

REGULAR MONTHLY MEETING OF THE UNION COUNTY COUNCIL
TUESDAY, MAY 11, 2010 AT 5:30 P.M.
GRAND JURY ROOM AT THE UNION COUNTY COURTHOUSE

Present: Chairman Tommy Sinclair, Vice Chair Dora Martin, Councilwoman Joan Little, Councilman Tommy Ford, Councilman Joey English, Councilman Randall Hanvey, Councilwoman Kacie Petrie, County Attorney Sammy Diamaduros and Clerk to Council Linda G. Jolly
Absent: None

Notice of the meeting and a copy of the agenda giving the date, time and place of the meeting was posted on the bulletin board in the hall of the Union County Courthouse and a copy was mailed to the members of the Union County Council, the County Attorney, WBCU Radio Station, the Union Daily Times, Spartanburg Herald Journal, the Union County Development Board, Ms. Ann Canada, Mrs. Anne Brock with Clemson Extension, Mr. James Kollock, Mrs. Anna Brown with the County News, Mr. Mickey Gist, Mr. Frank Hart, Mr. Ray Treadway, Mr. Brooks Carwile, Mr. Howard Gibson, and Mr. Robert Small. A notice of the meeting was also posted on the County's website.

Chairman Tommy Sinclair called the meeting to order. Councilwoman Dora Martin gave the invocation followed by the Pledge of Allegiance.

The Clerk to Council gave the Roll Call with the following results:

Joan Little, District 1 – Present
Dora T. Martin, District 2 – Present
Tommy E. Ford, District 3 – Present
Joey D. English, District 4 – Present
Randall Hanvey, District 5 – Present
Kacie Petrie, District 6 – Present

Tommy Ford: Made a motion to dispense with reading of the minutes of the regular monthly meeting of the Union County Council held on April 13, 2010, the special joint County and City Council meeting held on April 19, 2010 and to adopt the minutes as written.

Randall Hanvey: Seconded the motion. The vote was unanimous.

Chairman Tommy Sinclair recognized Mr. Frank Garner for his thirty one years of service with Bonham Fire Department and presented him with a Union County dollar.

Chairman Tommy Sinclair stated Andrena Powell-Baker was present to make a recommendation on the vacant position on the Union County Development Board. Mrs. Powell-Baker stated there was a vacant position on the board for someone from industry with over fifty employees. They received one application with a resume from Howard Trotter who is the plant manager at Timken.

Dora Martin: Made a motion to accept the recommendation to appoint Mr. Howard Trotter to serve out the unexpired term on the Union County Development Board.

COUNTY COUNCIL MEETING
MAY 11, 2010

Joey English: Seconded the motion. The vote was unanimous.

Chairman Tommy Sinclair stated the Board for Bonham Fire Department got into a situation where someone was terribly sick, someone resigned because of health, and Mr. Frank Garner wants to resign. They were about to get into a position where they would not have a quorum of the board. They advertised for three openings on their board and received three applications. The applicants were Chastity Crawford, Chris Scott, and Bobby Dehart.

Joey English: Made a motion to appoint Chastity Crawford, Chris Scott, and Bobby Dehart to serve on the board for Bonham Fire Department

Dora Martin: Seconded the motion. The vote was unanimous.

Mr. Steven Broadbent asked how anyone would like living in the middle of a junkyard because he does. Article IV of Section I of the Building Codes Ordinance prohibits that sort of activity from going on. There are two illegal businesses that he lives next to. One is a towing and salvage operation that brings cars in twenty four hours a day seven days a week and Union Auto Salvage yard which demolishes the cars and destroys them illegally without compliance. Most of his property views these wrecked vehicles which is explicitly prohibited by the building code ordinance. He stated he had never advocated for a fence to be built because it would not be tall enough to block his view. Trees would be insufficient and are not addressed in the code. The structure they are using is not a building as defined by the code. The noise has been his chief complaint and it is not addressed in the code. The noise is a subset of the code because if he conducted his business as mandated by the building code within a building then he would not hear his noise. The ordinance states that Union County acknowledges its responsibility to enforce the codes. He said Article IV Section I says that no person shall place, accumulate, or deposit any automobile bodies or parts other than within an enclosed building or an enclosed fence which ensures that such materials cannot be seen from adjacent properties or streets. He stated he had talked to someone in the Governor's Office who wanted to know what was going on with the situation. He told her of the meeting tonight and hopefully there would be some action taken. Section V of the code states the sheriff and the codes enforcement officer are vested with the power and are charged with the duties of administering the provisions of this article. He stated they had adequate time to review the appeal. One hundred twenty days was given to come under compliance. Nothing has been done. He asked the code be enforced with no more wrecked cars coming in starting as soon as the Council decides to approve or deny that appeal.

Chairman Tommy Sinclair called for any comments from elected officials or department heads but there were none.

Chairman Tommy Sinclair presented for second reading an ordinance to adopt the Union County Budget for fiscal year 2010-2011.

Tommy Ford: Made a motion to approve second reading of the Union County Budget Ordinance for 2010-2011 as stated.

Randall Hanvey: Seconded the motion. The vote was unanimous.

COUNTY COUNCIL MEETING
MAY 11, 2010

Chairman Tommy Sinclair presented for third and final reading an amendment to the County ordinance pertaining to the appointments to the Hospital Board. Chairman Sinclair stated the majority of the medical practices in Union had been purchased by the hospital. There was a state statute that said three of the members on the hospital board had to be physicians. There was a conflict because an employee of the hospital could not serve on the board. The state law was changed and now the county has to change their ordinance. County Attorney Sammy Diamaduros read the amendment to County Ordinance Number 89 which changed Section 15-2 concerning appointments of Union Hospital District board of trustees. The amendment stated the Union Hospital District shall be governed by a board of trustees composed of seven voting members and three nonvoting advisory members collectively known as the Union Hospital District Board of Trustees. The seven voting members must be resident citizens of the Union Hospital District and the three nonvoting advisory members must be from the Wallace Thomson Hospital medical community. The voting members of the Board of Trustees must be appointed by the Union County Council. Voting and nonvoting members will serve for four year terms. A vacancy occurring in the office of trustee must be filled in the manner of the original appointment for the unexpired portion of the term. Upon appointment the member of the board of trustees shall qualify by taking the oath required of other officers they consider necessary but no bonds are required of them. The amendment would take effect upon final passage by the Union County Council.

Randall Hanvey: Made a motion to adopt the amendment to County Ordinance Number 89 pertaining to the appointments to the Union Hospital District Board of Trustees as stated.

Tommy Ford: Seconded the motion. The vote was unanimous.

Chairman Tommy Sinclair stated the Council was waiting for an opinion from the attorney general before making the actual appointments.

Chairman Tommy Sinclair called for any committee reports.

Tommy Ford: Made a motion to accept the recommendation of the Union County Council Committee on Planning and Development to reject Jimmy Greer's appeal.

Dora Martin: Seconded the motion. The vote was unanimous.

Chairman Tommy Sinclair stated there were some upcoming vacancies on the Library Board.

Dora Martin: Made a motion to advertise the vacancies.

Randall Hanvey: Seconded the motion. The vote was unanimous.

County Attorney Sammy Diamaduros left the meeting at 5:47 p.m.

Chairman Tommy Sinclair stated Cross Keys Fire Department, Jonesville Fire Department, Phillipi Fire Department, and Monarch Fire Department had expressed interest in expanding their districts. There is a process that has to be in place by August or September to get it done in time for the next tax year. There is a specific spelled out process. It would also require a public hearing. The request has to come from the board for the fire district and not from the fire chief.

COUNTY COUNCIL MEETING
MAY 11, 2010

Chairman Tommy Sinclair stated they would set a date for a budget work session. Councilwoman Dora Martin asked for an answer on Riverview Road. Councilman Joey English stated the Road Committee was not ready to make a decision on that today.

Kacie Petrie: Made a motion to go into executive session to discuss contractual matters.
Tommy Ford: Seconded the motion. The vote was unanimous.

The meeting went into executive session to discuss contractual matters.

Chairman Tommy Sinclair announced that the meeting had come out of executive session and no action was taken.

The meeting returned to regular session.

Kacie Petrie: Made a motion to accept the recommendation from the County Council Committee on Personnel, County Offices and Departments to implement a hiring freeze internally and externally until the budget is set and approved by Council.
Joey English: Seconded the motion. The vote was unanimous.

Randall Hanvey: Made a motion to adjourn the meeting.
Dora Martin: Seconded the motion. The vote was unanimous.
The meeting was adjourned at 6:33 p.m.

Thomas L. Sinclair, Chairman
Union County Council

Linda G. Jolly, Clerk to Council