

April 17, 2000

Spartanburg County Council met on Monday, April 17, 2000, at 5:30 p.m. in Council Chambers, County Administrative Office Building. The following were in attendance: Honorable Karen Floyd, Chairman; Honorables Jeff Horton, David Britt, Johnnye Code Stewart, Ken Huckaby, Rock Adams, and Frank Nutt, Council members. Also in attendance were Mr. James Hartmann, County Administrator; Mr. Bill Dennis, Deputy County Administrator; Mr. Glenn Breed, Assistant County Administrator; and Roy McBee Smith, County Attorney.

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 Floyd called the meeting to order. Invocation was rendered by Tyler Kirby of First Baptist Church, North Spartanburg.

II.

Allen Rawley led in the Pledge of Allegiance.

III.

Motion by Mr. Huckaby to adopt a Resolution recognizing Honorable James Paslay upon receiving SC Littler Control Association Recognition Award for taking a stand against litter violators. Motion seconded by Mr. Horton and carried.

Motion by Ms. Stewart to adopt a Resolution honoring William Ellsworth "Dummy" Hoy. Motion seconded by Mr. Nutt and carried.

Motion by Mr. Nutt to adopt resolutions honoring members of the recently dissolved Junkyard Board of Appeals, Planning and Development Commission, and Development Standards Board of Appeals. Motion seconded by Mr. Horton and carried.

Motion by Ms. Stewart to adopt a Resolution proclaiming April as Fair Housing Month in Spartanburg County. Motion seconded by Mr. Britt and carried.

Motion by Mr. Adams to adopt a Resolution proclaiming April 24-30 as National Community Development Week. Motion seconded by Mr. Horton and carried.

Motion by Mr. Britt to adopt a resolution recognizing Chad Barwick, Herald-Journal Reporter. Motion seconded by Mr. Horton and carried.

Motion by Mr. Huckaby to adopt a resolution proclaiming May 1st as Law Day in Spartanburg County. Motion seconded by Mr. Nutt and carried.

IV.

- A. Chairman Floyd declared open a public hearing relative to a right of way agreement by and between Spartanburg County and Duke Energy Corporation for a perpetual easement and right of way over and across property owned by the County at USC Spartanburg. No one appeared. The hearing was closed. Motion by Mr. Britt to authorize the County Administrator to enter into the agreement. Motion seconded by Ms. Stewart and carried.
- B. Chairman Floyd declared open a public hearing relative to a right of way agreement by and between Spartanburg County and the SC Department of Transportation for property owned by the County and located on St. John Street and Daniel Morgan Avenue. No one appeared. The hearing was closed. Motion by Mr. Britt to authorize the County Administrator to enter into the agreement. Motion seconded by Ms. Stewart and carried.
- C. Chairman Floyd declared open a public hearing relative to the issuance by JEDA of not exceeding \$10,000,000 aggregate principal amount Economic Revenue Bonds (Raynor USA Southeast Project) in one or more series. No one appeared and the hearing was closed.

V.

No appearances were scheduled.

VI.

Public Health and Human Services Committee: Honorable Johnnye Code Stewart, Chairman

- A. Motion by Ms. Stewart to render first reading by title to an Ordinance creating Comprehensive Code Enforcement Procedures. Motion seconded by Mr. Britt and carried.
- B. Motion by Ms. Stewart to approve the proposed Annual Action Plan for FY 2000 as presented by Elena Rush. Motion seconded by Mr. Huckaby and carried.

Personnel and Finance Committee: Honorable Ken Huckaby, Chairman

- A. No action taken regarding grant application by the Sheriff's office to the Department of Justice for eight additional Community Oriented Police Officers ("COPS") who will serve as school resource officers.
- B. This item carried over to May. (Receive information and take desired action in reference to proposed organizational restructuring as it relates to the Office of Emergency Services.
- C. Updated Financial Data was received.

Recreation Committee: Honorable Jeff Horton, Chairman

- A. Updated information was received regarding Cleveland Park Renovation Project.
- B. Updated information was received regarding USCS Soccer Complex.
- C. Motion by Mr. Horton to authorize the County Administrator to enter into a contract with Wood and Partners, Inc. for regional park design. Motion seconded by Mr. Britt and carried.

Economic Recruitment and Development Committee: Honorable David Britt, Chairman

- A. Motion by Mr. Britt to authorize an expenditure of \$5,000 for a feasibility study and business plan

relative to the SC Athletic Hall of Fame. Motion seconded by Mr. Huckaby and carried.

- B. Motion by Mr. Britt to authorize an expenditure of \$10,000 from Council Contingency to assist with a fire protection system for the new Benore Logistics Facility. Motion seconded by Mr. Huckaby and carried.

Public Safety and Judiciary Committee: Honorable Rock Adams, Chairman

- A. Bobby Robertson, Ronnie Ramsey, and Bob Hoyle, residents of Lakewood Hills Subdivision, appeared in opposition to the request by Mr. Michael Greer (Greer Dragway) for a permit for special public event exclusion from the noise ordinance relative to a 11:30 p.m. curfew during daylight savings time for up to eight cars to run without mufflers once per month, but no consecutive weekends, on Saturdays only. Both gentlemen stated that the noise at the dragstrip disrupted their family life. The Noise Ordinance has allowed the residents to co-exist, but if this request is granted, that will be threatened at the expense of the people who live in the area. Motion by Mr. Adams to issue the permit as requested with the exception that the cars would only run until 11:00 p.m. Motion seconded by Mr. Huckaby. A vote was taken and the motion failed. Mr. Britt stated that he felt it would be a travesty to allow Mr. Greer to operate as requested. The Noise Ordinance was put in place after much hard work, and Mr. Greer is asking for more and more variances. Mr. Britt feels strongly that Mr. Greer should comply with the Ordinance and come to Council each time he requests a variance. Ms. Floyd stated that she felt uncomfortable due to the fact that this item was approved in Committee and Mr. Greer was told that he did not have to appear at this meeting. Mr. Huckaby agreed to call Mr. Greer to discuss this matter with him. A motion was made by Mr. Adams to require Mr. Greer to apply separately for each variance request, consistent with the County's Ordinance. Motion seconded by Mr. Nutt and carried. Residents of the area asked if they could be notified when Mr. Greer is requesting a permit. The residents were asked to provide a contact person to the County Administrator.
- B. Information was received regarding activities of the Building Codes Department.

Public Works, Buildings and Grounds Committee: Honorable Frank Nutt, Chairman

- A. Information was received relative to activities of the Public Works Department.
- B. Motion by Mr. Nutt to authorize an expenditure of \$3,000 for a model project at the intersection of Asheville Highway and Church Street, relative to the Adopt-A-Spot of Pride Intersection Enhancement Program. Motion seconded by Mr. Britt and carried.
- C. Motion by Mr. Nutt to authorize the creation of a full-time position to replace a temporary position of Administrative Assistant for C-Fund projects as long as the cost for this position is reimbursed through C-Fund monies. Motion seconded by Mr. Horton and carried.
- D. Motion by Mr. Nutt to authorize the execution of a contract for purchase of property for landfill expansion at the Wellford Landfill. Motion seconded by Mr. Horton and carried.

VII.

- A. This item carried over. (Receive information and take desired action in reference to a proposed Resolution approving the enlargement of the boundaries of the Spartanburg Sanitary Sewer District (Fernwood-Glendale/Sloans Grove Road Area)).
- B. Motion by Mr. Horton to render third reading to an Ordinance amending Ordinance No. 141 which created the Spartanburg County Safety Review Board and provided for its membership, powers and duties.

VIII.

- A. Motion by Mr. Britt to render first reading to an Ordinance authorizing the execution and delivery of a lease agreement between Spartanburg County, SC, and Waukesha Bearings Corporation and other matters relating thereto including, without limitation, payment of a fee in lieu of taxes. Motion seconded

by Mr. Horton and carried.

- B. Motion by Mr. Britt to adopt a resolution in support of the issuance by the SC Jobs Economic Development Authority of its economic development revenue bonds (Raynor USA Southeast Project) in the aggregate principal amount of not exceeding \$10,000,000. Motion seconded by Mr. Huckaby and carried.

IX.

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.

X.

The NACO 2000 Conference was discussed. The conference will be held in Charlotte, NC, July 14 – 28. Due to the fact that several Council members plan to attend the conference, the July Council meeting will be held on July 24, 2000.

XI.

Motion by Ms. Stewart to approve the Minutes of March 15, 2000 (special meeting); March 20, 2000 (regular meeting) and April 10, 2000 (joint meeting with hospital board). Motion seconded by Mr. Britt and carried.

Meeting adjourned.

Spartanburg County Council

By:_____

Karen Floyd, Chairman

Attest:

Lori A. Hinds

Clerk to Council