

Minutes
Sumter County Council
Regular Meeting
April 22, 2008 - Held at 6:00 p.m.
County Administration Building County Council Chambers
13 E. Canal Street, Sumter, SC

MEMBERS PRESENT: Vivian Fleming-McGhaney, Chairwoman; Eugene Baten, Vice Chairman; Artie Baker, Larry Blanding, Jimmy Byrd, Charles T. Edens, and Councilman Roland Robinson.

MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Mr. William T. Noonan, County Administrator; Mrs. Mary W. Blanding, Clerk to County Council; Mr. Johnathan Bryan, County Attorney; Mr. George McGregor, Planning Director; Mrs. Pam Craven, Finance Director; Mrs. Keysa Rogers, Budget Analyst; Mrs. Lorraine Dennis, Deputy County Administrator/Human Resources Director; and the Honorable Verna Moore, Sumter County Coroner.

MEDIA PRESENT: The Item

PUBLIC PRESENT: Approximately 15 members of the public were in attendance.

CALL TO ORDER: Chairwoman Vivian Fleming-McGhaney called Sumter County Council's meeting of April 22, 2008, to order.

INVOCATION: Councilman Roland Robinson gave the invocation.

PLEDGE OF ALLEGIANCE: All in attendance repeated the Pledge of Allegiance.

APPROVAL OF AGENDA: Councilwoman McGhaney stated that she would entertain a motion to approve the April 22, 2008, agenda with any additions, deletions, or as printed. The Clerk to Council, asked Council to consider moving Item#3 under New Business: *(3) It May Be Necessary To Hold An Executive Session To Discuss A Personnel Matter, Receive A Legal Briefing, Or Discuss A Contractual Matter And Appropriate Actions May Be Required And Taken Thereafter*, to the last item on the agenda just before the adjournment. .

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Edens, and unanimously carried by Council to approve the April 22, 2008, agenda as recommended by the Clerk.

ACTION ON MINUTES OF APRIL 8, 10, and 15, 2008: Chairwoman McGhaney stated that she would entertain a motion to approve the minutes of County Council's meeting of April 8, 10, and 15, 2008.

ACTION: MOTION was made by Councilman Edens, seconded by Vice Chairman Baten, and unanimously carried by Council to approve the April 8, 10, and 15, 2008, minutes as prepared by the Clerk.

LAND USE MATTERS AND REZONING REQUESTS -
Planned Development/Rezoning Request -

1. **RZ-08-04 - Second Reading/Public Hearing -- Frank B. Jones (County) -- Request To Rezone 4.46 Acres From Residential - 15 (R-15) To General Commercial (GC) Located At 3815 Broad St. And Identified By Tax 186-00-01-001. (Prior to action on second reading, Council will hold a public hearing on this matter.)**

Mr. George McGregor, the Planning Director, presented the proposed ordinance to Council for second reading and public hearing. Mr. Jones is requesting that the balance of his property located at 3815 Broad Street be rezoned from Residential-15 to General Commercial.

The property is currently vacant and is north of Wintergreen Subdivision and east of Carolina Self Storage. In an effort to effectively develop the property, the applicant is requesting to rezone the balance of the parcel to General Commercial. With the total site zoned General Commercial, the effective buildable area is largely increased and enables the development of the site to be more consistent with the surrounding area. While the General Commercial zoning district is not the most compatible with the 2020 Comprehensive Plan, it is the most compatible with the surrounding area and the established development pattern along US 76/378.

The Planning Staff also contacted Shaw AFB Community Planner, Gary Hallmark. Mr. Hallmark has indicated that rezoning the balance of this parcel to General Commercial fits into the overall development plan for the area. Noise levels in the area do not prohibit commercial business as recommended by the U. S. Air Force.

The existing character of the surrounding neighborhoods is largely commercial in nature with Wintergreen Subdivision abutting the property to the rear. There is an existing heavily wooded 50-foot wide Shaw Air Force Base drainage easement that provides exceptional screening for the subdivision. Additionally, this parcel as a General Commercial zoned parcel, when abutting a residential use, is required to have a 50-foot rear setback that includes a 10-foot buffer strip. Including the Shaw AFB drainage easement, this essentially creates a 100-foot screening and buffer area protecting the existing residential development to the rear from the proposed commercial use.

The Planning Staff recommends approval of the request to rezone the balance of this parcel to General Commercial.

Council members asked several questions concerning the buffering and the type of Commercial Development that would be allowed if approved. Mr. McGregor noted that any kind of General Commercial use that would be allowed in this area would require site plan review, as part of the review process. Bars and other uses would require that this matter go before the Zoning Board of Appeals for special exception approval, require a public hearing, and the Planning staff would look closely at compatibility of the use with the residential area behind the General Commercial development.

The Chairwoman then convened a public hearing on this matter and asked if anyone wished to speak in favor of this request.

PUBLIC HEARING:

- The applicant, Mr. Frank B. Jones, spoke in support of the request. He stated that he did not have anything to add, that Mr. McGregor had presented the item thoroughly. He offered to answer any questions should Council or the public have any questions.

NOTE: After several comments from those in opposition, as listed below, Mr. Jones informed Council members that he gave the land to Wintergreen Subdivision so that the subdivision would have better egress and ingress.

Then the Chairwoman convened a public hearing on this matter and asked if anyone wished to speak in opposition to this request.

- Franklin Ramsey stated that he is a resident of Wintergreen Subdivision. He said that he is in opposition to this request based on the possibility that the General Commercial could be a bar. He also mentioned that his concern deals with the chance of the business increasing the risk for the children in the subdivision, the operational hours of the business, and the traffic that might be caused by the business or businesses.
- Shane Parish said that he is concerned about “not knowing” what will be in the General Commercial Development. Mr. Parish also talked about the traffic problems that currently exist on 378/76 and adding commercial development in the area would create more problems.

After all comments, the Chairwoman closed the public hearing and Council took action on second reading.

ACTION: MOTION was made by Councilman Byrd and seconded by Councilman Robinson to grant second reading approval.

Prior to final action on the MOTION, Councilman Baker stated that he feels the same way about this rezoning as the neighbors do; he also said that Council should make sure that they know what is going into a neighborhood before it is rezoned especially since the community was there first.

Councilman Edens reminded Council that once this matter is rezoned, members of Council will not have any say in what will be allowed in the area since this item will not come back to Council. He further stated that he would rather see a Planned Development for this type of zoning which is so very close to a subdivision.

Several other members of the audience wanted to make a comment; therefore, the Chairwoman allowed additional comments prior to receiving the recorded vote on granting second reading.

- Phil Sattle stated that he has a concern about a convenience store being in this area. If it is approved to have such a store, children will have a tendency to walk across the road to the store which would cause problems for the children.

- Bill Day talked about the traffic issues that currently exist in this area and asked Council to take this into consideration when they cast their votes.
- Franklin Ramsey stated that he is a military person and he was attracted to this particular subdivision because it was set back from the road. He added that in the air force, they constantly speak on "leaving things better than you found it." In this situation, will the rezoning be better than we found it or would it cause the adjourning subdivision to be lessened in value, traffic, and safety concerns.

Then the Chairwoman called for a roll call vote -- restated.

ACTION: MOTION was made by Councilman Byrd and seconded by Councilman Robinson to grant second reading approval.

YEA:

Councilman Larry Blanding
Councilman Roland Robinson
Councilman Jimmy Byrd

NAY:

Councilman Artie Baker
Councilman Charles T. Edens
Vice Chairman Eugene Baten
Chairwoman Vivian Fleming McGhaney

The MOTION did not carry; thereby, second reading was denied.

NOTE: Councilman Baker asked for Mr. McGregor to check with SCDOT concerning a light at the intersection of Highway 378/76, and the entrance to Wintergreen Subdivision.

2. **MA-08-02 - Second Reading -- (08-660) and RZ-08-02 -- Charles Hodge -- (County) -- Request to:**

Mr. McGregor stated that there have been no changes to this rezoning request and Map Amendment request since first reading.

He also gave Council an update to several questions which were raised at the meeting on April 8, 2008 concerning this application.

- **Ownership** - Mr. Charles Hodge, the applicant, purchased the subject Fulton Street property in 2006. For the record, he has also purchased the Korn property on the north side of Fulton and west side of Lafayette in July 2007.
- **Planned Use** - The applicant states that the subject property will be used to consolidate several businesses from other locations. Specifically, the subject property is planned for warehousing, recycling (plastics, cardboard, rubber, wood, metal), wood palette business (assembly, recycling, and repair), and scrap metal business. It is the recycling

and scrap metal operations that require the zoning change from light industrial to heavy industrial. An aerial map of the site with purposed uses was given to Council members.

- **Current Uses** - Current uses on the property include warehousing, trucking, distribution, and recycling. The applicant has informed staff that the trucking operation and warehousing will move to the Korn property, the northern site.
- **Access Issues** - Several residents were concerned about truck traffic through their neighborhood. This is a legitimate issue. According to the City and County Zoning Ordinances, Section 4.m.1, commercial and industrial traffic cannot traverse through residential zoning districts. Therefore, truck traffic is prohibited from entering the site via Shannon, Royal, or Ash Streets. Silver Street may be used to access up to and including the intersection at Penn Street as the stretch has commercial/industrial zoning on both sides of the street. East Fulton Street is the preferred access point for the entire site. The applicant plans to ultimately use East Fulton as the primary access point.
- **The applicant is occupying**, based on the best information available, an industrial site that is pre-existing and legally non-conforming in some aspects, such as paved parking and buffering adjacent to the residential properties. Although the applicant proposes no new construction or any activity that requires a building permit, the following items will be required prior to issuance of any additional business licenses for new activity.
 - a) 10-foot buffer yard. For more intensive land uses adjacent to residential uses Section 8.d.7.c requires a 10-foot buffer yard. Unfortunately the Zoning Ordinance does not specify number or plant type for this buffer. Planning staff will work with the applicant on this matter.
 - b) Parking. Paved parking spaces shall be required based on zoning requirements.

- (1) Amend The 2020 Comprehensive Plan Land Use Designation From Residential Housing Type Optional (RHO) To Industrial Protection And Development (IPD); And

See information above.

- (2) Rezone From Light Industrial-Warehouse (LI-W) And General Residential (GR) To Heavy Industrial (HI) +/- 36.21 Acres Located At 602 E. Fulton St. And Identified By Tax Map # 250-00-01-008.

See information above.

After all comments, the Chairwoman called for a motion on this matter.

ACTION: MOTION was made by Councilman Byrd, seconded by Councilman Edens, and unanimously carried by Council to grant second reading approval as presented.

Street Name Change - None

Grant Awards - None

OTHER PUBLIC HEARINGS - None

NEW BUSINESS

- (1) 08-661 - First Reading -- An Ordinance Authorizing Pursuant To Chapter 44 Of Title 12, South Carolina Code Of Laws, 1976, As Amended, The Execution And Delivery Of A Fee Agreement Between Sumter County, South Carolina And An Economic Development Project Identified As Project Tech; And Matters Relating Thereto.

The County Attorney presented the following matter for first reading approval. Mr. Bryan stated that this is a \$10,000,000 investment with fifteen jobs. *See ordinance below.*

WHEREAS, Sumter County (the "County"), a public body corporate and politic organized and existing under the laws of the State of South Carolina has committed to enter into a Fee Agreement with an economic development project known as PROJECT TECH (the "Company") and/or one or more existing or to-be-formed affiliated or related entities of the Company, which shall provide for payments of fees-in-lieu of taxes for a project qualifying under the provisions of Title 12, Chapter 44 of the Code of Laws of South Carolina, 1976, as amended (the "Act");

WHEREAS, the County and the Company desire to enter into a Fee Agreement as defined in the Act concerning new and/or additional manufacturing, testing, research, development and/or operational capacity and/or an expansion at an existing manufacturing facility located in the County and any and all activities relating thereto, and which will consist of certain land, buildings or other improvements thereon and/or all machinery, apparatus, equipment, office facilities, furnishings and other personal property to be installed therein (which properties and facilities constitute a project under the Act and are referred to hereinafter as the "Project"). The Project is expected to provide significant economic benefits to the County and surrounding areas. In order to induce the Company to locate the Project in the County, the County hereby agrees to charge a fee-in-lieu of taxes with respect to the Project and otherwise make available to the Company the benefits intended by the Act;

WHEREAS, it is anticipated that the Project will represent an investment of \$10 million in the County (without regard to whether some or all of the investment is included as economic development property under the Act), and the creation or retention of approximately 15 jobs at an average hourly wage rate expected to be approximately \$12.50;

WHEREAS, Sumter County Council (the "County Council") has caused to be prepared and presented to this meeting substantially the form of the Fee Agreement between the County and the Company, which the County proposes to execute and deliver;

WHEREAS, it appears that the Fee Agreement, which is now before this meeting, is in appropriate form and is an appropriate instrument to be executed and delivered or approved by the County for the purposes intended;

WHEREAS, as further inducement to the Company, the County has or will establish a Multi-County Industrial Park to include the site of the Project (the "MCIP") under the provisions of Article VIII, Section 13 of the Constitution of the State of South Carolina of 1895, as amended (the "State Constitution"), and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (collectively, the "MCIP Law");

NOW, THEREFORE, BE IT ORDAINED by the County Council in meeting duly assembled as follows:

Section 1. Pursuant to the Act and particularly Section 12-44-40(H) thereof, the County Council has made and hereby makes the following findings:

(a) The Project constitutes a "project" as said term is referred to and defined in Section 12-44-30 of the Act;

(b) It is anticipated that the Project will benefit the general public welfare of the County by providing services, employment and other public benefits not otherwise adequately provided locally;

(c) Neither the Project nor any documents or agreements entered into by the County in connection therewith will give rise to any pecuniary liability of the County or incorporated municipality or to any charge against their general credit or taxing power;

(d) The purposes to be accomplished by the Project are proper governmental and public purposes;

(e) The benefits of the Project are greater than the costs; and

(f) Having evaluated the purposes to be accomplished by the Project as proper governmental and public purposes, the anticipated dollar amount and nature of the investment to be made, and the anticipated costs and benefits to the County, the County has determined that the Project is properly classified as economic development property.

Section 2. In order to promote industry, develop trade and utilize the manpower, agricultural products and natural resources of the State, the form, terms and provisions of the Fee Agreement which is before this meeting and filed with the Clerk to County Council are hereby approved and all of the terms, provisions and conditions thereof are hereby incorporated herein by reference as if the Fee Agreement was set out in this Ordinance in its entirety. The Chair of the County Council and the County Administrator be and they are hereby authorized, empowered and directed to execute, acknowledge and deliver the Fee Agreement to the Company. The Fee Agreement is to be

in substantially the form now before this meeting and hereby approved, or with such changes therein as shall be approved by the officials of the County executing the same, their execution thereof to constitute conclusive evidence of their approval of any and all changes or revisions therein from the form of Fee Agreement now before this meeting.

Section 3. The Chair of County Council, the County Administrator and the Clerk to County Council, for and on behalf of the County, are hereby each authorized and directed to do any and all things necessary to effect the execution and delivery of the Fee Agreement and the performance of all obligations of the County under and pursuant to the Fee Agreement.

Section 4. The consummation of all transactions contemplated by the Fee Agreement is hereby approved and authorized. This Ordinance shall satisfy as the requirements for, and shall constitute, the inducement resolution for purposes of the Act.

Section 5. This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

Section 6. The provisions of this Ordinance are hereby declared to be separable and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder.

Section 7. All orders, resolutions, ordinances and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its passage and approval.

Section 8. All fees received by Sumter County pursuant to the terms of the Fee Agreement shall be deposited in the Sumter County Infrastructure Fund.

After all comments, Council took action on first reading to this proposed ordinance.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Edens, and unanimously carried by Council to grant first reading approval to this proposed ordinance as presented.

- (2) **08-662 -- First Reading -- An Ordinance To Provide For A Levy Of Taxes For County Purposes Of Sumter County, S. C., (Known As The Budget Ordinance) For The Fiscal Year Of Said County Beginning July 1, 2008, To Direct The Expenditures Of Said Taxes And Other Funds Of Said County, And To Provide For Other Matters Related Thereto.**

The County Administrator, William T. Noonan, presented this proposed ordinance to Council for first reading approval. He reminded Council that detailed discussion about the proposed budget was held during the Fiscal, Tax, and Property Committee meeting. He presented the following to Council: projected budget expenses - \$48,273,944; revenue projections -- \$47,895,089, which is \$384,355 out of balance.

Council members agreed to have a budget workshop on April 29, 2008, at 5:00 p.m. (Note: The meeting was later cancelled.)

After all comments, Council took action on first reading.

ACTION: MOTION was made by Councilman Baker, seconded by Vice Chairman Baten, and unanimously carried by Council to grant first reading approval to this proposed ordinance as presented.

- (3) It May Be Necessary To Hold An Executive Session To Discuss A Personnel Matter, Receive A Legal Briefing, Or Discuss A Contractual Matter And Appropriate Actions May Be Required And Taken Thereafter.

The executive session was held at the end of the meeting as listed below prior to adjournment.

OLD BUSINESS - None

COMMITTEE REPORTS:

- (1) Internal Affairs Committee Meeting Held On Tuesday, April 22, 2008, At 12:30 P.M. In County Council's Conference Room At The County Administration Building (Committee Members: Byrd, Blanding, and Robinson.)

The Committee Chairman, Councilman Byrd, gave the following report and recommendation:

- **Alcohol And Drug Abuse Commission:** Appoint Mr. Wayne Zamora to complete the unexpired term of Mr. Sherrill Holder.

ACTION: MOTION and second were received from the Committee, and carried by Council to approve the appointment as presented from the Committee. Vice Chairman Baten abstained. The motion carried.

- **Cultural Commission:** Appoint Mr. David Sanders to complete the unexpired term of Mrs. Peggy Chilcutt.

ACTION: MOTION and second were received from the Committee, and unanimously carried by Council to approve the appointment as presented from the Committee,

- **Development Board:** Reappoint Mr. Earl Wilson.

ACTION: MOTION and second were received from the Committee, and unanimously carried by Council to approve the appointment as presented from the Committee,

- **Historical Commission and Iris Festival Commission:** No action was taken; this matter will be handled at the Committee's next meeting.

- (2) Personnel/Technology Committee Meeting Held On Tuesday, April 22, 2008, At 4:00 P.M. In County Council's Conference Room At The County Administration Building (Committee Members: Baten, Byrd, and McGhaney.)

The Committee Chairman, Vice Chairman Baten, gave the following report and recommendation:

- **Revision To The County Employee Handbook Relating To The Grievance Procedures:** The Committee discussed the proposed revised Grievance Policy. After review of the policy, the Committee recommended approval of the policy with two changes: (1) Sumter County Council will make the appointments to the Grievance Committee and (2) the composition of the Grievance Committee will be changed from six employees to seven employees.

ACTION: MOTION and second were received from the Committee, and carried by Council to approve the revision to the Sumter County Employee Handbook; Grievance Procedures with the two changes as recommended by the Committee. Councilman Blanding voted in opposition.

- (3) Fiscal, Tax, and Property Committee Meeting Held On Tuesday, April 22, 2008, At 4:30 P.M. In County Council's Conference Room At The County Administration Building (Committee Members: McGhaney, Blanding, and Edens - All Council Members Are Asked To Attend This Meeting.)

The Chairwoman of the Committee, Chairwoman Vivian Fleming McGhaney, gave the following report and recommendations:

- ❖ **Resolution Supporting A 20% Match For A SCDOT Grant Application:** The Committee reviewed the resolution as listed below. After review to the resolution the Committee recommended approval of the resolution.

Whereas, The staff, Administration, and County Council members of Sumter County seek to create an environment in which partnerships between private and public sectors are developed for the purpose of improving the quality of life for the citizens and visitors of this community; and

Whereas, Council voted unanimously at its April 22, 2008, meeting to seek after a grant through the South Carolina Department Of Transportation for a Highway Enhancement Grant which will aid in improving the quality of life for Sumter County, and

Whereas, Members of County Council voted unanimously to set aside matching funds of 20% (up to \$10,000) from its Matching Grant Line Item; and

Whereas, The grant funds will be used to enhance the areas of Highway 521 north and south, and Highway 378 east and west which are entrance ways into Sumter County, South Carolina.

Now Therefore Be It Resolved, I, Vivian Fleming McGhaney, Chairwoman of Sumter County Council, do hereby set the seal of this County as a testament of the favorable actions taken by members of Sumter County Council on April 22, 2008, in order to process all necessary documents to apply for the SCDOT 2008-2009 Enhancement Grant and ask that all persons evaluating this grant application give favorable approval of this grant on behalf of Sumter County, South Carolina.

ACTION: MOTION and second were received from the Committee, and unanimously carried by Council to approve the resolution as printed and directed the appropriate staff to submit the grant application on behalf of Sumter County Council.

- ❖ **Road Paving Project:** The Committee reviewed a request to accept the low bid of \$279,265 from Palmetto Paving to resurface 4.1 miles of County paved roads in certain areas of Lost Creek Subdivision and Historic Hills Subdivision. It was noted that \$100,000 will be used from Sumter County's Road-User Fee account and \$179,265 will be used from C-Funds for this paving project.

ACTION: MOTION and second were received from the Committee, and unanimously carried by Council to approve the low bid as presented.

- ❖ **Executive Session:** No action taken.

(4) Report From Council Members On Other Meetings, Trainings, and/or Conferences.

No report given.

MONTHLY REPORTS:

- ❖ Letter to Paula Welch
- ❖ NACO - Counties Tell Senate Clean Water Restoration Act
- ❖ NACO Oppose Rural Development Cuts
- ❖ NACO Brownfields Webinar Series
- ❖ Public Works
- ❖ Landfill
- ❖ Historical Commission
- ❖ Progress Energy
- ❖ Santee Cooper Corporate Communications

ADMINISTRATOR'S REPORT:

No report given.

PUBLIC COMMENT:

The Chairwoman asked if anyone from the public would like to make comments to members of Sumter County Council.

- Mr. Bill Day thanked Council Members and the Sheriff's Department for participating in the Festival On The Avenue.

NEW BUSINESS ITEM CONTINUED:

- (3) It May Be Necessary To Hold An Executive Session To Discuss A Personnel Matter, Receive A Legal Briefing, Or Discuss A Contractual Matter And Appropriate Actions May Be Required And Taken Thereafter.

The Chairwoman stated that it is necessary for Council to enter executive session to discuss a personnel matter and receive a legal briefing. She stated that she would entertain a motion to enter executive session.

ACTION: MOTION was made by Councilman Edens, seconded by Councilman Baker, and unanimously carried by Council to enter executive session to discuss a personnel matter and receive a legal briefing. At the conclusion of the executive session, MOTION was made by Councilman Baker, seconded by Councilman Edens, and unanimously carried by Council to re-enter open session.

The Chairwoman reported that while Council was in executive session, Council discussed a personnel matter and received a legal briefing. She stated that she would entertain a motion concerning the executive session.

ACTION: MOTION was made by Councilman Edens and seconded by Councilman Baker for Sumter County Council to rescind two actions taken at County Council's Special meeting held on April 10, 2008, for employee #1 and employee #2.

Recorded voted:

In Favor: Council members Jimmy Byrd, Artie Baker, Charles T. Edens, and Vivian Fleming McGhaney

In Opposition: Council members Eugene Baten, Larry Blanding, and Roland Robinson

The motion did not carry based on a three/fourths vote needed (five of the seven Council members) to vote in favor of the vote to be rescinded according to Roberts Rule Of Order.

ADJOURNMENT:

There being no further business and no additional comments from the public, the meeting was adjourned at 6:51 p.m. after a motion and a second.

Respectfully submitted,

Vivian Fleming McGhaney

Chairman or Vice Chairman
Sumter County Council

Mary W. Blanding

Clerk to County Council
Sumter County Council

Approved: _____

I certify that public and media notification of the above-mentioned meeting was given prior thereto as follows:

Public Notified: Yes

Manner Notified: Agendas posted on bulletin board on third floor of the Administration Building.

Date Posted: April 17, 2008

Media Notified: Yes

Manner Notified: Agendas were sent to most radio stations, television stations, and newspapers in the Sumter, Columbia, Manning, and Florence communities. Also, E-Mail notification was sent to Sumter County's Home Page, WIBZ, The Item, The Chamber, Time Warner Cable.

Date Notified: April 17, 2008

Respectfully submitted,

Mary W. Blanding

Mary W. Blanding