

## **Minutes of Council Meeting Monday, February 8, 2010**

**Present:** Van A. Stickles, Mayor  
Barbara Butler, Council Member  
Michael Fanning, Council Member  
James V. Fogle, Council Member  
Harold Void, Council Member  
Chasity D. Canaday, Town Clerk

### **I. Call to Order**

Mayor Van Stickles called the meeting to order at 5:30pm.

### **II. Opening Prayer**

Councilman Barbara Butler provided the invocation. Mayor Van Stickles asked for a moment of silence to recognize the passing of Ruth Felder, who he called a “true friend of Elloree.”

### **III. Approval of Minutes**

Councilman Jimmy Fogle made a motion to approve the minutes of the January 4, 2010 meeting as written. Councilman Barbara Butler seconded. All were in favor.

Councilman Butler made a motion to approve the minutes of the January 25, 2010 special council meeting as written. Councilman Fogle seconded. All were in favor.

### **IV. Special Guest OR Public Request or Comment**

Linda Childers addressed the Mayor and Council on behalf of the Elloree Business Association. She informed them that the EBA is resuming its monthly sidewalk sales, which will be held on the second Saturday of each month March through October from 10:00am to 5:00pm. There will not be a sidewalk sale in July.

The sales will be open to arts, antiques, and craft vendors to set up and display their wares on the sidewalks.

## **V. Water Commission Report**

Elloree Water System General Manager Larry McDowell delivered the council report for the Water System, providing the Mayor and Council with monthly reports from January.

The Water System completed 33 work orders and billed 655 water customers during the month of January. They also billed 353 garbage customers on behalf of the Town. Estimated water loss was 16%, up from the 13% in December.

All water and wastewaters facilities are in compliance with SC Department of Health and Environmental Control.

Valve replacement is scheduled to begin on February 22, 2010 and will be done by Carolina Tap and Valve.

Elloree Water Commission will hold their regular monthly meeting on Tuesday, February 9, 2010 at 6:00pm at the Elloree Water System.

## **VI. Police Report**

Officer Shawn Murphree delivered the monthly report for the Elloree Police Department, reporting the following information for action taken:

- **28 Requests for Service**
- **8 Arrests**
- **3 Arrests for Simple Possession of Marijuana**
- **1 Arrest for Driving Under the Influence**
- **1 Arrests for Open Container**
- **1 Arrest for Outstanding Bench Warrants**
- **1 Arrest for Shoplifting**
- **1 Arrest for Petit Larceny**
- **1 Arrest for Trespassing after Notice**
- **12 False Alarm Calls**
- **4 Calls to assist SCB&T**
- **21 Uniform Traffic Tickets were issued.**

On January 14, 2010, Officer Shawn Murphree completed a 3 day Narcotics Investigators Course in Athens, GA. On February 4, 2010, Officer Murphree and Officer Lin Shirer attended a class at the SC Criminal Justice Academy to become certified to conduct chemical analysis of the breath to determine blood alcohol level.

Clerk Canaday presented the Police Fines Report for the month of January, showing the following totals:

- **Total Fines Collected: \$6546.51**
- **Remitted to State Treasurer: \$3294.83**
- **Retained in Victims Assistance Fund: \$375.80**
- **Revenue Retained by Town: \$2875.88**

Clerk Canaday also presented the Mayor and Council with two expenditure requests for police fines revenue generated during this budget year, which will be addressed in Old Business and New Business.

## **VII. Clerk/ Treasurer Report**

The Clerk presented the January 2010 financial reports for the Town, with copies of the Revenue and Expense reports from that month.

Clerk Canaday presented a zoning update from the Planning Commission. Members voted Andrew Friedman to serve as Chairman and Tommie Crim to serve as Co-Chairman. Plans are being made to hold training for the Planning Commission through the Municipal Association.

The Clerk noted that the Town Hall continues to receive calls about Pine Tree Cable and noted that finding a new cable provider is proving to be a very difficult task. Many customers have switched to satellite cable providers, making a decreased customer base.

DHEC held a H1N1 flu shot clinic on Friday, February 5, 2010 at Joe Miller Park. Despite short notice for residents, the clinic was deemed a success with over 60 people receiving shots during the 4 hour period.

Clerk Canaday noted that the Town Hall will be closed on Monday, February 15, 2010 in observance of Presidents Day. She added that plans are well underway for Trash to Treasures on March 6 and reminded residents that yard sale permits are free for that day with special vendor spaces available on downtown Cleveland Street.

The Ellore Trials are scheduled for March 20 and more information can be obtained through the Ellore Training Center at 897-2616. Pork Fest is scheduled for April 9 & 10 at Joe Miller Park, and several competing teams have already registered for the event.

## **VIII. Old Business**

Clerk Canaday presented the Mayor and Town Council with an expenditure request for police fines collected during the month of January 2010. The Clerk requested that the \$2,233.16 collected in January be used to offset the \$4,504.07 paid out of the General Fund for a Streetscape loan payment in December. The remainder of the loan payment was paid with police fines generated in prior months of 2009.

Councilman Fanning made a motion to approve the Clerk's request. Councilman Void seconded the motion and all were in favor.

The Clerk noted that this leaves a remaining balance of \$0 remaining for reimbursement to the General Fund due to the December expenditure.

The Mayor and Council again reviewed a recommendation from the Planning Commission regarding a rezoning request for Donald Smith's property on Browning Road. Councilman Fanning made a motion to approve second reading of Ordinance No. 01-04-10.1 which would approve the requested rezoning. Councilman Butler seconded the motion and all were in favor.

A public hearing was held at 5:00pm on Monday, February 8, 2010.

## **IX. New Business**

Clerk Canaday presented the Mayor and Town Council with an expenditure request for police fines collected during the month of January 2010. The Clerk requested that \$642.72 collected in January be used to offset the \$5,618.91 paid out of the General Fund for a Streetscape loan closing in January.

Councilman Void made a motion to approve the Clerk's request. Councilman Fanning seconded the motion and all were in favor.

The Clerk noted that this leaves a remaining balance of \$4976.19 remaining for reimbursement to the General Fund that will be address in upcoming months.

Councilman Fanning made a motion to approve Ordinance No. 02-08-10-1 to authorize Transfer of Election Authority to the Orangeburg County Office of Voter Registration and Election Commission. Councilman Butler seconded the motion, and all were in favor. A public hearing will be held at 5:00pm on Monday, March 1, 2010.

Councilman Butler made a motion to approve Resolution No. 02-08-10-1R authorizing the Town to enter into an intergovernmental agreement with the County of Orangeburg regarding enforcement services pertaining to the animal control code. Councilman Void seconded the motion and all were in favor.

Councilman Void made a motion to approve Ordinance No. 02-08-10-2 adopting by reference the Orangeburg County animal control ordinance and animal control code for enforcement within the Town of Elloree. Councilman Butler seconded and all were in favor. A public hearing will be held at 5:15pm on Monday, March 1, 2010.

Mayor Stickles announced plans to have an official Town of Elloree team for the Relay for Life scheduled in Orangeburg on April 23. He will serve as Team Captain and has set a fundraising goal of \$5000.00. Councilman Butler made a motion to approve the formation of the team and to officially support their efforts. Councilman Fogle seconded, and all were in favor.

Clerk Canaday presented the Mayor and Council with information regarding several concerns with the town's garbage service. The town currently bills its customers \$7.94 per month for weekly garbage pick-up, which is the amount that contracted service actually costs the town. However, there has been a difference in the amount billed and the amount collected each month for some period of time, and it appears that there is a large number of garbage carts that are being picked up but not being billed, with the majority of those cans located outside of the town limits.

The Town currently contracts with Suburban Disposal for garbage collection services and has an ordinance that makes garbage service mandatory for water customers within the city limits. However, they will also currently provide service up to half mile outside of town for water customers.

Council discussed several options to eliminate the revenue shortfall, which comes out of the General Fund. An option of raising rates for all customers was quickly discounted, and the majority of the discussion focused on eliminating service for out of town customers.

Clerk Canaday added that a can audit will be conducted later this week and that she is working with both Suburban Disposal and the Water Department to make

sure that cans are only in billed locations. She asked that council discuss the matter further in their March meeting after she has more information available for their review.

The next Town Council meeting will be held on Monday, March 1, 2010.

**X. Executive Session\*\*\***

There was no executive session.

**XI. Adjournment**

Councilman Fogle made a motion to adjourn the meeting. Councilman Butler seconded the motion, and all were in favor. Mayor Van Stickles adjourned the meeting at 6:26pm.

Respectfully Submitted,

Chasity D. Canaday, Town Clerk