

MINUTES

County Council Meeting

February 21, 2011

Spartanburg County Council met on Monday, February 21, 2011, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Jeff Horton, Chairman; Honorables O'Neal Mintz, David Britt, Jane Hall, Dale Culbreth, and Roger Nutt, Council Members; along with Jim Hipp, Deputy County Administrator; Edwin Haskell, County Attorney; and William McBee Smith, Assistant County Attorney. Honorable Michael Brown, Council Member, and Glenn Breed, County Administrator, were absent.

In compliance with the Freedom of Information Act, notice of this meeting was provided in advance to the local news media and other interested parties.

I.

Chairman Horton called the meeting to order.

Invocation was rendered by Chaplain Jerry Clevenger. Chief Larry Brady, North Spartanburg Area Fire Department, led in reciting the Pledge of Allegiance.

II.

No presentations scheduled.

III.

No public hearings scheduled.

IV.

No appearances scheduled.

V.

Economic Recruitment and Development Committee – (Honorable David Britt, Chairman)

No items scheduled.

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Public Health and Human Services Committee (Honorable Jane Hall, Chairman)

- A. Mr. Terry Taylor, Regional Program Coordinator, South Carolina Tobacco Collaborative, presented information on non-smoking policies and procedures. Ms. Hall recognized Dr. James Bearden, Gibbs Cancer Center Oncology; and Dr. Julian Josey, Radiation Oncologist, Gibbs Cancer Center. Both physicians were in attendance in support of a non-smoking policy. No action was taken.
- B. Ms. Jane Clemmer, Executive Director, New Day, Inc. of Spartanburg, presented information in reference to how proposed changes in Medicaid will affect individuals with mental illness.
- C. Mr. Harold Mitchell, H. Mitchell Group, presented an Update on the Victor Mill cleanup project. (Presentation included in backup.) This project was completed under budget and under the expected timeframe.
- D. Ms. Kelley Shippey Gilbert, Senior Planner, presented information in reference to a Resolution clarifying Spartanburg County's role and responsibilities as a subrecipient of Federal Transit Administration (FTA) funds as well as providing continuing authorization to apply for South Carolina Department of Transportation (SCDOT) and FTA Funds. Motion made by Ms. Hall to adopt Resolution. Motion seconded by Mr. Mintz and carried.

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Personnel and Finance Committee (Honorable Dale Culbreth, Chairman)

- A. Luann Lester, Registered Nurse, Spartanburg Regional Occupational Health/Spartanburg County Employee Health Clinic, presented information in reference to the START! Walking path for employees and the employee gym.
- B. Updated financial data and personnel vacancy reports received.

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Livability Committee – (Honorable Roger Nutt, Chairman)

- A. Ms. Mary Speed Lynch, Board Chair, and Mr. Todd Stephens, County Librarian, presented information in reference to the Spartanburg County Public Libraries. Motion made by Mr. Nutt to approve the purchase of a facility to serve as a surplus storage location for all the Libraries and to work as a Book Sale site for The Friends of the Libraries. Motion seconded by Mr. Britt and carried. The property is currently known as Poppy's Korner located adjacent to the Skate Palace. It is 10,400 square feet. The cost will not exceed \$220,000 and will be paid out of the Library's Fund Balance. The Friends of the Libraries will pay ongoing operational costs.
- B. The Spartanburg County Tourism Action Plan and Feasibility Study was discussed. Motion made by Mr. Britt to recommend that the Convention and Visitors Bureau (CVB) in its current capacity take as much of this plan as they can, incorporate it, and add two positions on the Board for History and Agritourism. Motion seconded by Mr. Nutt and carried. Ms. Hall opposed.

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Public Safety and Judiciary Committee – (Honorable Michael Brown, Chairman)

- A. Updated information received regarding activities of Building Codes Department.

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Land Use Committee (Honorable Jeff Horton, Chairman)

- A. Ms. Joan Holliday, Planning Department, presented information in reference to Planning Commission recommendations on the Flea Market Ordinance. Motion made by Mr. Horton to pass an Ordinance amending the Spartanburg County Unified Land Management Ordinance, Ordinance Number O-99-015, as amended, to provide requirements for Flea

Markets, yard Sales and related uses and to provide for certain new definitions and inclusion in Table 3, dimensional requirements with an amendment under Section 2 that all sale items must be returned to storage and not left out overnight and covering sale items with a tarp or other material is not an acceptable means of storage. Motion seconded by Mr. Mintz and carried. Motion made by Mr. Britt to amend to strike "No outside speakers shall be allowed" from Section 3.27(8). Motion seconded by Mr. Mintz and carried. Mr. Horton opposed. Motion made by Mr. Horton to render third reading to Ordinance with the amendment that all sale items must be returned to storage and not left out overnight and covering sale items with a tarp or other material is not an acceptable means of storage and to strike no outside speakers shall be allowed. Motion seconded by Mr. Nutt and carried. Mr. Horton requested that Planning and the Planning Commission address empty boxes. Mr. Horton recommends that before an occupancy permit is given for a new building that a plan be required on what they intend to do with the old building. The structures need to be placed on the sites with the front of the buildings facing the main road. Ms. Holliday stated Staff will get some options to the Planning Commission on the two items mentioned and work from there. Mr. Mintz stated homes being allowed to be built on roads that are not maintained by the County is a problem that needs to be addressed. Mr. Mintz stated that he has complaints about people that buy houses in a subdivision with 14 foot roads getting to them. It needs to be addressed that a subdivision cannot be built with a certain number of houses without having it tied into a minimum of a 16 foot wide road that is maintained either by the state or the county.

- B. Updated Planning Department Reports on Development Activity were received.

Public Works, Buildings and Grounds Committee (Honorable O'Neal Mintz, Chairman)

- A. Information received regarding activities of the Public Works Department.

VI.

No items scheduled.

VII.

No items scheduled.

VIII.

All resolutions, ordinances, agreements, petitions and related documents which were read and approved by Council at this meeting for the financing of certain industrial or similar revenue bonds or notes, are incorporated in these minutes by reference as if fully set forth herein. The reference is to all such documents showing execution by the county on the date of this meeting included in the office of the Clerk of Court for Spartanburg County.

IX.

- A. Motion made by Mr. Britt to direct the County Administrator to begin the process of developing a plan to establish an office for all County Attorney functions to come In-house. Motion seconded by Mr. Mintz and carried. Mr. Horton and Ms. Hall opposed. This transition is a cost savings initiative that will be included in the FY 11/12 General Operating Budget.

X.

Motion made by Mr. Britt to approve minutes of January 14, 2011 (Special Meeting) and January 24, 2011 (Regular Meeting). Motion seconded by Mr. Nutt and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____
Jeffrey A. Horton, Chairman

Attest:

Deborah C. Ziegler
Clerk to Council