

ANDERSON COUNTY COUNCIL  
ANDERSON, SOUTH CAROLINA

Regular Meeting - May 2, 2000 - 6:00 p.m.  
Linda N. Gilstrap, Clerk to Council

M I N U T E S

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

P R E S E N T

G. Fred Tolly - District #1  
Gracie S. Floyd - District #2  
Larry E. Greer - District #3  
Vice Chairman Clint Wright - District #4  
Chairman J. Mike Holden - District #5  
Joey Preston - Administrator  
Tom Martin - County Attorney  
Linda N. Gilstrap - Clerk to Council

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, May 2, 2000 at 6:00 p.m.

Ms. Gracie Floyd gave the invocation and everyone stood and pledged allegiance to the flag.

On the motion of Mr. Wright, seconded by Mr. Tolly, Council voted unanimously to approve the minutes from the April 18, 2000 meeting as mailed.

Public Comments: 1). Mr. Paul E. Rummage, a member of the Five Forks Property Owners Association, addressed Council on the zoning of Five Forks. He said that on April 25 the precinct voted in favor of zoning with 408 for and 26 opposed or

94% voting. The actual day of the vote; the planning commission passed a motion to change the zoning between Glen Raven Mills and General Nutrition products on Hwy 178 from I-2 to I-1. Those in the Five Forks Precinct voted on the map as they understood it at the public hearing held on March 23<sup>rd</sup>. He urged Council to change this zoning between Glen Raven and GNP on Hwy. 178 back to I-2 as the voters understood the zoning map. This will send a message to Anderson County that the "Good Ole Boy" network is in place. He respectfully urged Council to make this change. 2). Ms. Kris Yon addressed the Five Forks zoning map also. She called Council's attention to the zoning map. She read parts of a memo dated December 1, 1999. Liabilities - residents stated that they felt there was too much industry along Highway 178 and some welcomed more agriculture-related industry. She also stated that the residents wanted more awareness in notification of development, tighter mobile home restrictions. She reminded Council that they followed the Hammond Voting precinct and they were assured and confirmed that they would have the same process. She then urged Council to remain consistent with the zoning process and to pass the map on the third reading how the community wanted it. 3). Mr. Jerry Lark of 211 Sleepy Hollow stated that Five Forks did have a mandate on their zoning referendum of 94%. This is because of a proposed mobile home park to locate in the area and another is because the precinct wants zoning. He said the map that they voted on had all I-2 property up the Liberty Hwy. He asked Council to adopt the map as was done on second reading and change the I-1 property up Liberty Hwy. back to I-2.

Mr. Fred Tolly presented Ms. Crystal Medlin Resolution #R2000-020 recognizing and honoring her for being selected as a People to People Student Ambassador, and for representing Anderson County during her travels to the United Kingdom and Ireland this summer. Chairman Mike Holden presented Ms. Lindsey Sipe Resolution #R2000-021 recognizing and honoring her for being selected as a People to People Student Ambassador, and for representing Anderson County during her travels to the United Kingdom and Ireland this summer, also.

Mr. Vic Carpenter explained that last year appropriately 108 tons of phone books were thrown into the County landfill. The County embarked on a campaign this year for a Telephone Book Recycling Contest. Because of these efforts

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approximately 25 tons of phone books were recycled. Ms. Sue Westberry from Starr Elementary School was presented \$500 check for first place for collection of the most phone books from any school. Three Thousand Three Hundred and twenty six (3326) phone books were collected. Anna Copelan a student at Starr Elementary received a certificate and a check in the amount of \$25.00 for bringing in over 1200 phone books. St. Joseph Catholic School received a check for \$250.00 for their efforts of bringing in an average of 6 phone books per child for a total of 850 books. Allan Manassa received a check for bringing in a phone book from the most distant country. Allan Crowe from Belton Middle School received a check for bringing in the most phone books which was over 1400. Council commended these students for their outstanding job on recycling of the phone books.

Mr. Tom Martin presented third and final reading of Ordinance #2000-013 - an ordinance amending Ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Official Zoning Map to adopt a zoning map in the Five Forks voting precinct. Mr. Wright moved to approve the ordinance on third reading with no amendments to the map. Mr. Tolly seconded and vote was four in favor (Floyd, Wright, Greer, and Tolly) and one abstention (Holden). Motion carried.

Mr. Tom Martin presented second reading of Ordinance #2000-021 - an ordinance to provide for the creation of the Gilmer Estates Special Tax District in Anderson County; to establish the nature of services to be performed therein; to designate the uniform service charge in the Special Tax District; to provide for the operation of the Special Tax District; and other matters related thereto. Mr. Tolly moved to approve on third reading and Ms. Floyd seconded. Vote was unanimous.

Mr. Tom Martin presented first reading of Ordinance #2000-024 - an ordinance amending ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Official Zoning Map to adopt a Zoning Map in the Green Pond Station B voting Precinct. On the motion of Mr. Holden, seconded by Mr. Tolly, Council voted unanimously to approve the ordinance on first reading as presented.

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Mr. Martin presented first reading of Ordinance #2000-025 an ordinance amending ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Official Zoning Map to adopt a Zoning Map in the Hopewell Voting Precinct. On the motion of Mr. Tolly, seconded by Ms. Floyd, Council voted unanimously to approve the ordinance on first reading as presented.

Mr. Martin presented first reading of Ordinance #2000-026 - an ordinance amending ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Official Zoning Map to adopt a Zoning Map in the Friendship Voting Precinct. On the motion of Mr. Greer, seconded by Mr. Tolly, Council voted unanimously to approve the ordinance on first reading as presented.

All three are scheduled for a referendum on June 27<sup>th</sup>.

On the motion of Mr. Tolly, seconded by Mr. Greer, Council voted unanimously to approve a request to abandon a portion of Seminole Avenue (C-15-28A) as presented.

Chairman Holden presented a Proclamation proclaiming May 15, 2000 as Police Officers Memorial Day and the week of May 15, 2000 as Anderson County Police Week. On the motion of Mr. Wright, seconded by Mr. Tolly, Council voted unanimously to approve the proclamation and to ratify Resolutions #R2000-021, and #R2000-022 done at the beginning of the meeting.

On the motion of Mr. Wright, seconded by Mr. Greer, Council voted unanimously to approve Resolution #R2000-018 - a resolution imposing a building permit moratorium in the Green Pond Station B Voting Precinct.

On the motion of Mr. Tolly, seconded by Mr. Greer, Council voted unanimously to approve Resolution #R2000-019 - a resolution imposing a building permit moratorium in the Hopewell Voting Precinct.

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On the motion of Mr. Greer, seconded by Mr. Wright, Council voted unanimously to approve Resolution #R2000-022 - a resolution imposing a building permit moratorium in the Friendship Voting precinct.

Ms. Floyd moved to amend the agenda to add Resolution #R2000-023 - a resolution requesting the Anderson County Legislative Delegation to support, and to seek a method to expedite the move of the Confederate Flag from the State Capital Dome to an appropriate place of honor. She said that there was a two-thirds vote required to place the resolution on the floor. Motion died from lack of a second to place the item on the agenda for consideration by Council.

Mr. Tom Martin presented Resolution #R2000-017 - a resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its tax-exempt adjustable mode economic development Revenue Bonds (Electric City Printing Company Project) pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$5,000,000. A public hearing was held and no comments were received. On the motion of Mr. Tolly, seconded by Mr. Greer, Council voted unanimously to approve the resolution as presented. Mr. Greer stated for the record that this was an existing industry in the County.

Mr. Tom Martin presented second reading of Ordinance #2000-022 - an ordinance amending Ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Official Zoning Map to rezone 3.71 acres of property on the east side of North Highway 81 (address ranges 2122-2126), property fronting approximately 535+ on east side of Highway 81 and 300'+ deep. A public hearing was conducted the following spoke: 1). Ms. Loretta Warder of 108 Green Briar Road of Clarendon Subdivision said that the residents of the Hammond School Voting Precinct voted 9-1 for zoning and now it's already being changed. She explained that during the rezoning process; she was out of town on spring break. She also discussed the traffic situation in that area and to rezone "commercial" would only increase the traffic problem. She asked Council to stick to the way that Hammond School is zoned and vote no on the change. Mr. Tolly moved to approve Ordinance #2000-022 on second reading and Mr. Wright seconded. Ms. Floyd read into the record the

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following names: Bar Stanz, Frances Swats, Ms. Ruby Parks, P. Hembree, John Anderson, Furman Gerrard, M.L. Anderson, Frank Woodson, Emma Mozola, RJ Spononi, Nancy Graham, Dee Davis, Marvin Collier, June Cromer, Steve Solspur, Loretta Warder and Gracie Floyd all of which are asking Council to vote no on this change. Mr. Greer asked Mr. Ricketson if this went through the Citizens Zoning Committee, Planning Commission. Mr. Ricketson replied yes and that both groups recommended approval. Ms. Floyd said yes it went through the committees and yes it went through the PEOPLE and they voted 9-1 to rezone the property. Vote was four in favor (Holden, Wright, Greer, and Tolly) and one opposed (Floyd). Motion carried.

Mr. Tom Martin presented second reading of Ordinance #2000-020 - an ordinance to provide for the creation of the private road P-16-26 Special Tax District in Anderson County; to establish the nature of services to be performed therein; to designate the uniform service charge in the Special Tax District; to provide for the operation of the Special Tax District; and other matters related thereto. A public hearing was held. No comments were heard. On the motion of Mr. Greer, seconded by Ms. Floyd, Council voted unanimously to approve on second reading.

At approximately 7:00 p.m., Council recessed for 10 minutes. At 7:10 p.m. Chairman Holden called the meeting back to order.

Mr. Tom Martin presented second reading of Ordinance #2000-017 - an ordinance amending Ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County official Zoning Map to adopt a zoning map in the Rock Mill Voting precinct. Mr. Martin explained that when Anderson County does zoning, by South Carolina law it has to be done through a professional staff and an actual planning process, which complies, with state law. A public hearing was held and the following residents spoke: 1). Mr. Shirley Huitt a resident of Rock Mill Voting Precinct for 30 years, said that his community has the most lake area in the County and more people in the area. The zoning people came out and drew up a map and now their community is divided by Hwy. 187. One side is classified one way and the other side is classified something else.

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This has created complete turmoil in the community. They have neighbor against neighbor. He said that he's been there 30 years and some of the growth is beautiful and some of it's not. He said that a person's rights only exist to the end of their nose any further you are invading another's rights. 2). Ms. Bobbie McGee Cochran spoke about the history of the Rock Mill Township. She said that she has lived there 65 years. Her family has owned the land in the Rock Mill precinct for over 200 years. Her son is the 8<sup>th</sup> generation to farm the land. She said that her and her family would like to keep their land like it is, maybe have a small business if necessary. The people there cannot make a living farming and must have income from another occupation. She urged Council to consider what was best for Rock Mill. 3). Mr. Mike Hullette of 3625 Hwy. 187, Anderson urged Council not to approve the map as it stands. He read portions of the South Carolina State law 29-3-40 dealing with specific planning elements which must be based upon careful and comprehensive surveys and studies of existing conditions and probable future development and include recommended means of implementation. His primary point was to say that many residents in the area do not think that careful nor comprehensive survey or studies had been done in the formation of the map. He said that they do not need zoning and certainly the zoning that this map reflects. He requested that Council not approve the map because due process in the approval has not been fully served and the map should be returned to the Planning Commission for further hearings and revisions. 4)Ms. Marilyn Wallsmith of Wilmack said that people who are against zoning do not know what zoning is. They do not want to get rid of the farms, cows, pastures and the beauty. All they want is controlled growth in Anderson County. We want to protect our property values and prevent the area from looking like Highway 24 and she said that her and her husband do not appreciate the vulgar names they're being called. 5) Ms. Tammy Collins representing 187 Storage and Collins Dock, requested that Council approve the classifications for their two businesses and the Planning Commission submitted them in its classification for Hwy. 187 Storage of C-3 and Collins of C-1. She hopes that Council recognizes the value that these two businesses provide to the Rock Mill community and Anderson County. 6) Mr. Justin Bridges a future landowner of the Rock Mill Township appeared on behalf of his grandfather; Billy McLees of 221 New Hope Road. He said the precinct divides their farm in half

and Busby Road was the line. He said he did not believe that the real property owners, such as his grandfather had any input into developing the map. He is unable to vote on his own land because he lives within yards of the precinct line and he is in another precinct. He said that it is not right for somebody to tell you what you can and can't do with your land and this completely does away with private property. He asked Council to consider the amount of time and planning put into this map before they vote. 7) Ms. Ann Huitt of 120 Huitt Road in the Rock Mill Precinct said that they have only small acreage and they do not plan to do anything other than pass it down to their children and grandchildren. She said that she does agree that the County needs controlled growth. She is also concerned that they are unable to have commercial growth down 187 and she was concerned regarding the yellow section of the map where you can have 2 dwellings on one acre. She said that the map should have had more appropriate time spent on it. 8) Ms. Peggy Kelly of Pentail Point said that she was for zoning. She said that you should have one vote per tax dollar. She said that she probably pays a lot of taxes in agriculture. She said that her children will inherit her house and she is for zoning because zoning actually does not tell you what you can and can not do with your property but determines what is going to go on in the community. 9) Mr. Robert Ceiley of Sunset Point said that they have lived here for 18 years and love this area. He said zoning does not hurt people. 10) Mr. Bill Collins of 2351 Highway 187 south owns 14-17 parcels of land in the Rock Mill Township. He said that he opposes zoning and his property investment is over 80 acres of land. He said that the process that took less than 50 days for Rock Mill was without thought and consideration of what is best for their precinct. 11) Mr. Brian Bolt of Mountain View Road in the Rock Mill Precinct is a citizen and young farmer in the district. He said that he works 3 jobs to farm because farming is not the most lucrative business there is. He would like to maintain his right to sell his land for commercial business or whatever. He suggested that it is not democracy that sacrifices the rights of the individual in an effort to please the whole. 12) Mr. Brady Collins has lived in the Rock Mill precinct his whole life. He asked Council to consider pro-choice not pro-zoned. 13) Ms. Margie Stuart homeowner of Deer Run Subdivision asked to go on record as being in favor of zoning. 14) Mr. A.J. Watts of Springfield Point said that he represents most of the homeowners of that subdivision and they are in favor of the map and zoning. He had petitions



from those owners. 15) Mr. Paul Kelly stated that the Council should listen to both sides before making a decision. He said that there is a grievance procedure for citizens who do not agree with the zoning and this should be done at a public hearing. Ms. Floyd asked that all Zoning Advisory board meetings be held in the afternoons so that working people may attend. After discussion Mr. Wright called for the question. On the motion of Mr. Wright, seconded by Mr. Tolly, Council voted four in favor (Tolly, Holden, Wright, and Floyd) and one opposed (Greer) to approve Ordinance #2000-017 as presented on second reading. Mr. Martin explained that the vote was on the ordinance. After the results of the referendum, the map will be developed.

Council took a recess at 8:35 p.m. The chairman called the meeting back to order at 8:50 p.m.

Mr. Joey Preston presented the 2000-2001 fiscal year budget for Council. The Administrator's proposed plan is on file in the Clerk to Council's office for inspection.

Mr. Wright moved to allow Mr. Preston to begin negotiations with Med-Shore for providing emergency services. Mr. Greer seconded and vote was unanimous.

On the motion of Mr. Tolly, seconded by Mr. Greer, Council voted unanimously to approve the appropriation of \$1,000 from District #5 paving for the Sheriff's Office Explorer Program.

On the motion of Mr. Tolly, seconded by Mr. Wright, Council voted unanimously to approve the appropriation of \$1,500 from District #5 paving funds for an engineering study for Gilmer Estates.

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ADMINISTRATOR'S REPORT:

(a) Certificates and Training:

1. Ms. Patti A. White, Ms. Sharron Vickery, Ms. Tameria Powell, Ms. Karla M. Pitts, Ms. Sheila Hughes, Ms. Tina Drawdy, Ms. Sherrill Dickson, Mr. Andrew Cwynar, and Ms. Lauri B. Brooks - *Basic Telecommunicator Training*
2. Ms. Jada Tucker, Ms. Tameria Powell, Ms. Lauri Brooks, Mr. Andrew Cwynar, Ms. Sherrill Dickson, Mr. Ronald Wood, Ms. Lisa Cook, Ms. Mary Brooks, Ms. Beverly Oliver, and Ms. Teresa L. Barry, - *Emergency Medical Dispatch requirements*
3. Ms. Jada Tucker, Ms. Tameria Powell, Ms. Lauri Brooks, Mr. Andrew Cwynar, Ms. Sherrill Dickson, Mr. Ronald Wood, Ms. Lisa Cook, Ms. Mary Brooks, Ms. Beverly Oliver, and Ms. Teresa L. Barry, - *Certified Emergency Medical Dispatcher*

(b) Letters of Appreciation:

1. For: 911 Dispatcher and Sheriff's Office
2. For: Mr. Robert Sanders at Recycling Center From: Mr. Cordes Seabrook

(c) Thank you from Ms. Angie Price , Environmental Engineer Association with DHEC

(d) Thank you from Mr. Jerry Nichols, Fire Chief/Administrator Piedmont Public Service Dist.

(e) Thank you from Mrs. Annie F. Clark, Auditor for resolution

(f) Minutes:

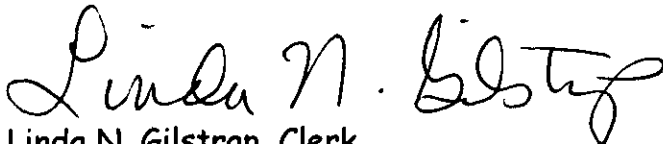
1. Anderson County Development Partnership - March 21, 2000
2. Anderson County Development Partnership - March 23, 2000
3. Public Works Safety Meeting
4. Litter Task Force Meeting

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- (g) Reports:
  - 1. Recreation Fund Report
  - 2. District Paving Report
  - 3. Inmate Litter Report - April 10-13, 2000
  - 4. Inmate Litter Report - April 17-21, 2000
- (h) Newspaper Ad regarding 2000 Property Taxes
- (i) Governor to Honor Local Alliance Partnership with Award
- (j) Budget Transfers

There being no further business, Council adjourned at 10:05 p.m.

Respectfully submitted,

A handwritten signature in cursive script, reading "Linda N. Gilstrap".

Linda N. Gilstrap, Clerk

ANDERSON COUNTY COUNCIL