

**ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA**

**Regular Meeting – January 16, 2001 – 6:00 p.m.
Linda N. Gilstrap – Clerk to Council
Tammie T. Shealy, Assistant Clerk to Council**

**AMENDED
MINUTES**

All area newspaper, radio stations and television stations were informed of this meeting in compliance with guidelines set forth in the *Freedom of Information Act*.

PRESENT

**Chairman Clint Wright – District #4 – Presiding
G. Fred Tolly – District #1
Gracie S. Floyd – District #2
Larry E. Greer – District #3
Mike Holden – District #5
William C. Dees – District #6
M. Cindy Wilson – District #7
Joey Preston – Administrator
Tom Martin – County Attorney
Linda Gilstrap – Clerk to Council
Tammie Shealy – Assistant Clerk to Council – absent**

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, January 16, 2001 at 6:00 p.m.

Chairman Wright calls the meeting to order and reads the Quote selected by the Administrator. Ms. Floyd gave the invocation and everyone stood and pledged allegiance to the flag.

Mr. Greer asked Chairman Wright for a point of personal privilege at this time. Mr. Greer stated that after in- depth discussion at the last meeting concerning appropriation of monies from Recreation accounts and due to a project not in the District #7 area, he made the motion to appropriate \$1,250.00 from District #3 current Recreation account to the Town of Honea Path to assist them with T-Ball field back-stops and line fencing to be payable once the invoice is presented. Ms. Floyd seconded the motion and Council voted unanimously to approve the transfer.

Ms. Floyd asked Chairman Wright for the same point of order. Ms. Floyd stated that she had learned that the Williamston Soccer Program in the Williamston area is need of funds in order to continue the implementation of their program. Ms. Floyd in the form of a

motion asked that \$3,400.00 from District #2 Recreation account be appropriated to that project which is in District #7. Mr. Tolly seconded and Council voted unanimously to approve the transfer.

The following citizens addressed Council during the public comment section of the agenda:

1. Tom Clark – Mr. Clark indicates that due to recent events, many of the citizens believe that there appears to be an effort to hamstring their newly elected Councilpersons especially Cindy Wilson. He states that contrary to the report of a local female radio personality, we in District #7 did not conspire to elect Ms. Cindy Wilson to upset the apple cart. He does not agree with the turning down of three appointments made last week.
2. Charles Crowe – Mr. Crowe states that he is interested in the appropriation of Recreation monies and asks Council to answer his questions as a group.
3. Robert J. Moore – Mr. Moore spoke in opposition of rezoning the Midway Community Project from R-A to R-20. Chairman Wright points out to Mr. Moore that Public Hearing is scheduled on this issue and that he is welcomed to come back and be allowed to speak for more than the three minute allotted time for public comments.
4. Jerry Cheek – He asked to defer until Public Hearing.
5. Rufus Gleason - Mr. Gleason states that he was not impressed with what he witness at last Council meeting with the two new Council Members appointments to Boards and Commissions. He says that the new Council Members were making their best efforts to appoint the people they thought best qualified. He asks Council to let his representative do their job.
6. A. Duckworth Jr.- He asked to defer his time until Public Hearing.

Chairman Wright recognized the Mayor of Pendleton, Ms. Carol Burdette. Mayor Burdette states that on behalf of the Town of Pendleton they enjoy the partnership with Anderson County. She says that with the help of their County Council representative, Mr. Clint Wright, the Town of Pendleton has been well represented in the last three years that she has been in office. The Mayor states that behind every good Council Member there has to be a strong Administrator and she presented Mr. Preston with a plaque in recognition for spurring on the partnership between Pendleton and Anderson County Council.

Mr. Al Watson of the Anderson County Human Relations Council recognizes Ms. Joan Scott. Ms. Scott is the Coordinator for the Omega Project. Mr. Watson presented Ms. Scott a plaque for her outstanding leadership of the Anderson County Omega Project. Mr. Watson pointed out all the different projects Ms. Scott is involved in.

Mr. Martin presented third and final reading of Ordinance #2000-075 – an Ordinance amending the Anderson County Major road Study, by designating and including as four (4) lane highways, those certain portions of South Carolina Highway 247 and United States Highway 76 in Anderson County, South Carolina; and other matters relating thereto. On the motion of Mr. Greer and seconded by Ms. Floyd, Council voted unanimously to approve the ordinance on third reading.

Mr. Martin presented second reading of Ordinance #2001-002 - an ordinance to amend Ordinance #98-019, as previously amended by Ordinance #99-029 and #2000-063, relating to the Industrial/Business Park of Anderson and Greenville Counties so as to enlarge the park. Mr. Martin states that there was not time to advertise for Public Hearing on second reading because of the time of which it was brought before the Council. The Public Hearing has been scheduled on third reading. Mr. Tolly made the motion to approve the Ordinance #2001-002 and Mr. Greer seconded. Ms. Wilson asked Mr. Martin to explain the concept for people who are attending this meeting and are not familiar with this. Mr. Martin explains that speaking on behalf of Attorney Robert Galloway, who handles economic matters for the County, when the County enters into agreements, such as in this case with Greenville County, that this is not bricks and mortar but a legal designation so that the Companies locating there receive enhanced benefits from the state. Council voted unanimously to approve second reading of Ordinance #2001-002.

Mr. Martin presented first reading of Ordinance #2001-001 – an ordinance amending Ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Official Zoning Map to rezone from R-A to R-20 approximately 25.25 +/- acres of property in the Hammond School Precinct on the east side of S.C. 76 (Midway Road): Being three parcels on the east side of Midway Road, one with Eight and two tenth (8.2) acres more or less; the second with eight and sixth tenths (8.6) acres, more or less; and the third with eight and five tenths (8.5) acres, more or less, which are plats by Benchmark Surveying, Inc, as recorded in the Office of the Register of Deeds for Anderson County, South Carolina, in Plat Book 1187 at Pages 10-B, 10-A and 9-B, respectively; such property beginning at a point on the east side of Midway Road 950 +/- feet to a corner with n/f Charles H. Ledford and n/f Dr. Lyman A. Duckworth, Jr., for 1090 +/- feet; thence south 42 degrees 14'00 west 1115 +/- feet; thence northwest 1043 +/- feet to point of beginning at Midway Road. Mr. Martin states that this is a rezoning hearing and Public Hearing is appropriate at this time. Chairman Wright opens Public Hearing and the following citizens spoke:

1. Jerry Cheek- Mr. Cheek is a property owner and purchased 40 acres at the auction. When he bought the property in October he was told that it would be zoned R-A. When the property transactions was closed in December he was still under the impression the property was zoned R-A. He stated that he plans to build a 2500 sq. foot home on the property. He points out that the roads are not built to handle the traffic. Mr. Cheek had signed letters from adjoining property owners opposed to this change from R-A to R-20.

2. Lyman A. Duckworth Jr.- Mr. Duckworth states his address as 4740 Midway Rd. and that he owns 270 acres adjacent to the 25 acres being considered for rezoned. He respectively requested that the property remain R-A. He stated that the Advisory Board and the Planning Commission were opposed to changing the zoning to R-20.
3. Milton Roach- Mr. Roach stated that he intends to build a house in this area and he requested that it remain R-A. He felt that the infrastructure and schools could not handle the change to R-20.
4. Bob Newton- Mr. Newton advised that bought the land at the auction and that he was satisfied with R-A and could develop it successfully as one acre lots. He requested consideration to rezone so that it would allow him to develop nicer houses on 6/10ths of an acre lot. That way more money could be put in to landscaping. Market trends show that people want smaller lots requiring less maintenance. Due to the area using septic tanks they could not go below 6/10^{ths} area lots. He asked Council to consider rezoning this land to R-20.

No further comments were heard the Public Hearing was declared closed. Ms. Wilson made a motion to approve Ordinance #2001-001 and Mr. Greer seconded. Ms. Wilson stated that she personally voted against zoning. However in all the meetings that she had attended the residents of the area wanted the area zoned R-A. She requested of her fellow Council Members to uphold the current zoning of R-A and when the infrastructure in the area grows consider rezoning at that time.

Ms. Floyd asked Mr. Ricketson to explain the process that this zoning request went through and what the County Planning Division thinks of this situation. Mr. Ricketson explained that the developer applied for rezoning of the property a few months ago and the property was posted for rezoning hearing. There was an advertised meeting of the Citizens Advisory Board and they recommended denying the request to rezone. The request was forwarded to the Planning Commission who held an advertise Public Hearing and they recommended denying the request. The Planning Division recommendation was originally to approve the request because the Comprehensive Plan has this property sitting astride high density residential and residential/agricultural. Since it sits on the line it was a toss up. The Planning Division felt that it was consistent with the Comprehensive Plan and could justify approval. Mr. Greer stated that it troubled him that a group of residents was trying to use zoning to determine the type of housing in an area and that this was not the intent of zoning. The motion failed 0 to 6 with Ms. Floyd abstaining. Mr. Martin advised Council that since Ordinance #2001-001 failed it would not be brought back before Council.

Ms. Floyd recognized Mr. Bowen Wakefield for serving as a Commissioner on the Election Commission for fifteen years and for being an example for all to follow, by presenting Resolution R2001-001- a resolution adopting a proclamation honoring Mr. Bowen Wakefield and other matters related thereto. Mr. Wakefield said that he was honored for the recognition and felt that it was his civic responsibility to serve on the Election Commission. Ms. Floyd made a motion to adopt R2001-001 and Mr. Tolly seconded. The motion was approved unanimously.

Mr. Greer made a motion for the appointment of the following individuals:

Accommodations Tax Advisory Committee- Ms. Cathy Stone
Airport Commission- Mr. Barry Wood
Assessment Appeals- Mr. E.J. Wright
Broadway Lake Advisory Committee- Ms. Mitsy Burden
Sports & Entertainment Advisory Committee #1- Mr. Clifton Jordan
Sports & Entertainment Advisory Committee #2- Mr. Jacky Alewine
Constructions Board of Adjustment and Appeals- Mr. Ronnie Mattison
Farmers Market Advisory Board- Mr. Albert Atkins
Land Use and Zoning Board of Appeals- Mr. Wilton Williamson
Museum Advisory Committee- #1 Ms. Jean Martin
Planning Commission- Mr. Charles Campbell
Purchasing Review Panel- Mr. Julian Jones

Mr. Tolly seconded the motion for these nominations. Chairman Wright advised that he would go through each nomination individually so that Council could vote on confirming each person.

7-0 Accommodations Tax Advisory Committee -- Ms. Cathy Stone
7-0 Airport Commission- Mr. Barry Wood
7-0 Assessment Appeals- Mr. E.J. Wright
7-0 Broadway Lake Advisory Committee- Ms. Mitsy Burden
7-0 Sports & Entertainment Advisory Committee #1- Mr. Clifton Jordan
7-0 Sports & Entertainment Advisory Committee #2- Mr. Jackie Alewine
7-0 Constructions Board of Adjustment and Appeals- Mr. Ronnie Mattison
7-0 Farmers Market Advisory Board- Mr. Albert Atkins
7-0 Land Use and Zoning Board of Appeals- Mr. Wilton Williamson
7-0 Museum Advisory Committee- #1 Ms. Jean Martin
7-0 Planning Commission- Mr. Charles Campbell
7-0 Purchasing Review Panel- Mr. Julian Jones

Mr. Tolly made the motion for the appointment of the following individuals:

Accommodations Tax Advisory Committee- Mr. Tommy McDonald
Airport Commission- Mr. Dan Gissendanner
Behavioral Health Services Board- Mr. William C. Hood
Board of Adjustment and Appeals- Mr. Barry Visioli
Broadway Lake Advisory Committee- Mr. Tom Allen
Sports & Entertainment Advisory Committee #1- Mr. John Pete Stathakis
Sports & Entertainment Advisory Committee #2- Mr. Roy J. Hess
Constructions Board of Adjustment and Appeals- Mr. Charlie Fant
Economic Advisory Board #1- Mr. W. Raymond Partain
Economic Advisory Board #2- Dr. Juan Brown
EMS Commission- Colonel Frances Vandiver
Farmers Market Board- Mr. George Watkins

Land Use and Zoning Board of Appeals- Mr. W. Mack Chamblee, Jr.
Library Board- Ms. Rosalyn Silverstein
Museum Advisory Committee #1- Mr. Fred Whitten
Museum Advisory Committee #2- Ms. Beatrice Clamp
Planning Commission- Mr. Russell Harris
Purchase Review Panel- Rev. Johnie H. Shearer
Athletic Commission- Larry Richardson, Jr.

Mr. Holden seconded the motion for these nominations and Chairman Wright advised that he would read through each nomination individually so that Council could vote on each person.

7-0 Accommodations Tax Advisory Committee- Mr. Tommy McDonald
7-0 Airport Commission- Mr. Dan Gissendanner
7-0 Behavioral Health Services Board- Mr. William C. Hood
7-0 Board of Adjustment and Appeals- Mr. Barry Visioli
7-0 Broadway Lake Advisory Committee- Mr. Tom Allen
7-0 Sports & Entertainment Advisory Committee #1- Mr. John Pete Stathakis
7-0 Sports & Entertainment Advisory Committee #2- Mr. Roy J. Hess
7-0 Constructions Board of Adjustment and Appeals- Mr. Charlie Fant
7-0 Economic Advisory Board #1- Mr. W. Raymond Partain
7-0 Economic Advisory Board #2- Dr. Juan Brown
7-0 EMS Commission- Colonel Frances Vandiver
7-0 Farmers Market Board- Mr. George Watkins
7-0 Land Use and Zoning Board of Appeals- Mr. W. Mack Chamblee, Jr.
7-0 Library Board- Ms. Rosalyn Silverstein
7-0 Museum Advisory Committee #1- Mr. Fred Whitten
7-0 Museum Advisory Committee #2- Ms. Beatrice Clamp
7-0 Planning Commission- Mr. Russell Harris
7-0 Purchase Review Panel- Rev. Johnie H. Shearer
6-1 Athletic Commission- Larry Richardson, Jr. Mr. Greer abstained due to possible relationship.

Ms. Floyd made a motion for appointment of the following individuals:

Airport Commission- Mr. Freddie Banks
Construction Board of Adjustment of Appeals- Mr. Van Clinkscales, Jr.
EMS Commission- Mr. Roy Mack
Museum Advisory Board #1- Ms. Viola Brown
Museum Advisory Board #2- Rev. Rufus Mitchell
Sports & Entertainment Advisory Committee- Ms. Nancy Webb
Library Board- Ms. Helen Farmer
Athletic Commission- Mr. Charles Lewis

Mr. Holden seconded the motion for these nominations. Chairman Wright advised that he would go through each nomination individually so that Council could vote on confirming each person.

7-0 Airport Commission- Mr. Freddie Banks

- 7-0 Construction Board of Adjustment of Appeals- Mr. Van Clinkscales, Jr.
- 7-0 EMS Commission- Mr. Roy Mack
- 7-0 Museum Advisory Board #1- Ms. Viola Brown
- 7-0 Museum Advisory Board #2- Rev. Rufus Mitchell
- 7-0 Sports & Entertainment Advisory Committee- Ms. Nancy Webb
- 7-0 Library Board- Ms. Helen Farmer
- 7-0 Athletic Commission- Mr. Charles Lewis

Chairman Wright made a motion for appointment of the following individuals:

- Accommodations Tax Advisory Committee- Ms. Teri Earl
- Airport Commission- Mr. Ken Lowery
- Board of Assessment and Appeals- Mr. Johnnie Meehan
- Sports & Entertainment Advisory Committee #1- Mr. John Gates
- Sports & Entertainment Advisory Committee #2- Mr. Terrance Toson
- Constructions Board of Adjustment and Appeals- Mr. Jimmy L. Davis
- Economic Advisory Board #1- Senator T. Ed. Garrison
- Economic Advisory Board #2- Mr. Greg Clogfelter
- EMS Commission- Mr. Kent Berg
- Farmers Market Advisory Board- Ms. Nancy McKen
- Human's Relations Council- Ms. Pat Grate
- Land Use and Zoning Board of Appeals- Mr. Cheslie Millumn
- Library Board- Ms. Fran Shirley
- Museum Advisory Committee #1- Ms. Ruth Ann Morris
- Museum Advisory Committee #2- Mr. Sam Hobson
- Planning Commission- Mr. Ed Allgood
- Purchasing Review Panel- Mr. Tim Haden
- Parks and Recreation Advisory Committee- Mr. Stan Ashley
- Athletic Commission- Mr. Jackie Manly

Mr. Greer seconded the motion for these nominations. Chairman Wright read through each individual so that Council could vote on confirming each person.

- 7-0 Accommodations Tax Advisory Committee- Ms. Teri Earl
- 7-0 Airport Commission- Mr. Ken Lowery
- 7-0 Board of Assessment and Appeals- Mr. Johnnie Meehan
- 7-0 Sports & Entertainment Advisory Committee #1- Mr. John Gates
- 7-0 Sports & Entertainment Advisory Committee #2- Mr. Terrance Toson
- 7-0 Constructions Board of Adjustment and Appeals- Mr. Jimmy L. Davis
- 7-0 Economic Advisory Board #1- Senator T. Ed. Garrison
- 7-0 Economic Advisory Board #2- Mr. Greg Clogfelter
- 7-0 EMS Commission- Mr. Kent Berg
- 7-0 Farmers Market Advisory Board- Ms. Nancy McKen
- 7-0 Human's Relations Council- Ms. Pat Grate
- 7-0 Land Use and Zoning Board of Appeals- Mr. Cheslie Millumn
- 7-0 Library Board- Ms. Fran Shirley
- 7-0 Museum Advisory Committee #1- Ms. Annie Ruth Morris

- 7-0 Museum Advisory Committee #2- Mr. Sam Hobson
- 7-0 Planning Commission- Mr. Ed Allgood
- 7-0 Purchasing Review Panel- Mr. Tim Haden
- 7-0 Parks and Recreation Advisory Committee- Mr. Stan Ashley
- 7-0 Athletic Commission- Mr. Jackie Manly

Mr. Holden made a motion for appointment of the following individuals:

- Airport Commission- Mr. Mel Jewel
- Broadway Lake Advisory Committee- Dr. Fred Stringer
- Sports & Entertainment Advisory Committee- Mr. Newton Rucker
- EMS Commission- Mr. Lee Barnette
- Land Use and Zoning Board of Appeals- Mr. Hurbert McClure
- Library Board- Mr. Donald Bridges
- Museum Advisory Committee- Mr. Ed Hillhouse
- Planning Commission- Mr. Tommy Dunn

Ms. Floyd seconded the motion for these nominations and Chairman Wright read through each nomination so that Council could vote on confirming each person.

- 7-0 Airport Commission- Mr. Mel Jewel
- 7-0 Broadway Lake Advisory Committee- Dr. Fred Stringer
- 7-0 Sports & Entertainment Advisory Committee- Mr. Newton Rucker
- 7-0 EMS Commission- Mr. Lee Barnette
- 7-0 Land Use and Zoning Board of Appeals- Mr. Hurbert McClure
- 7-0 Library Board- Mr. Donald Bridges
- 7-0 Museum Advisory Committee- Mr. Ed Hillhouse
- 7-0 Planning Commission- Mr. Tommy Dunn

Mr. Dees made the motion to appoint one individual as follows:

- Planning Commission- Mr. Edward L. Chandler

Mr. Greer seconded the motion for this appointment and Chairman Wright read the nomination for confirmation of Council.

- 7-0 Planning Commission- Mr. Edward L. Chandler

Ms. Wilson made the motion for appointment of the following individuals:

- Behavioral Health Services Board- Ms. Mary Reed Ellison
- Behavioral Health Services Board at large appointment- Ms. Dannett Hanks
- Library Board- Ms Julie Hart
- Airport Commission- Dr. John Hunt
- Land Use and Zoning Board of Appeals- Mr. Dan Harvell
- Economic Advisory Board- #1 Mr. Charles Sitka

Mr. Holden seconded the motion for these nominations. Chairman Clint Wright read through the nominations so that Council could vote on confirming each person.

- 7-0 Economic Advisory Board- Mr. Charles Sitka
- 7-0 Land Use and Zoning Board of Appeals- Mr. Dan Harvell
- 7-0 Airport Commission- Dr. Dan Hunt
- 7-0 Library Board- Ms. Julie Hart
- 7-0 Behavioral Health Services Board- Ms. Mary Reed Ellison

Chairman Wright asked Mr. Martin to explain how the at large positions are handled. Council discussed and Mr. Martin explained that normal procedure for an at large is that any member may nominate a person to fill an at large position and it would be subject to the affirmation of Council. With the recommendation of Mr. Tolly to appoint this at large position, Chairman Wright continued with the confirmation.

7-0 Behavioral Health Services Board at large appointment- Ms. Dannett Hanks

Council discussed the number of at larger positions and asked the Clerk to provide answers as to how many at large seats are available on Boards and Commissions at the next Council meeting.

Chairman Wright made a motion to reschedule the date of the County Council meeting for February 20, 2001 until February 27, 2001 at same time 6:00 p.m., due to the Association of Counties Mid-Year Conference in Columbia. Several Council Members will be attending. Ms. Wilson seconded the motion and Council voted unanimously to change the date of February 20, 2001 Council meeting to February 27, 2001.

Mr. Dees stated that the information he had received on the Human's Relation Board was that each he would have two appointments. He did appoint two members and that they were confirmed, however, now it is his understanding that procedure is for only one appointment. Mr. Dees asked Chairman Wright which information is correct. Chairman Wright pointed out that the Ordinance clearly states that there is only one appointment and that since this Board is mandated and arranged by the State, he asked Mr. Martin to check for any lea-way into this since three Council Members made two appointments. Chairman Wright asked Mr. Martin how to handle this misinformation that all Council Members obtained and to brief Council at the next Council Meeting.

Administrator' s Report:

- (a) Certificates and Training:
 - ❖ Ms. Pam Garner- Basic Weather Spotter Training Course
 - ❖ Public Safety Division- November Training Report
- (b) Letters of Appreciation:
 - ❖ For: Lt. Pam Garner, Communications Supervisor, Becky Brock and Operator Missy Standridge from: Mistie R. Coward, Operations Manager for SC Highway Patrol Communications.
- (c) Minutes:
 - ❖ EMS Commission Agenda and Minutes
 - ❖ Local Emergency Planning Committee
- (d) Reports:
 - ❖ Detention Center Litter Report – December 11-29, 2000
 - ❖ Public Safety 911 Communications December Call Report
- (e) Charter Communications Additional Channels

- (f) Supreme Court Order – Designation of Chief Judge of Magisterial Court in Anderson County
- (g) Rock Mill Precinct Petition Certified
- (h) Anderson Sports & Entertainment Center – Clemson Football Banquet in Anderson Saturday, January 13, 2001
- (i) Anderson Sports & Entertainment Center- Grammy Nominated Christian Rock Group part of Feb. 14, 2001 “Dance Party” at Civic Center
- (j) GSA Business Journal – Craig, Gaulden & Davis receives recognition for Library
- (k) Powdersville Substation operating schedule

Mr. Preston stated that at the next Council Meeting a recommendation would be presented from the EMS Commission concerning the Northern Anderson Rescue Squad District.

There being no further business, the meeting was adjourned.

Respectively submitted,

Tammie Shealy, Assistant Clerk to Council