

## **Minutes of Council Meeting Monday, January 4, 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 Mike Fanning provided the invocation.

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

Councilman Mike Fanning made a motion to approve the minutes of the December 7, 2009 meeting as written. Councilman Barbara Butler seconded. All were in favor.

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

Resident Claudette Pauling addressed the Mayor and Council regarding the old R.J. Anderson Center, located on Wolfe Street. She read a letter from Representative Gilda Cobb-Hunter regarding the property.

Judge Derrick Dash swore in Mayor Van Stickles, Councilman Barbara Butler, Councilman Mike Fanning, and Water Commissioner Jane Singh. All four were re-elected without opposition. The Mayor and Council members will serve four year terms and the Water Commissioner will serve a six year term.

Chip Summers of Brodie, Summers, and Wilkes of Orangeburg presented the audit for the 2008-09. He noted that funds from the SC Dept. of Transportation and the County of Orangeburg (1%) were received during the year, inflating revenue numbers but were actually dedicated to prior fiscal year projects.

Summers noted that the overall liabilities for the Town decreased \$111,000 from the previous year, and the overall liabilities for the Water System decreased \$75,000 over the previous year.

Total revenue for the year was \$920,100, with the majority of the funds coming from grant revenue and property taxes. Total expenditures were \$830,341.00, which included expenditures for Streetscape Phase III.

Revenue and expenditures were broken down by General Town, Public Safety, and Streets and Parks. The Water System had \$1,646,444 in Total Net Assets, \$486,683 in Total Operating Revenues, and \$519,601 in Total Operating Expenses, which includes depreciation and amortization.

He also provided a schedule of all of the Town's debts and expected maturity dates. The auditor will also make the same presentation to the Ellore Water Commission during their monthly meeting on Tuesday, January 12, 2010.

#### **V. Water Commission Report**

Ellore Water Commission Chairman Jane Singh delivered the council report for the Water System, providing the Mayor and Council with monthly reports from December.

The Water System completed 41 work orders and billed 655 water customers during the month of December. They also billed 355 garbage customers on behalf of the Town. Estimated water loss was 13%, down from the 19% in November.

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

Ellore Water Commission will hold their regular monthly meeting on Tuesday, January 12, 2010 at 6:00pm at the Ellore Water System.

#### **VI. Police Report**

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

- **21 Requests for Service**
- **9 Arrests**
- **1 Arrest for Possession of Crack Cocaine**

- **1 Arrest for Simple Possession of Marijuana**
- **1 Arrest for Driving Under the Influence**
- **3 Arrests for Open Container**
- **3 Arrests for Outstanding Bench Warrants**
- **1 Report of malicious injury to property that occurred during an attempted break-in**
- **5 False Alarm Calls**
- **4 Calls to assist SCB&T**
- **4 Requests for assistance by other agencies including a request from the South Carolina Law Enforcement Division for assistance with a Alcohol and Business License Check of the Shark Bar in Santee**
- **36 Uniform Traffic Tickets were issued.**

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

- **Total Fines Collected: \$5828.97**
- **Remitted to State Treasurer: \$3105.77**
- **Retained in Victims Assistance Fund: \$440.29**
- **Revenue Retained by Town: \$2282.91**

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

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

The Clerk presented the December 2009 financial reports for the Town, with copies of the Revenue and Expense reports from that month. The Mayor noted that he will be meeting with the Clerk in January to review the status of the budget to ensure that the Town is on track for the remaining portion of this fiscal year.

Clerk Canaday also presented the Mayor and Council with copies of the Town's 2010 holiday closing schedule, noting that the Town Hall will close on January 18, 2010 in observance of Martin Luther King, Jr. Day.

The Clerk also presented the Mayor and Council with copies of the 2010 Municipal Court schedule and the 2010 Town Council schedule.

Clerk Canaday presented a zoning update from the Planning Commission and Board of Zoning Appeals. The two groups held a joint meeting on December 14,

2009 to review three separate requests. The Planning Commission made a recommendation to the Mayor and Town Council to approve a rezoning request for property located on Browning Road for an elderly housing project. That will be addressed during New Business.

The Board of Zoning Appeals reviewed two requests, approving a request for a setback variance from Tom and Holley Geiger of Lafayette and tabling a request regarding property on Highway 6 near Loyns Park for a disabled housing property.

The Board of Zoning Appeals held a meeting on January 4, 2010 to review the tabled issue and voted not to approve the request for a Special Exception.

The Clerk noted that Pine Tree Cable has gone out of business and that there is currently no cable provider in town. She provided the Mayor and Council with a list of municipalities and their cable providers. She added that she is working actively to find another cable provider but cautioned that it may not happen within a reasonable time frame.

#### **VIII. Old Business**

Clerk Canaday presented the Mayor and Town Council with an expenditure request for police fines collected during the month of December 2009. The Clerk requested that the \$2,282.91 collected in December 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 Butler made a motion to approve the Clerk's request. Councilman Fogle seconded the motion and all were in favor.

The Clerk noted that this leaves a remaining balance of \$2,221.16 paid out of the general fund to be addressed in future months.

#### **IX. New Business**

The Mayor and Council 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 first reading of the request in ordinance form by title only. Councilman Butler seconded the motion and all were in favor.

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

The next Town Council meeting will be held on Monday, February 8, 2010.

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

Councilman Fogle made a motion to enter into executive session to discuss a contractual issue. Councilman Void seconded and all were in favor. Council entered executive session at 6:39pm.

Councilman Butler made a motion to leave executive session. Councilman Fogle seconded and all were in favor. They came out of executive session at 6:59pm.

No action was taken.

**XI. Adjournment**

Councilman Butler made a motion to adjourn the meeting. Councilman Void seconded the motion, and all were in favor. Mayor Van Stickles adjourned the meeting at 7:01 pm.

Respectfully Submitted,

Chasity D. Canaday, Town Clerk