

ORIGINAL

ANDERSON COUNTY COUNCIL  
ANDERSON, SOUTH CAROLINA

Regular Meeting - April 16, 1991 - 7:00 p.m.  
Linda N. Gilstrap, Clerk

M I N U T E S

A regular meeting of the Anderson County Council was held on April 16, 1991 at 7:00 p.m. in the Anderson County Council Chambers. Chairman Mike Holden presided.

PRESENT

Bob Waldrep - District #1  
David L. Hooper - District #2  
Harvie E. Banister - District #3  
Ed Allgood - District #4  
Mike Holden - District #5  
David Standeffer - County Attorney  
David Watson - County Administrator  
Linda N. Gilstrap - Clerk

Chairman Mike Holden called the meeting to order and Mr. Bob Waldrep gave the invocation. Everyone stood and pledged allegiance to the flag.

On the motion of Mr. Holden, seconded by Mr. Banister, Council voted unanimously to approve the April 4, 1991 minutes as mailed.

Mr. David Standeffer, County Attorney, presented Resolution #577 proclaiming that April 1991 be designated as Fair Housing Month in Anderson County. Mr. Holden moved to approve and Mr. Allgood seconded. Vote was unanimous.

Mr. Standeffer explained that last week County Council was polled concerning drawing down money from the Michelin Tire Corporation bonds. The poll resulted in a unanimous approval; therefore Mr. Standeffer asked that Council ratify the action. Mr. Waldrep moved to approve and Mr. Holden seconded. Vote was unanimous.

Mr. Standeffer explained that the public hearing and third reading of Ordinance #325 which allows certain technical corrections to the terms of the lease agreement and trust indenture authorized by Ordinance #270 by which Anderson County Council approved the issuance of industrial revenue bonds for Michelin was not placed on the agenda. He asked that the public hearing be held. Mr. Richard Few and Mr. Bob Inglis, from Leatherwood Law Firm, answered questions during the public hearing. Several questions were asked. Mr. Banister asked the County attorney would this multiple-phase change to a final issue effect the tax in Anderson. He replied that he did not know. Mr. Waldrep said the only reason he asked that action be delayed was because of the concern of the benefit from the fee in lieu of taxes.

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It was stated that the bonds would have no financial or pecuniary impact on the county. The public hearing was closed. Mr. Holden moved to approve Ordinance #324 on third and final reading and Mr. Allgood seconded. Vote was three in favor (Hooper, Holden, Allgood) and two opposed (Banister, Waldrep).

Mr. Rusty Burns presented a request from the Civic Center Authority asking that a traffic light and signs be installed at Mall Road and Camson Road due to the accident rate at that intersection. He read letters from Mr. John Gilreath and Mr. Richard Woodruff. Council would have to provide the funding, installation, maintenance and up-keep. The light would cost approximately \$8,000 or \$9,000. Mr. Burns explained the options (1) allow city to annex the road only into the City limits (2) pursue further with the S.C. Highway Department (3) County pay the cost for the light and signs. Mr. Holden asked that Mr. Burns contact the S.C. Highway Department and ask that they provide the light. Mr. Holden moved to instruct Mr. Standeffer to prepare a resolution (#580) to go to the S.C. Highway Department asking for the traffic light and signs. Mr. Hooper seconded and vote was unanimous.

Mr. Burns said that a traffic light was needed on Brown Road also. Mr. Hooper moved to approve Resolution #581 asking the S.C. Highway Department to consider Brown road also for a traffic light and Mr. Hooper seconded. Vote was unanimous.

Mr. Burns presented Resolution #578 asking that certain roads in Anderson County be named for the implementation of E911. Mr. Banister moved to approve and Mr. Holden seconded. Vote was unanimous.

Mr. Bob Waldrep talked about his proposed sewer ordinance. He said that County Council needed to take action to get control of the Sewer Authority and other departments and that you cannot give responsibility without giving authority. He asked all members to be thinking about the ordinance and accountability in Anderson County government. He also proposed a resolution calling for centralized purchasing with all goods and services administered by the Purchasing Department, all bank accounts and expenditures of money be established and handled in a centralized accounting office in operation by June 30, 1991. Mr. Banister explained that the resolution passed on March 5th was to reappoint all boards and commissions with equal representation. He said that his resolution was not intended to single out any one board or commission. He publicly apologized to any board member who thought that he was responsible for changing the sewer ordinance. He then asked that Council go back to the original resolution and make all the appointments, then if the ordinances needed changes that would be discussed. Council discussed. Mr. Allgood presented amendments to the original ordinance #99 (Sewer Authority).

Mr. Allgood said his opinion was that the Council retain the Sewer Authority, enforce regulations that would place financial control under the County Finance Officer. Mr. Waldrep agreed with Mr.

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Allgood and explained that accountability was what's needed. Council discussed. Council agreed that the Ordinances and Resolution be placed on the May 7th agenda for action.

Council agreed on Monday, April 22, 1991 at 7:00 p.m. to have a work session to discuss appointments to all County Boards and Commissions.

Mr. Watson explained that the Clemson Quadrant Task Force had completed funding alternatives for the project. These alternatives were presented to Council. Mr. David Bevill said that the members appointed to the Clemson Quadrant Task Force had funding alternatives that were discussed for presentation to Council. He asked that the letter/agreement be proposed for development in the Quadrant area. Mr. Bevill explained that in order to give initial sewer service at the U.S. 76/Interstate 85 intersection (35,000 gallons capacity) requested by Mr. Ernie Garrison, Anderson County must enter into an agreement with the S.C. Department of Environmental Control and all other investors, developers, customers and etc. must comply with the ordinances, rules and regulations of Anderson County. The 35,000 gallons comes from an additional manhole at the Royal American Lift station and will cost \$8,000 which has already been appropriated. Anderson County will have to commit to Phase II and phase III of the project. The following options were presented to Council: (1) Add 1.5 mills to the existing 3 mill tax levy for Sewer Authority and fund \$912,748 from the County General Fund for Economic Development (2) Advance \$343,059 from the General Fund to Sewer Authority. The advance will be made on the condition that there will be a written agreement between the Anderson County Council and the Sewer Authority committing the Sewer Authority to repay the funds. \$569,689 will be funded by the General Fund Budget for the Sewer Authority. Mr. William McCoy explained to Council that after the 42-60 months or 80% capacity, no more sewer can be hooked up. Mr. Blackson, owner of Leeward Landing, will free up approximately 85,000 gallons over the 30,000 already freed up. Mr. Watson read a letter addressed to Mr. Garrison outlining certain conditions for the Clemson Quadrant Sanitary Sewer Service. Council discussed.

Mr. Waldrep talked about the following changes that needed to be made to the letter. "Based on previous correspondence which outlined Anderson County's commitment to provide sewer service at the referenced area at no cost to the county, please be advised that the County will comply with the conditions as previously stated." add at the end: "in the attached documents." add # (4) This agreement does not commit Anderson County to any further sewer development or obligations to any other agencies, departments or governmental entities." Mr. Holden moved that the above changes be made and Mr. Allgood seconded. Vote was unanimous.

Mr. Holden moved that Council agree in principle and allow David Standeffer to proceed with the legal matters concerning additional sewer capacity from Leeward Landing and Mr. Allgood seconded. Vote was four in favor (Holden, Hooper, Waldrep, Allgood) and one opposed (Banister). Mr. Standeffer explained that the developer had requested

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that the amount of capacity reserved (20,000) be reserved without having to pay the assessed reserved capacity, in return he will give up all of the remaining capacity for the period of one year and would also give up the balance of the capacity that he has reserved that will not be needed in his development permanently to Anderson County. There is approximately 90,000 reserved and would retain 20,000 and give up approximately 70,000 for a year. He will give up 50,400 gallons permanently, Mr. Bevill stated.

Mr. Jacky Hunter presented the following budget transfers:

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
#407 Finance	#407-100-001	#407-100-002	3,000.
#419 Magistrates	#419-100-001	#419-115-019	3,700.
	#419-100-001	#419-145-073	2,022.
#501 Sheriff	#501-135-051	#501-145-073	9,000.
#601 Road Maintenance	#601-160-091	#601-135-051	10,000.
	#601-140-061	#601-140-066	1,500.
	#601-160-091	#601-135-051	10,000.
	#601-100-001	#601-100-002	49,000.
#702 EMS	#702-135-052	#702-125-040	2,500.
#708 Solid Waste	#708-160-091	#708-135-052	15,000.
	#708-160-091	#708-140-057	3,000.
	#708-160-091	#708-135-050	2,200.
	#708-160-091	#708-140-057	2,000.
<i>Between Departments:</i>			
	#708-100-001 Solid Waste	#601-100-002 Road Maint.	30,000.
	#403-100-001 Administrator	#407-100-002 Finance	2,000.
	#501-135-051 Sheriff	#601-135-051 Road Maint.	40,000.
#419 Magistrates	#419-100-002	#419-125-035	3,000.
	#419-100-001	#419-115-019	12,000.
#422 Building Maint.	#422-135-050	#422-160-093	2,986.
#424 Airport	#424-100-001	#424-120-027	3,300.

Mr. David Watson presented a request from Judge Tom Ervin that a position be established for \$25,000 and a budget transfer of \$5,000 be approved for the position. The position would relate to security at

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the new courthouse and operation of surveillance, HVAC equipment. The position to be responsible to the Sheriff. Council agreed that the \$25,000 would include fringe benefits. Mr. Hooper discussed the need to transfer funds from the Sheriff's repair account to the Road Maintenance's repair account as agreed to last year. The above transfers would include the transfer of the \$40,000 from Sheriff to Road Maintenance. Mr. Hooper moved to approve the transfers and Mr. Waldrep seconded. Vote was unanimous.

Mr. Watson said that the meeting set up to discuss a cable television matter seemed to be a legal matter and parties will not meet as suggested. He recommended that the County notify them to pursue legal action. Council agreed.

Mr. Hooper explained that the City of Anderson informed Council that the County owed 1.8 Million dollars and a result of a short fall on the sewer bonds. Mr. Watson said that he requested the County Attorney to review the problem earlier. Council instructed the County Attorney and Administrator to check out and report back.

Mr. Allgood moved that a resolution (#584) be approved to put a freeze on hiring of new employees and usage of temporary/part-time not to exceed last years level and the over time rate of regular employees to be only allowed after approval by the Administrator's office. The Solid Waste Transfer Station employees would be exempt from the resolution. Special requests to be presented to Council by department heads. Mr. Holden seconded and vote was unanimous.

Concerned citizens spoke at this time. Mr. Ray Knight spoke to Council concerning serving law suit papers to Council. He said he was told at the last meeting that papers could not be served at the meeting and since that time he discovered that he could serve the papers. Council discussed. Mr. Knight agreed to mail the papers. Council heard from Mr. Roy Perry and Mr. Carl Johnson.

There being no further business, Council adjourned at 9:50 p.m.

Respectfully submitted,

*Linda N. Gilstrap*

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ANDERSON COUNTY COUNCIL