

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - September 3, 1996 - 4:00 P.M.
Linda N. Gilstrap, Clerk

M I N U T E S

PURSUANT TO SECTION 30-4-80 OF THE STATE FREEDOM OF INFORMATION ACT THE FOLLOWING PERSONS/ORGANIZATIONS WERE NOTIFIED BY MAIL AND/OR FAX OF THIS MEETING: G. Fred Tolly, Jr., William Floyd, Harvie Banister, Ernie Garrison, Bruce Gerrard, David Watson, Jack McIntosh, INDEPENDENT MAIL, GREENVILLE NEWS, WYFF - CHANNEL 4 TELEVISION, WSPA - CHANNEL 7 TELEVISION, WLOS - CHANNEL 13 TELEVISION, CATV (AND. CABLE), CENCOM CABLE TV, EASLEY PROGRESS, Matt Phillips- WRIX RADIO, Bill Meade-THE JOURNAL, WAIM RADIO, WCCP RADIO, Joe Newton-COUNCIL OF GOVERNMENTS, Rosemary Garrick- SENIOR REFLECTIONS, Brantley Jordan.

PRESENT

G. Fred Tolly, Jr. - District #1
William A. Floyd - District #2
Harvie E. Banister - District #3
Bruce Gerrard - District #5
Jack McIntosh, Interim County Attorney
David Watson, Interim Administrator
Linda N. Gilstrap, Clerk

ABSENT

Chairman Ernie Garrison, District #4

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, September 3, 1996 at 4:00 p.m.

Vice Chairman Harvie Banister called the meeting to order and Mr. David Watson gave the invocation. Everyone stood and pledged allegiance to the flag.

Mr. Banister explained that the Chairman was out of town and unable to attend; therefore, he would be chairing the meeting. Everyone was welcomed and invited to come back.

On the motion of Mr. Gerrard, seconded by Mr. Tolly, Council voted unanimously to approve the minutes from the August 20, 1996 meeting as mailed.

On the motion of Mr. Tolly, seconded by Mr. Gerrard, Council voted unanimously to approve third reading of Ordinance #96-010 - an ordinance to amend the tax collecting procedure for Sedgewood Subdivision to place the tax burden on real estate only.

On the motion of Mr. Gerrard, seconded by Mr. Floyd, Council voted four in favor, one absent, to approve third reading of Ordinance #96-011 - an ordinance authorizing the execution and delivery of \$4,000,000 Principal amount Anderson County, South Carolina, Tax-exempt adjustable mode Industrial Development Revenue Bonds, series 1996 for Mikron Corporation, Anderson Project.

On the motion of Mr. Tolly, seconded by Mr. Floyd, Council voted unanimously to approve third reading of Ordinance #96-013 - an ordinance authorizing the amendment of that certain lease agreement between Anderson County and Glen Raven Mills, Inc.

On the motion of Mr. Floyd, seconded by Mr. Tolly, Council voted unanimously to approve second reading of Ordinance #96-016 - an ordinance to provide for the issuance and sale of not exceeding Five Hundred Thousand Dollars (\$500,000) General Obligation Bond, Series 1996, of Anderson County, South Carolina for Lone Oak/Broadview/Johnson Special Sewer Assessment District.

Mr. Banister read a proclamation proclaiming the week of September 16 - 20, 1996 as INDUSTRY APPRECIATION WEEK in Anderson County.

Mr. Tolly moved to appoint Mr. Hurley Badders to the Accommodations Tax Advisory Committee as an at-large member to replace Mr. Esco Leopard. Mr. Floyd seconded and vote was four in favor with one absent.

Mr. Gerrard moved to accept the following nominations and reappointments as recommended by Stephen Crawford to the Accommodations Tax Advisory Committee. Reappointment: Tom Jonas, Ms. Jane Davis, appoint Ms. Vaughnde Morris and Ms. Terri Earl. Mr. Floyd seconded and vote was unanimous.

Mr. Banister informed Council that Mr. Garrison wished to reappoint Mr. Hoyt McAbee to the Airport Commission for another term. Mr. Floyd moved that the reappointment be made and Mr. Gerrard seconded. Vote was unanimous.

Mr. Banister nominated Mr. Clifton Jordan of 120 Sunset Drive, Belton (phone: 338-6362) to the Civic Center. Mr. Gerrard moved to approve the nomination and Mr. Floyd seconded. Vote was unanimous.

Mr. Gerrard moved to reappoint Mr. Bobby Foster to the Economic Advisory Board. Mr. Floyd seconded and vote was four in favor and one absent.

On the motion of Mr. Floyd, seconded by Mr. Tolly, Council voted unanimously to approve change order #7 to move the completion date 62 days for the LBJ Sewer Project.

On the motion of Mr. Floyd, seconded by Mr. Gerrard, Council voted unanimously to approve a bid request to repair a FL14 Loader (engine undercarriage) for \$28,310.12. Pioneer Machinery was the low bidder.

On the motion of Mr. Tolly, seconded by Mr. Floyd, Council voted unanimously to approve the following budget transfers for the Sheriff's Department: from: #5161-000-252 (Repairs to Vehicles) to 5161-000-305 (Comp. Equipment Maintenance - \$8,000, from #5161-000-252 (Repairs to Vehicles) to #5161-000-347 (Photocopy Equipment Maintenance) - \$2,000, and \$50,000 into the Vehicle account (from salaries) to purchase new vehicles.

Mr. Tolly moved to approve the expenditure of \$2,408.80 on the Veterans Memorial Park in Belton. The money will come from District #3 paving funds. Mr. Floyd seconded and vote was four in favor and one absent.

Mr. Tolly moved to appropriate \$3,000 from District #1 Recreation funds to assist in making repairs to the Caroline Community Center in Williamston. Mr. Floyd seconded and vote was unanimous.

Mr. Gerrard moved to allow the services of Wayne Proctor for planning and design work for the Town of Honea Path's parking area. This is estimated at 15 hours. Mr. Floyd seconded. Mr. Tolly asked that in the future a dollar figure should be placed on items like this. Vote was unanimous.

Sheriff Gene Taylor talked about a proposed Nude Bar in Anderson County and the possibility of going to the state for possible drafting of an appropriate version for future and for a short term solution the Sheriff's office will be making arrests and/or indictments. Mr. Banister assured the Sheriff that he had the backing of the Council and certainly no Council members were in favor of any nude bars in Anderson County.

Mr. Banister presented second reading of Ordinance #96-015 - a master ordinance for Special Source Revenue Bonds - Glen Raven Mills, Project. A public hearing was held; no comments were heard. Mr. Tolly moved to approve second reading as presented and Mr. Gerrard seconded. Vote was unanimous.

Council heard from Mr. Larry Estridge from the Wyche Law Firm. He asked for approval of Resolution #R96-030 amending a resolution approved in March for Milliken & Company involving a \$5,000,000 investment, whereby the project or projects would be subject to certain fees-in-lieu of taxes. This resolution would add "replacement equipment" to be included in the Fee-in-Lieu of tax arrangement. Mr. Floyd moved to approve the Resolution and Mr. Tolly seconded. Vote was four in favor and one absent.

Mr. Ethridge asked for first reading approval of Ordinance #96-017 (by title only) - an ordinance authorizing the execution and delivery of a lease purchase agreement between Anderson County and Milliken and Company whereby certain assets used in the manufacturing process will be leased to Milliken and Company; and other matters relating thereto. Mr. Floyd moved to approve first reading and Mr. Tolly seconded. Vote was unanimous.

On the motion of Mr. Floyd, seconded by Mr. Tolly, Council voted unanimously to approve/accept "C" fund monies for the installation of sidewalks in Pendleton and Williamston.

Mr. Floyd said that the specifications for the lighting of the walking track at Nevitt Forest calls for 6 polls, 250 watt high pressure sodium light fixtures. The cost of the service for the lighting would be \$70 per month. He moved that the amount of \$700 be transferred from District 2 - Recreation Funds to the Parks & Recreation's Electricity account and would also request the funds in the budget for all following years. Mr. Tolly seconded and vote was three in favor, one absent (Garrison) and one abstention (Gerrard). Motion carried.

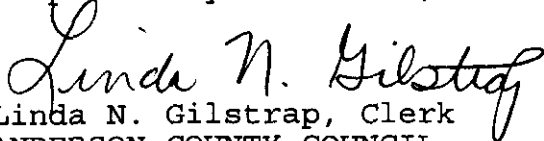
On the motion of Mr. Floyd, seconded by Mr. Gerrard, Council voted unanimously to go into executive session at 4:35 p.m. to discuss contractual matters.

On the motion of Mr. Tolly, seconded by Mr. Gerrard, Council voted unanimously to come out of executive session at 5:20 p.m.

Mr. Tolly moved that Council approve a bid from B.P. Barber & Associates for \$110,032.00 for engineering services for the design of Glen Raven/US 76 sewer project and Mr. Floyd seconded. Council discussed. Mr. Gerrard expressed opposition to the title in which the project is being recommended by. He said in order to leave a "paper trail" for future auditors and etc.; Council needed to be consistent with the name of the project. The name in which this project is funded in the budget is Clemson Quadrant/Glen Raven Sewer. Council discussed. Vote was three in favor (Tolly, Floyd, Banister) and one opposed (Gerrard).

On the motion of Mr. Floyd, seconded by Mr. Tolly, Council voted unanimously to adjourn at 5:40 p.m.

Respectfully submitted,


Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL

Summary of Ordinances on Agenda for September 17, 1996

Ordinances - Third Reading:

- (A) **#96-016**
Issue and sale of General Obligation Bond for Lone Oak/Broadview/Johnson Special Sewer Assessment District.

Ordinances - Second Reading:

- (A) **#96-017**
Milliken will transfer ownership of property valued at \$5,000,000 and Anderson County will lease it back to the company under a fee-in-lieu-of taxes agreement at 6% for 20 years.

Ordinances - First Reading:

- (A) **#96-018**
Creation of the Anderson County Museum Commission with enumerated powers.