



**JASPER COUNTY COUNCIL
COUNCIL CHAMBERS
358 THIRD AVE., RIDGELAND, SC 29936
JUNE 7, 2010, 4:00 P.M.
MINUTES**

OFFICIALS PRESENT:

GEORGE HOOD, CHAIRMAN
LEROY BLACKSHEAR, VICE CHAIRMAN
HENRY ETHERIDGE, COUNCILMAN
REV. SAMUEL GREGORY, COUNCILMAN
HUBERT TYLER, COUNCILMAN

STAFF PRESENT:

ANDREW FULGHUM, ADMINISTRATOR
RONNIE MALPHRUS, DEP. ADM. ADMINISTRATIVE SERVICES
WILBUR DALEY, DEP. ADM. EMERGENCY SERVICES
DALE TERRY, DEP. ADM. ENGINEERING SERVICES
JUDITH FRANK, CLERK TO COUNCIL
DAVID JIROUSEK, PLANNING DIRECTOR
MARVIN JONES, ATTORNEY

IN ACCORDANCE WITH THE FREEDOM OF INFORMATION ACT THE ELECTRONIC AND PRINT MEDIA WERE NOTIFIED.

DURING PERIODS OF DISCUSSION AND/OR PRESENTATIONS MINUTES ARE TYPICALLY CONDENSED AND PARAPHRASED.

CALL TO ORDER:

CHAIRMAN HOOD CALLED THE MEETING TO ORDER AT 4:05 P.M.

PLEDGE OF ALLEGIANCE:

CHAIRMAN HOOD LED THE PLEDGE OF ALLEGIANCE.

INVOCATION:

VICE CHAIRMAN BLACKSHEAR OFFERED THE INVOCATION.

APPROVAL OF THE MINUTES:

APPROVAL OF THE MINUTES FROM 5/12/2010, 5/19/2010 AND 5/26/2010 BUDGET WORKSHOPS, 5/17/2010 COUNCIL MEETING

AND FOR INFORMATION THE 5/12/2010 EMERGENCY SERVICES COMMITTEE AND THE 5/24/2010 ENGINEERING SERVICES COMMITTEE MEETING AND THE 5/10/2010 TRANSPORTATION COMMITTEE MEETING

VICE CHAIRMAN BLACKSHEAR MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION TO APPROVE THE MINUTES FROM 5/12/2010, 5/19/2010 AND 5/26/2010 BUDGET WORKSHOPS, 5/17/2010 COUNCIL MEETING AND TO RECEIVE FOR INFORMATION THE 5/12/2010 EMERGENCY SERVICES COMMITTEE AND THE 5/24/2010 ENGINEERING SERVICES COMMITTEE MEETING AND THE 5/10/2010 TRANSPORTATION COMMITTEE MEETING. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**PROCLAMATIONS AND PRESENTATIONS:
RELAY FOR LIFE PROCLAMATION**

COUNCILMAN GREGORY MOTIONED AND VICE CHAIRMAN BLACKSHEAR SECONDED THE MOTION TO APPROVE THE RELAY FOR LIFE PROCLAMATION. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR. CHAIRMAN HOOD ENCOURAGED THE CITIZENS TO ATTEND THE RELAY FOR LIFE EVENT AT THE COASTAL CAROLINA HOSPITAL ON JUNE 11-12, 2010.

PUBLIC HEARINGS AND ORDINANCES:

DAVID JIROUSEK – 3RD READING OF THE ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY SO AS TO TRANSFER THAT PROPERTY CONSISTING OF APPROX. 10 ACRES BEARING JASPER COUNTY TAX MAP NUMBER 067-00-02-003 AND GENERALLY LOCATED AT THE END OF SCHINGER AVENUE FROM THE RESIDENTIAL ZONE TO THE GENERAL COMMERCIAL ZONE ON THE JASPER COUNTY OFFICIAL ZONING MAP:

MR. JIROUSEK INFORMED THE COUNCIL THAT THE PROPERTY WAS LOCATED ON SCHINGER AVE. AND THE PLANNING COMMISSION AND STAFF RECOMMENDED APPROVAL OF THE ORDINANCE. COUNCILMAN GREGORY ASKED IF THERE WERE ANY BUILDINGS ON THE PROPERTY. MR. JIROUSEK SAID THAT WASTE PRO OWNS THE PROPERTY AND THEY ARE CONSIDERING LEASING IT TO ANOTHER COMPANY. MR. JIROUSEK SAID THAT CURRENTLY WASTE PRO HAS AN OFFICE ON THE PROPERTY. COUNCILMAN GREGORY ASKED IF THIS WILL AFFECT ANY HOMES. MR. JIROUSEK SAID THAT THERE WERE A FEW HOMES IN THE GREEN ACRES SUB-DIVISION AND ON RILEY FARM ROAD. MR. JIROUSEK SAID THE HOMES WERE A FEW HUNDRED FEET FROM THE PROPERTY. COUNCILMAN GREGORY ASKED IF GREEN ACRES WAS IN HARDEEVILLE AND MR. JIROUSEK STATED THAT IT WAS LOCATED IN UNINCORPORATED JASPER COUNTY. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION THAT THIS BE THE 3RD READING OF THE ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY SO AS TO TRANSFER THAT PROPERTY CONSISTING OF APPROX. 10 ACRES BEARING JASPER COUNTY TAX MAP NUMBER 067-00-02-003 AND GENERALLY LOCATED AT THE END OF SCHINGER AVENUE FROM THE RESIDENTIAL ZONE TO THE GENERAL COMMERCIAL ZONE ON THE

JASPER COUNTY OFFICIAL ZONING MAP. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – 3RD READING OF THE ORDINANCE TO RENEW THE LEASE BETWEEN JASPER COUNTY AND THE JASPER ANIMAL RESCUE MISSION:

MR. FULGHUM EXPLAINED THAT PAGE 2 SECTION II OF THE LEASE WAS CHANGED FROM A DOLLAR AMOUNT TO AN AMOUNT THAT WOULD BE DETERMINED DURING THE BUDGET PROCESS EACH YEAR. COUNCILMAN ETHERIDGE ASKED IF JARM ACCEPTED ANIMALS FROM BOTH MUNICIPALITIES. MR. FULGHUM RESPONDED THAT THE TOPIC WAS COVERED UNDER SECTION ONE. COUNCILMAN TYLER ASKED FOR MORE INFORMATION. MR. FULGHUM EXPLAINED THE HISTORY OF THE ANIMAL SHELTER AND THE DECISION OF COUNCIL TO HAVE IT RUN PRIVATELY. COUNCILMAN GREGORY ASKED IF THE PROPERTY WAS LEASED TO JARM AND OWNED BY THE COUNTY. MR. FULGHUM SAID THAT IT IS LEASED TO A NON-PROFIT ORGANIZATION THAT HAS ACCESS TO FUNDS THAT ARE NOT AVAILABLE TO THE COUNTY. CHAIRMAN HOOD ASKED ABOUT INSURANCE. MR. FULGHUM SAID THAT JARM CARRIES ERRORS AND OMISSION INSURANCE. MR. JONES SAID THE INSURANCE IS FOR COVERAGE OF THE BOARD MEMBERS OF JARM. COUNCILMAN GREGORY ASKED IF THE ADMINISTRATION DOES ANY FOLLOW UP TO MAKE SURE THINGS ARE BEING HANDLED PROPERLY AND IF THE STAFF INSPECTS THE PROPERTY. MR. FULGHUM RESPONDED THAT JARM PROVIDES THE COUNTY WITH AN ANNUAL REPORT AND THEY INVITE INSPECTIONS OF THE PROPERTY. COUNCILMAN ETHERIDGE MOTIONED AND COUNCIL GREGORY SECONDED THE MOTION TO APPROVE THE AMENDMENT OF PAGE 2 SECTION II REMOVING THE FIXED DOLLAR AMOUNT. MR. FULGHUM SAID THE PREVIOUS LEASE WAS A ONE YEAR LEASE, BUT THE LEASE UNDER CONSIDERATION WAS A THREE YEAR LEASE AND THE APPROPRIATION AMOUNT IS TO BE DETERMINED ANNUALLY. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR. COUNCILMAN GREGORY MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION THAT THIS BE THE 3RD READING OF THE ORDINANCE TO RENEW THE LEASE BETWEEN JASPER COUNTY AND THE JASPER ANIMAL RESCUE MISSION. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – 3RD READING OF THE ORDINANCE REGARDING THE BADGETT PROPERTY EXCHANGE:

MR. FULGHUM EXPLAINED THAT THE PROPERTY EXCHANGE WAS BEING DONE SO THAT THE COUNTY WOULD BE ABLE TO EXTEND THE SIDEWALK WITHIN THE GOVERNMENT COMPLEX IN THE FRONT OF MS. BADGETT'S OFFICE. MR. FULGHUM SAID THAT HE FELT THE AGREEMENT WAS FAVORABLE FOR THE COUNTY. COUNCILMAN GREGORY MOTIONED AND VICE CHAIRMAN BLACKSHEAR SECONDED THE MOTION THAT THIS BE THE 3RD READING OF THE ORDINANCE REGARDING THE BADGETT PROPERTY EXCHANGE. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – PUBLIC HEARING FOR THE ORDINANCE TO APPROVE THE 2010-2011 JASPER COUNTY BUDGET:

MR. FULGHUM EXPLAINED THAT THE BUDGET WAS NOT COMPLETE AND THE COUNCIL WAS DELIBERATING CHANGES. MR. FULGHUM ADDED THAT THE PUBLIC HEARING WOULD ALLOW THE PUBLIC TO REVIEW AND MAKE THE COUNCIL AWARE OF WHAT ITEMS THEY THINK SHOULD BE CHANGED. MR. FULGHUM SAID THAT SECTION FOUR OF THE ORDINANCE HAS BEEN CHANGE SO AS TO ALLOW THE COUNTY COUNCIL TO ISSUE A TAX ANTICIPATION NOTE AS NECESSARY. MR. FULGHUM SAID THAT THIS TOPIC WAS DISCUSSED WITH THE COUNTY'S BOND COUNCIL AND IF APPROVED, THE COUNCIL WOULD NOT HAVE TO PASS ANOTHER ORDINANCE IF A TAX ANTICIPATION NOTE WAS NEEDED. COUNCILMAN ETHERIDGE ASKED IF THE COUNCIL WOULD HAVE TO VOTE TO AUTHORIZE ANY MONEY BEING BORROWED PRIOR TO THE ADMINISTRATION PROCEEDING. MR. FULGHUM SAID THAT THE COUNCIL WOULD HAVE TO APPROVE BORROWING THE FUNDS WHEN AND IF IT IS NEEDED, BUT AN ADDITIONAL ORDINANCE WOULD NOT BE NECESSARY. CHAIRMAN HOOD OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN HOOD CLOSED THE PUBLIC HEARING. CHAIRMAN HOOD ANNOUNCED THAT THERE WOULD BE BUDGET WORKSHOP/MEETING ON JUNE 9, 2010 AT 3:00 P.M.

RESOLUTIONS:

NO RESOLUTIONS.

OLD BUSINESS:

NO OLD BUSINESS

NEW BUSINESS

RONNIE MALPHRUS – PRESENTATION FOR APPROVAL OF A-TAX BUDGET RECOMMENDATION OF THE A-TAX COMMITTEE:

MR. MALPHRUS TOLD THE COUNCIL THAT THE A-TAX COMMITTEE MET AND HE WAS PRESENTING THEIR BUDGET RECOMMENDATIONS. MR. MALPHRUS SAID THAT THE A-TAX FUNDS MUST BE SPENT ON TOURIST RELATED EXPENDITURES. MR. MALPHRUS LISTED THE AGENCIES AND THE AMOUNT RECOMMENDED. COUNCILMAN ETHERIDGE ASKED IF THE AMOUNT SOIL AND WATER CONSERVATION WAS RECEIVING WAS THE SAME AS THEY RECEIVED LAST YEAR. MR. MALPHRUS RESPONDED THAT IT IS LESS THAN LAST YEAR, BUT ALL THE AGENCIES WERE RECEIVING LESS. CHAIRMAN HOOD ASKED WHY THERE WAS A REDUCTION IN FUNDS. MR. MALPHRUS SAID THE FUNDS ARE GENERATED BY TAXES ON MOTEL ROOMS AND THE ECONOMY HAS AFFECTED TRAVEL. MR. OLENDORF TOLD THE COUNCIL THAT THE ECONOMY AND I-10 BEING CLOSED FROM THE END OF OCTOBER UNTIL A FEW WEEKS AGO CAUSED TRAVELERS TO USE I-75; HOWEVER THINGS WERE BEGINNING TO PICK UP. COUNCILMAN ETHERIDGE ASKED HOW MUCH EACH OF THE AGENCY FUNDS WERE REDUCED. MR. MALPHRUS LISTED THE REDUCTION TO EACH AGENCY. VICE CHAIRMAN BLACKSHEAR MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION TO APPROVE

THE A-TAX BUDGET RECOMMENDATIONS FROM THE A-TAX COMMITTEE.
THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – DISCUSSION OF ANNUAL FINANCIAL REPORT:

MR. FULGHUM SAID THAT THE COUNTY NEEDED TO PREPARE AN ANNUAL REPORT THAT EXPLAINS WHAT HAS BEEN ACCOMPLISHED AND HOW MUCH THE SERVICES WERE COSTING THE CITIZENS. MR. FULGHUM SAID THIS WOULD BE A GOOD PUBLIC RELATIONS DEVICE AND HE WILL DO THE REPORT THIS YEAR. MR. FULGHUM SAID THE REPORT WOULD LET THE CITIZENS KNOW WHAT THE SERVICES WERE COSTING THEM. MR. FULGHUM SAID THAT HE WOULD LIKE TO DO IT IN GRAPH FORM AND HE WILL HAVE IT READY FOR THE NEXT COUNCIL MEETING.

ANDREW FULGHUM – PRESENTATION/APPROVAL OF PROPOSAL FOR ENGINEERING SERVICES FOR THE GOVERNMENT CAMPUS PARKING LOTS:

ANDREW FULGHUM – PRESENTATION/APPROVAL OF PROPOSAL FOR INSPECTION SERVICES FOR THE GOVERNMENT CAMPUS PARKING LOTS:

MR. FULGHUM PRESENTED BOTH PROPOSALS AT THE SAME TIME AS THEY BOTH WERE RELATED TO THE SAME PROJECT. MR. FULGHUM SAID THAT THERE WERE 3 LOTS THAT NEEDED TO BE PAVED AND HE EXPLAINED THE LOCATIONS ON THE COUNTY GOVERNMENT COMPLEX. MR. FULGHUM SAID HE WANTED TO HAVE THE WORK COMPLETED PRIOR TO THE COURTHOUSE RE-OPENING. MR. FULGHUM SAID HE RECEIVED 3 PROPOSALS AND RECOMMENDED APPROVING THE LOWEST PROPOSAL FROM POWER ENGINEERING IN AN AMOUNT NOT TO EXCEED \$8,500.00 FOR THE ENGINEERING SERVICES. MR. FULGHUM SAID THE OTHER PROPOSAL WAS FOR INSPECTION SERVICES FOR THE PARKING LOTS. MR. FULGHUM SAID THE INSPECTION SERVICES WILL MAKE SURE THAT EVERYTHING IS DONE CORRECTLY. MR. FULGHUM RECOMMENDED THE INSPECTION PROPOSAL IN THE AMOUNT NOT TO EXCEED \$1,515.00 FROM WDT. COUNCILMAN ETHERIDGE MOTIONED AND VICE CHAIRMAN BLACKSHEAR SECONDED THE MOTION TO APPROVE THE PROPOSAL FROM WDT IN THE AMOUNT NOT TO EXCEED \$1,015.00 FOR THE INSPECTION SERVICES FOR THE GOVERNMENT CAMPUS PARKING LOTS AND TO APPROVE THE PROPOSAL FOR THE ENGINEERING SERVICES FROM POWER ENGINEERING IN THE AMOUNT NOT TO EXCEED \$8,500.00 FOR THE GOVERNMENT CAMPUS PARKING LOTS AND THEY ARE TO BE PAID FROM THE BOND FUNDS. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

COMMITTEE REPORTS:

VICE CHAIRMAN BLACKSHEAR STATED THAT COMMENTS FROM THE MINUTES FROM THE TRANSPORTATION COMMITTEE DISTURBED HIM. VICE CHAIRMAN BLACKSHEAR SAID THAT THE COUNCIL KNOWS THAT ALL ROADS IN JASPER COUNTY WON'T BE PAVED. VICE CHAIRMAN BLACKSHEAR SAID THAT PAVING COUNTY ROADS WAS ONE OF THE COUNCIL'S GOALS FOR THE HEALTH AND SAFETY OF THE CITIZENS. VICE

CHAIRMAN BLACKSHEAR SAID THE TRANSPORTATION COMMITTEE FELT THE ROCKING OF ROADS WAS A SUCCESS, BUT VICE CHAIRMAN BLACKSHEAR SAID IT MAY NOT BE WHAT IS BEST FOR THE CITIZENS. VICE CHAIRMAN BLACKSHEAR SAID HE DID NOT THINK THE TRANSPORTATION COMMISSION HAS THE AUTHORITY TO BID OUT ROADS TO BE PAVED. COUNCILMAN GREGORY SAID HE ALSO HAD A PROBLEM REGARDING THE TRANSPORTATION COMMITTEE AND HE SAID THAT HE WAS NOT TRYING TO TELL THE TRANSPORTATION COMMITTEE WHAT TO DO, BUT THE COUNCIL IS RESPONSIBLE TO THE CITIZENS AND IT IS THE COUNCIL'S JOB TO MAKE THE LIVING CONDITIONS OF THE CITIZENS BETTER. COUNCILMAN GREGORY SAID THE CITIZENS ARE ASKING FOR THEIR ROADS TO BE PAVED. COUNCILMAN GREGORY SAID THE COUNCIL DID NOT ASK THE TRANSPORTATION COMMITTEE WHAT ROAD SHOULD BE DONE; COUNCILMAN GREGORY SAID THEY REQUESTED THAT THE COUNTY RECEIVE A PERCENTAGE OF THE TC FUNDS EACH YEAR AND THE COUNCIL WILL DECIDE WHAT ROADS ARE TO BE PAVED AND THE ROADS WILL BE PAVED TO COUNTY STANDARDS LIKE THEY HAVE BEEN DOING IN FAIRFIELD COUNTY. CHAIRMAN HOOD SAID THE ROADS IN FAIRFIELD COUNTY HAVE BEEN HOLDING UP WELL. CHAIRMAN HOOD SAID MANY CITIZENS HAVE APPROACHED HIM ABOUT PAVING THEIR ROADS AND HE FELT THIS SHOULD BE PUSHED FORWARD. CHAIRMAN HOOD SAID HE DIDN'T KNOW WHY ANYONE WOULD BE UPSET; THE COUNCIL WAS ONLY TRYING TO HELP THE CITIZENS.

CHAIRMAN HOOD PRESENTED THE UNEMPLOYMENT RATES FOR THE COUNTY, THE STATE AND THE NATION. CHAIRMAN HOOD SAID HE HAS BEEN WORKING WITH LCOG TO DO EVERYTHING THAT CAN BE DONE TO BRING JOBS TO THE AREA. CHAIRMAN HOOD SAID THAT THERE WAS FUNDING AVAILABLE FOR THE LIBRARIES AND HE HOPED THE LIBRARY PEOPLE WERE WORKING WITH MICHELLE KNIGHT ON A GRANT APPLICATION.

ADMINISTRATOR'S REPORT:

MR. FULGHUM PROVIDED AN ECONOMIC UPDATE INCLUDING A POWER POINT PRESENTATION. THE POWER POINT PRESENTATION COVERED THE UNEMPLOYMENT RATE, POPULATION, PROSPECT ACTIVITIES, NEW BUSINESSES AND THE AVERAGE WEEKLY WAGE IN JASPER COUNTY. MR. FULGHUM SAID THE STAFF IS WORKING WITH 9 PROSPECTS WITH A POTENTIAL FOR 1,045 NEW JOBS. MR. FULGHUM SAID THAT FROM 2009-2010, 71 NEW BUSINESSES OPENED IN JASPER COUNTY RESULTING IN 161 NEW JOBS. MR. FULGHUM DISCUSSED THE POTENTIAL FOR THE CYPRESS RIDGE BUSINESS INDUSTRIAL PARK, RIVERPORT, THE FRAMPTON TRACT AND THE LOWCOUNTRY COMMERCE PARK. MR. FULGHUM SAID THE STAFF AND THE ALLIANCE WERE LOOKING INTO WAYS TO HELP SMALL BUSINESSES. MR. FULGHUM DISCUSSED THE SMALL BUSINESS ADVISORY OFFICE OPENED BY TCL. COUNCILMAN GREGORY ASKED ABOUT THE AVERAGE WEEKLY WAGE AND HE COMMENTED THAT HAMPTON COUNTY CITIZENS ARE PAID MORE THAN JASPER COUNTY CITIZENS. MR. FULGHUM SAID THAT THE FIGURE MAY BE A RESULT OF THE FACT THAT HAMPTON

COUNTY HAS A HIGHER UNEMPLOYMENT RATE THAN JASPER COUNTY. MR. FULGHUM SAID THAT EVEN WITH THE RECESSION, JASPER COUNTY UNEMPLOYMENT NUMBERS AND WAGES ARE GOOD. CHAIRMAN HOOD ASKED MR. FULGHUM THE SOURCE OF THE INFORMATION HE PROVIDED. MR. FULGHUM RESPONDED THE INFORMATION CAME FROM VARIOUS SOURCES.

OPEN FLOOR TO THE PUBLIC (3 MINUTE PER INDIVIDUAL):

CHAIRMAN HOOD OPENED THE FLOOR TO THE PUBLIC. THERE WERE NO COMMENTS. CHAIRMAN HOOD CLOSED THE FLOOR TO THE PUBLIC.

EXECUTIVE SESSION:

DISCUSSION OF MATTERS RELATING TO THE PROPOSED LOCATION, EXPANSION, OR THE PROVISION OF SERVICES ENCOURAGING LOCATION OR EXPANSION OF INDUSTRIES OR OTHER BUSINESSES IN THE AREA SERVED BY A PUBLIC BODY;

DISCUSSION REGARDING EMPLOYMENT, APPOINTMENT, COMPENSATION, PROMOTION, DEMOTION, DISCIPLINE, OR RELEASE OF AN EMPLOYEE, A STUDENT, OR A PERSON REGULATED BY A PUBLIC BODY OR THE APPOINTMENT OF A PERSON TO A PUBLIC BODY; HOWEVER, IF AN ADVERSARY HEARING INVOLVING AN EMPLOYEE OR CLIENT IS HELD, THE EMPLOYEE OR CLIENT HAS THE RIGHT TO DEMAND THAT THE HEARING BE CONDUCTED PUBLICLY NOTHING CONTAINED IN THIS ITEM SHALL PREVENT THE PUBLIC BODY, IN ITS DISCRETION, FROM DELETING THE NAMES OF OTHER EMPLOYEES OR CLIENTS WHOSE RECORDS ARE SUBMITTED FOR USE AT THE HEARING;

DISCUSSION OF NEGOTIATIONS INCIDENT TO PROPOSED CONTRACT ARRANGEMENTS AND PROPOSED PURCHASE OR SALE OF PROPERTY, RECEIPT OF LEGAL ADVICE WHERE THE LEGAL ADVICE RELATES TO A PENDING, THREATENED, OR POTENTIAL CLAIM OR OTHER MATTERS COVERED BY THE ATTORNEY-CLIENT PRIVILEGE, SETTLEMENT OF LEGAL CLAIMS, OR THE POSITION OF THE PUBLIC AGENCY IN OTHER ADVERSARY SITUATIONS INVOLVING THE ASSERTION AGAINST THE AGENCY OF A CLAIM;

COUNCILMAN GREGORY MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION TO GO INTO EXECUTIVE SESSION FOR DISCUSSION OF MATTERS RELATING TO THE PROPOSED LOCATION, EXPANSION, OR THE PROVISION OF SERVICES ENCOURAGING LOCATION OR EXPANSION OF INDUSTRIES OR OTHER BUSINESSES IN THE AREA SERVED BY A PUBLIC BODY; DISCUSSION REGARDING EMPLOYMENT, APPOINTMENT, COMPENSATION, PROMOTION, DEMOTION, DISCIPLINE, OR RELEASE OF AN EMPLOYEE, A STUDENT, OR A PERSON REGULATED BY A PUBLIC BODY OR THE APPOINTMENT OF A PERSON TO A PUBLIC BODY; HOWEVER, IF AN ADVERSARY HEARING INVOLVING AN EMPLOYEE OR CLIENT IS HELD, THE EMPLOYEE OR CLIENT HAS THE RIGHT TO DEMAND THAT THE HEARING BE CONDUCTED PUBLICLY NOTHING CONTAINED IN THIS ITEM SHALL PREVENT THE PUBLIC BODY, IN ITS DISCRETION, FROM DELETING THE NAMES OF

OTHER EMPLOYEES OR CLIENTS WHOSE RECORDS ARE SUBMITTED FOR USE AT THE HEARING; AND DISCUSSION OF NEGOTIATIONS INCIDENT TO PROPOSED CONTRACT ARRANGEMENTS AND PROPOSED PURCHASE OR SALE OF PROPERTY, RECEIPT OF LEGAL ADVICE WHERE THE LEGAL ADVICE RELATES TO A PENDING, THREATENED, OR POTENTIAL CLAIM OR OTHER MATTERS COVERED BY THE ATTORNEY-CLIENT PRIVILEGE, SETTLEMENT OF LEGAL CLAIMS, OR THE POSITION OF THE PUBLIC AGENCY IN OTHER ADVERSARY SITUATIONS INVOLVING THE ASSERTION AGAINST THE AGENCY OF A CLAIM. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

RETURN TO REGULAR SESSION:

COUNCILMAN TYLER MOTIONED AND VICE CHAIRMAN BLACKSHEAR SECONDED THE MOTION TO RETURN TO OPEN SESSION. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

CHAIRMAN HOOD REPORTED THAT THE COUNCIL DISCUSSED EMPLOYMENT MATTERS, CONTRACTUAL MATTERS AND RECEIVED A LEGAL UPDATE AND ADVICE. CHAIRMAN HOOD SAID NO ACTION WAS NECESSARY.

ADJOURN:

COUNCILMAN GREGORY MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION TO ADJOURN THE MEETING. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

THE MEETING ENDED AT 6:45 P.M.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

JUDITH M. FRANK, ccc
CLERK TO COUNCIL

DR. GEORGE M. HOOD
CHAIRMAN