

GREENWOOD CITY COUNCIL

April 19, 2010 - 5:35 p.m.

MINUTES

PRESENT Council Members: Mayor D. Welborn Adams, Niki Hutto, Linda Edwards, Betty Boles, Teresa Klauber, Johnny Williams, and Barbara Turnburke. City Manager, Assistant to the City Manager, and City Clerk; Lesley Lane of Greenwood Today, Dal Kalsi of Fox News and Chris Trainor of the Index Journal.

CALL TO ORDER The meeting in Council Chambers was called to order by Mayor Adams at 5:35 p.m.

Councilwoman Linda Edwards gave the invocation.

STATEMENT AND QUORUM The City Clerk, Steffanie Dorn, stated that there was a quorum present.

Mayor Adams read the following statement, "In accordance with the Freedom of Information Act, Chapter 4, Title 30, Code of Laws of South Carolina, 1976, an agenda has been posted on the front door of City Hall and notification of this meeting has been given to the news media."

APPROVAL OF CONSENT AGENDA Mayor Adams asked for a motion to approve the consent agenda.

Motion to approve the consent agenda was made by Betty Boles, seconded by Linda Edwards.

The motion passed unanimously.

PROCLAMATION Under Proclamations, Mayor D. Welborn Adams declared the Month of April as Sexual Assault Awareness Month.

Sexual Assault Awareness Month

CONSIDER

Ordinance No. 10-001 Amending the City of Greenwood's Official Zoning Map (Ordinance No. 04-020) by Rezoning Property Located at 902 Edgefield Street from R7 (High Density Residential) to GC (General Commercial).

Under Unfinished Business, City Manager Barrineau reviewed the Faith Home's rezoning request. He noted that the owners did obtain a demolition permit on April 12 and the building is being demolished as of today.

Niki Hutto made a motion to approve the request, seconded by Linda Edwards.

The motion passed unanimously.

-attach-

(2nd reading)

CONSIDER

Ordinance No. 10-002 to Prohibit the Sale of Beer and/or Wine between the Hours of 2:00 a.m. and 6:00 a.m. and the Consumption and Possession of Beer and/or Wine between the Hours of 2:30 a.m. and 6:00 a.m. in Commercial Establishments Licensed to Sell Beer and/or Wine for On Premise Consumption and to Restrict the Hours of Operation of Those Establishments.

City Manager Barrineau introduced a revised version of Ordinance No. 10-002 to City Council that was proposed at their work session. Because State Law mandates that all liquors are not to be sold after 2:00 a.m., the language in this ordinance is worded for beer and wine. This ordinance also adds an extra 30 minutes for the consumption and possession of beer and wine.

Discussion among Council included questions about the extra 30 minute window to allow business owners to clear the premises. The staff (that may consist of the owner(s), employees, and band) can stay as long as they want.

One way that City Police Officers can determine if businesses are complying is by the empty parking lots at 2:30 a.m. The penalty for not complying is a fine not to exceed \$1,000 or 30 days in jail for the first offense.

Motion to approve Ordinance No. 10-002 was made by Johnny Williams, seconded by Teresa Klauber.

Those who voted in favor were Mayor D. Welborn Adams, Niki Hutto, Linda Edwards, Teresa Klauber, Johnny Williams, and Barbara Turnburke. Betty Boles abstained from voting because she didn't agree with the City of Greenwood mandating when a business should close.

(1st reading)

The motion passed.

City Manager Barrineau asked if staff would be allowed to have this ordinance reviewed by an attorney before the second reading.

-attach-

ACCEPT

The Results from the Municipal Election Commission.

Under New Business, Councilor Barbara Turnburke immediately recused herself from agenda items 1 and 2 in the meeting at 5:45 p.m.

City Manager Charles Barrineau went over the results from the Municipal Election Commission.

Motion to accept the results were made by Linda Edwards,

seconded by Niki Hutto.

The motion passed unanimously.

- attach -

ACCEPT
The Order of the
Municipal
Election
Commission to
Set a Date for a
New Election for
Ward 6.

Mayor D. Welborn Adams read the Municipal Election Commission's written report regarding the Ward 6 election. It was their decision to hold another election due to a poll attendant's error.

Discussion among Council included the new election date of Tuesday, July 13, 2010, to allow for approval from the United States Justice Department. The cost of this election will be paid by Greenwood County.

Councilor Johnny Williams stated that some of the responsibility should be placed on the Greenwood County Voter Registration Office because he was told that poll workers called the office and was granted approval to allow certain people to vote.

Motion to accept the order of the Municipal Election Commission was made by Johnny Williams, seconded by Niki Hutto.

The motion passed unanimously.

- attach -

ADMINISTER City Manager Charles Barrineau asked Municipal Court Chief Judge Wyndham to preside over the City Council and Commissioner of Public Works Oaths of Office.

Oath of Office to:

- attach -

Mayor D. Welborn Adams

Linda M. Edwards, Ward 2

Teresa W. Klauber, Ward 4

Gene Hancock, Commissioner of Public Works

Barbara Turnburke re-entered the meeting at 5:50 p.m.

CONSIDER City Manager Charles Barrineau noted that City Council usually selects a Mayor Pro Tempore after every City of Greenwood Election.

Appointment of Mayor Pro Tempore for Two (2) Year Term

A motion for Johnny Williams to serve an additional two year term was made by Teresa Klauber. The motion died for a lack of a second.

Councilor Betty Boles recommended Linda Edwards as a candidate.

Mayor Adams suggested that consideration should be discussed at the next work session.

Motion to table the appointment of Mayor Pro Tempore was made by Teresa Klauber, seconded by Betty Boles.

The motion passed unanimously.

CONSIDER
Reappointing
Leesa W.
Inabinet as a
Ministerial
Recorder for
the City of
Greenwood.

City Manager Charles Barrineau recognized Ms. Inabinet as a part-time judge since 2005. She retired from the State of South Carolina and must come off our payroll for 15 days. He recommended that City Council reappoint her to serve the City of Greenwood.

Motion to reappoint Leesa Inabinet as a Ministerial Recorder was made by Niki Hutto, seconded by Barbara Turnburke.

The motion passed unanimously.

Municipal Court Chief Judge Wyndham administered the oath of office to Ms. Leesa W. Inabinet.

-attach-

CONSIDER
Ordinance No.
10-003 Annexing
Property Owned
by the
Greenwood
Commissioners
of Public Works
Located at 1400
Mathis Road.

City Manager Barrineau discussed the Commissioners of Public Works' annexation request of 6.5 acres of property along the abandoned railroad tracks on Mathis Road.

Councilor Johnny Williams thought that the property was already annexed into the City of Greenwood.

Motion to approve Ordinance No. 10-003 was made by Niki Hutto, seconded by Barbara Turnburke.

(1st reading)

The motion passed unanimously.

-attach-

CONSIDER
To Approve the
Extension of
the Banking
Services
Contract with
the County
Bank.

City Clerk and Financial Director Steffanie Dorn discussed extending the current contract with County Bank. She noted that the County Bank asked for a three year extension but it is City Council's choice as to how they may want to contract with them. She suggests that City Council continue under the same contract for the next three years.

Motion to approve the extension with the County Bank was made by Niki Hutto, seconded by Barbara Turnburke.

The motion passed unanimously.

CONSIDER
 Appointment of
 Two Council
 Members to
 Joint Committee
 with County
 Council to
 Study the
 Greenwood
 Farmers'
 Market.

Mayor D. Welborn Adams, Councilors Niki Hutto and Johnny Williams have volunteered to serve on the joint committee.

Motion to appoint Mayor Adams and Niki Hutto on the joint committee was made by Johnny Williams, seconded by Teresa Klauber.

The motion passed unanimously.

CITY MANAGER
 COMMENTS

Mayor Adams recognized City Manager Barrineau for comments before the Executive Session.

City Manager Barrineau reminded City Council of their retreat on April 23, 2010, to be held at the Greenwood Museum.

He also noted that City Council had allowed staff to engage the McNair Law Firm regarding the City & Cemetery Landfills. Davis & Floyd's staff and City Manager Barrineau met with DHEC Officials and will have draft documents to enter into a Responsible Party Voluntary Cleanup Contract with DHEC for the property adjoining the College Heights Neighborhood.

CONSIDER
 Executive
 Session to
 Receive
 Economic
 Development
 Information.

A motion to adjourn into Executive Session to receive economic development information from Mr. Mark Warner of the Greenwood County Partnership Alliance was made by Linda Edwards, seconded by Betty Boles.

The motion passed unanimously.

The City Council meeting adjourned the meeting at 6:05 p.m.

The City Council meeting reconvened at 6:30 p.m.

CITY COUNCIL
COMMENTS

There were discussions regarding:

County Council requests that the Joint City/County meeting be held on Tuesday.

The City Council retreat was confirmed to start Friday, 12:00 noon, at the Greenwood Museum.

There was another discussion regarding the election results.

The meeting adjourned at 6:54 p.m.

D. Welborn Adams, Mayor

ATTEST:

City Clerk and Treasurer