

ORIGINAL

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - November 13, 1990 - 7:00 p.m.
Linda N. Gilstrap, Clerk

M I N U T E S
AMENDED

A regular meeting of the Anderson County Council was held on November 13, 1990 at 7:00 p.m. in the Anderson County Council Chambers. Chairman James M. "Jimmy" Cox, Jr. presided.

PRESENT

James M. "Jimmy" Cox, Jr. - District #1
David L. Hooper - District #2
Harvie E. Banister - District #3
Elise C. Cahaly - District #4
Mike Holden - District #5
Rusty Burns - Assistant Administrator
David Standeffer - County Attorney
Jack Crowe - Purchasing Manager
Linda N. Gilstrap - Clerk

ABSENT

David Watson - County Administrator

Chairman Jimmy Cox called the meeting to order and Mr. David Hooper gave the invocation. Everyone stood and pledged allegiance to the flag.

On the motion of Mr. Banister, seconded by Mr. Holden, Council voted unanimously to approve the October 30, 1990 minutes as mailed.

Mr. David Standeffer presented third and final reading of Ordinance #320 to make unlawful the sale of lottery tickets and to make unlawful the establishment of lottery courier services or any similar activity within the unincorporated area of Anderson County. A public hearing was conducted and no comments were heard. Mr. Standeffer explained the ordinance. Mr. Hooper moved to approve on third reading and Mr. Cox seconded. Mr. Banister stated that he was opposed to a lottery but feels that it should be enacted by the state rather than the County. Ms. Cahaly asked to go on record as agreeing with Mr. Banister. Vote was three in favor (Cox, Hooper, Holden) and two opposed (Cahaly, Banister).

Mr. Standeffer presented third and final reading of Ordinance #321 restricting excessive noise in residential areas of Anderson County. A public hearing was conducted and no comments were heard. Mr. Holden moved to approve Ordinance #321 on third reading and Mr. Hooper seconded. Mr. Banister stated that this ordinance would take care of

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the problem off of Highway 29. Mr. Standeffer said that any noise which is plainly audible within 100 ft. would be in violation of this ordinance. Vote was unanimous.

Mr. David Standeffer presented third and final reading of Ordinance #313 providing for the issuance and sale of sewer system revenue bonds of Anderson County and other matters relating thereto. A public hearing was conducted and no comments were heard. A public hearing was held concerning Ordinance #316 for the sale of sewer bonds. There were no comments. These bonds are for the Clemson Quadrant. Mr. Steve Matthews explained the bonds to Council. Mr. Hooper moved to approve Ordinance #313 on third reading and Ms. Cahaly seconded. Vote was four in favor and one opposed (Banister).

Mr. Standeffer presented third reading of Ordinance #316 calling for the sale of sewer bonds. Mr. Hooper moved to approve and Ms. Cahaly seconded. Vote was four in favor and one opposed (Banister).

Mr. Standeffer presented a public hearing and Resolution #555 requesting that the district boundaries of Homeland Park Water District be extended by annexation of certain tracts of land located adjacent to and contiguous to the existing district boundaries. A public hearing was held and no comments were heard. Mr. Holden moved to approve the resolution and Ms. Cahaly seconded. Vote was unanimous.

Mr. Standeffer presented Resolution #556 authorizing an inducement contract between Anderson County and Culp, Inc. relating to the issuance and delivery of industrial revenue bonds. Ms. Cahaly moved to approve as presented and Mr. Hooper seconded. Vote was unanimous.

Mr. Rusty Burns presented Resolution #554 naming certain roads in Anderson County for the implementation of E911. Mr. Banister moved to approve the resolution with the exception of Gentry Road. Mr. Cox seconded and vote was unanimous.

Mr. Standeffer discussed a possible challenge or protest of a certain Council election and the Attorney General's office has stated that it would be improper for him to handle that matter on behalf of the Election Commission. Mr. Cox moved to authorize the Election Commission to select an attorney of their choice and County to be responsible for the bill. Mr. Holden seconded and vote was three in favor (Cox, Holden, Banister) and two abstentions (Cahaly, Hooper).

Mr. Tony Cirelli explained that Mr. J.C. Cox was currently undertaking a development off Hwy.86 and Timms Road in Powdersville. He said there was a question as to whether an old logging road (C-2-57-Jocassee Drive) was in the county system. The developer has requested the County release any ownership or liability of that section of road. The developer is going to cut a road that will be deeded to the County and will exit some 200 ft. below where the present road exits. Mr. Cox moved to abandon/relinquish only the section of an old logging road off Jocassee Drive to the extent of

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property owned by J.C. Cox and not the entire road. Mr. Banister seconded the motion and vote was unanimous. (amended 12-13-90)

Mr. Hooper explained that the Masons wished to put a corner stone at the new Courthouse. Mr. Chapman and members of the Courthouse Commission had no problem with the request. Mr. Cox moved to allow the Masons to put a corner stone at the new courthouse. Ms. Cahaly seconded and vote was three in favor (Cox, Cahaly, Holden) and two abstentions (Hooper, Banister).

Mr. Eugene Sutton appeared before Council asking that the Council investigate the Alcohol and Drug Abuse Commission board relating to a possible breach and unethical and unfair handling of a job grievance. He said that he was fired on July 16, 1990 from the Commission and two of the Board members were seen meeting with another with his supervisor giving support to her after knowing that there was a grievance being filed stating that his supervisor unfairly fired him. Mr. Sutton also talked about illegal gambling in Anderson County and the need for business licenses. Mr. Sutton also asked for \$500 to purchase a McGruff Dog Puppet for the Drug Prevention Center to help with drug education. Council received as information.

Mr. Burns presented a budget transfer of \$30,000 from the Civic Center payroll account to the equipment account. Mr. Hooper moved to allow the transfer and Mr. Holden seconded. Vote was unanimous.

Mr. Jack Crowe explained that Mr. Roy Pennell had graciously offered to donate to the County the two story office building at 109 West Whitner Street. Mr. Crowe asked that the County allow the County Attorney and himself to take steps to accept the donation and to acknowledge by resolution the donation at a value of \$85,000 and give Mr. Pennell life tenancy in the first floor. Council discussed the condition of the building. Mr. Cox moved to acknowledge the donation of property located at 109 E. Whitner Street and Ms. Cahaly seconded. Mr. Holden and Mr. Banister expressed the need to know more about the donation before acceptance. Vote was three in favor (Cox, Cahaly, Hooper) and two opposed (Banister, Holden).

Mr. Burns read minutes from the Sewer Authority recommending that the County Council award a contract to Harold Pickens, low bidder, for a sewer project for the Atco Project on Hwy. 81. Mr. Hooper moved to accept and Mr. Cox seconded. Vote was unanimous.

Mr. Burns said that the Sewer Authority also recommends to Council the purchase of an additional 200,000 gallons per day of waste water treatment capacity from the Pendleton Waste Water Treatment Plant for the revised 201 Plan. This does not commit Anderson County to any funds at this point in time. This allows only for planning purposes. Mr. Cox moved to approve and Ms. Cahaly seconded. Vote was unanimous.

Mr. Burns said that the County had a request from the Autecs Company (50% German-50% Japanese) to endorse a letter to allow them to create

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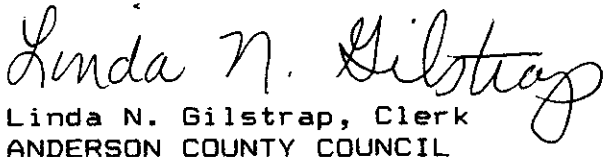
a sub-zone of an existing foreign trade zone which is in existence at the Columbia Airport. This will allow them to receive raw materials duty free and will be no cost to the County. Mr. Cox moved to adopt and Ms. Cahaly seconded. Vote was unanimous.

Mr. Burns read a letter from the City of Anderson to David Watson concerning the septic tank waste issue. The letter stated that the time period had been extended until December 31, 1990 with the following stipulations: (1) authorization for discharge shall be from Oct. 2 thru Dec. 31, 1990 at which this authorization will terminate (2) the discharge shall be made at the Anderson County Animal Shelter at the manhole located within the fenced area during normal hours of the Animal Shelter (3) County personnel to agree to a manifest system (4) fee schedule to be \$85 per 1000 gallons or part thereof, payment shall be due at time of receiving (5) only domestic non-hazardous waste material will be accepted at the site (6) all checks made out to the City of Anderson. They have requested that Mr. Watson be allowed to sign to go into effect. Council discussed. Mr. Cox moved to approve the agreement with the City and Mr. Hooper seconded. Vote was unanimous.

Mr. Cox moved to accept only two loads of septic tank waste per week at the 6 & 20 Waste Treatment plant as recommended by Mr. David Bevill because of EPA requirements and the possibility of the City getting fined. Ms. Cahaly seconded and vote was unanimous.

Council directed Mr. Burns to come up with \$10,000 needed to get a temporary system for the septic tank waste given to the County by the Robert Bosh Company in place. Mr. Bevill said that the system should be in place by mid-January.

Respectfully submitted,


Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL