

**CITY OF HARTSVILLE, SOUTH CAROLINA
PUBLIC HEARING AND REGULAR COUNCIL MEETING MINUTES
NOVEMBER 10, 2009**

Present: Mayor McFarland

Mayor Pro-Tem Andrews

Councilmember Braddock

Councilmember Graham

Councilmember Shirley

Councilmember Wilson

City Attorney Driggers

Newly Elected:

Mayor Carl M. (Mel) Pennington, IV

Councilmember James

Staff:

City Manager Pennington

City Clerk/Admin Services Director Skipper

Deputy Clerk DuBose

DEEPS Director Clemons

Finance Director Douglas

Fire Chief Heathman

Parks & Leisure Services Director Gardner

Police Chief Kemp

Press

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON NOVEMBER 9, 2009 AND DULY POSTED IN CITY HALL. PURSUANT TO CITY CODE SECTION 2-36 AND 2-47 UPON MOTION(S) MADE TO WAIVE THE READING OF ORDINANCES AND RESOLUTIONS IN THEIR ENTIRETY; THEY ARE READ BY TITLE ONLY. APPROVED ORDINANCES AND RESOLUTIONS ARE FILED WITH ORIGINAL MINUTES AND NOT REPRINTED HEREIN.

Mayor McFarland called the meeting to order and asked Councilmember Wilson lead in the invocation and pledge to our flag.

MOTION WAS MADE BY MAYOR PRO TEM ANDREWS TO WAIVE READING OF AND APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF OCTOBER 13, 2009, THE OCTOBER 19, 2009 SPECIAL MEETING AND THE NOVEMBER 3, 2009 SPECIAL MEETING; SECOND: WILSON; CARRIED: ALL AYES.

MUNICIPAL ELECTION COMMISSION REPORT

James Ousley, MEC Chair, reported the results of the November 3, 2009 election.

Mayor – Mel Pennington, Council District #1 - Adlena Graham, Council District #3 – Wanda James, Council District #5 - Bob Braddock. The MEC recommends that the successful candidates be confirmed by City Council.

Mayor McFarland thanked the Election Commission for their dedication and hard work in conducting the City's election. Hearing no objections Mayor McFarland declared the results of the November 3, 2009 General Election confirmed.

City Attorney Driggers swore in Adlena Graham and Bob Braddock as re-elected Councilmembers representing District 1 and 5 respectfully. Mayor McFarland congratulated Councilmembers Graham and Braddock.

Mayor McFarland relinquished the chair to Mayor Pro-Tem Andrews. Mayor Pro-Tem Andrews thanked Mayor McFarland for his service as Mayor and as a councilmember, wished him well and presented him with a plaque and proclamation in honor of his service as Mayor and as a member of Council. City Attorney Driggers presented a tribute to Mayor McFarland's lifetime of service to his country, community, family, church, and the citizens of Hartsville.

Mayor McFarland thanked Council and City Staff for their hard work and dedication. He reminded them to keep looking ahead for the future of Hartsville and its citizens.

Mayor Pro-Tem Andrews turned the chair back over to Mayor McFarland.

City Attorney Driggers swore in Wanda James as the newly elected Councilmember for District #3 and she was seated with the Council. City Attorney Driggers then swore in Mel Pennington as the newly elected Mayor of the City of Hartsville. Former Mayor McFarland congratulated both Councilmember James and Mayor Pennington and wished them well. At this time the gavel was passed from Mayor McFarland to Mayor Pennington.

Mayor Pennington thanked former Mayor and Councilmember McFarland for his dedication and hard work for Hartsville; he looks forward to working with Council and staff.

PRESENTATIONS

Proclamations declaring National Hospice Month were presented to John Griggs, Agape Hospice, and Lyles Cooper, Amedisys Home Health Care Service.

MANAGEMENT UPDATE

MASC will hold a *Hometown*, SC Regional Advocacy Meeting at Darlington Raceway on November 18th. If any member of Council would like to attend please notify the City Clerk's Office.

A City Council Retreat will be held on Friday, November 20th at The Pavilion, Lawton Park from 9am until 5pm.

CONSENT AGENDA – Received as Information Only

Monthly Financial Statements

Committee Minutes/Reports

Hospitality and Accommodations Tax Reports

Development Report

UNFINISHED BUSINESS

PUBLIC HEARING AND FINAL READING ORDINANCE 4007: AN ORDINANCE TO ANNEX AN APPROXIMATELY 2.30 (+/-) ACRE PARCEL OF LAND, TAX MAP NUMBER 057-06-02-029, LOCATED ON HEATLEY DRIVE AND THE ADJOINING PUBLIC ROAD RIGHT-OF-WAY INTO THE CITY LIMITS OF HARTSVILLE - APPROVED.

Reading by Title and Presentation – City Manager: this request comes from Habitat for Humanity to annex a tract a land on Heatley Drive. Staff recommends approval of the annexation request.

Open/Close Public Hearing (State name and address for record) – Mayor

Lewis Yount, Habitat for Humanity Board member, Habitat owns the property and intends to ask the Planning Commission to divide the property into ten lots of 10,000 square foot each. As soon as the property is subdivided Habitat plans to build three homes on the site within a year.

Approval of Final Reading and Waiving of Complete Reading: Motion: Wilson; Second: Graham; Carried: All ayes.

PUBLIC HEARING AND FINAL READING ORDINANCE 4008: AN ORDINANCE TO APPROVE A ONE YEAR LEASE RENEWAL OF THE OLD RAIL PASSENGER STATION TO THE OLD DARLINGTON DISTRICT CHAPTER OF THE SOUTH CAROLINA GENEALOGICAL SOCIETY – APPROVED.

Reading by Title and Presentation – City Manager: this is a renewal of an ongoing lease that works very well for both parties.

Open/Close Public Hearing (State name and address for record) – Mayor – No public input.

Approval of Final Reading and Waiving of Complete Reading: Motion: Braddock; Second: Wilson; Carried: All ayes with the exception of Mayor Pro Tem Andrews who recused himself due to his membership with the Genealogical Society.

RES 44-09: DECISION ON PROPOSAL FOR FIBER OPTIC BROADBAND FEASIBILITY STUDY – APPROVED.

Motion to amend the resolution by removing the two paragraphs referring to Uptown Services, LLC in order to receive bids from other companies and to approve funding no more than \$5,000 towards the

cost of the study to be disbursed from a fund at the City Manager's discretion: Andrews; Second: Braddock; Carried: All ayes.

NEW BUSINESS

RES 46-09: ELECTION OF MAYOR PRO-TEMPORE – APPROVED.

Councilmember Braddock nominated Councilmember Andrews to serve as Mayor Pro Tempore.

Motion: Braddock; Second: James; Carried: All ayes.

Mayor Pro Tem Andrews thanked Council for their confidence in him.

MOTION: TO ENTER EXECUTIVE SESSION PURSUANT TO SC CODE FOIA 30-4-70(a)(1)(2) FOR RECEIPT OF LEGAL ADVICE, TO DISCUSS LEGAL UPDATES ON OUTSTANDING LEGAL ISSUES AND PENDING LAWSUITS, TO DISCUSS PROPOSED CONTRACTUAL ARRANGEMENTS, AND TO DISCUSS PERSONNEL MATTERS – APPROVED.

Motion: Wilson; Second: Graham; Carried: All ayes.

MOTION: TO VERIFY THAT ONLY THE ITEMS STATED IN THE MOTION TO ENTER EXECUTIVE SESSION WERE DISCUSSED DURING EXECUTIVE SESSION – APPROVED.

Motion: Wilson; Second: Graham; Carried: All ayes.

RES 47-09: APPROVAL OF BID AWARD FOR OPERATION AND MAINTENANCE OF THE HARTSVILLE MUNICIPAL AIRPORT AND AIRPORT FACILITIES – APPROVED.

Motion to approve bid award to Skyline Aviation: Andrews; Second: Shirley; Carried: All ayes.

Motion to amend the agenda to add Resolution 48-09: Andrews; Second: Wilson; Carried: All ayes.

RES 48-09: RESOLUTION: APPROVAL OF FUNDING FOR EMPLOYEE HOLIDAY BONUSES – APPROVED.

Council expressed their deepest gratitude to the employees for their hard work.

Motion: Andrews; Second: Graham; Carried: All ayes.

MOTION TO ADJOURN – APPROVED.

Motion: Wilson; Second: Shirley; Carried: All ayes.

Adjournment at 8:13pm.

Carl M. (Mel) Pennington, IV
Mayor

ATTEST: _____
Sherron L. Skipper, CMC
City Clerk