

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA
Regular Meeting – December 7, 2004 – 6:00 p.m.
Linda N. Eddleman, Clerk to Council

AMENDED
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MINUTES

All area newspapers, radio stations and television stations were informed of this meeting in compliance with the guidelines set forth in the *Freedom of Information Act*.

PRESENT

Chairman Clint Wright, District #4 – Presiding
Vice Chairman Mike Holden – District #5
G. Fred Tolly – District #1
Gracie S. Floyd – District #2
Larry E. Greer – District #3
William C. Dees – District #6
M. Cindy Wilson – District #7
Joey Preston – Administrator
Tom Martin – County Attorney
Linda N. Eddleman – Clerk to Council
Tammie Shealy – Deputy Clerk to Council

(During times of discussion and presentations the minutes are condensed and paraphrased.)

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, December 7, 2004 at 6:00 p.m.

Chairman Clint Wright called the meeting to order and Ms. Gracie S. Floyd asked Mr. Michael Cunningham to give the invocation. Prior to the invocation, a moment of silence was observed in remembrance of Pearl Harbor Day. Everyone pledged allegiance to the flag of the United States of America.

Mr. Larry E. Greer stated for everyone present that the football jersey and cap in front of him represent Belton Honea Path High School who won the State 3A Championship. He said that he would be requesting that Council approve the addition of two resolutions to the agenda; #R2004-066 and #R2004-067 to recognize the BHP on their winning of the State 3A Championship. Ms. Wilson seconded. Ms. Wilson said that the District 1 academics were recognized statewide also. Vote was unanimous to add to the two items on the agenda.

On the motion of Mr. Tolly, seconded by Mr. Dees, Council voted unanimously to approve the minutes from the November 8, 2004 meeting as mailed.

CITIZEN COMMENTS:

Agenda Matters: Ms. Teresa Morgan wished Mr. Holden and Mr. Wright the best in years to come. She said that there were anonymous phone calls and she explained that Ms. Wilson asked her to look over the Solid Waste Plan. She found verbage in there that concerned her for the small haulers. She personally called the small haulers and informed them of the meeting and she told them of her concerns of two issues in the plan. She said that she had no idea about the anonymous phone calls and they did not come from her or Ms. Wilson.

Mr. Ty Freeman of 1127 Cox Road asked Council to deny the proposal for rezoning on Cox Road.

Other Matters: Mr. Ed Jean wished everyone a happy holiday season. He said that there were many presentations on the agenda. He read what the definition for presentation was from the dictionary. He said that some of the presentations over the past few months do not measure up, in his opinion. He suggested that an outline be furnished of the presentation prior to the meeting.

Mr. Brooks Brown echoed Mr. Jeans' thoughts to Mr. Holden and Mr. Wright. On the 17th of November, the Times Examiner had three articles by members of the Taxpayers Association. Mr. Crowe wanted to know why the county spent \$400,000 in legal fees on the Beaverdam Creek appeals and the Beaverdam Creek residents only spent \$27,000 on their attorney. Mr. Rodney Sanders said that the county needed a math lesson and the county's debt looks to be 117 million dollars, which exceeds the County's 8% debt borrowing limit mandated by State law. He said that the word "sedition" – the act of raising a commotion. When you accuse a County Board or a County employee of breaking the law and you can't bring up facts to support it you are guilty of sedition and you can be jailed for that.

Mr. Dan Harvell said that it appears things will get a little warmer in the kitchen before they get any better. He said when you ask to be elected to these positions you subject yourself to public scrutiny. Mr. Bob Austin asked for financial help for the Free Clinic. He also announced that they were celebrating their 20th year anniversary. The Executive Committee Chairman was recognized.

Ms. Wilson thanked Dr. Austin for his presentation and she said that she hoped that her fellow Council members would be moved to help the Free Clinic.

Chairman Wright explained that some of the agenda items would be moved around because of schedules of individuals involved.

Mr. Holden presented **Resolution #R2005-065** – a resolution recognizing and honoring Anderson County Resident and businessman Fred L. Foster on his selection as the first ever recipient of the Partners for a Healthy Community "Communitarian of the Year" award; and other matters related thereto. Mr. Joey Preston read the resolution. Mr. Holden moved to approve the resolution and Mr. Tolly seconded. Vote was six in favor and one abstention. (Wilson).

PRESENTATION: Mr. Joey Preston presented, on behalf of Council, a plaque to vice chairman Mike Holden and Chairman Clint Wright for their many years of service to the County of Anderson. Vice Chairman Holden presented Chairman Wright with a plaque for his tenure as Chairman during 2004. Council members thanked Mr. Holden and Chairman Wright for their dedication to the County.

RESOLUTIONS:

Chairman Wright read Resolution #R2004-062 – a resolution recognizing and honoring members of the Pendleton High School Marching Band for its First Place finish in the South Carolina Class AA Championships; and other matters related thereto. He then moved to approve and Mr. Tolly seconded. Vote was unanimous. The members of the band were recognized and commended for outstanding service.

Chairman Wright read Resolution #R2004-063 – a resolution recognizing and honoring members of the Pendleton High School Competitive Cheerleading Team for its First Place Finish in the South Carolina Class AA Championships; and other matters related thereto. Chairman Wright moved to approve and Mr. Dees seconded. Vote was unanimous.

Next the agenda was changed to allow **Resolutions #R2004-066 and #R2004-067** to be presented. Mr. Greer moved to approve the resolutions and Mr. Dees seconded. Mr. Greer read the Resolutions in their entirety. #R2004-066 – a resolution recognizing and honoring members of the Belton-Honea Path Football team, and in particular *<member's name>*, for winning the 2004 South Carolina Class AAA State Football Championship; and other matters related thereto and resolution #R2004-067a resolution recognizing and honoring the Belton-Honea Path High School Football Team for winning the 2004 S.C. Class AAA State football championship; and other matters related thereto. Vote was unanimous.

Chairman Wright presented second reading of Ordinance #2004-054 – an ordinance finding that Homeland Park Water District may issue not exceeding \$300,000 General Obligation Bonds; to authorize Homeland Park Water District Commission to issue such bonds and to provide for the publication of notice of the said finding and authorization. A public hearing was held; no comments were received. Mr. Dees moved to approve and Mr. Holden seconded. Vote was unanimous.

PRESENTATION ON THE SOUTH CAROLINA EDUCATION LOTTERY: Mr. Ernie Passailaigue, Executive Director of the South Carolina Education Lottery, gave a brief presentation on the economic impact of the South Carolina Education Lottery. The power point presentation is on file in the Clerk to Council's office. Mr. Greer asked Mr. Passailaigue to restate the payroll statement. Mr. Passailaigue said that they currently have a payroll of approximately \$7.4 million dollars with approximately 150 employees. Council received as information.

Council took a 5-minute break at this time. Chairman Wright called the meeting back to order.

KAB PRESENTATION: Ms. Liz Gillian with the S.C. Forestry Commission congratulated Anderson County as a Tree City USA. She said the award marks the County's first year as a Tree City and is the only County in South Carolina to be considered a Tree City. She also recognized Ms. Michelle Strange and the KAB Board for their efforts. Mr. Greer stated that the Town of Iva was recently recognized for its' 17th consecutive year as a Tree City. Chairman Greer

suggested that Council appoint the KAB Board to represent the county on the board. Ms. Wilson suggested that Mr. Kirk Wyman, County Forestry, be added to the board. The motion was amended to add Mr. Wyman. Vote was unanimous.

ARBOR DAY PROCLAMATION: Chairman Wright read a proclamation proclaiming December 2004 as Arbor Day Month in Anderson County. Chairman Wright moved to approve the proclamation and Mr. Greer seconded. Vote was unanimous.

Chairman Wright presented third and final reading of Ordinance #2004-050 – an ordinance authorizing an amendment to the lease agreement between Anderson County, South Carolina and Plastic Omnium Auto Exteriors, LLC, as amended, to provide for an extension of the investment period there under; and other matters related thereto. A public hearing was held; no comments were received. Mr. Dees moved to approve and Ms. Wilson seconded. Vote was unanimous.

Chairman Wright presented third and final reading of Ordinance #2004-026 – a rezoning request by Howell-Black, LLC, to rezone 109.31 acres at 2729 Highway 29 North from R-A (Residential Agriculture) to PD (Planned Unit Development). Mr. Ricketson said that the applicant had submitted a compromise version of the request. Both the Planning Commission and the Citizens Advisory Board denied the initial request. The revised Letter of Intent has been submitted to Council and is up for consideration. **Mr. Greer moved to approve and Mr. Dees seconded.** Ms. Wilson said that she was exceedingly distressed that there were meetings between members of Council, Planning Department and developers after she had requested that she be a party to some of those meetings and the property is in her district. She said that there is not a proper buffer; no delineation as to what is wetland and upland that is buildable. She also said that it appears that of the 100+ acres about 1/3 is wetland and is not buildable. Chairman Wright said he did meet with the developers on a couple of occasions and talked on the phone trying to work out some method of compromise. He said he could not see where the developers have made any kind of compromise. The compromise on the density is down to 230 and a buffer zone has been added. Mr. Greer asked if the zoning change would be approved contingent on the new Statement of Intent presented to Planning today. Chairman Wright replied yes. Mr. Greer moved to amend the motion to include the new Statement of Intent. Mr. Dees seconded. Ms. Wilson said that she would like to require that the county have the same level of criteria put into the Letter of Intent that has been done on other projects similar to this. And she encouraged the level of quality of controls be in the agreement. Mr. Greer called for the question. Vote on the call was four in favor and three opposed (Wilson, Tolly, Floyd). Vote on the amendment was four in favor and three opposed (Wilson, Floyd, Tolly). Ms. Wilson moved to reduce the density to the total number of dwellings no more than the total number of acres for the property and to require the same level of requirements in the Letter of Intent as the Lebanon Road and Vandiver Road projects. Chairman Wright seconded. Mr. Dees asked Mr. Ricketson if the County was following the law in regard to this particular subdivision. Mr. Ricketson responded yes. Mr. Dees asked Mr. Ricketson if there were any differences between the Lebanon Road and this rezoning request. Mr. Ricketson responded that there are small variations among them all such as home sizes, berms, and etc. Mr. Dees asked if the County and the Federal Government prohibit building upon those places and Mr. Ricketson said that if there is building in wetlands they have to be mitigated. Mr. Martin said that the amendment included a density requirement and he did not believe that Council could just pick a number. Council discussed the amendment further. Mr. Greer asked, for clarification, if the motion to amend by Ms. Wilson does include the density from what the Statement of Intent has. The reply was yes. Ms. Wilson withdrew her amendment. Mr. Dees called for the question. **Ms. Wilson moved to send the Letter of Intent back to the Planning Commission.** Mr. Tolly seconded. Ms. Floyd said that she was concerned about Cox Road. Mr. Ricketson said that the road could handle another subdivision and the bridge is going to be replaced. Mr. Greer said that the county spent 2-1/2 years reworking the Land Use ordinances. These ordinances contain a lot of the regulations to control some of the concerns that has been expressed. These individuals (developers) have made a good faith effort to negotiate something that would be better than what was first offered, maybe not what the community would like to have, his opinion is they have made a good faith effort, they have tried to come to some type compromise and to send this back to the Planning Commission would only prolong consideration of the matter and he believes that Council should defeat the motion to send back to the Planning Commission and move on and either vote the zoning change up or down. Ms. Wilson called for the question. Mr. Dees said that he would like to make a comment or two. Chairman Wright said that he had a call. Mr. Tolly seconded the call. Mr. Dees said that he (Chairman Wright) allowed it earlier so he would like the same privilege as any other member of Council. Mr. Dees asked Mr. Ricketson if this request was significantly different than other subdivisions that council has changed. Mr. Ricketson said that it was less dense. Ms. Wilson said that the density did not fit the area because of the farms. Ms. Wilson asked that the ordinance be delayed until the first of the year in order for everything to be done right. Chairman Wright said that he believed the Letter of Intent was right and a lot of work had gone into it. Vote on the call for the question was unanimous. Vote was three in favor

and four opposed to send the Letter of Intent back to the Planning Commission. (In favor: Wilson, Tolly, Floyd and opposed: Greer, Holden, Wright, Dees). Motion failed. Council discussed the original motion for third reading. Mr. Greer moved to call for the question and Mr. Dees seconded. Vote was six in favor and one opposed (Wilson). Vote was four in favor (Holden, Wright, Greer, Dees) and three opposed (Wilson, Tolly, Floyd). Motion carried.

ORDINANCES – THIRD READING:

Chairman Wright presented third and final reading of Ordinance #2004-040 – an ordinance adopting the Anderson County Solid Waste Management Plan, as amended, to comply with the South Carolina Solid Waste Policy and Management Act; authorizing the submission of the amended Solid Waste Management Plan to the South Carolina Department of Health and Environmental Control; and other matters related thereto. A public hearing was held and the following individuals spoke. Mr. Dan Harvell said that the ordinance had received several changes since it was presented on first reading and that, he believes, is due to the public's input. Mr. Harvell spoke on behalf of the Taxpayers Association that he did not know of one member of the group/membership would have made any anonymous phone calls. He thanked Council for the efforts that went into the ordinance to make it friendlier for the people who do business in the County. No others wished to speak; therefore, the meeting was declared closed. **Mr. Dees moved to approve the amended version of Ordinance #2004-040. Mr. Greer seconded.** Mr. Greer stated for the record that Council was adopting the amended version with the color-coded changes and dated December 7. Mr. Greer stated that it was important that the public has an opportunity to examine documents that council looks at and they have a chance to voice their concerns and voice some suggested changes to them. He also reminded everyone that there is an elected body that is dedicated in reviewing all documents that come before them. He said that at first reading there were at least three members of Council who proposed changes on the first night it was presented. Ms. Wilson thanked the Solid Waste staff for making the ordinance easier to understand. She asked a question concerning what would happen if a landowner had a lake house in the county and they came to Anderson on the weekend and they needed to dispose of their waste. Mr. Preston said that there would not be a problem with a license without an Anderson address if they can provide their address in Anderson. Ms. Wilson asked that DHEC not only notify the Administrator but County Council of the Letter of Certification. Mr. Greer said that would be getting into micro managing and the Administrator customarily forwards copies to Council members. Ms. Wilson said that the problem is that it is a 15-minute comment period and frequently by the time notification is received 2-3 days have passed. Chairman Wright said that Council could not require DHEC to do things. Mr. Greer called for a point of order. Mr. Greer said that he had observed a couple points of order that have created some problems during the discussions. He said three times tonight Council had a "Call for the Question" and it was properly seconded yet discussion continued. The rules of order state that once a "Call for the Question" has been properly made and seconded all discussion must end and you must immediately vote on the "Call for the Question." Roberts Rules of Order also state that all members of the Council (or group) must receive proper recognition from the Chair before speaking. He asked the Chair to continue following Roberts Rules of Order. Ms. Floyd seconded the motion for the call. Vote was six in favor and one opposed (Wilson). Vote was six in favor and one abstention (Wilson) to approve the amended version.

Chairman Wright presented third and final reading of Ordinance #2004-053 – an ordinance authorizing the leasing of available commercial office space at the Anderson Regional Airport to Tailwind Aviation; and other matters related thereto. A public hearing was held; no comments were received. Mr. Dees moved to approve and Mr. Tolly seconded. Vote was unanimous.

ECONOMIC DEVELOPMENT ANNOUNCEMENT: Mr. John Lummus presented Resolution #R2004-064 – a resolution authorizing the execution and delivery of an inducement agreement by and between Anderson County, SC and Techfab, LLC whereby, under certain conditions, Techfab, LLC will acquire, or purchase, certain land, buildings, furnishings, fixtures, apparatus, and equipment to improve and expand its facilities in Anderson County and Anderson County will execute fee-in-lieu of tax or lease agreement(s) and provide certain economic development inducements to Techfab, LLC and execute certain documents and enact certain further legislation for Techfab, LLC's project involving a total of not less than Five Million Dollars (\$5,000,000) in investment. Techfab is a company that manufactures industrial reinforcements that are included in materials such as cement tile backer board, reinforcement for industrial rolled roofing. There are currently located in a 100,000 sq. ft. building on Highway 81 and currently employ 91 people. Ms. Wilson moved to approve and Ms. Floyd seconded. Mr. Greer said that would be a good opportunity for the people of the County with the closing of Springs Industries. Vote was unanimous.

Council recessed for 5 minutes at this time. (8:05 p.m.)

AUDIT PRESENTATION: Mr. Joey Preston said that the first part of the presentation provides council with a history of audits since prior to this Administration. Ms. Gina Humphrey explained the purpose of an audit and why an audit should be conducted. She explained audits in the past, present and audits in the future. A copy of the power point presentation is on file in the Clerk to Council's office. Mr. Gray Suggs, with Elliot Davis, presented their audit of Anderson County's financial statements. He said that the County received an Unqualified Opinion – their Audit opinion states that County's assertions, as contained in the financial statements, present fairly, in all material respects, the financial position, results of operations, and cash flows of the County in conformity with generally accepted accounting principles. A power point presentation was presented and a copy is also on file in the Clerk to Council's office. Mr. Tommy McNeish gave a brief over-view of what they do while conducting the audit and how the procedures are performed. Ms. Laurie Smith highlighted some of the county's financial data for better understanding. Mr. Preston handed out documents that highlight what they heard from Elliott Davis. Ms. Wilson asked Ms. Smith several questions concerning the audit. Mr. Dees asked Ms. Smith if they really conduct an audit since it has been mentioned that a real audit is not done. She said that they do conduct an audit. Ms. Smith said that the county's total debt at this time was \$64.4 million. Council received as information.

Mr. Preston pointed to a GLR153 report prepared for Ms. Wilson. He said the cost to run the report was \$848.00. Mr. Preston passed out copies of the June 4th budget transfers as required by budget ordinance. Mr. Preston and Mr. Michael Cunningham presented all employees of the Finance Department with a level mounted on a board and reads "Above board and on the level". Employees were presented one for the County's appreciation for their outstanding job. Ms. Wilson thanked the finance employees and stated that she never questioned them but the budget and the choices in expenses for the county. She said that she believes that the county wastes a lot of money.

Council recessed for 5 minutes at this time.

SEWER PLAN UPDATE: Mr. Dewey Pearson started the presentation off by talking about the County's evaluation of their wastewater facilities. From that evaluation which began in 1996, it culminated into a report entitled "Anderson County Sewer Plan". The Anderson County Sewer Plan is a 10-year plan which projects the County's needs for a 10-year period. He gave the objectives and purposes. He explained the plan. He said having the long-range plan allows Anderson county to more effectively coordinate with other wastewater utilities in considering cooperation on joint projects, resolving common problems or satisfying common needs. One of the most important purposes is having a number of well defined projects planned and ready for implementation, the County is able to quickly compare and match projects with funding availability to maximize the County's potential for grant awards. The plan will help to insure adequate treatment capacity is available by projecting the future capacity needs for the County. A number of projects have been completed and are under construction. The Plan is updated as needed to reflect the changing needs of the County. Other projects have been modified in their size and scope and projects have been revised and added as needed. The report is an up-date of the Anderson County Ten Year Plan and it provides an update on the progress, which has been made by the county regarding the wastewater facility and improvements that reviews the current status of sewer service within the county. It updates projects included in the plan and updates estimated project costs. Since the publication of the original 10-year plan in 1996, the County has completed 18 projects, 3 currently under construction and nearing completion. Anderson County, the City of Anderson and Homeland Park jointly have three projects underway at this also. Mr. Jim Longshore explained the projects.

Ms. Wilson: On page 17 the proposed implementation schedule – you have colored codes but I don't see what the little green blocks stand for. That must mean more money, right?

Mr. Longshore: My color vision is not that good but the blue or green...

Ms. Wilson: (interrupting Mr. Longshore) the first time I see is on Broadway Creek sewers phase 1 – there's orange, then kind of a purple, then kind of a greenish.

Mr. Longshore: The greenish-blueish is easements. That's the easement phase of the project.

Ms. Wilson: Now there are some corrections that you are going to need to make on page 7. I know that our Administrator has used this a number of times. But there were actually approximately 40 families opposed to the sewer line down Beaverdam. You need to correct that because the names on the appeals were the names that the attorney told us to put those few. We had many more who wanted to be on the appeals. Second of all, there were only two ALJ hearings as you well know. You attended all of them. The first one involved the construction permits. So that was only one permit hearing. And we'd requested that they all be grouped together to save expense and time for both the county side and our side. The second hearing was for water quality certification and ...what was the other. There were two permits in that one that was heard. Then there were two appeals before the DHEC board. They were only a few minutes each for that. So y'all need to make a correction on that. Now another correction that we need to correct...

Mr. Pearson: Excuse me one minute. There were three different hearings and three different appeals.

Ms. Wilson: There were only three ALJ hearings. Wait excuse me. Only two ALJ hearings. I attended both of them. They were all held together remember.

Mr. Pearson: I attended three.

Mr. Longshore: I attended three.

Ms. Wilson: There were all held together. Remember?

Chairman Wright: The Court records will correct that if there needs to be a change.

Ms. Wilson: There were two permits.

Chairman Wright: Well apparently they held court a third day.

Mr. Martin: I will be happy to bring the legal records. There were three permits and there three levels of appeal for each permit to the DHEC staff, to the ALJ, and to the DHEC board for the permits. That is nine appeals.

Ms. Wilson: There were two hearings before the Administrative Law Judge. The first one was construction. The second one was two permits were heard at the same time. One was the Water quality certification for 401. I can't remember what the other one was. But they were all heard at the same hearing.

Chairman: Well, it is obvious that no matter how hard you try we are not going to make a clear-cut thing.

Ms. Wilson: I still have the floor please sir.

Chairman: Well, I am still Chairman right now and I'm speaking. What it amounts to is – we need to verify that through court records.

Ms. Wilson said that she agreed that the County needed trunk lines but the fact remained that Hwy. 24 has been a priority since 1992 keeps getting pushed on the priority list and other projects get pushed up above. In 1992, it was acknowledged that this was a very vital link, sewer wise, for commercial and industrial development going out to I85 on that side of town. She said that if the County really wanted to be progress the council should look at moving the Hwy 24 projects up on the priority list. At this time, Mr. Tolly moved to approve the plan as presented and Ms. Floyd seconded. Ms. Wilson asked that Council should wait until the new council members come on board. Ms. Wilson moved to table until the next meeting. Motion died from lack of a second. Mr. Greer called for the question and Mr. Dees seconded. Vote was six in favor and one opposed (Wilson). Vote on the plan's adoption was six in favor and one opposed (Wilson). Motion carried.

LEGAL BRIEFING: A member of Council requested that this section be verbatim.

Mr. Tom Martin: Thank you, Mr. Chairman and members of Council. Perhaps it would be called something else. But I think you are aware that the County has been presented with a piece of litigation – a petition for a Writ of Mandamus it is directed against the Administrator in his official capacity. That is an action against Anderson County, which has to be defended by Anderson County. We have received a proposal for the defense of that particular matter and I think that has been briefed to the members of Council if we are not adverse to the County and that is for a law firm in Greenville to represent Anderson County in responding to that particular petition. It is up to County Council at this point to determine whether they want to pursue that particular defense or not.

Mr. Tolly moved to receive as information. Ms. Floyd seconded. Mr. Tolly amended the motion that the County retain that law firm to defend the County. Ms. Floyd seconded. Vote was six in favor and one abstention (Wilson).

Chairman Wright presented Ordinance #2004-049 – an ordinance amending Ordinance Nos. 2001-049 and 2001-050 in respect of \$1,000,000 original principal amount Anderson County, South Carolina Special Source Revenue Bond, Series 2002 (Plastic Omnium II Project) to provide for certain modification of the pledge of net fee payments securing such bond; and other matters relating thereto. A public hearing was held and no comments were received. The public hearing was the only action needed at this time on this ordinance.

Chairman Wright presented first reading of Ordinance #2004-055 an ordinance to amend the Anderson County Code of Ordinances and the Anderson County Capital and Operating budget ordinance so as to require an annual inventory of all Anderson County Capital Assets valued in excess of Two Hundred Dollars, as part of and subject to the annual Anderson County Budget process; and other matters relating thereto. Mr. Larry E. Greer said that this was an ordinance that Council considered some time back and failed. He said he felt it was sufficient importance to bring back to council and the \$200 limit is reasonable considering the amount of items of inventory that some of the various departments could have. Mr. Greer moved to approve and Ms. Wilson seconded. Mr. Dees asked Mr. Preston would the County have to hire additional personnel to enforce the ordinance. Mr. Preston said that he thought the County would be ok with the existing personnel. Vote was 6 in favor and one opposed (Wright).

Chairman Wright presented Resolution #R2004-061 – a resolution authorizing Anderson County Participation in Tax-Deferred Payroll deductions for installation service purchase by Anderson County Employees; and other matters related thereto. Mr. Dees moved to approve and Ms. Floyd seconded. Vote was unanimous.

ACCEPTANCE OF CASA DEL RIO SUBDIVISION INTO THE COUNTY ROAD SYSTEM: Ms. Floyd moved to approve and Mr. Holden seconded. Mr. Tolly called Mr. Hopkins up to the microphone. He asked Mr. Hopkins to verify the fact that the roads have been surveyed and all water and drainage problems have been addressed to the best of their ability. Mr. Hopkins replied yes. Vote was unanimous.

PRESENTATION: Ms. M. Cindy Wilson made the following statement. The Writ of Mandamus is a legal effort to open public records and public records are public records.

PRESENTATION: Mr. Dan Harvell with the Anderson County Taxpayers Association asked that his presentation be deferred until a later time.

PRESENTATION: Mr. Joey Preston invited everyone to the Airport runway groundbreaking on December 13 at 11 a.m. and the Pendleton Library Groundbreaking scheduled for December 17 at 11 a.m.

REQUESTS BY COUNCIL MEMBERS:

Mr. Tolly moved to appropriate \$1,000 from District #1 Recreation Account for the T.L. Hanna High School Athletic Booster Club Car Show. Ms. Floyd seconded and vote was unanimous.

Mr. Tolly moved to appropriate \$2,500 from District #1 paving fund for a concrete pad at the American legion Hut. Ms. Floyd seconded and vote was unanimous.

Ms. Floyd moved to appropriate \$1,000 from District #1 Recreation account for the Free Clinic. She said that this was an entity that District 2 regularly supports. Mr. Greer seconded and vote was unanimous.

Mr. Greer moved to appropriate \$25,000 to the City of Belton for their paving needs and \$38,800 for the Town of Iva for their paving needs to be used for materials, equipment and County contractual or other contractual paving and drainage work on non-state roads and projects located within the municipality and payment upon presentation of invoices for completed work. Mr. Tolly seconded. Funds to come from District 3 paving account. Vote was unanimous.

Mr. Greer moved to appropriate \$26,200 from District 3 paving account to repair a culvert on Airline Road, \$102,000 to repair a culvert on Wentzky Road, \$65,000 to replace a bridge on Sam Turner Road, and to appropriate \$28,787 to pave Christopher Drive, \$3,641 to pave Smith Lane, \$4,807 to pave Murphy Drive. Mr. Dees seconded and vote was unanimous.

Mr. Greer moved to appropriate \$1,000 from District 3 Recreation Account for the Free Clinic. Mr. Dees seconded and vote was unanimous. Mr. Greer urged others to give to the Free Clinic.

Chairman Wright moved to appropriate from District 4 Recreation Account \$2,000 for the Pendleton Youth association, \$2,000 for the Townville Recreation, \$2,000 Sandy Springs Community Park, and \$3,000 to the Pendleton Community Club for programming and structural needs at the Community Club. Mr. Dees seconded and vote was unanimous.

Mr. Wright moved to appropriate from District 4 paving account \$10,000 to the Mount Zion Fire Department Project until remaining funds can be appropriated, and \$10,000 for the Walker-McElmoyle Fire Station. Mr. Greer and Ms. Wilson seconded. Vote was unanimous.

Chairman Wright move to add the following roads to the District 4 paving list: Woodhaven Drive, Bertha Drive, Laurel Lane, North Windy Point, Avant Road, Eastview drive, Harris Bridge transfer station, and Benjamin Drive. Mr. Tolly seconded and vote was unanimous.

Mr. Mike Holden moved to appropriate \$1,000 for the Bosch Robotics Team, \$2,000 Westside High School Concert choir for Washington, DC trip, \$500 for Boy Scout troop 987, \$2,199 for the Anderson Free Clinic. Ms. Floyd seconded. Vote was unanimous. The funds to come from District 5 Recreation account.

Mr. Holden moved to appropriate \$8,000 for construction of a walking track at McLees Elementary School. \$10,000 for the Westview Cemetery on Sayre Street, \$15,000 for the Williford Fire Department to help them with grading and paving, and \$25,070 to help with paving at the Center Rock Fire Department. The funds to come from District 5 paving account. Mr. Tolly seconded and vote was unanimous.

Mr. Dees moved to appropriate \$1,000 to the Free Clinic from District 6's Recreation Account. Mr. Greer seconded and vote was unanimous. He complimented the staff at the clinic for their great work.

Ms. Wilson moved to add the following roads to the District #7 paving list: Wardlaw Street, Mariner Road, Railroad Street, Moats Road, Bleckley Street, Blake Street, Meadow Lane, Manly Circle, Norris Road, Joe Bell Road. Mr. Tolly seconded. Ms. Wilson moved to amend her motion to include Lee Road and Connor Street. Mr. Tolly seconded the amendment and vote was unanimous.

Ms. Wilson moved to approve a driveway apron/pipe at lot #10 in Brookside subdivision. She said typically they are \$500 each. Mr. Tolly seconded and vote was unanimous.

Mr. Preston said that the county had received a \$10,000 grant from Duke Energy Corporation for Emergency Preparedness.

ADMINISTRATOR'S REPORT: (time requested 5/allotted 5 minutes)

- a. Certificates and Training: Mr. Taylor Jones – Certified Emergency Manager (CEM)
- b. Letters of Appreciation:
 - 1. For: Mr. Bob Daly and staff From: Ms. Libby Winkler with Habitat for Humanity
 - 2. For: Mr. John Ferguson and Airport staff From: Mr. Chip Moore
 - 3. For: Mr. Joey Preston and Staff From: Ms. Sue Maner-Special Olympics
- c. Reports: Anderson County Museum – October 2004
- d. Meetings & Minutes:
 - 1. Anderson County Transportation Division Safety Meeting-10/26/04
 - 2. Anderson County Development Partnership Board Meeting-9/23/04
- e. Article – *County Administrator "office" being sued by Council Member*
- f. Article – *Reaching or the Skies*
- g. Check from Duke Power
- h. Salvation Army Bell Ringing Campaign

REMARKS FROM COUNCIL MEMBERS

Mr. Dees complimented Mr. John Lummus for his hard work.

Ms. Wilson wished everyone a Merry Christmas and a Happy New Year. She also wished her constituents a Merry Christmas and a Happy New Year.

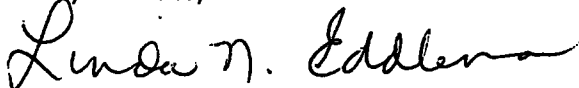
Ms. Floyd informed her constituents that the Watergates would be opened shortly after Christmas at Broadway Lake. She also wished District 2 a Merry Christmas.

Mr. Greer thanked Mr. Holden and Chairman Wright for their many years of service to the County and their districts. He also wished them well in their future endeavors. He encouraged everyone to remember the true meaning of Christmas.

Chairman Wright said it had been an honor for him to represent the people of District #4. He said that he was involved in his community before he was elected and he will still be involved. He wished everyone happy holidays and ended the meeting by reading a poem.

The meeting was adjourned at 11:05 p.m.

Respectfully submitted,



Linda N. Eddleman
Clerk to Anderson County Council