this would be setting a precedent. Administrator Zawacki stated that it sets a precedent for us removing the trash after a volunteer takes the house down. Mr. Boulware asked if we have any idea about the

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cost. Administrator Zawacki stated that last year we had an estimate of \$3,000 to take down a house and remove the trash. In this situation the cost to the city for hauling off the trash would be use of city labor and equipment. Councilman Atkinson asked if the City would have any claim against the lot. Administrator Zawacki stated that the City would have no claim against the lot. Councilman Walling made a motion to approve the City hauling off the trash from the house next to Mr. Duncan. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

-The sale of surplus property will be advertised this Wednesday.

-DHEC started a three day unannounced inspection at the WWTP plant today. We don't anticipate any problems.

-Reminded Council the 2012 Statement of Economic Interest is due by April 15<sup>th</sup>.

-We still need two names for Zoning Board of Appeals.

### **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling

Director Randell updated Council on the agreement between the City and the Barnwell Baseball Association and the tournament schedule. Councilman Pattillo stated as information only that the Skate Park Association will not be ready to meet the July deadline for raising funds and they will need another year.

Police- Councilmen Duncan and Mayor Pro Tem Williams: No Report

Fire- Councilmen Walling and Pattillo

Fire Chief Tony Dicks invited Council to the Fire Academy seminar on Saturday.

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox:

Director Cox told Council that she should be hearing back from the state within the next month on the historical marker request for City Hall. She informed Council that the City was awarded a \$4,000 Palmetto Pride Grant to replace plants at the entrance signs, place pet waste containers at Fuller, Kilkenny, and Darnell Parks and place 3 more trash receptacles at Fuller Park. City wide clean up will be held in April.

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## **EXECUTIVE SESSION**

Councilman Atkinson made a motion to go into Executive Session for a personnel issue. The motion was seconded by Councilman Pattillo and unanimously approved. Council went into executive session. There was no action taken in Executive Session. Council returned to regular session.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

## Revised Leave Policy adopted by Barnwell City Council on January 9, 2012.

### Annual Leave

Regular full-time employees and regular part-time employees accrue annual leave as follows:

After one full year of service, an employee will receive 40 hours of annual leave through Dec 31 of that same year. The first year employee may only roll-over 20 hours of annual leave, and in January of the following year will receive 80 hours of annual leave.

After 2 years of service	80 hours annual leave in January
After 10 years of service	120 hours annual leave in January
After 20 years of service	160 hours annual leave in January

### Police Officers on Shift work (12 hour shifts)

After one full year of service, police officers on shift will receive 48 hours of annual leave through Dec 31 of that same year. The first year employee may only roll-over 24 hours of annual leave, and in January of the following year will receive 96 hours of annual leave.

After 2 years of service	96 hours annual leave in January
After 10 years of service	144 hours of annual leave in January
After 20 years of service	192 hours of annual leave in January

### Firefighters on Shift Work (24 hour shifts)

After one full year of service, fire fighters on shift work will receive 60 hours of annual leave through Dec 31 of that same year. The first year employee may only roll-over 30 hours of annual leave, and in January of the following year will receive 120 hours of annual leave.

After 2 years of service	120 hours of annual leave in January
After 10 years of service	180 hours of annual leave in January
After 20 years of service	240 hours of annual leave in January

Employees desiring to take annual leave should give their supervisors at least two weeks advance notice. Annual leave will be scheduled as much as practical in accordance with employee requests. The City's workload demands, however, are paramount.

When more employees request particular days off than can be accommodated, supervisors will make annual leave assignments taking into account the date the requests were made, special needs for particular annual leave dates and the employees' length of service.

The maximum number of annual leave hours which can be accumulated and rolled over to the next year is 80 hours for regular employees, 96 hours for Police Officer shift workers, 120 hours for Fire Fighter shift workers

Unused annual leave will be paid for at termination only if the employee is terminated for non-disciplinary reasons or if the employee gives and properly works a two-week notice of resignation. The notice may be waived by the City Administrator.

### **Sick Leave**

Regular full-time and regular part-time employees earn sick leave at the rate of 8 hours for each full month worked. The first sick day is posted at the beginning of the month following the completion of 30 days. An additional sick 8 hour time is added on the first day on each month.

Employees may carry a maximum of 360 hours sick leave time. This is the same for ALL employees.

Sick Leave is paid when an employee is excused from work due to his own disability. Employees may also be paid sick leave (up to 40 hours per year) to care for immediate family members. Employees may be required to submit a physicians statement of disability before being eligible for sick leave payment, including when absent for prolonged periods of time or if the employee has been counseled for excessive use of sick leave. In some circumstances, employees may be required to provide certification from their physician that they are able to return to work. Employees absent for 24 or more work hours must provide certification from their physician that they are able to return to work. Abuse of leave or failure to call in as required may result in denial of paid sick leave.

Employees are not paid accrued, unused sick leave at termination.

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
February 6, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Recreation Director Emily Randell and Community Development & Tourism Director Lynn Cox.

Ms Kaelyn Pfenning of the People Sentinel was also present along with several other citizens.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Dee Patel with Carolina Lodge told Council that she is very concerned with Huddle House on weekends. They are open all night and the parking lot is full of drunks and drugs. She is very concerned for her family and her business. She wants Huddle House to close for a couple of hours on Friday & Saturday and not be open 24 hours. Mayor Lemon said the City would look into it to see what the City can legally do.

Ms. Rhonda McElveen, Barnwell County Clerk of Court, updated Council on the County court schedule.

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February 6, 2012

**APPROVAL OF THE MINUTES OF JANUARY 9, 2012 REGULAR SCHEDULED CITY COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the January 9, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

**APPROVAL OF VC3 MASTER SERVICES AGREEMENT**

Councilman Atkinson made a motion to approve the VC3 Master Services Agreement. The motion was seconded by Councilman Black and unanimously approved.

**APPROVAL OF STATE HISTORIC PRESERVATION DRAFT FOR HISTORIC MARKER**

Director Lynn Cox gave Council a second option for side two. Mayor Lemon asked Mr. Boulware for his opinion. Mr. Boulware stated that he preferred option #2. Mayor Pro Tem Williams made a motion to accept the revised version which is option #2. The motion was seconded by Councilman Pattillo and unanimously approved.

**APPROVAL OF CHIEF TODD GANTT RETIREMENT AND REHIRE REQUEST**

Mayor Pro Tem Williams made a motion to accept the City Administrator's recommendation that Chief Todd Gantt be allowed to retire under the SC Retirement System as Chief of Police for the City of Barnwell, when he becomes eligible, and that after the required waiting period of fifteen (15) consecutive calendar days, he be rehired to his position as Chief of Police for the City of Barnwell. The motion was seconded by Councilman Walling and unanimously approved.

**PROCLAMATION IN SUPPORT OF THE MUNICIPAL ASSOCIATION'S 2012 LEGISLATIVE AGENDA**

Mayor Lemon read the Proclamation. Mayor Lemon and Council then signed the Proclamation in support of the Municipal Association's 2012 legislative agenda.



**ADMINISTRATOR'S UPDATE**  
**John Zawacki, City Administrator**

-On Thursday, January 26<sup>th</sup>, while running sewer on Jackson St., the water crew found that a manhole located on Jackson St. had failed. Three areas of the manhole had leaks into the lake. These were stopped within 30 minutes of the find. We sampled the area and notified DHEC and followed up with a written report. The next day we re-sampled the area and found it to be clean. Sand bags were placed around the manhole to keep lake water from entering the sewer line. An emergency call was placed to Gene Ray Fulmer construction to give us an estimate for replacement of two manholes in the area. Gene Ray was called because they completed an emergency replacement of a manhole for us at Turkey Creek and we were very familiar with their ability to work in these adverse conditions. A copy of the estimate for \$7,848.00 is in your package. We plan to have the manholes replaced on Wednesday of this week. DHEC is happy with our actions in this matter.

-Project Tissue is moving forward. On or around March 1<sup>st</sup> the company's contractor will be at the airport industrial park and start clearing of the 40 acre property. They are also in discussions with several contractors concerning the construction of their administration building.

-We have received the amendment from the Budget and Control Board to lower our interest rate on the WWTP SRF loan. Mayor Lemon has signed the amendment documents and I have sent them back. A copy of the letter, amendment, and amortization schedule is in your package. The amendment will save the City \$14,622 annually and \$149,877 over the remaining term of the loan.

-I am sorry to say that Mr. Dennis Hutto has resigned from the Planning Commission. Dennis was a valuable member of the commission. We are now one member short on the Planning Commission and two members short on the Board of Zoning Appeals. We also have the annual three hour mandatory training for both entities coming up and the new members will be required to take a six hour introductory course. If possible, please provide me with names of individuals that you would like to serve on the commissions.

-Bids were opened for the city surplus equipment on Friday at 12 noon. 14 bids were received. The total sale produced \$2,780 in revenue for the city. The bid list is in your package for your review.

-At the request of Councilman Atkinson, I contacted Senator Hutto to see if anything could be done with the weeds choking the Turkey Creek water shed. Please see Senator Hutto's request to Mr. Derrick Meggie of DNR for assistance with the weed problem.

-DHEC conducted a survey of our potable water system. We received the results from their inspection and I am pleased to announce the City received a satisfactory rating.

-I would like to meet with the Council water and sewer committee to discuss several issues facing the City in the next year or so. Please let me know when to meet at your convenience.

## **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling

Director Randell updated Council on a possible tournament this weekend, Daddy/Daughter Dance, Soccer Camp, Basketball Season and Bluffton trip for All Stars.

Police- Councilmen Duncan and Mayor Pro Tem Williams: Chief Todd Gantt updated Council on the shooting victim and the murder investigation which is being handled by SLED because two or three counties are involved.

Fire- Councilmen Walling and Pattillo: No Report

Finance and Salary- Councilman Black & Pattillo: Director Lynn Cox gave Council a possible sick bank policy for their review and consideration.

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox:

Director Cox updated Council on Third Thursday which will start in March and told them the bike and pedestrian plan paid for by the Lower Savannah Council of Government was almost finished.

## **EXECUTIVE SESSION**

Councilman Atkinson made a motion to go into Executive Session for a contractual/personnel issue. The motion was seconded by Mayor Pro Tem Williams and unanimously approved. Council went into executive session. No action was taken in Executive Session. Council returned to regular session.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

Barnwell City Council Meeting Minutes  
February 6, 2012

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
March 5, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

Council Members Present: Mayor Edward Lemon, Mayor Pro Tem Pickens Williams Sr., J.T. Atkinson, Benjamin Duncan, Robert Pattillo, and W.C. Black

Council Members Absent: Steve Walling

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, and Community Development & Tourism Director Lynn Cox.

Ms Kaelyn Pfenning of the People Sentinel and Mr. Jim McGuire with McGregor & Company were also present along with several other citizens.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Ms. Rhonda McElveen, Barnwell County Clerk of Court, updated Council on the County court schedule.

**PRESENTATION OF THE 2011 CITY OF BARNWELL AUDIT, MCGREGOR & COMPANY**

Mr. Jim McGuire of McGregor & Company presented Council with the fiscal year ending September 30, 2011 financial statements. He stated that the City received a clean audit opinion. The statements were presented fairly and were materially correct. He explained the Management's Discussion and Analysis section and recommended that Council read this section for a summary of the financial activities for the year. He then reviewed the various sections of the statements with Council. Mayor Lemon thanked him for his presentation.

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March 5, 2012

**APPROVAL OF THE MINUTES OF FEBRUARY 6, 2012 REGULAR SCHEDULED  
CITY COUNCIL MEETING**

Mayor Pro Tem Williams made a motion to approve the minutes of the February 6, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

**PROCLAMATION FOR PEACE OFFICER MEMORIAL DAY**

Mayor Lemon read and signed a proclamation that proclaims May 15, 2012 as Peace Officers' Memorial Day and directs that all flags on City buildings be flown at half mast on this day in recognition and in memory of those law enforcement officers, who have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and to honor those law enforcement officers presently serving the community.

**APPROVAL OF CAPTAIN ROBERT MILLER RETIREMENT AND REHIRE  
REQUEST**

Councilman Pattillo made a motion to accept Captain Robert Miller's request to be allowed to retire under the SC Retirement System and that after the required waiting period of fifteen (15) consecutive calendar days, he be rehired to his position as Captain for the City of Barnwell Police Department. The motion was seconded by Councilman Black and unanimously approved.

**ADMINISTRATOR'S UPDATE**  
**John Zawacki, City Administrator**

-Generations Unlimited has sent Council a request for a donation to keep Local Motion public transportation operating. They need to raise \$37,000 for a grant match. Their request for the money to the County was turned down by County Council. The City does not have donation money budgeted and in fact we did not give funding to the museum or library this year.

-The City also received a request for funds for the Boys & Girls Clubs of Southern Carolina. The request was for \$5,000 for 2012 and to make the donation a recurring gift in future years. As stated earlier, the City does not have donation money budgeted or available.

-We are currently working on the renewal for our WWTP NPDES permit which expires on September 30, 2013. The required sampling and testing needed for the renewal will cost \$13,000 over the next year.

-We have lost another police car due to age and use. We had to take a 2001 unit with 175,000 miles out of service. Chief Gantt has found a 2007 Crown Victoria with less than 100,000 miles available from the North Carolina Highway Patrol for \$6,000. We did not budget for this purchase, however, with the sale of the other two out of service police cars and surplus equipment, we have collected \$2,700. I am requesting that City Council allow me to use this

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March 5, 2012

money and another \$3,300 from our contingent account to purchase this vehicle. Mayor Pro Tem Williams made a motion to approve the purchase. The motion was seconded by Councilman Pattillo and unanimously approved.

-Finally I have placed several letters in your package from Senator Hutto to the DNR about correcting the weed problem in Turkey Creek. I am pleased to tell you that weed control activities will begin the third week of this month.

The Mayor stated that he received a letter from the Carolina Lodge praising the Police Department for their efforts in controlling the problems at the Huddle House on Friday and Saturday nights. We have also been trying to schedule a meeting with the Huddle House regional director but have not been successful so far.

### **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling Administrator Zawacki informed Council that there would be a softball tournament held at Lemon Park this weekend.

Police- Councilmen Duncan and Mayor Pro Tem Williams: Chief Todd Gantt thanked the Mayor for the Peace Officer Memorial Day Proclamation. He updated Council on police activities.

Fire- Councilmen Walling and Pattillo: No Report

Finance and Salary- Councilman Black & Pattillo: Lynn Cox told Council that direct deposit has started and she is still working on a possible sick leave bank policy.

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: Ms Cox informed Council that Third Thursday will begin again on March 15<sup>th</sup> and the Community Clean Up will be held on April 14<sup>th</sup>. The City Hall historical marker should be in by the first of April and she will need a date from Council for the dedication.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

Barnwell City Council Meeting Minutes

March 5, 2012

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
April 2, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

Council Members Present: Mayor Edward Lemon, Mayor Pro Tem Pickens Williams Sr., Benjamin Duncan and Robert Pattillo

Council Members Absent: J.T. Atkinson, W.C. Black, and Steve Walling

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Recreation Director Emily Randell, Fire Chief Tony Dicks and Community Development & Tourism Director Lynn Cox.

Ms Kaelyn Pfenning of the People Sentinel was also present along with several other citizens.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Cecil Ayers passed pictures to Council. Mr. Ayers discussed his concerns about Kilkenny Park's parking lot. He asked for Council to remove the trees, put up a sign that says "people entering the highway", change the speed limit to 25 mph and change the parking to 45 degrees. He stated that the parking lot is leaning and is going to fall over but if you change the parking to 45 degrees that will take the weight off the front of the parking lot. Mayor Lemon stated that they have no control over most of the things that Mr. Ayers asked for. Mayor Lemon stated that they will look into changing the parking to 45 degree angle.

Ms. Rhonda McElveen, Barnwell County Clerk of Court, updated Council on the County court schedule.

Barnwell City Council Meeting Minutes  
April 2, 2012

Norman Bolen, Tony Wilson, Anthony Sloan and Charlie Neal came before Council asking for help with a concert they were trying to put together to celebrate James Brown. Mr. Bolen stated that they are asking for help from the County and the City.

Tony Wilson spoke about James Brown and stated that they want to celebrate his birthday on April 28<sup>th</sup> with a free family event. Mr. Wilson told Council what they have planned for the event. Mr. Pattillo stated that they should contact St. Peter's Church in Elko which was James Brown's church.

Anthony Sloan stated that he is a policeman from Columbia and he feels that this event would bring lots of revenue for the town. Mayor Lemon stated that this event is going to be in the County not the City.

Charlie Neal stated that the crowd that the event would draw would benefit the City. Charlie discussed how the event would benefit Barnwell. Mayor Lemon stated that he appreciated everything that James Brown did for Barnwell and the citizens of Barnwell. However, he would like to know what they want the City to do. Charlie stated that if they want to make money they need to make the inaugural event successful. They need to get a national act to perform. They need money to bring someone in. Mayor Lemon stated that Council can't take taxpayer's money and give it to them. Mayor Lemon stated that he would have to look into it. Mayor Lemon stated that he thinks it is a wonderful opportunity. Norman Bolen asked if the City may be able to help them out by providing a stage. Mayor Lemon stated that he would have to check into that.

### **APPROVAL OF THE MINUTES OF MARCH 5, 2012 REGULAR SCHEDULED CITY COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the March 5, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

### **ACCEPTANCE OF 2011 AUDIT PACKAGE**

Mayor Pro Tem Williams made a motion to accept the 2011 Audit Package as information. The motion was seconded by Councilman Pattillo and unanimously approved.

### **APPROVAL OF CITY SICK LEAVE BANK POLICY**

Mayor Pro Tem Williams made a motion to approve the City Sick Leave Bank Policy as presented. The motion was seconded by Councilman Pattillo and unanimously approved.

Barnwell City Council Meeting Minutes  
April 2, 2012

**ADMINISTRATOR'S UPDATE**  
**John Zawacki, City Administrator**

- Project Tissue continues to move forward. The 40 acres of land at the Airport Industrial Park have been cleared. We were informed that SCE&G will start to install power poles for temporary power for construction of Tissue's administration building and training center. Work is expected to start in approximately 30 days. As soon as the SC Dept. of Commerce receives the final bank documents from SC Tissue, they will send the LSCOG our grant application for the lift station and force main.
- The Planning and Building Committee will be seeing a flurry of activity to review site plans and drawings for several upcoming projects that will be announced in the near future.
- We still need the name of a recommended individual for the Zoning Board of Appeals.
- We have now set a date for the Police Committee, the Mayor, Chief Gantt, City Attorney and me to meet with Huddle House administration to discuss the Friday and Saturday night problems.
- The historical marker for City Hall has arrived and will be installed this week.
- Chief Gantt has found a police car with SC Surplus. The car has 80,000 miles and the cost would be \$5,000.
- The Fire Committee, Chief Dicks and I met with representatives from SRS on the possibility of them helping the City in finishing the fire training center for their use of the facility. Tony will update you on what we are asking for to complete the center during his report.
- Our new sewer jetter truck will be delivered this week either Wednesday or Thursday. No time too soon as our sewer jetter trailer has started to act up.
- You have a resolution opposing a renewable portfolio standard that came to us late Friday. I give it to you for information only. The Municipal Association knows nothing about it. They do know that the same attorney that approached us also approached the City of Caycee. They are looking into it further, because they have no idea what it is all about.

**COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling

Director Randell updated Council on lighting issues at Lemon Park. We have had one tournament at Lemon Park so far this year. There is one scheduled for this weekend, but no word on whether they have enough teams for it yet.

Police- Councilmen Duncan and Mayor Pro Tem Williams: No Report

Barnwell City Council Meeting Minutes  
April 2, 2012



Fire- Councilmen Walling and Pattillo: Tony had provided an update through a letter to council regarding their meeting with SRS. There may be a fair amount of help coming from SRS on the fire training building. It is a positive step toward a very good facility.

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox:

Director Cox reminded Council about the annual Spring Clean up and monthly Third Thursday. She will be sending out an email to get a date set for the dedication of the historical marker. She also stated that the phone system details are still being worked on.

### **EXECUTIVE SESSION**

Council went into Executive Session for a personnel issue. No action was taken in Executive Session.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
May 7, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Captain Robert Miller, and Community Development & Tourism Director Lynn Cox.

Ms Kaelyn Pfenning of the People Sentinel was also present along with several other citizens.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Mr. Cecil Ayers thanked Administrator Zawacki and Mayor Lemon for cleaning up Lemon Park after the trees fell over the weekend. Mr. Ayers read aloud his letter to the Editor. Mr. Ayers stated that Administrator Zawacki ran him out of City Hall and he wants Council to address this issue.

Ms. Liz Ringus stated that she serves on several tourism entities that serve this county and requests that Council consider using some of the State Accommodations Tax revenue for tourism.

Ms. Rhonda McElveen, Barnwell County Clerk of Court, updated Council on the County court schedule.

Barnwell City Council Meeting Minutes  
May 7, 2012

**APPROVAL OF THE MINUTES OF APRIL 2, 2012 REGULAR SCHEDULED CITY COUNCIL MEETING**

Mayor Pro Tem Williams made a motion to approve the minutes of the April 2, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

**EXECUTIVE SESSION**

Councilman Atkinson made a motion to go into executive session for pre-contractual County, contractual Lemon Park, and personnel. The motion was seconded by Councilman Black and unanimously approved. . No action was taken in Executive Session. Council returned to regular session.

**DISCUSSION ON LEMON PARK CONCESSION PROPOSALS**

Councilman Black made a motion to approve the Administrator's recommendation. The motion was seconded by Councilman Duncan and unanimously approved. The Administrator's recommendation was to accept Frybaby's Concessions bid of \$700 per month for rent to operate the Lemon Park concession stand through July 31, 2012.

**APPROVAL OF ITINERANT BUSINESS LICENSE**

Administrator Zawacki stated that he had two itinerant business license applications, Jeb's Seafood LLC and Dyches Produce. Administrator Zawacki stated that he has approved them temporarily but that all itinerant business license applications have to come before Council for final approval. Administrator Zawacki stated that he would recommend that Council approve both applications. Mayor Pro Tem Williams made a motion to approve both itinerant business licenses. The motion was seconded by Councilman Walling and unanimously approved.

**APPOINTMENT OF MARTY HARVEY TO ZONING BOARD OF APPEALS**

Councilman Black made a motion to appoint Mr. Marty Harvey to the Zoning Board of Appeals. The motion was seconded by Councilman Pattillo and unanimously approved.

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**APPROVAL OF CURRENT BLUE CHOICE PLAN OR BLUE CHOICE ALTERNATE  
PLAN FOR 2013**

Administrator Zawacki stated that Blue Choice has given the City two options for employee medical insurance. One option is to continue the same plan as last year at a 7% increase in premiums. The second choice is a Blue Choice alternate plan which increases the individual out of pocket maximum from \$3,500.00 to \$4,000.00 with a rate increase of only 5.2%. The yearly increase to the City will be \$17,493.00 with the current plan or \$13,083.00 with the alternate plan. Administrator Zawacki stated that his recommendation is that they go with the alternate plan which only increases the out of pocket expense to the employee by \$500.00. Councilman Pattillo made a motion to approve Administrator Zawacki's recommendation. The motion was seconded by Councilman Black and unanimously approved.

**MID-YEAR FINANCIAL REVIEW**

City Clerk and Treasurer, Kim Vargo, presented Council with a mid-year financial review. Revenue collections are anticipated to be under budget by \$88,800 and expenses are anticipated to be over budget by \$20,450, creating a possible budget shortfall of \$109,250. This would be in addition to the \$88,480 transfer from savings already budgeted.

**ADMINISTRATOR'S UPDATE**  
**John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

- Reminded everyone that May 15<sup>th</sup> was proclaimed by the Mayor as Peace Officer Memorial Day and all of our flags will fly at half mast.
- As of this morning, Chief Gantt has retired, and we have acting Chief Miller here with us tonight.
- Officer Hutto has been transferred to a rehab hospital in Atlanta. His progress is better than expected.
- The insurance company has totaled our police car so we will be moving forward on that.
- The new sewer truck that we ordered has been sent back to Atlanta for the third time, and this time they have decided that they are going to rebuild the entire hose reel area because that stand was not strong enough for 1000 ft of hose.
- Thanked Councilman Black for the new Lemon Park signs.
- Hired Ross Nettles for the Interim Recreation Manager's position. I will be meeting with the recreation committee in the morning and we will be going through the resumes for the Recreation Director's position to decide which ones to bring in for initial interviews. Once the initial interviews are done, hopefully we will narrow that down to around four and bring them in for the entire City Council to interview.
- Project Tissue is slowly moving forward. They are still working on getting soil borings and getting TOPOs of the area.

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May 7, 2012

## **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: No Report

Police- Councilmen Duncan and Mayor Pro Tem Williams: Captain Miller thanked Council for the opportunity of filling in for Police Chief Todd Gantt.

Fire- Councilmen Walling and Pattillo: No Report

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: No Report

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
June 4, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Chief Todd Gantt, and Community Development & Tourism Director Lynn Cox.

Ms Kaelyn Pfenning of the People Sentinel was also present.

**CALL TO ORDER**

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

**DISCUSSION AND APPROVAL OF GUIDELINES FOR PUBLIC PARTICIPATION AT  
THE CITY OF BARNWELL COUNCIL MEETINGS**

Administrator Zawacki presented guidelines for the proper use of the public comment period during Council meetings and for being placed on the agenda. Mayor Lemon explained that the guidelines were not denying anyone their right to speak; they were just formalizing the process. Mayor Pro Tem Williams made a motion to approve the guidelines effective July 1, 2012. The motion was seconded by Councilman Black and unanimously approved.

**PUBLIC COMMENTS**

There were no public comments.

Barnwell City Council Meeting Minutes  
June 4, 2012

**APPROVAL OF THE MINUTES OF THE MAY 7, 2012 REGULAR SCHEDULED CITY COUNCIL MEETING**

Councilman Walling made a motion to approve the minutes of the May 7, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

**EXECUTIVE SESSION**

Mayor Pro Tem Williams made a motion to go into executive session for legal opinion regarding the County request that Barnwell County Hospital be included in a Multi-County Park. The motion was seconded by Councilman Walling and unanimously approved. . No action was taken in Executive Session. Council returned to regular session.

**CONSIDERATION OF FIRST READING OF ORDINANCE NO. 2012-1 “CONSENTING TO THE INCLUSION OF CERTAIN PROPERTY LOCATED IN THE CITY OF BARNWELL, SOUTH CAROLINA, IN A JOINT COUNTY INDUSTRIAL AND BUSINESS PARK TO BE ESTABLISHED BY BARNWELL COUNTY, SOUTH CAROLINA AND BAMBERG COUNTY, SOUTH CAROLINA; AUTHORIZING THE EXECUTION, AND DELIVERY OF AN INTERGOVERNMENTAL AGREEMENT AMONG THE CITY, BARNWELL COUNTY AND BAMBERG COUNTY; AND OTHER MATTERS RELATING THERETO”**

Mayor Pro Tem Williams made a motion that Ordinance No. 2012-1 be read in Title Only. The motion was seconded by Councilman Walling. All approved with the exception of Councilman Atkinson, who was opposed. Administrator Zawacki read the ordinance by Title Only. Councilman Pattillo made a motion to approve the first reading of Ordinance No. 2012-1. The motion was seconded by Mayor Pro Tem Williams. All approved with the exception of Councilman Black and Councilman Atkinson who were opposed

**APPOINTMENT OF MRS. GARNETT ALEXANDER TO THE CITY OF BARNWELL PLANNING COMMISSION**

Councilman Walling made a motion to appoint Mrs. Garnett Alexander to the City of Barnwell Planning Commission. The motion was seconded by Councilman Duncan and unanimously approved.

**APPROVAL OF ITINERANT BUSINESS LICENSE**

Administrator Zawacki stated that he had an itinerant business license application from Milan’s Mattresses to sell mattresses at Tom’s Car Care on weekends. Administrator Zawacki

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June 4, 2012

recommended that Council approve the license. Councilman Pattillo made a motion to approve the itinerant business license. The motion was seconded by Mayor Pro Tem Williams and unanimously approved.

Mayor Lemon recognized Ms. Kaelyn Pfenning from the People Sentinel because it was her last Council meeting and wished her well in her future endeavors.

### **ADMINISTRATOR'S UPDATE** **John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

- Project Tissue is now moving forward and plans to have their administration building and training center constructed in the next 120 days. We should resume with the lift station and force main design in the next 4 weeks. Tissue now plans to finance the construction of the force main and lift station without the help of a Community Development Block Grant.
- We have received our new sewer truck and it was parked outside tonight. This will be a big asset to the City in maintaining the 60 miles of sewer line in the City.
- SASCO Safety has started up their cone line.
- The interviewing process continues for our recreation director. The recreation committee, Lynn Cox and I have interviewed seven candidates with two more interviews this week. There were 40 applications for the position with 11 applicants that met the minimum requirements set out in the solicitation. This week we will determine the best four candidates to bring back for the entire City Council to interview. The recreation committee would like to set a date for a called meeting of the Council to interview these final four candidates. The temporary position was given to Ross Nettles. Tennis Camp started this week and football and cheerleading registration is under way. The concession stand at Lemon Park is doing well.

### **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: Updated Council on interviews.

Police- Councilmen Duncan and Mayor Pro Tem Williams: Captain Miller thanked Council for the opportunity of filling in for Police Chief Todd Gantt.

Fire- Councilmen Walling and Pattillo: No Report

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Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: Director Lynn Cox updated Council on Third Thursday and July 3<sup>rd</sup> Independence Day Celebration.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
July 2, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Chief Todd Gantt, Fire Chief Tony Dicks, and Community Development & Tourism Director Lynn Cox.

Mr. Jonathan Vickery of the People Sentinel was also present along with several other citizens.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Cecil Ayers – Mr. Ayers discussed his meeting with DNR concerning Lake Brown. Mr. Ayers discussed with Council his complaints about Administrator Zawacki. Mayor Lemon told Mr. Ayers that he will have to follow the rules for public comment and present his complaints to Administrator Zawacki. Mr. Ayers asked who he should see concerning his complaints against Mr. Zawacki. City Attorney Thomas Boulware stated that Mr. Ayers could see him.

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**APPROVAL OF THE MINUTES OF THE JUNE 4, 2012 REGULAR SCHEDULED  
CITY COUNCIL MEETING**

Mayor Pro Tem Williams made a motion to approve the minutes of the June 4, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Duncan and unanimously approved.

**APPROVAL OF THE MINUTES OF THE JUNE 26, 2012 SPECIAL CALLED CITY  
COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the June 26, 2012 special called Barnwell City Council Meeting. The motion was seconded by Councilman Black and unanimously approved.

**EXECUTIVE SESSION**

Mayor Pro Tem Williams made a motion to go into executive session for Recreation Director position discussion. The motion was seconded by Councilman Black and unanimously approved. No action was taken in Executive Session. Council returned to regular session.

**APPROVAL TO MAKE AN OFFER FOR THE RECREATION DIRECTOR POSITION**

Councilman Walling made a motion to approve making an offer for the Recreation Director position to Candidate "A". The motion was seconded by Councilman Atkinson and unanimously approved.

**CONSIDERATION OF FIRST READING OF ORDINANCE NO. 2012-2  
"WASTEWATER LINE FINANCING AGREEMENT"**

Councilman Pattillo made a motion that Ordinance No. 2012-2 be read in Title Only. The motion was seconded by Councilman Atkinson and unanimously approved. Administrator Zawacki read the ordinance by Title Only. Mayor Pro Tem Williams made a motion to approve the first reading of Ordinance No. 2012-2. The motion was seconded by Councilman Atkinson and unanimously approved.

**ADMINISTRATOR'S UPDATE**  
**John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

-Kim and I have gone through 3 iterations of the 2013 Budget. The General Fund is still \$150,000 short of balancing. The Water & Sewer Budget is balanced and ready to be presented. We need to set a date for a special called meeting for a budget workshop. The meeting was tentatively scheduled for Monday, July 23, 2012 at 6:00pm.

-County Council missed the intergovernmental agreement which is part of Ordinance 2012-1 at their last council meeting and they are meeting tonight in a special called meeting to approve and sign the agreement. County Administrator Pickens Jr. promised that I would have a copy of it on my desk in the morning. Our ordinance does not take effect until we receive a signed copy of the agreement from the County.

-Site plans are currently being worked on for Project Tissue. Jimmy Faircloth and I met with URS at the site to review the location for the lift station and easement for the force main. URS has updated their estimate of the project cost to \$1,500,000. This estimate includes \$167,000 of engineering costs that will be paid for by another entity. The estimate also includes \$116,930 for contingencies.

-SASCO is still having trouble with high water consumption at the old Sara Lee Plant. The City has been working with them as much as possible. The problem is in the building and the water is not going into the sewer. They have been working on the problem and they know that it is their responsibility. There is nothing more the City can do. We have verified that our meter is working fine.

-We have been getting requests from both Family Dollar and O'Riley's Auto Parts for Sign Ordinance and Zoning information, but we still have not heard anything from the Hutton Company about the Reid's Plaza project.

**COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: Administrator Zawacki updated Council on the upcoming tournament at Lemon Park.

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Police- Councilmen Duncan and Mayor Pro Tem Williams: Chief Todd Gantt updated Council on the new police car. Council and Chief Gantt discussed several problem areas in the City.

Fire- Councilmen Walling and Pattillo: No Report

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: Director Lynn Cox updated Council on July 3<sup>rd</sup> Independence Day Celebration.

Councilman Walling stated that the road to Colony West needs cutting. Administrator Zawacki told him that it is the State's responsibility. Mayor Lemon asked Administrator Zawacki to contact SCDOT.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the SPECIAL CALLED MEETING of BARNWELL CITY COUNCIL  
July 23, 2012 – 6:00 PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

Barnwell City Council met in a Special Called Meeting with Mayor Edward Lemon presiding.

Council Members Present: Mayor Edward Lemon, Mayor Pro Tem Pickens Williams Sr., Robert Pattillo and W.C. Black

Council Members Absent: J.T. Atkinson, Benjamin Duncan and Steve Walling

Others Present: City Administrator John Zawacki, Clerk & Treasurer Kim Marie Vargo, City Attorney Thomas Boulware, Police Chief Todd Gantt and Fire Chief Tony Dicks

Ms. Susan Delk and Mr. David Purtell of the People Sentinel were also present.

**CALL TO ORDER**

Mayor Lemon called the meeting to order.

**SECOND AND FINAL READING OF ORDINANCE NO. 2012-2 “AUTHORIZING THE EXECUTION AND DELIVERY OF A WASTEWATER LINE FINANCING AGREEMENT; AND OTHER RELATED MATTERS”**

Mayor Pro Tem Williams made a motion that Ordinance No. 2012-2 be read in Title Only. The motion was seconded by Councilman Pattillo and unanimously approved. Administrator Zawacki read the ordinance by Title Only. Mayor Pro Tem Williams made a motion to accept the second and final reading of Ordinance No. 2012-2. The motion was seconded by Councilman Black and unanimously approved.

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**CONSIDERATION OF FIRST READING OF ORDINANCE NO. 2012-3**  
**“CONSENTING TO THE FEE-IN-LIEU OF AD VALOREM TAXES AGREEMENT,**  
**BETWEEN SOUTH GEORGIA TISSUE, LLC AND BARNWELL COUNTY, SOUTH**  
**CAROLINA, DATED JUNE 14, 2011: AND OTHER RELATED MATTERS.”**

Councilman Pattillo made a motion that Ordinance No. 2012-3 be read by Title Only. The motion was seconded by Councilman Black and unanimously approved. Administrator Zawacki read the ordinance by Title Only. Councilman Black made a motion to accept the first reading of Ordinance No. 2012-3. The motion was seconded by Councilman Pattillo and unanimously approved

**REVIEW OF THE PROPOSED 2012/2013 CITY OF BARNWELL, SC**  
**OPERATING BUDGET**

Administrator Zawacki informed Council that he had already met with the Police Committee and the Finance Committee. At this time, the estimated revenues for the General Fund without transfers from the Water & Sewer Fund and savings will be over \$130,000 less than this year's collections. The preliminary General Fund budget is \$276,000 short. In order to fund this deficit the Finance Committee, Administrator, and Clerk & Treasurer are proposing a Public Works Fee. The ordinance creating this fee was designed by Greer, sent to the Municipal Association for their review and comment which indicated that they agreed that this was a fee. It was implemented by the Town of Blackville last month. We are asking for City Council to consider implementing this fee at a rate of \$7.00 per month per resident within the city limits for a two year period and it must be reauthorized by Council if needed after that time. This fee would generate approximately \$176,000 per year. This fee plus a transfer from the Water and Sewer Fund of \$100,000 would be needed to fund the General Fund budget. If Council does not want to do either of these recommendations, drastic cuts in all departments and services would be necessary. The police department would have to become a part time department with coverage from 8 am to midnight, Monday through Friday only. Weekend coverage and coverage from midnight to 8 am would have to be handled by the sheriff's department. Half of the police vehicles will have to be parked with two officers in one vehicle. This would greatly reduce the City's ability to respond to calls. We would have to stop or charge for escort services for businesses. Administrator Zawacki stated that Police Chief Gantt said that if this were to happen his recommendation would be to totally defund the entire police department and make a deal with the sheriff to cover the City. Other necessary cuts would be 45% reduction in recreation which means we would basically have basketball, baseball, football, soccer and very few other programs. We would still have Lemon Park due to bond and lease obligations. The concession stand would be leased out. Administration would have to be cut by 25% and Street would have to be cut by 33%. These cuts would be very drastic if we cannot get the Public Works Fee. Administrator Zawacki stated that none of these cuts would be necessary with the passage of the Public Works Fee and the transfer from the Water and Sewer Fund.

Barnwell City Council Meeting Minutes  
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The preliminary budget also includes a tax increase of 1.9 mills. Clerk & Treasurer Vargo explained to Council that this increase in millage may not increase actual tax revenues because the value of a mill has decreased due to substantial lower assessed values for manufacturing real and personal property.

Administrator Zawacki also explained to Council that if we did not include the Public Works Fee and we took the \$176,000 out of savings to cover the deficit as we have done the past two years, our savings would decrease to approximately \$625,000, well below the State guidelines for municipalities of 6 months operating capital.

Mayor Pro Tem Williams asked if the budget included another police officer, a possibility that was discussed during the police committee meeting, to help with the increasing overtime costs. Administrator Zawacki said that the monthly public safety fee would have to be increased to include another officer so one was not included. Clerk & Treasurer Vargo also commented that in the past having an extra officer did not cut down on the overtime as anticipated.

Discussion followed about whether any legal opinion regarding the Public Works Fee was necessary. City Attorney Boulware was not present at this time. Council decided that no other approvals were necessary since other municipalities throughout the State are implementing this fee and the Municipal Association uses the Greer ordinance as a model ordinance when asked by municipalities seeking guidance.

Zawacki and Vargo proceeded to review the budget in detail with Council. The first reading of ordinances for the budget and any fee increases will be at the August council meeting.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer



**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
August 6, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, Clerk & Treasurer Kim Marie Vargo, City Attorney Thomas Boulware, Chief Todd Gantt, Fire Chief Tony Dicks, and Recreation Director Mike Shumaker.

Mr. David Purtell of the People Sentinel was also present.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

There was no Public Comment

**APPROVAL OF THE MINUTES OF THE JULY 2, 2012 REGULAR SCHEDULED  
CITY COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the July 2, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Atkinson and unanimously approved.

Barnwell City Council Meeting Minutes  
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**APPROVAL OF THE MINUTES OF THE JULY 23, 2012 SPECIAL CALLED CITY COUNCIL MEETING**

Mayor Pro Tem Williams made a motion to approve the minutes of the July 23, 2012 special called Barnwell City Council Meeting. The motion was seconded by Councilman Atkinson and unanimously approved.

**SECOND AND FINAL READING OF ORDINANCE 2012-03  
CONSENTING TO THE FEE-IN-LIEU OF AD VALOREM TAXES AGREEMENT  
BETWEEN SG TISSUE LLC AND BARNWELL COUNTY, SC DATED JUNE 14, 2011**

Councilman Pattillo 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 accept Ordinance 2012-03 on the second and final reading. The motion was seconded by Councilman Black and unanimously approved.

**FIRST READING OF ORDINANCE 2012-04  
AN ORDINANCE TO AUTHORIZE IMPLEMENTATION OF A PUBLIC WORKS FEE**

Councilman Atkinson made a motion to read the Ordinance by title only. The motion was seconded by Councilman Black and unanimously approved. Administrator Zawacki read the ordinance by title only. Mayor Pro Tem Williams made a motion to accept the first reading of Ordinance 2012-04. The motion was seconded by Councilman Walling and unanimously approved.

**FIRST READING OF ORDINANCE 2012-05  
RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF BARNWELL, SC  
FOR FISCAL YEAR ENDING SEPTEMBER 30, 2013**

Councilman Pattillo made a motion to read the Ordinance by title only. The motion was seconded by Councilman Black and unanimously approved. Administrator Zawacki read the Ordinance by title only. Administrator Zawacki stated that we needed to have a Public Hearing on both of these Ordinances. Mayor Lemon stated that we would have a Public Hearing on September 10, 2012 at 6:00. Councilman Atkinson made a motion to accept the first reading of Ordinance 2012-05. The motion was seconded by Councilman Black. Mayor Lemon asked if the Public Works Fee would take care of the budget problems. Administrator Zawacki stated that was correct. The Public Works Fee Ordinance would become part of the Budget Ordinance. The motion was unanimously approved.

Barnwell City Council Meeting Minutes  
August 6, 2012

## **SEVERE DROUGHT PROCLAMATION**

Mayor Lemon read the proclamation to adopt and require mandatory compliance of non-essential water use restrictions. Administrator Zawacki explained that the City received a letter from DHEC that Barnwell County was placed under a severe drought status and the proclamation includes the required actions specified in our 1986 Drought Ordinance. Discussion followed about the limits and necessity of the proclamation. Mayor Pro Tem Williams made a motion to table the proclamation. The motion was seconded by Councilman Duncan and unanimously approved.

## **ADMINISTRATOR'S UPDATE**

### **John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

- Project Tissue is moving forward. The wastewater permit is in final stages of preparation and will be sent to DHEC for their comments. All DHEC permits for earth moving and construction should be in place by the end of September and site prep should start in October.
- The redevelopment of the old Reid's building is also moving forward. There still is no time frame for start or completion of this project.
- There is a group looking into the possibility of constructing multi-family apartments in the city limits.
- A large live oak in Collins Park has broken the fence foundation in two places and pushed it two inches into the sidewalk. We have asked for bids to get the fence repaired.
- There are two dead trees at Kilkenny Park that have to be taken down. The cost of removal will be \$1,400.
- The electric pump motor on well seven blew up and caught fire today. The cost for replacement will be \$4,000.
- There was a problem with the Main St. water tank over the weekend but that has been resolved.
- It will cost the City \$26,585 to change all of the street signs in town to comply with new federal regulations. We are still looking into compliance dates.
- There is a significant leak in the fire station roof and we are getting information for bids for the repair.

## **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: Director Mike Shumaker thanked Council for appointing him as the new Recreation Director. He then updated Council on the football program and the upcoming World Fast Pitch Tournament at Lemon Park.

Barnwell City Council Meeting Minutes

August 6, 2012

Police- Councilmen Duncan and Mayor Pro Tem Williams: No Report

Fire- Councilmen Walling and Pattillo: Chief Tony Dicks expressed his appreciation to Council for allowing him to go to Washington this month to participate as a peer reviewer for the Assistance to Firefighters Grants. There is no cost to the City for this trip.

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: No Report

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

September 10, 2012

The following are the minutes of a Public Hearing conducted by the Barnwell City Council on Monday, September 10, 2012 at 6:00 pm. at Barnwell City Hall. The topic of the hearing was the proposed City of Barnwell 2012/2013 operating budget and the proposed Public Works Fee. Minutes on disk.

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

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware, Clerk & Treasurer Kim Vargo, Police Chief Todd Gantt, Recreation Director Mike Shumaker and Community Development & Tourism Director Lynn Cox.

Mr. David Purtell of the People Sentinel was also present.

Mayor Lemon called the meeting to order.

Mayor Lemon asked Administrator Zawacki to read Ordinance 2012-04, An Ordinance to Authorize Implementation of a Public Works Fee, in its entirety. Administrator Zawacki read the ordinance. The ordinance would authorize a \$7.00 per month public works fee to be added to the monthly utility bill. Mayor Lemon asked for public comment. There was no public comment.

Mayor Lemon asked for public comment on the FY 2012/2013 City of Barnwell proposed budget. There was no public comment.

Mayor Lemon asked if there was any discussion from Council on the ordinances. Councilman Atkinson asked for clarification on the penalties on Ordinance 2012-05. He was informed that the penalties were cumulative – 3%, 10%, and then 15%. Councilman Pattillo stated that he had had some families that said the public works fee would cause a hardship on them. Mayor Lemon stated that he understood but the funds were needed for the budget and had to come from somewhere.

There was no further business and the public hearing was adjourned.

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
September 10, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, Clerk & Treasurer Kim Marie Vargo, City Attorney Thomas Boulware, Police Chief Todd Gantt, Fire Chief Tony Dicks, Community Development & Tourism Director Lynn Cox, and Recreation Director Mike Shumaker.

Mr. David Purtell of the People Sentinel was also present.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Rhonda McElveen updated Council on County Court Schedule. She stated that deeds may be online next month.

**APPROVAL OF THE MINUTES OF THE AUGUST 6, 2012 REGULAR SCHEDULED  
CITY COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the August 6, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Black and unanimously approved.

Barnwell City Council Meeting Minutes  
September 10, 2012

**SECOND AND FINAL READING OF ORDINANCE 2012-04**  
**AN ORDINANCE TO AUTHORIZE IMPLEMENTATION OF A PUBLIC WORKS 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. Mayor Lemon commented that the ordinance was read in its entirety during the public hearing. Administrator Zawacki read the ordinance by title only. Councilman Pattillo made a motion to approve the second and final reading of Ordinance 2012-04. The motion was seconded by Councilman Walling and unanimously approved.

**SECOND AND FINAL READING OF ORDINANCE 2012-05**  
**RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF BARNWELL, SC**  
**FOR FISCAL YEAR ENDING SEPTEMBER 30, 2013**

Councilman Atkinson made a motion to read the Ordinance by title only. The motion was seconded by Councilman Black and unanimously approved. Administrator Zawacki read the Ordinance by title only. Councilman Black made a motion to approve the second and final reading of Ordinance 2012-05. The motion was seconded by Councilman Atkinson and unanimously approved.

**CONSIDERATION OF REDISTRICTING**

Mayor Lemon stated that the City is not required, like the County, to redistrict every 10 years. However, the City feels that it is in the best interest of our citizens that we address it when we think there has been a significant change in the districts. Attorney Boulware explained that over the years the City of Barnwell has lost population. The population decreased by 505 since 1990 and because of this the Districts have all become skewed. They would not meet a test by the justice department as to the percentages of differences between black and white populations. Legally we don't have to redistrict, but if we were challenged to do it, we would have to redistrict. The question is do we want to try to get that accomplished by the next election in 2013 or do we want to wait until 2015. Mr. Boulware explained the tight timeline needed to achieve this by the next election. We could have a map from the State showing the proposed new districts by the October Council meeting. Council stated their desire to try to get it done before the next election. Councilman Atkinson made a motion to have the State come to the October Council meeting and have the initial presentation of proposed districts. The motion was seconded by Councilman Pattillo and unanimously approved.

Barnwell City Council Meeting Minutes  
September 10, 2012

## **EXECUTIVE SESSION**

Mayor Pro Tem Williams made a motion that Council go into Executive Session for legal advice on complaint procedure. The motion was seconded by Councilman Atkinson and unanimously approved. No action was taken in Executive Session. Council returned to regular session.

Mayor Lemon stated that there had been a written complaint given to the City against himself and Administrator Zawacki and due to procedure he yielded the floor to Mayor Pro Tem Williams. Mayor Lemon recused himself and left Council Chambers along with Administrator Zawacki while the complaints were being discussed.

Mayor Pro Tem Williams stated that the meeting was now back in session.

## **RESOLUTION OF COMPLAINT LETTERS RECEIVED BY THE CITY**

Mayor Pro Tem Williams stated that Council had received four different written complaints from Mr. Cecil Ayers concerning Mayor Lemon individually, John Zawacki as Administrator individually, an issue addressing ADA matters at Kilkenny Park, and a written complaint on some to the businesses around town that claims that they do not meet ADA requirements. Mayor Pro Tem Williams stated that the matter had been discussed in Executive Session and the floor was now open for motions concerning the matter. Councilman Black made a motion that the written complaint filed against Mayor Edward Lemon be found to be without merit. The motion was seconded by Councilman Walling and unanimously approved. Mayor Lemon was not present for this vote. Councilman Walling made a motion that the written complaint filed against City Administrator John Zawacki be found to be without merit. The motion was seconded by Councilman Black and unanimously approved. Mayor Lemon and Administrator Zawacki were not present for this vote. Councilman Atkinson made a motion to direct the City Attorney to advise Mr. Cecil Ayers that the issues raised in his letters of July 24, 2012 and August 1, 2012, have been fully addressed by the City of Barnwell, and the City of Barnwell does not intend to have these issues further addressed by Mr. Ayers. The motion was seconded by Councilman Walling and unanimously approved. Mayor Lemon was not present for this vote.

Mayor Lemon and Administrator Zawacki returned to the meeting. Mayor Lemon presided over the remainder of the meeting.

## **ADMINISTRATOR'S UPDATE** **John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

-We have now received the site plan for project tissue. All needed DHEC permits should be in place by October and site groundwork should start in October.

Barnwell City Council Meeting Minutes  
September 10, 2012



- The redevelopment of the old Reid's Plaza is still on track and we should receive the construction plans for review within the next month.
- We are moving forward with placing well #6 back on line. This will give the City five potable water wells and one backup.

### **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: Director Mike Shumaker updated Council on tournaments, football, and development of programs. Councilman Atkinson stated that Fuller Park has gotten some bad publicity because a dog was bitten by a snake. Director Shumaker stated that he would look into what can be done to address the negativity.

Police- Councilmen Duncan and Mayor Pro Tem Williams: Chief Todd Gantt stated that due to budget concerns he has been looking into overtime within his department. He stated that a large portion of their overtime is due to mental health calls. Chief Gantt asked Council for their guidance on how to best handle this situation. Council and Chief Gantt discussed possible solutions that will be looked into.

Fire- Councilmen Walling and Pattillo: No Report

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: Director Lynn Cox updated Council on Third Thursday, Community Clean Up, and LSCOG Bike Plan. Director Cox stated that she would like to set up a public meeting in October to present the bike plan to Council and the public. The meeting was scheduled for 6:00 pm October 1, 2012.

Councilman Black stated that we needed to look into getting a sidewalk past Lemon Park on Hagood Ave. The City Administrator will look into this.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

Barnwell City Council Meeting Minutes  
September 10, 2012

October 1, 2012

The following are the minutes of a Public Meeting conducted by the Barnwell City Council on Monday, October 1, 2012 at 6:00 pm. at Barnwell City Hall. The topic of the meeting was the presentation of the City of Barnwell Bicycle and Walk Friendly Community Action Plan.

Council Members Present: Mayor Edward Lemon, Mayor Pro Tem Pickens Williams Sr., Benjamin Duncan, Robert Pattillo, W.C. Black, and Steve Walling

Council Members Absent: J.T. Atkinson

Others Present: City Administrator John Zawacki, Clerk & Treasurer Kim Marie Vargo, City Attorney Thomas Boulware, Chief Todd Gantt, Fire Chief Tony Dicks, Community Development & Tourism Director Lynn Cox, and Recreation Director Mike Shumaker.

Ms. Amanda Sievers from Lower Savannah Council of Governments and Mr. David Purtell of the People Sentinel were also present.

Mayor Lemon called the meeting to order and turned the meeting over to Director Lynn Cox.

Director Lynn Cox explained that the study to develop the City of Barnwell Bicycle and Walk Friendly Community Action Plan was completed by Alta Planning & Design. The study was funded by LSCOG through a grant provided by DOT Guide Share.

Amanda Sievers, from LSCOG, presented the plan to Council and the public. Director Cox stated that the plan was available on the City's website.

Mayor Lemon thanked Ms. Sievers.

There was no further business and the public meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
October 1, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Council Members Absent: J.T. Atkinson

Others Present: City Administrator John Zawacki, Clerk & Treasurer Kim Marie Vargo, City Attorney Thomas Boulware, Police Chief Todd Gantt, Fire Chief Tony Dicks, Community & Development Director Lynn Cox and Recreation Director Mike Shumaker.

Mr. David Purtell of the People Sentinel was also present.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Rhonda McElveen, Barnwell County Clerk of Court, updated Council on County Court Schedule.

**APPROVAL OF THE MINUTES OF THE SEPTEMBER 10, 2012 PUBLIC HEARING**

Mayor Pro Tem Williams made a motion to approve the minutes of the September 10, 2012 Public Hearing. The motion was seconded by Councilman Duncan and unanimously approved.

Barnwell City Council Meeting Minutes  
October 1, 2012

**APPROVAL OF THE MINUTES OF THE SEPTEMBER 10, 2012 REGULAR  
SCHEDULED CITY COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the September 10, 2012 regular scheduled Barnwell City Council Meeting. The motion was seconded by Councilman Black and unanimously approved.

**PRESENTATION OF REDISTRICTING PROPOSAL**

Mayor Lemon explained that this agenda item would be tabled until the November meeting due to illness of the presenter.

**PARTNERS FOR GROWTH**

Mr. John Young addressed Council as the spokesman for Partners 4 Growth. He explained that they are a group of ordinary citizens working together to help City Council, County Council, and the school systems work together to present a good face for industry and growth. They want to help combat apathy and help people make informed decisions based on information and not on assumptions. Mr. Young asked Council to help keep the group informed and to ask for his group's help if needed. Mayor Lemon thanked him and reminded him that the minutes for all meetings were posted on the City website.

**ADMINISTRATOR'S UPDATE**  
**John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

- A meeting with representatives of the Hutton Company, the potential new owners of the old Reid's Plaza, will be held tomorrow to discuss redevelopment of the plaza.
- Project Tissue is moving forward on all drawings and site plans and they should have all required dirt moving and air permits for construction by the end of this month.
- The Mayor, City Council Police Committee and Chief Gantt have sent a letter to the Barnwell County Hospital Board explaining the procedures that the City of Barnwell Police Department will follow on dealing with mental patients. Copies of the letter were also sent to the Polly Best Center, Barnwell County Council Chairman, and the Probate Judge. A copy of the letter is included in your council meeting package.
- Mayor Lemon and Community Development Director Lynn Cox have sent a letter to the Burger King Corporation explaining the redevelopment of the old Reid's Plaza and requesting that they consider re-opening the Burger King Restaurant.
- I have sent a letter to Mr. Stan Holladay requesting that SCDOT look into the possibility of placing sidewalks on Hagood Ave by Lemon Park. I am awaiting Stan's answer.

Barnwell City Council Meeting Minutes  
October 1, 2012

- The City has received a letter from Mr. Rodney Croft requesting that we look into updating Chapter 4 of our city code on animals in the city. I have placed Mr. Croft's letter and Chapter 4 of the city code in your package as information and recommend that we place this question on the agenda for the November 5, 2012 City Council meeting for discussion.
- Also in your package is a memo from City attorney Tom Boulware on the Attorney General's opinion on what should be done by Ordinance, Motion or Resolution.
- The town of Snelling invites City Council to their open house on Sunday, October 7, 2012, celebrating the completion of the town's new Town Hall, Fire Department and Training Facility.
- I will be on vacation next week.

### **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: Director Mike Shumaker updated Council on tournaments, the program guide, adult softball and the recent attempted theft of the department's string trimmer.

Police- Councilmen Duncan and Mayor Pro Tem Williams: No Report

Fire- Councilmen Walling and Pattillo: Chief Tony Dicks updated Council on Fire Prevention Week and the status of the training facilities which is moving slowly.

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: Director Lynn Cox updated Council on the new Welcome signs.

Community Development & Tourism- Director Lynn Cox: Director Lynn Cox updated Council on the Christmas Parade, Third Thursday, Love Light Program, Christmas by Candlelight, and Community Clean Up.

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

Barnwell City Council Meeting Minutes  
October 1, 2012

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
November 5, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

Council Members Present: Mayor Edward Lemon, Benjamin Duncan, Robert Pattillo, J.T. Atkinson, W.C. Black, and Steve Walling

Council Members Absent: Mayor Pro Tem Pickens Williams Sr.

Others Present: City Administrator John Zawacki, Clerk & Treasurer Kim Marie Vargo, City Attorney Thomas Boulware, Community Development Director Lynn Cox and Recreation Director Mike Shumaker.

Mr. David Purtell of the People Sentinel was also present.

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Rhonda McElveen, Barnwell County Clerk of Court, updated Council on County Court Schedule.

**PRESENTATION OF AGENDA 21 FOR PUBLIC OFFICIALS BY BARNWELL COUNTY TEA PARTY PATRIOTS**

Mr. Dale Brady spoke for the Barnwell County Tea Party Patriots. Mr. Brady explained Agenda 21 and sustainable development in detail and how it affects our community. Mr. Brady stated that the Barnwell County Tea Party would like for City Council to sign the Planners Resolution to protect citizen's property rights. They would also like members of Planning Committees and any outside planners who are involved in City planning to be required to sign such a document. Mayor Lemon thanked Mr. Brady for the information.

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November 5, 2012

## **PRESENTATION OF REDISTRICTING PROPOSAL**

Mayor Lemon changed the order of the agenda and moved the presentation of the redistricting proposal from #6 to #4 to facilitate Mr. Bobby Bowers, Director of the SC Budget and Control Board Division of Research and Statistics, return to Columbia. Mr. Bowers asked Council to adopt the following set of criteria used for developing redistricting plans:

1. Adhere to the court ordered constitutional requirement of one person, one vote.
  - a. County Councils must adhere to a state law of population variance under 10%
2. Adherence to the 1965 Voting Rights Act as amended, and by controlling court decisions.
3. Ensure that parts of the districts are contiguous.
4. Respect Communities of Interest.
5. Attempt to maintain constituent consistency.
6. Avoid splitting voting precincts.
7. Solicit public input.

Mr. Bowers then explained the steps used in the construction of a redistricting plan. The first step is to develop a Benchmark Plan that shows your present districts with the 2010 population put in it. This will let you know how much deviation you have between the districts and the minority populations within the districts. A copy of the Benchmark Plan and related data was distributed to Council. Mr. Bowers reviewed this information with Council in detail. He then distributed Plan 1 which was redrawn using the above criteria and related data and reviewed this information in detail. Council will need to hold a public hearing, approve the plan, and submit it to the Justice Department before it can be implemented. A public hearing was set for December 3, 2012 at 6:00 pm to review the plan. The Benchmark Plan and Plan 1 would be set up in the lobby in City Hall for the public to view. Councilman Pattillo made a motion to adopt the criteria for developing plans for redistricting 2010 as presented by Mr. Bowers. The motion was seconded by Councilman Atkinson and unanimously approved.

## **APPROVAL OF THE MINUTES OF THE OCTOBER 1, 2012 PUBLIC MEETING**

Councilman Walling made a motion to approve the minutes of the October 1, 2012 public meeting. The motion was seconded by Councilman Duncan and unanimously approved.

## **APPROVAL OF THE MINUTES OF THE OCTOBER 1, 2012 REGULAR SCHEDULED BARNWELL CITY COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the October 1, 2012 regular scheduled City Council meeting. The motion was seconded by Councilman Black and unanimously approved.

## **RECOMMENDED UPDATES TO CHAPTER 4 OF THE CITY OF BARNWELL CODE OF ORDINANCE, ANIMALS**

Administrator Zawacki presented the recommended updates to Chapter 4 of the City of Barnwell Code of Ordinance, Animals, to Council as information and asked for Council's input. Council

Barnwell City Council Meeting Minutes

November 5, 2012

discussed the recommendations. Administrator Zawacki stated that he would work with the City Attorney on the recommendations and try to come up with a sample Ordinance for the next meeting.

**FIRST READING OF ORDINANCE 2012-06 AMENDING THE BUSINESS LICENSE  
ORDINANCE, PROVISIONS FOR INSURANCE COMPANIES**

Councilman Walling made a motion to read the Ordinance by Title only. The motion was seconded by Councilman Black and unanimously approved. Administrator Zawacki read the Ordinance by Title Only. Councilman Atkinson made a motion to accept the first reading of Ordinance 2012-06. The motion was seconded by Councilman Walling and unanimously approved. Mayor Lemon explained that this amendment was necessary due to a change in state law. The amendment changes the collection process for insurance companies and not the amount collected.

**ADMINISTRATOR'S UPDATE**  
**John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

- The new city entry signs are about 50% complete and should be completed within the next month or so.
- We have received the historical markers for Fuller Park and Turkey Creek. Blue flags have been placed at the proposed location of each sign. The flagged location for Fuller Park is on the right side of the parking lot entrance and the flagged location for the Turkey Creek sign is next to the entrance of our walking trail. If Council will make time to check out the proposed locations and please let me know if you have any concerns. If I do not hear of any concerns in the next two weeks, we will install the signs so they are up for the Holidays.
- The redevelopment of the old Reid's Plaza is moving forward. A demolition permit has been issued for the areas they plan to demolish. Work will start in December.
- I met with SG Tissue, their pulp supplier, and several of their customers along with Representative Hosey, BCEDC Chairman Grady, Joe Smith and Keith Sloan of the Barnwell County Council, representatives from SCANA and Marty Martin. The meeting was an update of the tissue project discussions from their pulp providers and customers on how important the project is to them. They indicated that the customers provide a variety of paper products to Family Dollar, Dollar General, IGA and Piggly Wiggly, and currently there is a need for 100 thousand tons of parent roll tissue product per year.
- I have been in contact with Mr. Edward Oswald of Oswald, Cooke & Associates of Mt. Pleasant. Their company is interested in developing a housing complex on Dunbarton Blvd near Wal-Mart. There are several issues with this. The area is not zoned for multi-family so it would have to be re-zoned. The sewer infrastructure in the area cannot handle another 50 homes. They would have to put in a lift station and new force main in order to get the sewage to the waste water treatment plant. They have asked if City Council would support such a project in the City. Mayor Lemon stated that we should send them a letter telling them about the issues with the sewer and the zoning. Once they have addressed those issues they can bring it back to us and we will decide then if we would support it.

Barnwell City Council Meeting Minutes  
November 5, 2012



-Mr. Stan Holliday has informed me that SCDOT has denied our request for sidewalks on Hagood Avenue. Mr. Holliday suggested that we request the sidewalk from the County Transportation Committee. If City Council would like, I will send them a request letter.

-It is once again time to plan our annual breakfast meeting with Senator Hutto and Representative Hosey. We need to give these gentlemen several weeks notice, so I am asking Council to give me several dates in December they would like me to propose to the Senator and Representative.

-Our World Fast Pitch Tournament on the 29<sup>th</sup> went very well with no problems and only praises for our facility and the workers. The tournament director stated that he will use our Lemon Park facility even more next season.

-A fire truck that dispenses foam is being donated to the City of Barnwell from the Clariant Company. The City Fire Department is in need of upgrading its service truck and this will help us move forward on Chief Dicks' Apparatus Replacement Program.

### **COMMITTEE REPORTS**

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: Director Mike Shumaker updated Council on World Fast Pitch scheduling for 2013, UK youth soccer, youth football, Turkey Trot, and youth basketball.

Police- Councilmen Duncan and Mayor Pro Tem Williams: No Report

Fire- Councilmen Walling and Pattillo: No Report

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: Director Lynn Cox updated Council on the following events-Third Thursday, November 15<sup>th</sup>, 5:00 pm, Tree Lighting and Christmas by Candlelight, November 29<sup>th</sup>, 5:30 pm, Christmas Parade, December 1<sup>st</sup>, 4:00 pm, Free Christmas Concert by Fort Gordon Signal Corp Band, December 6<sup>th</sup>, 7:00 pm

There was no further business and the meeting was adjourned.

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Kim Marie Vargo, Clerk & Treasurer

Barnwell City Council Meeting Minutes  
November 5, 2012

December 3, 2012

The following are the minutes of a Public Hearing conducted by the Barnwell City Council on Monday, December 3, 2012 at 6:00 pm. at Barnwell City Hall. The topic of the hearing was the proposed City of Barnwell Redistricting Plan 1. Minutes on disk.

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

Councilman J.T. Atkinson was absent.

Also present were City Administrator John Zawacki, City Attorney Thomas Boulware and Community Development and Tourism Director Lynn Cox.

Mr. David Purtell of the People Sentinel was also present.

Mayor Lemon called the meeting to order.

There was no public comment.

Council discussed their district gains/losses.

Mr. Harris Barker of the local Chapter of the NAACP attended the Public Hearing and stated as he was leaving that he was pleased and happy with the plan.

There was no further business and the public hearing was adjourned.

**CITY OF BARNWELL, SOUTH CAROLINA**

**MINUTES of the MEETING of BARNWELL CITY COUNCIL  
December 3, 2012 – 6:30PM**

MEETING LOCATION:  
130 Main Street, Barnwell, SC 29812

**REGULAR SESSION**

Barnwell City Council met in Regular Session with Mayor Edward Lemon presiding.

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

Others Present: City Administrator John Zawacki, City Attorney Thomas Boulware, Community Development Director Lynn Cox, Fire Chief Tony Dicks and Recreation Director Mike Shumaker.

Mr. David Purtell of the People Sentinel was also present.

**CALL TO ORDER**

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

**POLICE OFFICER OATH OF OFFICE**

Mayor Lemon administered the Oath of Office to Officer Brian Owens.

**PUBLIC COMMENTS**

There were no public comments.

**APPROVAL OF THE MINUTES OF THE NOVEMBER 5, 2012 REGULAR  
SCHEDULED BARNWELL CITY COUNCIL MEETING**

Councilman Pattillo made a motion to approve the minutes of the November 5, 2012 regular scheduled City Council meeting. The motion was seconded by Councilman Duncan and unanimously approved.

Barnwell City Council Meeting Minutes  
December 3, 2012

**SECOND AND FINAL READING OF ORDINANCE 2012-06 AMENDING THE BUSINESS LICENSE ORDINANCE, PROVISIONS FOR INSURANCE COMPANIES**

Councilman Atkinson made a motion to read the Ordinance by Title only. The motion was seconded by Councilman Black and unanimously approved. Administrator Zawacki read the Ordinance by Title Only. Councilman Black made a motion to approve Ordinance 2012-06 on the second and final reading. The motion was seconded by Councilman Atkinson and unanimously approved.

**FIRST READING OF ORDINANCE 2013-1 AMENDING CHAPTER 4 “ANIMALS” OF THE BARNWELL CITY CODE**

Mayor Pro Tem Williams 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. Mayor Pro Tem Williams made a motion to accept the first reading of Ordinance 2013-1. The motion was seconded by Councilman Pattillo and unanimously approved.

**FIRST READING OF ORDINANCE 2013-2 AMENDING CHAPTER 4 “NUISANCES” OF THE BARNWELL CITY CODE**

Councilman Pattillo made a motion to read the Ordinance by Title Only. The motion was seconded by Councilman Atkinson and unanimously approved. Administrator Zawacki read the Ordinance by Title Only. Mayor Pro Tem Williams made a motion to accept the first reading of Ordinance 2013-2. Mayor Lemon asked for clarification on the section concerning the three individual complaints. Administrator Zawacki confirmed that it is three different individuals complaining about one animal. The motion was seconded by Councilman Duncan and unanimously approved.

**FIRST READING OF ORDINANCE 2013-3 APPROVAL OF THE CITY OF BARNWELL’S REDISTRICTING PLAN 1**

Mayor Pro Tem Williams made a motion to read the Ordinance by Title Only. The motion was seconded by Councilman Atkinson and unanimously approved. Administrator Zawacki read the Ordinance by Title Only. Councilman Pattillo made a motion to accept the first reading of Ordinance 2013-3. The motion was seconded by Councilman Atkinson and unanimously approved.

**APPROVAL OF 2013 HOLIDAY SCHEDULE**

Councilman Atkinson made a motion to approve the 2013 Holiday Schedule as presented. The motion was seconded by Councilman Walling and unanimously approved.

Barnwell City Council Meeting Minutes  
December 3, 2012

## **APPROVAL OF 2013 REGULAR SCHEDULED CITY COUNCIL MEETINGS**

Councilman Atkinson made a motion to approve the 2013 Regular Scheduled City Council meetings as presented. The motion was seconded by Councilman Black and unanimously approved.

## **APPROVAL OF EMPLOYEE CHRISTMAS BONUSES**

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

## **APPROVAL OF FIREMAN CHRISTMAS BONUSES**

Councilman Atkinson made a motion to approve the Fireman Christmas Bonuses as presented. The motion was seconded by Councilman Pattillo and unanimously approved.

## **ADMINISTRATOR'S UPDATE**

### **John Zawacki, City Administrator**

Administrator Zawacki updated council on the following:

- All city signs are now complete. You have a picture of the new signs in your packet, and as you can see they really look good. Three are complete and three more need to be finished.
  - The Hutton Construction Co. has received their building permit for the old Reid's Plaza redevelopment. They are planning to start right after the New Year and expect to be completed by April or May of 2013. I received the plans for Family Dollar today.
  - There has not been any movement on the SC Tissue Project since last month's meeting. But Marty Martin indicated that we are still moving forward and the project is on track.
  - Mr. Edward Oswald of Oswald, Cooke and Associated indicated that they have decided not to move forward with the housing complex off of Dunbarton Blvd. due to the lack of sewer infrastructure in that area for another 50 homes.
  - We are on for our legislative breakfast for Friday at 9:00 am at Mr. B's restaurant.
- I have placed a draft agenda at your desk and ask if you have any comments or additions to the agenda to please have these to me by Thursday.

## COMMITTEE REPORTS

Water and Sewer- Councilmen Black and Atkinson: No Report

Sanitation and Streets- Councilmen Atkinson and Mayor Pro Tem Williams: No Report

Recreation and Parks- Councilmen Duncan and Walling: Director Mike Shumaker updated Council on the following: Mighty Mites Bowl Game; Turkey Trot; Breakfast with Santa; UK Soccer Camp; Baseball Camp; World Fast Pitch Tournaments; Candy Cane Hunt and Basketball. Mayor Lemon commended the Parks & Recreation Dept. on the Collins Park decorations.

Police- Councilmen Duncan and Mayor Pro Tem Williams: No Report

Fire- Councilmen Walling and Pattillo: Chief Dicks presented Council with a written Incident Activity Report for 2012. Chief Dicks stated that an advertisement for bids on the new fire truck ran in the SC Business Opportunities magazine and will run in this week's issue of the local paper. We will have bid openings in Council Chambers on Jan. 3, 2013 at 2:00pm. FEMA grants have not resumed since September but are expected to return shortly and we hope that we will be a recipient there. Our ladder truck passed its required UL certification test with a couple of minor details to be repaired and those are being scheduled now. Chief Dicks invited Council to attend the Fireman's Christmas Dinner Friday night.

Finance and Salary- Councilman Black & Pattillo: No Report

Building and Planning- Councilmen Atkinson and Black: No Report

Community Development & Tourism- Director Lynn Cox: Director Lynn Cox updated Council on the following events- There will be no Third Thursday this month. December 19, 2012 at 4:00 pm was set up as the date for the Historical Marker dedications. Director Cox invited Council to attend the Employee Christmas Lunch. Administrator Zawacki stated that the lunch is being provided by the City Department Heads. Director Cox thanked everybody for helping out with the Christmas Tree Lighting ceremony and the Christmas Parade.

Administrator Zawacki thanked David Purtell for the great job he did on the articles concerning the Redistricting Plan.

There was no further business and the meeting was adjourned.

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Lynn S. Cox, Human Resources