

**Town of McCormick, SC**  
**Regular Town Council Meeting Minutes**  
**Tuesday, May 8, 2012**

**Attendance:**

**Members Present:**

Mayor: Roy Smith, Jr.

Council Members:

Dolly P. Franklin  
John C. (Cliff) Long  
James C. (Calvin) Chiles  
Eric T. Butler  
Jesse E. (JE) Johnson  
Ann Seymour

**Staff Present:**

Police Chief J.R. Jones  
Town Clerk/Treasurer Sandra McKinney

**Media Present:**

**Visitors:**

Shaaron Kohl, Thurmond Over Thurmond  
Representative

The regular, monthly meeting of the McCormick Town Council for **May 8, 2012**, was held at the McCormick One Stop's Conference Room, 109 W. Augusta Street, Town of McCormick, SC at 7:00 PM. News Media had been notified of the meeting by e-mail on May 2, 2012. All other parties requesting notification had received notice either by fax, e-mail or correspondence on May 2, 2012. Agenda Packages were delivered to Council Members on May 4, 2012. Public notice posting was to the Town's Kiosk outside of the Town Hall area on May 4, 2012.

**1. Welcome/Call to Order**

Mayor Smith welcomed all present to the regular, monthly meeting of the McCormick Town Council, at approximately 7:00 pm.

Mayor Smith welcomed visitor, Shaaron Kohl, representing the Thurmond Over Thurmond event to be held in July. Mayor Smith stated Administrator Krumwiede would be out for several weeks, he having surgery on Monday, May 7.

Mayor Smith stated that it was customary, prior to the meeting, that a business be picked as business of the month. He asked Council Member Long to do the drawing, and Council Member Long drew World Finance as business pick of the month for April.

## **2. Pledge of Allegiance**

Mayor Smith asked everyone present to stand and offer the Pledge of Allegiance. All in attendance did so in a humble, patriotic manner.

## **3. Invocation**

Mayor Smith called upon Council Member Mr. Butler to give the invocation. Council Member Butler did so giving thanks for a fine day, a great gathering, and that the meeting be governed accordingly.

## **4. Approval of Agenda as Written**

Mayor Smith called for a motion to approve the Agenda as written. Council Members Mr. Long made the motion, duly seconded by Council Member Mr. Butler with the motion being unanimously approved.

## **5. General Public Comments**

Mayor Smith opened the General Public Comments section of the meeting at approximately 7:02 pm and called for any comments. Receiving none, he closed the General Public Comments section of the meeting at approximately 7:02 pm.

## **PUBLIC HEARING – FY 2012/2013 TOWN GENERAL FUND OPERATING BUDGET**

**Mayor Smith opened the Public Hearing portion of the Meeting to receive any comments regarding the proposed FY 2012/2013 Town General Fund Operating Budget. No comments were given and Mayor Smith closed the Public Hearing. Mayor Smith stated to Council that the proposed budget could still be further amended before final reading in June, if Council was so inclined to do so, after further review over the next month.**

## **6. Regular Town Council Business Items:**

Mayor Smith stated Council had received a copy of the **Minutes** of the regular meeting of Council for April 10, 2012 and called for action regarding same. Council Member Mr. Long made a motion to approve the Minutes as written, motion duly seconded by Council Member Mr. Johnson and unanimously approved.

Mayor Smith stated Council had received a copy of the **Bills** for April, along with a copy of the Receivables report and called for any questions. Council Member Mr. Long made a motion for the Bills to be paid in the usual manner, said motion being duly seconded by Council Member Mr. Butler, and unanimously approved.

Mayor Smith stated Council had received a copy of the **Financial Statement** for April and called for action regarding same. Council Member Mr. Long made a motion that the Financial Statement be received as information and recorded as part of the Minutes, said motion being duly seconded by Council Members Mr. Johnson, and unanimously approved.

## **7. Legislation**

Under Legislation, Mayor Smith stated that Council had received a copy of the proposed FY 2012/2013 Town General Fund Operating Budget which would need first reading.

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Council Member Mr. Long made the motion to give first reading to the Town's FY 2012/2013 General Fund Operating Budget, said motion being duly seconded by Council Member Mrs. Seymour, with said motion being unanimously approved.

Mayor Smith reported that two Proclamations had also been issued during May, copies of which were in the Council's agenda packages:

Proclamation for Relay for Life – the event to be held on May 11, at the School Complex and

Proclamation for Mental Health Month – a celebrity cookoff event to be held on May 19 at the Methodist Church.

### **8. Reports**

Moving to Reports, Mayor Smith called upon Police Chief Jones to give the Police Department Report.

Chief Jones reported activity for the month of March as follows:

Traffic Collisions 3; Traffic Offenses 33; Arrests 15; Offenses Over-all (Incident Reports filed) 19, and Calls for Service 645.

Chief Jones stated the “Drug Take Back” program which had been held resulted in eight pounds of prescription drugs being turned. He also stated that Council may have noticed that a “speed board” had been placed in several areas of Town. He stated there had been several complaints regarding speeding in Town and he had contacted DPS and Highway Safety to see if the Town could borrow the speed board. He stated that the board seemed to have some effect, and overall, a decrease in speeding should be seen and the filing of complaints lessened. He stated that he was talking to DPS and Highway Safety to see if the Town could obtain a board fulltime to be used for future complaints of this nature.

Fire Chief Barron being absent, Mayor Smith stated that he would give the Fire Report.

Chief Barron's report showed the following activity for the McCormick Fire Department for April:

For the City: 3 Miscellaneous and 1 Automotive

For the County Response Area: 2 Automotive, 1 Structure Fire, 2 Brush Fires, and 1 Miscellaneous.

Total calls for service in April: 10, with average number of firemen responding: 4.

Under Notes, Chief Barron reported that a Home Fire Safety class had been held recently at the Senior Center, and that the yearly health screenings for the Fire Department was to be held in May.

Administrator Krumwiede, being absent, Mayor Smith stated that no report would be given at this time.

Mayor Smith then called for the Clerk/Treasurer's Report.

Clerk/Treasurer Mrs. McKinney reporting on both the additional report of the Clerk and the

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Report of the Deputy Clerk/Treasurer reported as follows:

Purchase of property, goods and services: 12% local, 18% out of town, 21% for personal services and 49% for contracted services. She reported two in-house meetings with the Mayor and also that there had been a CDBG hearing on April 11. She stated that a grant for water line improvements was being sought through Upper Savannah and the Community Block Development Grant program. Reporting from the Deputy Clerk/Treasurer's and her activities for the month of April: Business Licenses – 3 new 9 renewals; Building Permit Coordinations: 3 new and 1 for repairs; Zoning issues 3 (painting mural on side of building; adding sunroom to house; and adding outbuildings to properties); Background checks 14 (employment 4, apartment 9; and other 1); Visitor's log for a total of 147 (87 for Town Hall; 59 for Police Department; 1 for Fire Department); Town Election having been held on April 3, and Meeting attended: BLOA Spring Training Institute April 10 in Columbia.

Mayor Smith stated that he had asked the Town Attorney, Mr. Compton to be present and to give Council an update on the proper conduct for Executive Sessions.

Attorney Compton gave the Mayor and Council Members a copy of the Municipal Association's booklet, ***“How to Conduct Effective Meetings”***.

Attorney Compton referenced specifically pages 6 and 7 of the booklet pertaining to the proper procedures for holding executive sessions. He stated that he was proud to state that the Mayor and Council had been conducting executive sessions properly, but did want to emphasize the proper motions for calling of executive sessions. He reported on the various exceptions under the Freedom of Information Act, and that the Mayor and Council should strictly adhere to the procedures regarding executive sessions and the FOIA. He stated that no vote should be taken in executive session except to return to regular session of Council. He cited two Supreme Court cases regarding the proper procedure for conducting executive sessions. Certain items included in the conduct of an executive session included: economic development proposals where certain matters of a contract should not be disclosed, pending litigation and the receipt of legal advice; the wording just “legal advice from Attorney was not sufficient”, matters of personnel, employment of, dismissal, reprimand, or certain salaries of higher paid employees. Attorney Compton stated that it was unlawful for any member of the government body to disclose the subject of any executive session and to recap, he stated that in holding executive sessions, Council was to be specific as to motions, discuss only the subject of the motion in executive session, and not to disclose in any manner the discussions of the executive session.

Mayor Smith called for a motion to approve all reports as given. Council Member Mr. Chiles made the motion, duly seconded by Council Member Mr. Johnson, and unanimously approved.

### **9. Old Business**

Under Old Business, Mayor Smith stated that Council had received additional information regarding the annual Municipal Association meeting. He stated that he, Administrator Krumwiede were to attend and asked if there were others who would be attending. Council Members Mrs. Franklin and Mrs. Seymour responded that they would be attending as well.

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The Oaths of Office for the Mayor, and Council Members Long, Butler and Seymour had been included in the agenda package and those members were asked to sign and return to the Clerk/Treasurer. All oaths were duly signed and turned in to the Clerk/Treasurer.

**10. New Business**

No items were reported under New Business, and Mayor Smith called for any new business to come from Council. No new business was reported.

**11. Information Items**

Mayor Smith stated no items were listed, but that he did want to remind Council of the Relay for Life Event on May 11.

Calling for other comments, Mayor Smith asked Mrs. Kohl if she would like to comment. Mrs. Kohl passed out a leaflet to the Mayor and Council listing certain events to be held during the Thurmond Over Thurmond event in July.

Under closing comments, Mayor Smith again, stated he wanted to thank everyone for their attendance.

**12. Adjournment**

Calling for adjournment, a motion was given by Council Member Mrs. Seymour, duly seconded by Council Member Mr. Long, and unanimously approved.

Council adjourned at approximately 7:35 pm.

Respectfully submitted,

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Sandra McKinney  
Clerk/Treasurer

