

ORIGINAL

ANDERSON COUNTY COUNCIL  
ANDERSON, SOUTH CAROLINA

Regular Meeting - May 15, 1990 - 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 May 15, 1990 at 7:00 p.m. in the Anderson County Council Chambers - Room 109. 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  
David Watson - County Administrator  
Rusty Burns - Assistant Administrator  
David Standeffer - County Attorney  
Linda N. Gilstrap - Clerk

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. Hooper, seconded by Mr. Banister, Council voted unanimously to approve the minutes from the May 1, 1990 meeting as mailed.

Chairman Cox explained that a lot had been in the papers concerning the Planning & Development concerning grant monies and decided that the County should conduct their own inquiry. He then appointed a committee to consist of Mr. Bob Daniel, Elise Cahaly and himself to look into the situation. The state has already started their investigation on the matter.

Ms. Janis Hunter informed Council of the Governor's Improvement Awards Program in Columbia and the Beautification Committee's participation in the program. She also introduced Ms. Katy Jo Reamsynder, a student at Concord Elementary School, as the First Place winner for the County Beautification contest. Awards that the County of Anderson received were "Take Pride in America", "Hartwell Lake Clean-Up" and "Adopt-a-Highway Program." Town awards included the City of Anderson and Iva who received Tree Awards. Ms. Hunter presented the Mr. Cox the Governor's Award for cleaning up the County that the Anderson County Beautification Commission received.

Mr. Stephen Crawford presented the following appropriations for Council's consideration:

1. The amount of \$5,400 to the Johnson-Broadview Estates

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Community Organization for the delivery and installation of a modular playstructure.

2. The amount of \$3,000 to the Piedmont Fire District toward the \$32,000 cost of lighting their softball field.

3. The amount of \$4,000 to the Town of Honea Path as Anderson County's share to match a state grant to renovate the Honea Path Recreation center.

4. The amount of \$9,000 to the Cheddar Youth Association toward the construction of a restroom/concession building at the Cheddar Youth Center, and

5. The amount of \$10,000 from District #4 for the lighting of the softball field at the Veterans Park in Pendleton.

Mr. Hooper moved to approve the request as presented and Mr. Banister seconded. Vote was unanimous.

Mr. David Peters, Chairman of the Airport Commission, appeared before Council for approval of a FAA Grant Agreement for \$952,856. The money will be used for a parallel taxiway and a lighting project. Mr. Holden moved to approve and Mr. Hooper seconded. Mr. Standeffer asked Council to hold off on a vote until he could advise Council regarding the grant in executive session. Council agreed.

Mr. Eugene Sutton appeared before Council once again concerning a referendum to change the number of single member County Council districts. He explained that the Justice Department may possibly file the law suit against the County instead of the Concerned Citizens Group A of the County. The Justice Department will not accept less than 51% minority representation and even with 7 member districts the percentage will only be 47-48%. Therefore, he asked Council if the 1988 referendum is declared invalid that they consider 9 single member Council districts. He also suggested that the referendum be simple: Will you accept 9 over 5? yes or no. He said that the County will only lose one year whether it is done or not because in 1991 the Justice Department will redraw the lines because of the 1990 census. Council received as information.

Mr. Cox presented first reading of Ordinance 304 regulating any contractor who constructs a residential building or structure or the repair, improvement or re-improvement thereof when the cost of the understanding is valued at \$1,000 to \$10,000 dollars. Mr. Cox explained that the Bill before the S.C. Legislature was stalled in Committee and will not be passed this year. The Bill only deals with the licensing and does not provide for rip-offs. Mr. Cox moved to approve Ordinance #304 on first reading and Ms. Cahaly seconded. Vote was two in favor and three opposed (Hooper, Holden, Banister). Motion failed.

Mr. Banister explained that it was time that something was done about a County Attorney. He said that at the end of the fiscal year the County will have paid \$65,000 in attorney fees, plus two times another attorney was brought in because of conflict of interest plus the handling of the bonds. With the \$15,000 in the Civic Center Budget the

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total fees for the County Attorney would be in excess of \$100,000 and asked Council to consider this during the budget process. Council agreed to look into the problem May 1989. Mr. Cox explained the expense for the first year of an Attorney's office and the expense for running that type office. Mr. Banister said that Anderson County had grown to the point of needing a full time County Attorney. Council received as information.

Mr. David Standeffer presented a Quit Claim Deed to the Three & Twenty Fire Department which involves less than 1/3 of an acre (.32) This is property deeded to the County in March of 1983 for \$1.00. Mr. Standeffer opened a public hearing for comments concerning the Deed. There were no comments. Ms. Cahaly moved to approve as recommended by the Attorney and Mr. Hooper seconded. Vote was unanimous.

Mr. Standeffer said he had several litigation matters and contractual matters that needed to be discussed in executive session. Mr. Hooper moved to go into executive session at 7:40 p.m. and Mr. Banister seconded. Vote was unanimous.

Mr. Hooper moved to come out of executive session back into regular session at 8:15. Ms. Cahaly seconded and vote was unanimous.

Mr. Hooper moved to approve the FAA grant as discussed earlier in the meeting. Mr. Banister seconded and vote was unanimous.

Mr. Cox moved to allow the County Attorney to proceed along the lines discussed in executive session concerning a litigation matter. Mr. Holden seconded and vote was unanimous.

Mr. Standeffer presented Resolution #538 approving a quit claim of any interest in, and abandon any interest it may have in, that certain tar and gravel road which connects Saluda Street to Eastview Street in the Town of Honea Path and approves the closure thereof as requested by the Town of Honea Path. Mr. Cox moved to approve and Mr. Holden seconded. Vote was unanimous.

Mr. Standeffer presented Resolution #537 approving the closure of, abandon any interest and quit-claim to the land owner, Mr. W.D. Gailey, all of its right, title and interest, if any, in that certain road which runs from Smith Road to the new State Highway 412. The part of the road being abandoned to the land owner being that section of old Highway 412, which is no longer needed for public access. Mr. Hooper moved to approve as recommended by the County Attorney and Mr. Cox seconded. Vote was unanimous.

Mr. Jacky Hunter presented the following budget transfers:

From Department Account #	To Account #	Amount
Animal Shelter--#705-100-001 (Salaries)	#705-100-002 (Salaries-temp/part time)	\$3,000.00
Animal Shelter--#705-120-022 (Office Supplies)	#705-120-021 (Printing)	200.00

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Animal Shelter--#705-120-027 (Electricity & Gas)	#705-125-036 (Fuel & Oil)	400.00
Road Maintenance #601-140-063 (Pipe Account)	#601-160-091 (Machinery & Equipment)	3,273.22
Road Maintenance #601-140-063 (Pipe Account)	#601-145-073 (Insurance)	1,114.35
Road Maintenance #601-140-063 (Pipe Account)	#601-155-085 (Consulting)	2,083.00
Road Maintenance #601-140-063 (Pipe Account)	#601-125-036 (Gasoline)	16,000.00

Mr. Banister moved to approve the transfers as recommended by Mr. Hunter and Mr. Hooper seconded. Vote was 5-0.

Mr. Rusty Burns presented Resolution #539 naming certain roads for the implementation of E911. Mr. Cox moved to approve and Ms. Cahaly seconded. Vote was 5-0.

Mr. Burns explained that bids were sent out for ambulances and all were rejected because they were over budget. He asked that the Purchasing Manager be allowed to purchase an ambulance that meets the specifications and needs of EMS with the understanding that the price is not over the budgeted amount. Ms. Cahaly moved to approve and Mr. Banister seconded. Vote was unanimous.

Mr. Burns asked that the Appalachian Council of Governments be named the lead agency to participate under governmental agreements for the five county region. They would seek grants and act in the best interest of the County. Ms. Cahaly moved to approve and Mr. Cox seconded. Vote was 5-0.

Mr. Burns explained that the Civic Center was scheduled to open at the end of May and asked that they be exempt from the Ordinance prohibiting the purchasing of capital items after May 15. Council discussed. Mr. Hooper moved to allow the Purchasing Manager to make the necessary purchases as EMERGENCY PURCHASES and that they be stamped on the invoice as Emergency Purchases as required by the Purchasing Ordinance. Ms. Cahaly seconded the motion and vote was 5-0. The money for these purchases are already in the present budget.

Mr. Burns asked for Council's approval on a joint purchase between the Civic Center and the Detention Center. The low bid is from Boiter Farm Equipment in the amount of \$8,190.00 which will be split between the two departments. Mr. Hooper moved to allow the purchase and Mr. Cox seconded. Vote was 5-0.

Mr. Burns presented a request from Nadine Brock, Director of Emergency Preparedness and Acting EMS Director, to delay a purchase for EMS of \$2,500 until a later date. Mr. Hooper moved to allow the action and Ms. Cahaly seconded. Vote was 5-0.

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Mr. David Watson presented his proposed 1990-1991 fiscal year budget-Ordinance #305 for first reading. The total budget is \$20,903,475 and does not include a tax increase. Council discussed. Mr. Banister stated that he was not satisfied with the budget and feels that the Council needs another workshop and will oppose the budget on first reading for that reason. Mr. Cox also said that he was not satisfied either but would vote to get the budget process started. Mr. Hooper moved to adopt the budget Ordinance #305 on first reading as presented with the option to make changes on second and third readings. Mr. Cox seconded and vote was four in favor (Cox, Hooper, Cahaly, Holden) and one opposed (Banister).

Mr. Mike Holden moved to allow a budget appropriation of \$800 to Southwood School and \$300 to New Prospect School. The money has been set aside in the present budget (89-90). Mr. Cox seconded the motion and vote was unanimous.

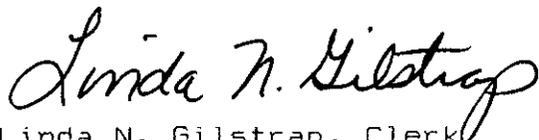
Mr. Banister moved to reappoint Ms. Cathy Stone to the Farmers Market Board. Mr. Cox explained that all representatives' terms had expired except for District #2 and recommended that District #1 be reappointed if he so desires. All other members also agreed and asked the Clerk to contact each member to see if they wished to serve another term.

Council recessed from 8:45 until 9:15 p.m.

Council heard from concerned citizens at this time.

There being no further business, Council adjourned at 9:35 p.m.

Respectfully submitted,



Linda N. Gilstrap, Clerk  
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