

MARCH 7, 2016

The regular Council meeting was held at the M.S. Bailey Municipal Center at 6:00 PM with Mayor Bob McLean presiding with Councilmembers Byrd, Cook, Jenkins, Kuykendall, Scarborough, and Young. 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 Judith Brown from GoClinton.com. The agenda was mailed and emailed to all local news media on March 1, 2016.

INVOCATION The invocation was given by Reverend Leland Nelson from Calvary Baptist Church.

PLEDGE ALLEGIANCE Mayor McLean asked Council and the audience to stand and recite the Pledge of Allegiance.

MINUTES Mayor McLean asked Council to approve the minutes from January 25 and February 1. Motion was made by Councilmember Scarborough to approve the January 25, 2016 minutes, February 1, 2016 minutes and February 1, 2016 minutes and seconded by Councilmember Jenkins. The vote was unanimous.

CITIZENS ADDRESS COUNCIL Mayor McLean recognized Mr. Jason Tabner, Executive Director for Laurens County Disabilities and Special Needs Board. Mr. Tabner stated that Clinton has a long history of supporting the Disabilities and Special Needs Board. Mr. Tabner stated that the City has partnered with the Disabilities and Special Needs Board to employ citizens and also help raise awareness of people with special needs. Mr. Tabner thanked Council for their support and invited them to tour the new building in Clinton. Mr. Tabner stated that the office in Clinton serve approximately fifty citizens. Mayor McLean stated that Whitten Village and Whitten Center and the Disabilities Board has long been a part of this town because they have provided employment for many people. A vital resource to our City so we thank you.

**JASON TABNER
DISABILITIES
SPECIAL NEEDS**

CITY MANAGER'S REPORT Mayor McLean recognized Mr. Stovall, City Manager. Mr. Stovall stated that the first item on the agenda is the Resolutions stating March as Colorectal Cancer Awareness Month, March as American Red Cross Resolutions
**COLORECTAL CANCER
AMERICAN RED CROSS
WOMEN'S HISTORY
SUNSHINE WEEK** Month, March as Women's History Month, March 9, 2016 as Registered Dietitian's Day, March 13-19 as Sunshine Week, March as Development Disabilities Awareness Month, and April as Fair Housing Month. Motion was made by Councilmember Young to approve the Resolutions and seconded by Councilmember Byrd. The vote was unanimous.

RECOGNIZE LINDA SPARKS YMCA Mr. Stovall stated that the next item on the agenda is the recognition of Linda Sparks. Mayor McLean stated we are recognizing someone who is a fixture at the YMCA for forty-seven years. Mayor McLean presented Ms. Sparks with a Resolution honoring her years of service to the citizens of Clinton.

ANNEXATIONS PROPERTY EXIT 54/I-26 Mr. Stovall stated that the next several items on the agenda deal with matters related to annexation and zoning at the request of the Planning Commission. Mr. Stovall stated that the first three items are in regard to property with tax map number 901-35-01-004 which is located inside the Corporate Park. Mr. Stovall stated that it is 16.37 acres and the action before Council is the Second Reading for the de-annexation of the property which will move the property into Laurens County.

Mr. Stovall stated that there are two Ordinances before Council which is the Second Reading of an Ordinance for the de-annexation of property located near exit 54 on I-26 and the second reading of an Ordinance to reduce the zoning of the property located near exit 54 on I-26. Mr. Stovall stated that Council would need to hold a Public Hearing before moving forward with the second reading.

**PUBLIC HEARING
PROPERTY
EXIT 54/I-26**

Mayor McLean stated that Council would enter into a Public Hearing on an Ordinance of the City of Clinton for the de-annexation and reducing of property from the City limits. Mayor McLean stated that the property is identified as tax map number 901-35-01-004 consisting of 16.367 acres. Mayor McLean stated that this is the public's opportunity to share their opinions on this proposed Ordinance. Mayor McLean opened the floor for comments and did not receive any. Motion was made by Councilmember Scarborough to close the Public Hearing and seconded by Councilmember Byrd. The vote was unanimous.

**SECOND READING
ORDINANCE
PROPERTY
EXIT 54/I-26**

Mayor McLean stated that the next order of business is for Council to conduct second and final reading on an Ordinance of the City of Clinton for the de-annexation of property tax map number 901-35-01-004. Motion was made by Councilmember Cook to approve the second reading of an Ordinance for the de-annexation of property tax map number 901-35-01-004 and seconded by Councilmember Young. The vote was unanimous.

**SECOND READING
ORDINANCE
REDUCE ZONING
PROPERTY
EXIT 54/I-26**

Mayor McLean stated that the next order of business is to conduct second and final reading of an Ordinance of the City of Clinton amending the City of Clinton official Zoning Map to reduce the zoning of property located near exit 54 on I-26. Motion was made by Councilmember Young to approve the second reading to amend the Zoning Map to reduce the zoning of the property located near exit 54 on I-26 and seconded by Councilmember Jenkins. The vote was unanimous.

**ANNEXATION
SHADOW WOOD DR**

Mr. Stovall stated that the next two items concern property located in Laurens County tax map number 616-01-01-007 and 616-01-01-008. Mr. Stovall stated that this was the proposed development on Shadow Wood Drive. Mr. Stovall stated that the Planning Commission has reviewed the annexation request in November and January. Mr. Stovall stated that the Planning Commission recommends Council denying the annexation request. Mr. Stovall stated that State law requires the City conduct a Public Hearing before moving forward with approving or denying the first reading of the Ordinance.

**PUBLIC HEARING
SHADOW WOOD DR**

Mayor Mclean declared Council in a Public Hearing on an Ordinance of the City of Clinton for the annexation and zoning of contiguous property tax map number 616-01-01-007 all pf parcel tax map number 616-01-01-008 and Shadow Wood Drive located at 199 Shadow Wood Drive. Mayor McLean opened the floor for comments. Mayor McLean recognized Ms.

MARGARET LEWIS

Margaret Lewis from 513 Springdale Drive. Ms. Lewis stated that the Planning Commission did a great job in researching this annexation request. Ms. Lewis stated that the current Sewer System would not be big enough to handle the proposed building. Ms. Lewis asked Council to follow the same decision as the Planning Commission on the annexation request. Mayor McLean recognized Mr. Darrell Ward. Mr. Ward stated

DARELL WARD

that the Planning Commission did a great job and he also wanted Council to deny the annexation request. Motion was made by Councilmember Scarborough to close the Public Hearing and seconded by Councilmember Young. The vote was unanimous.

**FIRST READING
ORDINANCE
ANNEXATION
SHADOW WOOD DR**

Mayor McLean stated that Council has been asked to conduct a first reading for the annexation of contiguous property tax map number 616-01-01-007 all of parcel 616-01-01-008 and Shadow wood Drive located at 199 Shadow Wood Drive. Mayor McLean stated that the City of Clinton's Planning Commission met in January and in November to review this project. Mayor McLean stated that the Planning Commission voted five to nothing to recommend City Council deny the annexation. Mayor McLean asked if there was a motion to approve or deny the request for annexation. Motion was made by Councilmember Young to deny the request for annexation based on the report of the City of Clinton's Planning Commission and seconded by Councilmember Kuykendall. The vote was five to two. Mayor McLean stated let the record show that Councilmembers Cook, Young, Mayor, Kuykendall, and Scarborough voted to deny the annexation and Councilmembers Byrd and Jenkins voted to allow the annexation.

**ANNEXATION
PROPERTY
HWY 72 E**

Mr. Stovall stated that the next two items concern annexation and zoning in regards to a piece of property in Laurens County tax map number 656-00-00-024 located at the corner of Highway 72 East and East Corporate Center Drive. Mr. Stovall stated that the Planning Commission has reviewed this annexation request and recommends Council moving forward with a first reading to annex the property and first reading to zone the property General Commercial (C-3).

**FIRST READING
ORDINANCE
ANNEX PROPERTY
HWY 72 E**

Mayor McLean stated that Council has been asked by City staff to conduct a first reading of an Ordinance of the City of Clinton for the annexation of property tax map number 656-00-00-024 into the City of Clinton. Mayor McLean stated that the Planning Commission has reviewed the annexation request and the zoning request and conducted a Public Hearing on February 15, 2016. Mayor McLean stated that no one addressed the Planning Commission at the Public Hearing and no comments regarding the annexation and zoning was received by the City. Mayor McLean stated that the Planning Commission voted four to nothing to recommend Council approve the annexation and zoning. Mayor McLean asked if there is a motion to accept or deny the annexation request. Councilmember Scarborough made a motion to accept the Planning Commission recommendation and seconded by Councilmember Kuykendall. The vote was unanimous. Mr. Stovall stated that staff would like to clarify the motion. Mr. Stovall asked if the motion was to conduct a first reading of an Ordinance for annexation or was the motion to accept the Planning Commission's recommendation. Mayor McLean stated that the motion was to accept the recommendation of annexation. Mr. Stovall stated that Council would still need to do a first reading of the Ordinance for annexation and a first reading of an Ordinance for zoning. Mayor McLean stated that is next, zoning. Councilmember Scarborough stated that he would amend his motion. Motion was made by Councilmember Scarborough to approve the first reading of an Ordinance to annex property tax map number 656-00-00-024 located at the corner of Highway 72 E and the East Corporate Center Drive and seconded by Councilmember Kuykendall. The vote was unanimous.

**FIRST READING
ORDINANCE
ZONE PROPERTY
HWY 72 E**

Mayor McLean stated that Council is asked to conduct first reading of an Ordinance amending the City of Clinton official Zoning Map to establish the zoning of property located at the corner of Highway 72 E and East Corporate Center tax map number 656-00-00-024 as General Commercial (C-3).

Mayor McLean stated that as mentioned in the annexation request the Planning Commission voted four to nothing on February 15, 2016 to approve this zoning. Mayor McLean asked if there is a motion to approve or deny this zoning request. Councilmember Cook made a motion to approve the zoning request and seconded by Councilmember Jenkins. The vote was unanimous. Mr. Wham, City Attorney, stated that technically Council does not accept the Planning Commission's recommendation. Mr. Wham stated that the Planning Commission makes a recommendation and if Council wishes to move forward then Council would approve the first reading. Mayor McLean stated I do not think we are accepting the Planning Commission's recommendation. I don't think we are saying that are we and Mr. Stovall stated that is what the motion states. Mr. Wham stated that if Council accepts the Planning Commission's recommendation then the motion would be for a first reading on the matter. Mayor McLean stated that the request is coming from City staff not the Planning Commission. Mayor McLean stated that the way I am stating it is City Council is requested by City staff to conduct first reading of an Ordinance and then do we have a motion to approve or deny this request. We are not approving or denying the request of the Planning Commission. I am just stating what the Planning Commission's vote was. Mayor McLean stated that we are not approving or denying the Planning Commission. We are approving request by City staff to conduct the first reading of an Ordinance of the City of Clinton of Clinton South Carolina amending the City's official Zoning Map. That is exactly the way I stated it. Mr. Wham stated that works.

**ANNEXATION
PROPERTY
1428 HWY 72 W**

Mr. Stovall stated that the next two items concern annexation of property located at 1428 Highway 72 West tax map number 617-00-00-011. Mr. Stovall stated the two actions would be a first reading to annex the property and a first reading to zone the property as Residential (R-1). Mr. Stovall stated that the Planning Commission has reviewed the request and recommends approval of the request.

**FIRST READING
ORDINANCE
ANNEXATION
1428 HWY 72 W**

Mayor McLean stated that Council has been requested by City staff to conduct first reading of an Ordinance of the City of Clinton for the annexation of contiguous property tax map number 617-00-00-011. Mayor McLean stated that the Planning Commission reviewed the annexation and zoning request and conducted a Public Hearing on February 15, 2016. Mayor McLean stated that no one addressed the Planning Commission regarding the annexation and zoning and no comments were received by the City. Mayor McLean asked if there is a motion to approve or deny the annexation. Councilmember Kuykendall asked the location of the property. Mayor McLean stated that the property is across from the Clinton Green Apartments. Mr. Stovall stated that City Council passed an Ordinance several years ago that requires new water customers to sign an annexation agreement when the customer comes onto the City's system. Mr. Stovall stated that the City would execute the annexation agreement as soon as the property becomes contiguous to the City limits. Motion was made by Councilmember Kuykendall to approve the first reading of the Ordinance to annex property located at 1428 Hwy 72 W and seconded by Councilmember Jenkins. The vote was

unanimous.

**FIRST READING
ORDINANCE
ZONE
1428 HWY 72 W**

Mayor McLean stated that City Council has been requested by City staff to conduct first reading of an Ordinance amending the City of Clinton official Zoning Map to establish the zoning of property located at 1428 Highway 72 West tax map number 617-00-00-011 as Residential (R-1).

Do we have a motion to do so? Motion was made by Councilmember Kuykendall to approve the first reading of an Ordinance to zone property located at 1428 Hwy 72 W to Residential (R-1) and seconded by Councilmember Young. The vote was unanimous.

**CONVEYANCE
PROPERTY
206-B SHANDS ST
HABITAT FOR Humanity.**

Mr. Stovall stated that the next item on the agenda concerns the conveyance of property located at 206-B Shands Street. Mr. Stovall stated that Council conducted a first reading of the Ordinance last month. Stovall stated that the Ordinance conveys the property to Habitat of Humanity. Mr. Stovall stated that Council conduct a Public Hearing and a second reading of the Ordinance.

**PUBLIC HEARING
206-B SHANDS ST**

Mayor McLean declared Council in a Public Hearing on an Ordinance to transfer property located at 206-B Shands Street from the City of Clinton to Habitat for Humanity. Mayor McLean opened the floor for comments and did not receive any. Motion was made by Councilmember Young to close the Public Hearing and seconded by Councilmember Jenkins. The vote was unanimous.

**SECOND READING
ORDINANCE
CONVEY PROPERTY
206-B SHANDS ST
HABITAT FOR HUMANITY**

Mayor McLean stated that City Council has been requested to conduct second reading of an Ordinance to transfer property located at 206-B Shands Street from the City of Clinton to Habitat for Humanity. Do we have a motion to do so? Motion was made by Councilmember Byrd to approve the second reading of an Ordinance transferring property located at 206-B Shands Street to Habitat for Humanity and seconded by Councilmember Young. The vote was unanimous.

**PURCHASE
WATER
TREATMENT
CHEMICALS**

Mr. Stovall stated that the next item on the agenda is the authorization of the purchase of water treatment chemicals for the next 12 months. Mr. Stovall stated that City staff bids these chemicals out on an annual basis for the operation of the Water Filter Plant. Mr. Stovall stated that the City advertised bids in accordance with the procurement regulations and the bids were opened on January 6, 2016. Mr. Stovall presented Council with the bids and the vendors who would supply the water treatment chemicals for the next 12 months. Motion was made by Councilmember Byrd to accept the bids for the water treatment chemicals and seconded by Councilmember Young. The vote was unanimous.

**ENGINEERING SERVICES
WEST CORPORATE
CENTER DRIVE**

Mr. Stovall stated that the next item on the agenda is authorizing the City Manager to enter into a contract for professional services for engineering services for the design, permitting, bidding, and other services associated with the construction of a development pad on West Corporate Center Drive. Mr. Stovall stated that the City solicited bids for services to grade a five acre pad for retail development between I-26 and West Corporate Center Drive using funds from a grant from Santee Cooper. Mr. Stovall stated that the City received three bids with the lowest bid from Carlisle and Associates for \$50,500. Councilmember Young asked if this bid would include the grading or is this just for the engineering. Mr. Stovall stated the bid is for the engineering of the pad. Councilmember Young asked where are Carlisle and Associates located and Mr. Stovall stated Columbia, SC. Councilmember Byrd asked if there would be funds from the grant to help with the grading. Mr. Stovall stated that the City has already received the grant funds from Santee Cooper. Motion was made by Councilmember Scarborough to authorize the City Manager to enter into an agreement for engineering service to design a development pad with Carlisle and Associates for a cost not to exceed \$50,500 and seconded by Councilmember Byrd. The vote was unanimous.

**EMERGENCY
PROCUREMENT
RIVER PUMP**

Mr. Stovall stated that the next item on the agenda is in regards to a emergency procurement. Mr. Stovall stated that one of the three vertical pumps failed at the Enoree River Pump Station. Mr. Stovall stated that due to the potential impact on the health and safety of citizens the City Manager authorized the emergency procurement and off budget purchase of a replacement motor. Mr. Stovall stated that the City purchased a motor for \$25,100 and used funds from the Utility Contingency account. Mayor McLean stated that the City Manager recommends City Council accept the report from the City Manager regarding an emergency procurement for a pump station motor and approve the emergency procurement action. Motion was made by Councilmember Cook to approve the emergency procurement of an Enoree River Pump Station motor and seconded by Councilmember Young. The vote was unanimous.

**ADMINISTRATIVE
REPORT

CTC ROAD REQUEST**

Mr. Stovall stated that the next item on the agenda is the Administrative Report in regards to CTC road request and an update on the sanitation route changes. Mr. Stovall stated that ACOM completed a Road Study for the City of Clinton on the basis of the condition of the pavement and ACOM developed a cost associated with repairing the roads. Mr. Stovall stated that City staff took the report and determined the residential and business impact on the road and the road's interconnectivity and system importance. Mr. Stovall stated that the City has a limited amount of funds to spend on paving and the City wants to make sure the roads in the worse condition are repaired. Mr. Stovall stated that the score of 100 is a perfect road and none of the roads evaluated scored more than 40 some even scored a negative number. Mr. Stovall stated that the cost to repair all of the roads is \$2,064,000. Mr. Stovall stated that for the past two years the City requested road repairs from the County Transportation Committee (CTC). Mr. Stovall stated that in 2015 the City requested CTC repair Buice Circle for a cost of \$41,226 and Baldwin Circle Extension for a cost of \$25,981. Mr. Stovall stated that the 2016 road repair request to CTC is Forest Street for \$52,255 and Mary Street for \$49,855. Mr. Stovall stated that the City has also requested three State roads for repair to CTC which are South Broad Street from the intersection of Carolina Avenue and Broad Street to the City limits at Houser Circle for \$640,308, Main Street from the intersection with Whitten Center to Richloom for \$1,127,360, and Holly Street for \$185,697.

SANITATION ROUTES

Mr. Stovall stated that the City implemented changes to the sanitation routes in January 2016. Mr. Stovall stated that the majority of the conversion went well with only a few concerns expressed to City staff. Mr. Stovall thanked Mary Wallace Riley, Special Projects Manager, for her work on notifying the public of the sanitation route changes. Mr. Stovall stated that the change has allowed City personnel to focus on other projects such as sidewalk edging and cleaning the DE Tribble building. Mr. Stovall stated that the City contracted a company to clean out the DE Tribble building and the City saved approximately \$16,000 by hauling off the debris.

**EXECUTIVE
SESSION**

Motion was made by Councilmember Byrd to go into an executive session to discuss one contractual matter in regards to recreation services and one contractual matter in regards to Project Opportunity and return to open session of the call of the chair and seconded by Councilmember Jenkins. The vote was unanimous.

OPEN SESSION

Mayor McLean declared Council back in open session. Mayor Mclean stated that two contractual matters were discussed and no action was taken.

**COUNCILMEMBER
REPORT**

Councilmember Kuykendall stated that he is excited to see the City move forward on several projects. Councilmember Kuykendall stated that he is glad to see City personnel work on the sidewalks which helps the City's appearance.

Councilmember Jenkins thanked the City Manager and City staff for the clean-up in Lydia Mill.

Councilmember Young thanked the City Manager and City staff for their day to day work.

MAYOR'S REPORT

Mayor McLean stated that the next Planning Commission meeting is Monday, March 14 at 6:30 at the M.S. Bailey Memorial Center. Mayor McLean stated that after the work Council did tonight the City has an excellent Planning Commission and he is proud of the work they do. Mayor McLean stated that on Saturday, March 19 from 2:00 PM to 4:00 PM the City would host the annual Easter Egg Hunt at the American Legion Hut. Mayor Mclean stated that the next Council meeting is Monday, April 4 at 6:00 PM at the M.S. Bailey Memorial Center. Mayor McLean reminded Council that their Statement of Economic Interest is due by March 30, 2016 to the State Ethics Commission.

ADJOURN

With there no further business before Council motion was made by Councilmember Byrd to adjourn and seconded by Councilmember Jenkins. The vote was unanimous.

CITY CLERK

MAYOR