

Town of McCormick, SC
Regular Town Council Meeting Minutes
Tuesday, October 9, 2012

Attendance:

Mayor: Roy Smith, Jr.

Council Members: Dolly P. Franklin
Nathan Jones
James C. (Calvin) Chiles
Jesse E. (JE) Johnson
Ann Seymour
(Council Member Eric Butler was absent.)

Staff Present: Police Chief J.R. Jones
Fire Chief Mike Barron
Town Clerk/Treasurer Sandra McKinney
Administrator David Krumwiede
Attorney John D. Compton, III

Auditor: Toni McKinley, McKinley, Cooper & Co.

Media Present: Christine Lee, McCormick Messenger

Visitors: Donn Lee

The regular, monthly meeting of the McCormick Town Council for **October 9, 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 October 4 and 5, 2012. All other parties requesting notification had received notice either by fax, e-mail or correspondence on October 4 and 5, 2012. Agenda Packages were delivered to Council Members on October 5, 2012. Public notice posting was to the Town's Kiosk outside of the Town Hall area on October 5, 2012.

1. Welcome/Call to Order

Mayor Smith welcomed all present to the regular, monthly meeting of the McCormick Town Council, at approximately 7:02 pm, noting the attendance of Toni McKinley, the Town's auditor and stating it was a pleasure to have her in attendance.

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 Mr. Jones to do the drawing, and "McCormick Drive Inn" was drawn as business pick of the month for October.

Mayor Smith stated there would be a change to the agenda as published asking that Council approve a change in the Executive Session, moving it to after the Auditor's report due to Attorney Compton's not feeling well and needing to be excused as early as possible. Mayor Smith stated the Executive Session was for discussion only. He also stated that the

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Executive Session item dealing with Personnel: Employment/Hiring/Wages would be deleted as all information was not available at this time and would be held possibly in November.

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. Johnson to give the Invocation. Council Member Mr. Johnson did so giving thanks for the gathering and all present, that minds and tongues be guided in making right decisions and asking that all business was conducted in a well manner.

4. Approval of Agenda as Written

Mayor Smith having called for changes to the published agenda, called for a motion to approve the agenda as published and amended. Council Member Mrs. Seymour made the motion, said motion being duly seconded by Council Member Mrs. Franklin, and unanimously approved.

5. General Public Comments

Mayor Smith stated that there were no items listed under General Public Comments section of the agenda, and called for any from the audience. None were offered.

Mayor Smith then called upon Toni McKinley, Auditor, asking her to present the Town's FY 11/12 audit report. Council had received a copy of the report prior to the meeting for review.

Mrs. McKinley, starting with the Table of Contents, reviewed each section of the audit report, noting the two different methods used for accounting purposes, full and modified accrual. She stated the the Town had received a clean opinion, in accordance with generally accepted auditing standards. In stating the two different methods used, she stated that one included depreciation, which was an expense. She stated under the full accrual method, the Town had a decrease in fund balance. She stated without the depreciation, and utilizing the modified accrual method, the Town had an increase in fund balance. She stated the difference in the two methods was the reporting of depreciation. She stated the Town had a healthy fund balance with an overall increase of \$102,107.

Council Member Mr. Chiles questioned the expenses for the Dorn House. In looking at the figure, it was determined that only \$1,376 was expended for the Dorn House, not \$33,698.

Administrator Krumwiede inquired as to where to find the information regarding depreciation, and Mrs. McKinley stated that this could be found on Pages 16 through 18.

Mrs. McKinley also reported on the capital lease debt for the Town for the year ending with a balance of \$178,413. She stated that long term debt, which was the Town's compensated payment for absences, what would be paid to an employee upon termination, was in the total of \$19,213.

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Mrs. McKinley reviewed the two fiduciary accounts, the Firemen's Fund and the Garbage Escrow Fund, stating these were funds that could not be spent for Town purposes, but were held in trust. She also reviewed the recent GASB 54 rule where funds of the Town had to be designated or pre-designated. She stated that the statement was a good financial statement with a good fund balance.

Mayor Smith asked if there were any questions from Council for Mrs. McKinley regarding the audit. None were offered. Mayor Smith thanked Mrs. McKinley for her attendance and report. She was then excused from the meeting.

Executive Session

Mayor Smith made a motion that Council enter into an executive session, at approximately 7:27 pm for the purpose of receiving a legal update from Attorney Compton regarding the Town's MOU with the County, and a possible Lease. Council Member Mrs. Seymour duly seconded the motion, with Council giving unanimous approval.

The Executive Session ended at approximately 7:50 pm.

Mayor Smith announced that no action was taken in Executive Session, discussion only having been made as to the items listed on the agenda.

Council Member Mrs. Seymour made a motion to revert to regular session, said motion being duly seconded by Council Member Mr. Johnson, and unanimously approved.

Attorney Compton was then excused from the meeting due to illness.

Mayor Smith then called for any motions with regard to the items discussed in Executive Session.

Motion was given by Mayor Smith, duly seconded by Council Member Mrs. Seymour and duly approved by Council that the Town proceed with a possible lease with the Baptist Church with changes as noted as to consideration, term, and insurance matters.

Motion was given by Council Member Mr. Chiles, duly seconded by Council Member Mr. Johnson, and duly approved by Council that the Town proceed with the MOU with McCormick County with changes as noted as to objectives given as to payment of funds.

6. Regular Town Council Business Items:

Mayor Smith stated Council had received a copy of the **Minutes** of the regular meeting of Council for September 11, 2012, and called for action regarding same. Council Member Mrs. Seymour made a motion to approve the Minutes as written, motion duly seconded by Council Member Mr. Johnson, and unanimously approved.

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Mayor Smith stated Council had received a copy of the **Bills** for September, along with a copy of the Receivables report and called for any questions.

Council Member Mr. Chiles made the motion that the bills be paid in the usual manner, said motion being duly seconded by Council Member Mr. Johnson, and unanimously approved.

Mayor Smith stated Council had received a copy of the **Financial Statement** for September and called for action regarding same. Council Member Mrs. Seymour 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. Chiles and Mr. Johnson, and unanimously approved.

7. Legislation

Mayor Smith stated under Legislation several ordinances needed consideration for first reading:

Ordinance No. 2012-004, Amend FY 12/13 Budget to Include Additional Expenditure for Impound Lot. Mayor Smith stated the Town joined with the County in making improvements to the impound lot at the Stockade that was used by the County Sheriff's Department, the EMS, and the Police Department.

Council Member Mr. Chiles made a motion to give first reading to Ordinance No. 2012-004, said motion duly seconded by Council Member Mr. Johnson, and unanimously approved.

Ordinance No. 2012-005, Amend FY 12/13 Budget to Include Additional Expenditure for Infrastructure – Street Light Improvements.

Council Member Mrs. Seymour made a motion to give first reading to Ordinance No. 2012-005, said motion duly seconded by Council Member Mr. Chiles, and unanimously approved.

Ordinance No. 2012-006, Amend FY 12/13 Budget to Include Additional Expenditure for Lot/Site Improvements – Message Board.

Council Member Mr. Chiles made a motion to give first reading to Ordinance No. 2012-006, said motion duly seconded by Council Member Mr. Johnson, and unanimously approved.

MASC Ordinance/Agreement to Amend Business License Ordinances to include Insurance & Brokers Tax Collection Program.

Mayor Smith asked Mrs. McKinney to give information to Council regarding this ordinance.

Mrs. McKinney stated that the Town participated in the collection program through the Municipal Association for the collection of business licenses from utility companies, cable and telephone companies, and insurance companies. She stated that this would add the Brokers Tax collections to this program.

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Council Member Mr. Chiles made a motion to give first reading to the MASC Ordinance/Agreement, said motion duly seconded by Council Member Mr. Johnson, and unanimously approved.

8. Reports

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

Chief Jones reported activity for the month of September as follows:
Collisions Investigated 3; Traffic Offenses 21; Arrests 22; Overall Offenses (Incident Reports filed) 28, and Calls for Service 545.

He stated under events that a Prescription Medication Take Back had been held on September 29. He stated that he would be participating in an Education Expo at the Schools on Saturday (October 13). He also reported that he was looking at job applicants for a job position in the Department.

Mayor Smith thanked Chief Jones and called upon Fire Chief Mike Barron for the Fire Report.

Chief Barron reported that that this was the first time since he had been Fire Chief that there were no reported calls for the Town for September. He stated there were two calls for the County: 1-Structure and 2-False Alarms at the schools. Total firefighter response was three and under notes, Chief Barron reported the Boy Scouts would be hosting a car wash in front of the fire house on October 13. He reported that the Fire Chiefs were still meeting with the County on budget requests, and the County had requested that each Fire Department provide a budget supporting any requests for funds. Chief Barron also stated that he would be using a new e-mail address: mccormickfire@wctel.net and would be getting a new cell phone number which he would make available to the Mayor. He stated that this had to do with his personal job, separating it from Town business and operations.

Mayor Smith thanked Chief Barron and called for the Clerk/Treasurer's Report.

Mrs. McKinney reported data as follows:

Purchase of property, goods and services: 6% local, 34% out of town, 18% for personal services and 42% for contracted services. Under Meetings/Events attended she reported attendance at the Fire Department Workshop, Property Owners meetings on September 13 and September 20, Safety Meeting on September 20, and Staff Meeting on September 27. For reports filed, Mrs. McKinney stated that she had filed the annual GSA Surplus Property report, the Annual Census Financial report, the Waste Management – landfill report, and she had completed the SCMIRF insurance renewal for the Town.

Reporting data from the Deputy Clerk/Treasurer's report, Mrs. McKinney gave the following information:

Business Licenses: new: 3 renewals 9 with 2 new business in town and 1 contractor; the new businesses being Spic-N-Span Automotive and Your Time Nails & Spa.

Building Permit Coordinations: 6 for repairs and 1 new for signage

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Background Checks: employment: 7; apartment: 2

Visitor's Log: 154 total visitors; 98 for Town Hall; 54 for Police Department; and 2 for the Fire Department

Meetings Attended: Don't Fall For Drugs Festival, Chamber Breakfast, Planning Commission and Historical Preservation Property Committee, and MCTI training in Columbia.

Mayor Smith thanked Mrs. McKinney, and called for Administrator Krumwiede to give his report.

Administrator Krumwiede stated that he had written his monthly article on Golf Carts, and wanted to report to Council the recent legislation regarding the operation of golf carts. He stated that Act 177 changed several restrictions on the use of golf carts on public roads, including the requirement that the owner obtain a decal and permit as well as insurance for operating the golf cart. He stated the golf cart could only be operated during daylight hours, and could only be for a distance of four miles from the operator's home. He stated the Town could reduce this restriction from four to two miles. He stated the person operating the cart had to be at least sixteen years of age. He stated he had seen a child as young as six recently operating a cart. He stated that permits had to be obtained by October 1, 2012 and had to be renewed every five years. He stated that the restrictions did not apply to public safety agencies who used carts in connection with the performance of duties.

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

9. Old Business

Mayor Smith stated there was nothing to come before Council under Old Business.

10. New Business

Mayor Smith stated under New Business, Council had received a copy of the annual payroll schedules, holidays to be observed, and a list of the council meeting dates for 2013. He asked Mrs. McKinney to speak to Council. Mrs. McKinney stated that she was required to compile and post the schedule, noting specially the meetings of council and holidays to be observed.

Council Member Mr. Chiles made a motion to approve the schedule as presented, said motion being duly seconded by Council Member Mrs. Seymour, and unanimously approved.

Mayor Smith also stated that there was an item for discussion regarding the annual Christmas dinner. Mayor Smith stated that this usually cost the Town from around \$1,000 to \$1,500 and in recent years had had low attendance. He stated that he wanted to know if Council wanted to change this and possibly have a drop in which would cost the Town less. He asked that Council think about this and give their opinions possibly in November.

11. Information Items

Mayor Smith stated no items were listed. He asked Council to be aware of the following happenings in Town:

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Reception for Jesse Wideman – October 14; Council had received an invitation in their agenda packages; Officer Wideman had recently retired from the Police Department

Don't Fall for Drugs Festival & Market - October 20

Mayor Smith stated that he had sent Council a letter with regard to redistricting. He stated that he had received a letter from Bobby Bowers office requesting the recent election information. Mayor Smith stated that he would get information to Council when he received any.

Mayor Smith called for any other items to come before Council and none were offered.

12. Adjournment

Mayor Smith, called for the motion for adjournment, duly given by Council Member Mrs. Seymour, duly seconded by Council Member Mr. Chiles, and unanimous approved.

Council adjourned at approximately 8:15 pm.

Respectfully submitted,

Sandra McKinney
Clerk/Treasurer

File: M10092012

