

**ANDERSON COUNTY COUNCIL  
ANDERSON, SOUTH CAROLINA**

**Regular Meeting - JULY 18, 1995 - 7:00 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, Gary A. Smoak, 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, Roy Ethridge - AND. MONITOR, WAIM RADIO, WCCP RADIO, Joe Newton-COUNCIL OF GOVERNMENTS, Rosemary Garrick- SENIOR REFLECTIONS, Brantley Jordan.

A regular meeting of the Anderson County Council was held on July 18, 1995 at 7:00 p.m. in the Council Chambers - Old Courthouse - Second Floor.

**PRESENT**

Chairman Ernie Garrison, District #4  
G. Fred Tolly, Jr. - District #1  
William A. Floyd - District #2  
Harvie E. Banister - District #3  
Gary A. Smoak, Administrator  
Jack McIntosh, County Attorney  
Linda N. Gilstrap, Clerk

**ABSENT**

Bruce Gerrard -District #5

Chairman Garrison called the meeting to order, and Mr. Tolly gave the invocation. A moment of silent prayer was held in memory of Allen P. Tripp, Sr., who passed away. Everyone stood and pledged allegiance to the flag. Chairman Garrison welcomed everyone.

Mr. Garrison stated that Councilman Bruce Gerrard was on vacation and would not attend the meeting.

On the motion of Mr. Banister, seconded by Mr. Tolly, Council voted unanimously to approve the June 20, June 27 and June 30, 1995 minutes as mailed.

Mr. Carl Johnson spoke on the citizens agenda.

Mr. Garrison presented second reading of Ordinance #95-015 - an ordinance authorizing the execution and delivery of not exceeding \$45,000,000 Principal amount Industrial Revenue Bonds, series 1995 for Venture Packaging, Inc. Project. A public hearing was held; no comments were heard. Mr. Tolly moved to approve the ordinance on second reading and Mr. Floyd seconded vote was unanimous.

Mr. Garrison presented second reading of Ordinance #95-016 - a Master Ordinance authorizing and providing for the issuance of Anderson County, S.C., Special Source Revenue Bonds for Venture Packaging. A public hearing was held; no comments were heard. Mr. Tolly moved to approve on second reading and Mr. Floyd seconded. Vote was 4-0.

Mr. Garrison presented second reading of Ordinance #95-017 - a first supplemental ordinance providing for the issuance and sale of not exceeding \$875,000 Anderson County Special Source Revenue Bonds for Venture Packaging, Inc. Project. A public hearing was held; no comments were heard. Mr. Tolly moved to approve on second reading and Mr. Banister seconded. Vote was 4-0.

Mr. Garrison presented first reading of Ordinance #95-018 - an ordinance to create a Special Tax District in the Sedgewood Community; to define the boundaries of the District and the purposes for which it is created; to establish the Sedgewood Community Tax District Commission; and to impose a tax levy of not more than twenty and one tenth (20.1) mills annually on all taxable property located within the district. Mr. Tolly moved to approve and Mr. Floyd seconded. Vote was 4-0.

Mr. Garrison presented Resolution #R95-028 - a resolution recognizing Dana Ramsey, Anderson County Coordinator for the Adopt-A-Highway Program, as "Outstanding Adopt-A-Highway Coordinator". Mr. Banister moved to approve the resolution and Mr. Tolly seconded. Vote was 4-0.

Mr. Garrison presented Resolution #R95-029 - a resolution making application to the State Budget and Control Board of South Carolina for allocation of State ceiling on issuance of private activity bonds for the Anderson County, South Carolina, Industrial Development Revenue Bonds (Mikron Corp. Anderson Project) in the Aggregate principal amount of not exceeding \$3,500,000. Mr. Floyd moved to approve and Mr. Tolly seconded. Vote was 4-0.

Mr. Garrison presented Resolution #R95-030 - a resolution by the Anderson-Oconee-Pickens Technical Education and Training Commission declaring its intent with respect to the financing of a new Health Sciences-Laboratory Building at Tri-County Technical College and with respect to future student fee adjustments in connection therewith. Mr. Tolly moved to approve and Mr. Floyd

seconded. Dr. Don Garrison explained the purpose of the resolution and said that they will never come back and ask for any more money during the 14 years. Council discussed. Mr. Floyd moved to amend the motion that on page 2; paragraph #2 (marked 6) change the figure \$588,500 to \$583,838. Mr. Tolly seconded and vote was 4-0 on the amendment. Vote on the motion as amended was three in favor (Garrison, Floyd, Tolly) and one opposed (Banister). Motion carried.

Mr. Floyd nominated the following appointments and reappointments to the boards as listed: appoint - Ms. Helen Farmer - Library, reappoint - Richard Allen - Land Use Appeals Board, reappoint - Lynn Kay - Civic Center, appoint - Walter Trammel - Planning Commission to replace Carey Murphy. Mr. Floyd moved that Council vote on all the appointments at the same time and Mr. Banister seconded. Vote was 4-0. Mr. Tolly nominated the following appointments and reappointments to the boards as listed: Danette Hanks - Alcohol & Drug Abuse, J.C. Cox - Airport Commission, Charlie Fant - Construction Board of Adjustments & Appeals, Dennis Claramunt - Economic Advisory Board, Corine M. Sullivan - Hospital Board, Hugh Durham - Land Use Board of Appeals, Kleo Stathakis - Library, Edward Hillhouse and Fred Whitten - Museum Board. Mr. Banister nominated the following: J.R. McGee - Accommodations Tax, Lewis Ashley - Airport Commission, Wallace Ashley and Lt. Robert Yarborough - Alcohol & Drug Abuse, Samuel Greer - Construction Board of Adjustments and Appeals, Donnie Ray Cooley to replace M.J. Bobo - Economic Advisory Board, Charlie Berry - EMS, Wallace Shaw - Anderson Area Medical Center, Jack H. "Buddy" Woods - Land Use Board of Appeals, Ethyl Hall - Library, Renee McCormick and Freddia Gilmer - Parks & Recreation Commission. Mr. Floyd moved to accept the nominations as listed above and Mr. Banister seconded. Vote was unanimous.

Mr. Smoak presented a bid request for waterline construction to service Reliance Electric and asked for permission to sign the contract when received. The low bid is from Martin Septic Tank in the amount of \$71,832.50. Mr. Banister moved to approve and Mr. Tolly seconded. Vote was 4-0.

Mr. Smoak presented a bid request for construction of a turning lane - US 178 at Glen Raven Site. This is a Coordinating Council Grant for \$240,017.80 from Tugalo Construction. No County funds will be required. Mr. Floyd moved to approve and Mr. Banister seconded. Vote was unanimous.

Mr. Banister moved to approve a transfer in the amount of \$3,844.74 for Solid Waste (1994-1995 budget). Mr. Tolly seconded and vote was unanimous.

Mr. Baylis Maxwell & Mr. Ron Hendricks presented the final report from the Research and Search Committee for a 10 year Office Space Study. The study was discussed. Council thanked the Committee for the great job done on the study. Council received as information.

Chairman Garrison read a letter from Bo Gilreath, Chairman of the Anderson Fire Service Training Facility. The letter requested that the County give the Anderson Fire Service Training Facility \$37,755 for grading, asphalt, and piping at the facility and that they be allowed to do the work. Mr. Banister moved that the County give the Anderson Fire Service Training Facility \$37,755 for work as requested and the money to come from each Council's paving account in equal amounts and the Facility's Board of Governors be responsible for getting the work done. Council also authorizes the County Administrator to transfer the needed funds. Mr. Tolly seconded. Vote was 4-0.

Mr. Smoak said that the Planning Commission requested permission to charge a minimal fee of \$5.00 for the black and white version of the 1990-1994 Traffic Count Growth Trend Report and \$25.00 for the color version. A copy was provided to all members of Council. Mr. Floyd moved to approve and Mr. Banister seconded. Vote was 4-0.

Mr. Smoak explained that the Town of Honea Path would like to use the balance (\$13,000-\$14,000) of local paving "C" fund money for repairing and preparing parking on the east side of town. This will be done in-house. Mr. Banister moved to approve, and Mr. Floyd seconded. Vote was unanimous.

Cherokee Trail, the next item on the agenda, was delayed until Mr. Gerrard gets back.

Mr. Smoak said that Smithland Bend (C-14-57A) was a County road and was probably built, graded and paved by the County; however, on the County map it was designated as a Private Road. He asked Council to ratify that Smithland Bend is a County road. Mr. Floyd moved to approve, and Mr. Tolly seconded. Vote was 4-0.

Mr. Smoak presented a tar and gravel list for approval to add to the paving list this year. Some of the roads were already on another fiscal year's list. Mr. Floyd moved to approve the list of roads as listed on the memorandum provided by Mr. McClure, and Mr. Banister seconded. Vote was 4-0.

Mr. Smoak stated that the next item on the agenda, Abandonment of Perimeter Road - Tri-County Technical College, is within the boundaries of Pendleton; therefore the State should abandon the road to the Town of Pendleton. No action would be required by Council.

Mr. Smoak presented estimates to repair Thornehill Drive, a street in the City of Anderson. The estimates of items are listed below.

- #3 - 1,182 sq yd = 6" crush run delivered - \$4,879
- #4 - 1,182 sq yd = labor for excavating and reset up - \$2,700  
and
- #5 - 1,182 sq yd = strip patching 200 tons - \$4,800

This amount equals \$12,300. This road will be considered with the proposed paving list in late November of this 1995-1996 fiscal year contract paving. The funds will come from District #1 paving funds. Mr. Tolly moved to do the work and add to the list in November and Mr. Floyd seconded. Vote was 4-0.

Mr. Smoak presented a request to resurface and relocate an intersection on Roper Road. The cost estimate is \$21,000, and the County has available \$10,833. The work will be done in-house, Road Maintenance would like to get the work done before school starts back. Mr. Tolly moved to approve the work, and Mr. Floyd seconded. Vote was 4-0.

Mr. Smoak presented a list of streets in the Town of Honea Path for Council's consideration to be added to the local paving "C" fund list. Mr. Banister moved to approve, and asked that Mr. McClure check Alabama Street and if resurfaced in the last 12 months be deleted from the list. He said that he thought that street was paved last year. Mr. Tolly seconded, and vote was 4-0.

Mr. Floyd asked Mr. McClure for the status on the Rocky River Channel clearing. Mr. McClure said that the County was waiting on the 401 Permit from the Corps of Engineers. The County should hear within the next few weeks. Mr. Smoak said that last year Mr. Floyd appropriated \$25,000 from his paving account to do the work and a supplemental budget may need to be done.

Mr. Smoak presented a request from Public Works to charge for disposal of roofing shingles at \$25.00 per ton. Mr. Floyd moved to approve. Motion died from lack of a second.

Mr. Smoak talked about the opening of the Starr C&D (construction and demolition) landfill. An arrangement has been worked out with Vigoro to weigh the trucks from the southern part of the county, and the county would pay them \$2.50 per truck. Trucks coming from other areas of the County would be weighed at the White Street MRF. No fee will be charged to the individual household user. Mr. Banister moved to approve, and Mr. Tolly seconded. Vote was 4-0.

Mr. Smoak asked for Council's approval of an ARC grant in the amount of \$250,000 for the I85/Highway 86 sewer project. The CDBG grant in the amount of \$250,000 has already been approved by Council. The match needed for the ARC grant is \$45,000 and has already been appropriated. Mr. Tolly moved to approve the grant, and Mr. Banister seconded. Vote was 4-0.

Mr. Smoak presented an amended "Memorandum of Agreement", for the fiscal year 1995/1996 between the Department of Juvenile Justice and Anderson County for the housing of juveniles. The changes are made due to the changes made by the Legislature in Section 70 of the Crime Bill requiring the cities to pay for their own juvenile detention. Mr. Banister moved to approve the amendment to the agreement, and Mr. Tolly seconded. Vote was 4-0.

Mr. Smoak presented an amended contract for Windsor/Aughtry for the Civic Center soil sale. He explained that the contract was amended for sale up to 330,000 cy at 60¢ cy. The agreement said that in the event that more was needed then it had to have staff approval. An additional 68,613 cy was taken out. The total revenue generated for the County is \$211,167.80 compared to \$198,000 for 330,000 cubic yards. Mr. Garrison asked about the topo. Mr. Bill Lloyd was asked to explain to Council the topo. He stated that he thought the figures were very accurate. Mr. Tolly moved to approve the amended contract and before the release is signed it be approved by Mr. Smoak that it is re-topsoiled, sowed and straw spread to our satisfaction. Mr. Floyd seconded the motion, and vote was 4-0.

Mr. Floyd moved to approve the amendment to the Anderson County Disabilities and Special Needs Board Lease. This amendment extends the lease for a 50 year period and provides a cancellation in the event that they cease to use it for this purpose. Mr. Banister seconded, and vote was 4-0.

Mr. Banister moved to approve the amendments to the Administrative Contract for Anderson County for the HOME program. This is a state housing grant and is complete, and this action is required to close out the paperwork. Mr. Tolly seconded, and vote was 4-0.

Mr. Floyd moved to go into executive session to discuss two contractual matters and two economic development matters at 8:45 p.m. Mr. Tolly seconded, and vote was 4-0.

Mr. Floyd moved to come out of executive session back into regular session at 9:50 p.m. Mr. Tolly seconded, and vote was 4-0.

Mr. Garrison read a Proclamation proclaiming August 20-26 as Adopt-a-Highway Week in Anderson County. This was omitted from the agenda by mistake. Mr. Tolly moved to approve the proclamation and Mr. Floyd seconded. Vote was 4-0.

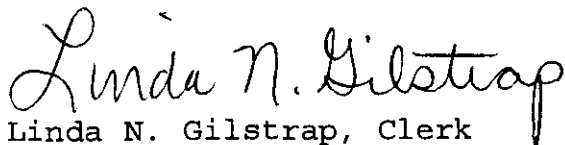
Mr. Floyd moved to allow the rental of space at the Civic Center at \$675 per month for two offices and other terms of negotiation be left in the hands of the Administrator and Attorney. Mr. Tolly seconded, and vote was 4-0.

Mr. Tolly moved to allow the Office of Economic Development to expend up to \$5,000 to aid in infrastructure with Mr. Mike Hendrix relocating in Anderson County and agree to application of grants. Mr. Floyd seconded, and vote was 4-0.

Mr. Tolly moved to authorize the Office of Economic Development to expend up to \$20,000 for the acquisition of Pine Tree Packaging for Anderson County and for infrastructure. They are also allowed to apply for grants. Mr. Floyd seconded, and vote was 4-0.

On the motion of Mr. Floyd, seconded by Mr. Tolly, Council voted unanimously to adjourn at 10:05 p.m.

Respectfully submitted,

  
Linda N. Gilstrap, Clerk  
ANDERSON COUNTY COUNCIL