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TOWN OF MCBEE
REGULAR TOWN COUNCIL MEETING
JULY 3, 2007
6:00 PM

PRESENT: JOHN CAMPOLONG, SHILON GREEN, EDDIE KIRKLEY, CHARLIE SUTTON, & TONY FLOYD (TOWN ATTORNEY)

ABSENT: DUSTY RHOAD

Councilman Sutton made motion to approve minutes from June 5, 2007, June, 19, 2007, and June 26, 2007 and seconded by Councilman Campolong. All were in favor.

Tony Floyd (Town Attorney) addressed Council on certain issues:

1. McLemore/Stephens case – The last time Mr. Floyd was here he was given directions by the Attorney General to return the funds in the drug account that was illegally obtained. The Attorney General asked Mr. Floyd to continue working with them on the restitutions. Most of the money in the drug account was paid resolving the cases in which money was involved. There are two outstanding cases left. Mr. Floyd will give Council legal advice concerning the two remaining cases during executive session.
2. Alston case –Lawsuit against town where land from a tax sale that was claimed sold inappropriately a few years ago. Update: We are waiting on a time and date from circuit court for this case.
3. The Election – Mr. Floyd talked with Tony Ballard about Council to allow the county to handle the election. Mr. Ballard said that they are considering to McBee as well as other small agencies to handle elections. The county only does election on the odd years. They are willing to do the election in McBee only if we're willing to switch also to the odd years. It requires judicial department approval. McBee will have to pay a fee but won't have to deal with of the election. Mr. Floyd recommends council needs to come up with a plan to build (appoint and fill) Town Commission within the next 30, 60, or 90 days whether or not it is decided to go with county for election.
4. Dilapidated/Abandoned Houses – Mr. Floyd recommends that we look through the SC State law and adopt an ordinance that patterns the state law. ***Code of Ordinance Book need to be updated***

Councilmen Green amended the agenda to discuss annexation of his land into the town limit. Mr. Floyd recommended that a letter of petition needs to be written. Council would need to put this on the agenda and discuss.

Councilman Green also discussed that Councilman Sutton allowed 2 of his employees to help the town full time maintenance personnel to do work around McBee; the part-time maintenance personnel has been absent due to health problems. Mr. Floyd recommended that Council to put forth an ordinance or resolution to propose that Councilman Sutton be reimbursed $280 for paying his employees. Council will be required to read ordinance twice before finalized. This should be brought before Council and voted on as with any other decisions.

Council Campolong wants Mr. Floyd to read the curfew and alarm ordinances before Council adopts them.

The road (Oak Ave) beside Gilbert Horton's shop was put in town's property. Mr. Horton wants the town to deed the property to him. Mr. Floyd advised that it need to be determined whether

the town or the state owned the road. If the town owns it, there are certain guidelines that have to be followed. Councilman Green is supposed to check to see if the road is state owned.

Richard Gardner wanted to deed some land to the town of McBee. Mr. Floyd suggested that the land needs to be looked and determined whether or not the town wants it. There are certain procedures that have to be pursued if the town desires it. The Clerk of Court will be contacted and given the Tax Map # to find out exactly where the land is located.

Councilman Sutton made motion to go into executive session; seconded by Mayor Kirkley. All were in favor.

Councilman Green made motion to come out executive session; seconded by Councilman Campolong. All were in favor.

No decision was made in executive session. All were in favor.

Stephens/McLemore case: Per Town Attorney, Tony Floyd, town needs to adopt a resolution to approve and authorized the settlement of civil claim for fair market value of 1985 Chevrolet Camaro with VIN # - 1G1FP87HXFN117766. Council hereby authorizes Town Attorney to settle claim for up to $1200.00. Payment will be made from general fund. Motion made by Mayor Kirkley and seconded by Councilman Campolong. All were in favor.

Town Council agreed for the U.S. Wildlife & Refuge to use the Town Hall for a public hearing on September 10, 2007 at 7:00 PM discuss the plans and goals of the U.S. Wildlife.

Mayor Kirkley stated that Hill & Jordan will do the 2006-07 fiscal year audits. Councilman Campolong wants budget in place prior to auditor coming.

Council discussed the agreement with Smith Data Processing.
Council discussed Nicholas Business System and the compatibility with Alligator to radio read.

Council discussed fire hydrant near T & T with caution tape around it.

Council discussed the police department and the alarm call outs.

Motion to adjourn made by Councilman Green and seconded by Councilman Campolong. All were in favor.