



CLINTON
South Carolina

MINUTES

NOVEMBER 4, 2013

The regular Council meeting was held at the M.S. Bailey Municipal Center at 6:00 PM with Mayor Bob McLean presiding with Councilmembers Cook, Dowdle, Byrd, McGee, and Jenkins. The City Manager and the City Attorney were present. Local news media present were Larry Franklin from the Clinton Chronicle, Randy Stephens from WLBG, and Daniel Lauer from the Laurens Advertiser. Notice was mailed and emailed on October 30th to all local news media.

- INVOCATION** The invocation was given by Reverend Treca DeShields from Love Zone Ministry.
- MINUTES** Mayor McLean asked Council to approve the minutes from October 7. Motion was made by Councilmember Byrd to approve the October 7, 2013 minutes and seconded by Councilmember Jenkins. The vote was unanimous.
- CITIZENS ADDRESS** Mayor McLean recognized Mr. Clay Andrews from Upstate Alliance. Mr. Andrews stated that Upstate Alliance's job is to market the Upstate. Mr. Andrews stated that it has been a good year with all the contacts the Upstate Alliance has made and Upstate Alliance plans to send personnel to several marketing events such as a healthcare and an automotive convention. Mr. Andrews stated that the Upstate Alliance is focused on the Upstate's future and Upstate Alliance appreciates the City of Clinton's investment. Mr. Andrews stated that the Upstate Alliance is working every day to bring new industry to the Upstate.
- CLAY ANDREWS UPSTATE ALLIANCE**
- ASHTON BARRINGTON ALCOHOL SALES DOWNTOWN** Mayor McLean recognized Mr. Ashton Barrington from Elaine's. Mr. Barrington stated that he would like to address Council about a proposal to bring alcohol sales out on the downtown square. Mr. Barrington stated that he hoped Council would give careful consideration before making a decision. Mr. Barrington stated that several years ago he was on the Downtown Association Committee and this matter came before them. Mr. Barrington stated that the Committee did not want to pursue the matter but alcohol sales are allowed downtown. Mr. Barrington stated that once alcohol is allowed on the sidewalk then the City could not control the situation. Mr. Barrington stated that the person who consumes alcohol downtown is not in the same condition before they came downtown and this individual would get into their car and drive home. Mr. Barrington stated that this situation is not good for the downtown. Mr. Barrington stated that the argument he hears is Greenville allows the sale of alcohol in their downtown area but 44% of Greenville's crimes are alcohol related. Mr. Barrington stated that the Apple Festival in Hendersonville NC attracts over 200,000 people but no alcohol is allowed on the streets. Mr. Barrington stated that the problem may not be that the City does not allow alcohol on the streets downtown but everyone should get together and come up with some new ideas in order to attract people to Clinton.

REVEREND SHERRILL GREEN Mayor McLean recognized Reverend Sherrill Green, Pastor of First Pentecostal Holiness church. Reverend Green stated that he is before Council concerning the sale of alcohol downtown. Reverend Green stated that he is opposed to allowing the consumption of alcohol on the sidewalks downtown. Reverend Green stated that Clinton has many crimes that are related to alcohol and that alcohol inflames the mind and soul of people and affects a person's spirit.

CITY MANAGER'S REPORT Mayor McLean recognized Mr. Stovall, City Manager. Mr. Stovall stated that the first item on the agenda is a request from the Clinton Business Association regarding the sale of alcohol at special events. Mr. Stovall recognized Mr. Chuck Holder representing the Clinton Business Association. Mr. Holder stated that he

CHUCK HOLDER DOWNTOWN ASSOCIATION ALCOHOL SALES is before Council to ask permission for restaurants, primarily Steamers and The House of Pizza, to serve alcohol in a roped off area during special events. Mr. Holder stated that these businesses already serve alcohol and the Clinton Downtown Association would like permission for them to serve alcohol in a roped off area at the Upstate Wingfest the Association is hosting in April. Mr. Holder stated that the purpose of the event is to grow and promote Clinton. Mr. Holder stated that the Clinton Downtown Association is trying to promote a signature event that would bring people to Clinton. Mr. Holder stated that the Clinton Downtown Association knows that the sale of alcohol would not determine the success of the event but it would help the event by giving people choices. Mr. Holder stated that the area for alcohol consumption would be roped off in front of the businesses and people would not be allowed to roam around downtown. Mr. Holder stated that if someone does not wish to consume alcohol then they could avoid the designated area. Mr. Holder stated that Steamers and The House of Pizza already have an alcohol license and they serve alcohol in their restaurant. Mr. Holder stated that the businesses would serve alcohol inside their restaurant as well as a designated area outside their restaurant. Mr. Holder stated that Newberry recently hosted their Octoberfest and they have a beer garden. Mr. Holder stated that 15,000 people attended the event. Mr. Holder stated that the City of Laurens recently hosted an outdoor concert and alcohol was served at the event. Mr. Holder stated that about 1700 people attended the concert and the City of Laurens did not report any alcohol related incidents at the concert. Mr. Holder stated that the ALoft Festival in Simpsonville brings in seven million dollars and over 250,000 people attend the event. Mr. Holder stated that they serve alcohol at the event. Mr. Holder stated that he knows that there is opposition to the Clinton Downtown Association's request but he would like for Council to consider the need to be progressive and move forward.

PROCLAMATIONS ALZHEIMERS DIABETES Mr. Stovall stated that the next item on the agenda is the Proclamations proclaiming November as Alzheimer's Disease Awareness Month, Diabetes Awareness Month, Hospice of Laurens County Month, Lung Cancer Awareness

HOSPICE Month, and Pancreatic Cancer Awareness Month. Motion was made by
LUNG CANCER Councilmember Dowdle to approve the Proclamations and seconded by
PANCREATIC Councilmember Jenkins. The vote was unanimous.

SECOND READING Mr. Stovall stated that the next item on the agenda is second reading of an
ORDINANCE Ordinance to create a Demand Side Management Rebate Program. Mr. Stovall
DEMAND SIDE stated that this program was originally created in June 2013 with a sunset date
PROGRAM of October 31, 2013. Mr. Stovall stated that the program was not completed due
to manufacturing delays. Mr. Stovall stated that the device would be installed
on the customer's HVAC units, pool pumps, or electric hot water heaters in an
effort to help reduce the load from peak times to off peak times. Mr. Stovall
stated that the customer could receive up to a \$50 credit on their utility bill for
participating in the program. Mr. Stovall stated that City staff has recommended
extending the program until October 31, 2014 in order to test the program in the
summer months. Councilmember Byrd made a motion to approve the second
reading of an Ordinance to create a Demand Side Management Rebate Program
and seconded by Councilmember McGee. The vote was unanimous.

SECOND READING Mr. Stovall stated that the next item on the agenda is the second reading of an
ORDINANCE Ordinance to temporarily suspend the application of Sunday sales prohibitions
BLUE LAWS within the corporate limits of the City of Clinton. Mr. Stovall stated that this
Ordinance allows businesses to open prior to 1:00 PM on Sunday.
Mr. Stovall stated that State law allows Municipalities to suspend the Law every
six months and the current Ordinance would expire on December 31, 2013.
Motion was made by Councilmember Jenkins to approve the second reading of
an Ordinance to suspend the Blue Laws until June 2014 and seconded by
Councilmember Byrd. The vote was unanimous.

BIDS Mr. Stovall stated that the next item on the agenda is the approval of bids for
GASTLEY DRIVE the repair, replacement, and upgrade of water distribution lines on Gastley
Drive. Mr. Stovall stated that the City identified Gastley Drive's water
distribution system in need of repair and replacement. Mr. Stovall stated that
the City could not use CDBG funds to replace the Gastley Drive water lines
because the water lines are outside the City limits. Mr. Stovall stated that the
City was able to apply for funds from the South Carolina Rural Infrastructure and
was awarded the grant funds. Mr. Stovall stated that the repairs would impact
29 customers, provide fire protection, and offer new water service for customers
on Gastley Drive. Mr. Stovall stated that the City solicited bids and received four
bids with the lowest bid from Corbett & Sons for \$108,483. Mr. Stovall stated
that the total cost of the project is \$128,161 which includes engineering,
construction, and contingency. Mr. Stovall stated that the grant funds would
cover the construction cost and the City would pay for the engineering and
contingency costs from the Capital Expansion account. Councilmember McGee

asked how many customers would benefit from the new water lines and Mr. Stovall stated 29. Councilmember McGee asked if the City could service customers on the Joanna Highway. Mr. Stovall stated that the water lines on Gastley Drive are not large and could not service customers on the Joanna Highway. Councilmember McGee stated that the customers on Gastley Drive water rates are 1^{1/2} times more than a customer inside the City limits and Mr. Stovall agreed. Councilmember Jenkins asked if the City had been awarded the grant and Mr. Stovall stated yes. Councilmember Dowdle asked if the new water lines could accommodate industry. Mr. Stovall stated that it would depend on the size of the industry but if the water lines on Gastley Drive could not service the industry then the water lines on the Joanna Highway could. Councilmember Dowdle made a motion to approve the bid from Corbett & Sons to construct the water lines on Gastley Drive for a cost not to exceed \$108,483 and seconded by Councilmember McGee. The vote was unanimous.

**BIDS
WEST
CORPORATE DR** Mr. Stovall stated that the next item on the agenda is the approval of bids for the installation of water distribution lines on West Corporate Center Drive. Mr. Stovall stated that City is requesting approval to move forward with the water line installation in order to promote economic growth in the area. Mr. Stovall stated that the total cost of the project is \$350,205.78 and the construction cost is \$291,838.15. Mr. Stovall stated that the City would pay for the project from the 2012 Utility Revenue Bonds. Mr. Stovall stated that the City solicited bids and received ten with the lowest bid from Babcock Construction for \$291,838.15. Motion was made by Councilmember Dowdle to approve the bid from Babcock Construction for the water line installation on West Corporate Center Drive for a cost not to exceed \$291,838.15 and seconded by Councilmember McGee. The vote was unanimous.

**PURCHASE
TOC ANALYZER
FILTER PLANT** Mr. Stovall stated that the next item on the agenda is the approval of the purchase of a TOC Analyzer for the Water Filtration Division. Mr. Stovall stated that City staff recommends Council authorizing the purchase of a Total Organic Analyzer (TOC) that relates to the monitoring of disinfection byproducts from the use of Chlorine for a cost of \$24,482. Mr. Stovall stated that most agencies that treat water uses Chlorine and Chlorine creates chemical byproducts, mainly HAAS and THM, which are regulated by SCDHEC and the EPA. Mr. Stovall stated that these chemicals occur in the water because of the interaction between the Chlorine and the organic material in the water. Mr. Stovall stated that SCDHEC and the EPA set restrictions on how much HAAS and THM could be present in the water. Mr. Stovall stated that the regulations are set differently for each agency depending on the agency's size. Mr. Stovall stated that Laurens County Water Sewer Commission's restrictions were higher than the City of Clinton's and LCWSC was required to comply with the restrictions sooner than the City of Clinton. Mr. Stovall stated that in October the City of Clinton did fall into the same category as the LCWSC on the amount of chemicals

that could be present in the water. Mr. Stovall stated that the City did not violate any EPA regulations at the distribution test sites but water sold to LCWSC and tested outside the City limits did violate the regulations. Mr. Stovall stated that the City and the LCWSC formed a task force to address the problem. Mr. Stovall stated that the team identified some immediate steps to reduce the chemical levels in the water. Mr. Stovall stated that due to excessive rainfall this year a lot of organic material was washed into the water which created the high levels of HAAS and THM. Mr. Stovall stated that the City removes the organic material from the water before it is sent out for public consumption. Mr. Stovall stated that in August 2011 the City did not remove enough organic material from the water and did not pass the EPA regulations Mr. Stovall stated that SCDHEC requires the City to test the water every thirty days but the City would like to measure the organic compounds in the water every day. Mr. Stovall stated that the City solicited bids for a TOC Analyzer and received a low bid from GE Analytical Instruments for \$24,482. Mr. Stovall stated that the instrument would allow City staff to analyze the water for organic compounds on a daily basis. Mr. Stovall stated that the City did not budget for this item and City policy requires Council's approval. Mr. Stovall stated that the City would fund the purchase through the Utility System Contingency account. Motion was made by Councilmember Byrd to purchase a TOC Analyzer for \$24,482 to be used by the Filter Plant Department and seconded by Councilmember Jenkins. The vote was unanimous.

**CONTRACT
SLUDGE PRESS
FILTER PLANT**

Mr. Stovall stated that the next item on the agenda is the approval of a contract for the repair for the Belt Press System in the Water Filtration Department. Mr. Stovall stated that City staff recommends Council approving a sole source contract with Ashbrook to rebuild the City's Ashbrook Klampress Sludge Press System for a cost of \$145,667. Mr. Stovall stated that the Filter Plant utilizes a belt press to remove dewater sludge that is created as a water filtration byproduct. Mr. Stovall stated that the sludge and water is separated and the sludge is placed in a tank. Mr. Stovall stated that the sludge goes through the belt press and all of the water is removed. Mr. Stovall stated that the sludge is placed in a dumpster and sent to a certified landfill. Mr. Stovall stated that to replace the belt press would cost the City in excess of one million dollars. Mr. Stovall stated that the City also looked at privatization in which a company would come on site and press the sludge and haul the sludge away. Mr. Stovall stated that the cost of privatization would cost the City between \$24,000 and \$30,000 per year. Mr. Stovall stated that City staff feels it is more cost effective to repair the belt press since the equipment would last ten to fifteen more years. Mr. Stovall stated that \$100,000 is included in the 2012 Utility Revenue bond and \$45,000 would be paid from the 2015 budget. Motion was made by Councilmember McGee to approve the contract with Ashbrook to repair the Filter Plant's Belt Press for a cost not to exceed \$145,667 and seconded by Councilmember Byrd. The vote was unanimous.

SELL TIMBER

Mr. Stovall stated that the last item on the agenda is to authorize the City Manager to sell timber from City owned property for debt reduction and economic development funding. Mr. Stovall stated that City staff has identified 88 acres of property to harvest timber. Mr. Stovall stated that harvesting the timber would generate revenue using existing natural resources and then replant the property so that it may continue to generate revenue and to clear areas targeted for economic growth in response to suggestions made by economic development consultants and site location specialists. Mr. Stovall stated that when the City shows a site at the Clinton Corporate Park III the potential customer comments the property should be cleared in order for them to get a good view of the property. Mr. Stovall stated that the City has identified eight acres on Carolyn Drive. Mr. Stovall stated that the City plans to clear-cut and replant this property. Mr. Stovall stated that this clear cut would generate approximately \$8,500 which would be used to replant and upgrade Corporate Park III. Mr. Stovall stated that the second parcel identified is fifteen acres on Highway 308. Mr. Stovall stated that the City would clear-cut and replant and the revenue generated from this site would be \$35,000. Mr. Stovall stated the City would use the funds to replant the site and Corporate Park III upgrades. Mr. Stovall stated that the last site identified is sixty-five acres in Corporate Park III. Mr. Stovall stated that the City would thin the property and the City would generate \$37,500 in revenue. Mr. Stovall stated that these funds would be used to pay the principal on the Corporate Park III debt. Councilmember McGee asked if some of the funds could be used for sidewalk repairs. Mr. Stovall stated that the City needs to promote economic development in the Corporate Park III in order to have funds for sidewalk repairs. Motion was made by Councilmember Byrd to authorize the City Manager to solicit bids to clear cut City owned property and use the revenue for debt reduction and economic development and seconded by Councilmember Dowdle. The vote was unanimous.

**EXECUTIVE
SESSION**

Motion was made by Councilmember Dowdle to go into executive session to discuss an economic development matter regarding Project Opportunity and one personnel matter regarding the Department of Administrative Services and return to open session on the call of the chair and seconded by Councilmember Byrd. The vote was unanimous.

OPEN SESSION

Mayor McLean declared Council back in open session. Mayor McLean stated that one economic development matter and one personnel matter was discussed and no action was taken.

**SCHEDULED
EVENTS**

Mayor McLean recognized Ms. Wyatt, Administrative Assistant. Ms. Wyatt thanked everyone for coming out for the Children's Funfest. Ms. Wyatt stated that Hospice is celebrating their 5th year anniversary on Tuesday, November 5 from 1:00 to 3:00 at the Hospice House. Ms. Wyatt stated that she had tickets for the Laurens County Chamber of Commerce Oyster Roast.

MAYOR'S REPORT Mayor McLean stated Council would have a meeting Tuesday, November 19th at 9:00 AM and the December Council meeting would be Monday, December 2nd at 6:00 PM. Mayor McLean congratulated Mr. Stovall on the birth of his Son, Franklin Nash Stovall III.

COUNCILMEMBER REPORT Councilmember Jenkins congratulated Mr. Stovall on the birth of his son and congratulated Mr. McLean on becoming the Mayor. Councilmember Jenkins thanked Ms. Wyatt and the City staff for their work on the Children's Funfest.

Councilmember McGee thanked everyone who worked on the Children's Funfest. Councilmember McGee stated that he thought this was the biggest crowd for the event.

Councilmember Byrd congratulated Mr. Stovall on the birth of his son and congratulated Mr. McLean on becoming the new Mayor.

ADJOURN With there being no further business before Council motion was made by Councilmember Dowdle to adjourn the meeting and seconded by Councilmember Jenkins. The vote was unanimous.

CITY CLERK

MAYOR

NOVEMBER 19, 2013

A special called meeting was held at the M.S. Bailey Municipal Center at 9:00 AM with Mayor Bob McLean presiding with Councilmembers Cook, Dowdle, Byrd, McGee, and Jenkins. News media present were Daniel Lauer from the Laurens Advertiser and John Wages from GoClinton.com. Notice was mailed and emailed to the news media on November 15, 2013.

INVOCATION The invocation was given by Councilmember McGee.

CITY MANAGER'S REPORT Mayor McLean recognized Mr. Stovall, City Manager. Mr. Stovall stated that the first item on the agenda is the appointment to the Clinton Newberry Natural Gas Authority Board. Mr. Stovall stated that Council appoints members to serve on this board with the Mayor serving by position and two Councilmembers by appointment. Mr. Stovall stated that the current members are Bob McLean serving as Mayor until 2015, Councilmember McGee serving until 2015, and Councilmember Cook serving until 2013. Mr. Stovall stated that Council voted to freeze the Clinton Newberry Natural Gas Board appointment until after the Mayor's election. Mr. Stovall stated that Clinton Newberry Gas Authority requested a Resolution concerning the appointments by January 2014. Motion was made by Councilmember Jenkins to appoint Councilmember McGee to the Clinton Newberry Gas Authority Board until the end of his term in 2015 and seconded by Councilmember Cook. The vote was unanimous. Motion was made by Councilmember Dowdle to appoint Councilmember Cook to the Clinton Newberry Gas Authority Board until 2018 and seconded by Councilmember Byrd. The vote was unanimous.

RESOLUTION GAS AUTHORITY BOARD

EXECUTIVE SESSION Councilmember Dowdle made a motion to go into executive session to discuss one contractual matter regarding Project Opportunity and one personnel matter regarding the Department of Public Safety and return to open session on the call of the chair and seconded by Councilmember Byrd. The vote was unanimous.

OPEN SESSION Mayor McLean declared Council back in open session. Mayor McLean stated that one contractual matter and one personnel matter was discussed and no action was taken.

RESOLUTION INDUSTRIAL BLD PROJECT Motion was made by Councilmember Cook for Council to approve a Resolution endorsing the Industrial Building Development Project and seconded by Councilmember Jenkins. The vote was unanimous.

MAYOR'S REPORT Mayor McLean recognized Mr. Lehn, Clinton Economic Development Board member. Mayor McLean thanked the Committee on their economic development work for the City of Clinton. Mayor McLean stated that the City offices would be closed November 28th and 29th for the Thanksgiving Holidays.

Mayor McLean stated that the next Council meeting would be December 2, 2013 at 6:00 PM. Mayor McLean stated that on Thursday, December 5, 2013 the City would host the Tree Lighting Ceremony Downtown and the Museum would offer carriage rides from 6:00 PM to 9:00 PM. Mayor McLean stated that Saturday, December 7, 2013 is the Christmas Parade starting at 10:00 AM.

ADJOURN

With there being no further business before Council motion was made by Councilmember Dowdle to adjourn the meeting and seconded by Councilmember McGee. The vote was unanimous.

CITY CLERK

MAYOR