

MINUTES OF CALHOUN COUNTY COUNCIL
REGULAR MEETING
December 12, 2022
5:30 P.M.

Calhoun County Council held its regular meeting on Monday, December 12, 2022.

The following were present:

Chairman James E. Haigler, who presided
Vice-Chairman Ken Westbury
Councilman Richard Carson
Councilman John Nelson
Councilman Cecil Thornton
Administrator John McLaughlin
Deputy Administrator Richard Hall
Clerk to Council Shayla Jenkins
Human Resources Director Brandy Roberson

The following press was notified of the meeting by mail, electronic mail, or by fax in accordance with the Freedom of Information Act: The Calhoun Times, The Times and Democrat, and Sandy Run News. An Agenda was also posted on Calhoun County's website calhouncounty.sc.gov.

Call to Order

Chairman Haigler called the meeting to order.

Invocation

Invocation was offered by Councilman John Nelson.

Approval of Agenda

Vice-Chairman Westbury made the motion to approve the December 12, 2022 meeting agenda, and was seconded by Councilman Carson. The motion passed unanimously.

Public Comments on Agenda

Tris Waystack commented on the Ordinances on the Agenda for First Reading by Title Only, referencing transparency issues. He told that regarding Ordinance 2022-27, none of the fire chiefs had been informed and asked for a motion to postpone the vote.

Dennis Spilde inquired about a shortage in the amount of \$20,000 for the Sandy Run Fire Department being remedied and if there were controls in place to not have this happen again.

Public Comments on Other Matters

Justin Conley of the Sandy Run Fire Department acknowledged and thanked Councilman Nelson for the support during his tenure.

Public Hearings

Chairman Haigler opened a Public Hearing on **ORDINANCE 2022-23** AN ORDINANCE AMENDING THE BUILDING CODES AND REGULATIONS. There were no comments or questions; therefore, the Hearing was closed.

Third Reading of Ordinance 2022-23. Vice-Chairman Westbury made a motion to pass Third Reading of Ordinance 2022-23. Councilman Thornton seconded, and the motion passed unanimously.

Chairman Haigler opened a Public Hearing on **ORDINANCE 2022-22** AN ORDINANCE TO AUTHORIZE AND APPROVE THE EXECUTION AND DELIVERY OF A FIRST AMENDMENT TO THE FEE IN LIEU OF TAX AGREEMENT BETWEEN LONE STAR SOLAR, LLC AND CALHOUN COUNTY, SOUTH CAROLINA, DATED AS OF MAY 10, 2021, AND OTHER MATTERS RELATED THERETO. There were no comments or questions; therefore, the Hearing was closed.

Third Reading of Ordinance 2022-22. Vice-Chairman Westbury made a motion to pass Third Reading of Ordinance 2022-22. Councilman Nelson seconded. The motion passed with Chairman Haigler, Vice-Chairman Westbury, Councilman Nelson and Councilman Thornton voting in favor. Councilman Carson abstained and presented Clerk with statement.

Approval of Minutes

Minutes of the November 28, 2022 regular meeting were presented for approval. Motion was made by Councilman Carson and seconded by Councilman Nelson to approve the minutes as presented. The motion passed unanimously.

Committee Reports

None

Appointments

Councilman Nelson made a motion to reappoint Barry Hill to the Planning Commission, and was seconded by Councilman Thornton. The motion passed unanimously.

Proclamations

None

Appearances

Dorlisa Adams of the Center for Heirs Property Preservation appeared to inform Council of the program and the plans for the organization in the community. She told of a team of

lawyers helping citizens currently in 22 counties in South Carolina, and expanding to 25 counties. On December 16th at noon, there will be an Heirs Property seminar at the Calhoun County Library.

Crystal Youmans came before Council to give an EMS update on the Community Paramedic Program in which EMS personnel help to provide care for the citizens in their homes. She gave reports of community members who have been helped by the program.

Resolutions

None

Old Business

Vice-Chairman Westbury made a motion to approve the lease on the Heyward Community Park, and was seconded by Councilman Nelson. The motion passed unanimously.

New Business

Councilman Carson made a motion to approve the 2023 County Holiday schedule; was seconded by Vice-Chairman Westbury, and the motion passed unanimously.

Vice-Chairman made a motion to cancel the December 26th Council Meeting, and was seconded by Councilman Carson. The motion passed unanimously.

Administrator McLaughlin reviewed RFP 2206 for the Sandy Run Community Park Bid. The low bid was from O'Cain Construction in the amount of \$141,556 and explained the sources of funding; of which, the excess funds would go to future recreation programs and projects. Vice-Chairman Westbury made a motion to accept the bid from O'Cain Construction for \$141,556, and was seconded by Councilman Nelson. The motion passed unanimously.

Ordinances

Ordinance 2022-24 AN ORDINANCE AMENDING CHAPTER 42, LAND DEVELOPMENT REGULATIONS, OF THE COUNTY OF CALHOUN CODE OF ORDINANCES was presented for Second Reading. Vice-Chairman Westbury made the motion to approve Second Reading of Ordinance 2022-24 and was seconded by Councilman Thornton. The motion passed unanimously.

Ordinance 2022-25 AN ORDINANCE TO CHANGE THE ZONING DESIGNATION OF TMS# 021-00-00-011 FROM RURAL NEIGHBORHOOD, COMMUNITY COMMERCIAL, AND INDUSTRIAL TO COMMUNITY COMMERCIAL AND INDUSTRIAL was presented for Second Reading. Vice-Chairman Westbury made the motion to approve Second Reading of Ordinance 2022-25 and was seconded by Councilman Nelson. The motion passed unanimously.

Ordinance 2022-26 AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE IV, WITH RESPECT TO VARIOUS BOARDS AND COMMISSIONS was presented for First Reading by

Title Only. Administrator McLauchlin provided that the ordinance provides for managing boards and commissions and Clerk to Council Jenkins gave an explanation of the Matchboard software for boards and commissions. Councilman Nelson asked about postponing the vote until the first meeting in January for more information, in the event that Ordinance 2022-26 and 2022-27 are tied together. Councilman Thornton stated that the two would be separate as discussed during the previous workshop. Councilman Carson made a motion to pass First Reading by Title Only of Ordinance 2022-26, and was seconded by Councilman Thornton. The motion passed unanimously.

Ordinance 2022-27 AN ORDINANCE TO AMEND CHAPTER 30, ARTICLE II, TO DISSOLVE THE COUNTY FIRE COMMISSION AND TO AMEND CHAPTER 30, ARTICLE III, REGARDING THE DUTIES AND RESPONSIBILITIES OF THE SANDY RUN FIRE DISTRICT AND THE CALHOUN COUNTY RURAL FIRE DISTRICT was presented for First Reading by Title Only. Administrator McLauchlin provided explanation of the ordinance and making the change to advisory board, citing that there would be no changes to board members, operations or volunteers. The fire department would become a department of the county, and make all of the departments more equitable. The group also discussed the previous comments regarding the ordinance. Councilman Nelson made a motion to table Ordinance 2022-27 until the first meeting in January (January 9th, 2023), and was seconded by Councilman Carson. The motion passed unanimously.

Ordinance 2022-28 AN ORDINANCE TO AMEND CHAPTER 22 ARTICLE II AND ADD ARTICLE III TO REQUIRE A FRANCHISE AGREEMENT FOR CONVALESCENT TRANSPORTATION IN CALHOUN COUNTY was presented for First Reading by Title Only. Crystal Youmans was asked for clarification, and told that the agreement would allow private ambulance services, which are greatly needed, to operate consistently within the county. Councilman Carson made a motion to approve First Reading by Title Only of Ordinance 2022-28, and was seconded by Councilman Thornton. The motion passed unanimously.

Administrator

Administrator McLauchlin informed everyone of the Holiday Day at Heyward Park on December 17th, 2022.

Tris Waystack thanked Councilman Nelson for his years of service on County Council. Councilman Nelson provided remarks and thanked everyone for their support over the last three terms. He spoke on the years of service and the many successes of his tenure. Chairman Haigler thanked Councilman Nelson for the years of service to the county.

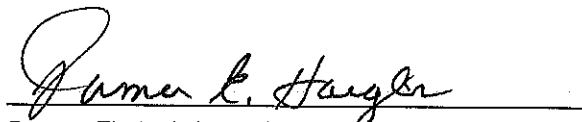
Executive Session

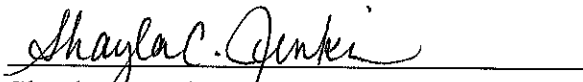
Councilman Carson made a motion to go into Executive Session to discuss a personnel matter of the Sheriff's office, and an Economic Development matter for Project King. Second was made by Vice-Chairman Westbury, and the motion passed unanimously.

Councilman Carson made a motion to come out of Executive Session, not bringing any matters out, and was seconded by Councilman Nelson. Motion passed unanimously.

Adjournment

Councilman Thornton made a motion to adjourn with second by Vice-Chairman Westbury. The motion passed unanimously and the meeting adjourned at 7:34 p.m.


James E. Haigler, Chairman


Shayla C. Jenkins, Clerk to Council

I, Richard Carson hereby abstain from voting on Ordinance 2022-22, Third Reading on Lone Star Solar, LLC voted on December 12, 2022 due to being a landowner involved in this project.

Sincerely,

A handwritten signature in black ink, appearing to read 'Richard Carson', with a long horizontal line extending to the right.

Richard Carson

County Council District 1