

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - December 7, 1993 - 4:30 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, Ed Allgood, Mike Holden, Tom Martin, 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 Garrett- HOMETOWN REFLECTIONS, Brantley Jordan (picked up).

A regular meeting of the Anderson County Council was held on December 7, 1993 at 4:30 PM at the Anderson County Civic Center. Chairman Mike Holden presided.

PRESENT

G. Fred Tolly, Jr. - District #1
William A. Floyd - District #2
Harvie E. Banister - District #3
Ed Allgood - District #4
Mike Holden - District #5
Tom Martin - County Attorney
Gary A. Smoak - Administrator
Linda N. Gilstrap, Clerk

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

On the motion of Mr. Tolly, seconded by Mr. Holden, Council voted unanimously to approve the November 16, 1993 minutes as mailed.

Council heard from the following concerned citizens: Rosemary Garrick, Carl Johnson, and Bob Smith.

Ms. Galloway spoke on the Senior Citizens program and the good work Ms. Jo Brown done while she was employed by the County. She expressed the need for a new director for the program to keep the activities on-going. Mr. Holden said that he was in favor of hiring a new director.

Mr. Smoak explained the steps taken since the resignation of the director and the discussions with the City on the program. Council agreed that Mr. Smoak should move as quickly as possible on getting the program back together. Mr. Tolly said that he would like to see the City administer the program in greater Anderson. Mr. Holden moved that the County hire their own director and the functions remain within the County and the Administrator proceed as directed. The motion died from lack of second. Mr. Allgood moved to try to work out a plan with the City, with the prices previously quoted, and the balance of the money to be divided equally among the outlining Senior Citizens programs. This would include Piedmont and Powdersville, he said. Mr. Floyd said that the County will be able to reach more people with this program. seconded. Vote was four in favor and one opposed (Holden).

Council recognized the new Administrative Services Division head; Mr. Bob Crout. Council welcomed Mr. Crout to Anderson County.

Council heard an update from Mr. Bob Strother on the Appalachian Council of Governments' activities. Council received as information.

Dr. Jerry Neal, Chairman of the Economic Development Board, discussed the purpose, mission and role of the board. Council received as information. Dr. Neal recommended that the Chairman appoint two members of Council to meet with the Economic Development Board. Mr. Holden agreed to serve on a committee and appointed Mr. Allgood to meet with him.

Mr. John Koppelemeyer, Director of the Youth Association, gave a brief update on the Anderson Youth Association. Mr. Koppelemeyer talked about the Boy's Program which is housed in the Youth Treatment Center. He said that the building was built in 1929 for a County Home. Although it had a minor renovation project done in 1973; it is in major disrepair. He asked Council to consider giving them the property and the land; in return they would use that to obtain matching cash grants, gifts, etc. Council discussed the expansion of the Sheriff's office and Detention Center and location of the Youth Treatment Center being a compatible situation. It was agreed that it would be more feasible for the County to find another location for the Youth Treatment Center. Council asked Mr. Koppelemeyer to work on that and then come back to Council.

Mr. Holden presented third and final reading of Ordinance #405 - an ordinance to amend Anderson County Ordinance #386, amending policy and procedures for Anderson County Departments and agencies in responding to Freedom of Information requests for information. A public hearing was held. Mr. Tolly moved to approve on third reading and Mr. Floyd seconded. Vote was unanimous.

Mr. Holden presented second reading of Ordinance #406 - an ordinance to create and authorize the development of a jointly owned and operated satellite Industrial/Business Park in conjunction with Abbeville County and McCormick County. A public hearing was held. Mr. Tolly moved to approve on second reading and Mr. Floyd seconded. Vote was unanimous.

Mr. Holden presented second reading of Ordinance #407 - an ordinance to transfer authority to conduct the City of Anderson Municipal Elections scheduled for May of even numbered years to the Anderson County Registration and Elections Commission. A public hearing was held. Mr. Allgood moved to approve and Mr. Floyd seconded. Vote was unanimous.

Mr. Holden presented first reading of Ordinance #408 - an ordinance authorizing the sale of approximately one acre, more or less, of Anderson County real estate. Mr. Tolly moved to approve on first reading and Mr. Banister seconded. Vote was unanimous.

Mr. Holden presented Resolution #695 - a resolution authorizing waiver of tap fees for the Gilmer/Meadowbrook Heights Special Sewer Assessment District. Mr. Holden moved to approve and Mr. Tolly seconded. Vote was unanimous.

Mr. Holden presented Resolution #697 - a resolution asking the S.C. Department of Health and Environmental Control to undertake all steps necessary, to enforce all laws, regulations, and measures necessary, and undertake whatever form of enforcement program is necessary to ensure that all federal and state laws applicable to outside burning or to air emissions or to air quality standards in South Carolina are enforced to the maximum degree possible with regard to outside burning in Anderson County. Mr. Holden moved to approve and Mr. Floyd seconded. Vote was unanimous.

Mr. Holden presented Resolution #696 - a resolution to provide for the commissioning of certain named law enforcement officers, to provide for the proper security, general welfare, and convenience of Anderson County. Mr. Tolly moved to approve and Mr. Floyd seconded. Vote was unanimous.

Mr. Tolly appointed Ms. Sundra F. Ellis (2 year term) and Dr. Daniel Chisolm (3 year term) to the Human Relations Council.

Mr. Tolly appointed Rev. Johnie H. Shearer to the Purchasing Review Panel.

Mr. Floyd appointed Mr. McLester McDowell (3 year term) and Ms. Suzzane Bailer (2 year term) to the Human Relations Council.

Anderson County Council
December 7, 1993 - 4:30 p.m.

Page 4

Mr. Banister appointed Mr. Wayne S. Traynham (2 year term) and Mr. Wayman Latham (3 year term) to the Human Relations Council.

Mr. Banister appointed Mr. Paul Boiter to the Purchasing Review Panel.

Mr. Floyd moved to approve the following vendors to complete the Public Works office building: Electrical & Lighting - Black's Electrical & Development Co. for \$27,300, HVAC - Skip's Heating & Air Conditioning - for \$28,953, Interior construction - Heritage Construction - \$40,465, Tile - Terry's Contract Carpets for \$4,932. Mr. Allgood seconded the motion and vote was unanimous.

Mr. Smoak presented a purchase for Engineering Services - Highway 24 Sewer Project by McElhannon & Amick, Inc. for a total of \$67,400.00. Mr. Floyd moved to approve the purchase of McElhannon & Amick and Mr. Holden seconded. Vote was unanimous.

On the motion of Mr. Holden, seconded by Mr. Floyd, Council voted unanimously to approve the purchase of 12 police pursuit vehicles for the Sheriff's Department from Century Lincoln Ford Mercury for \$164,394.00.

Mr. Holden moved to grant permission to seek grants in the amount of \$1.8 Million dollars for Plastic Omnium and \$1.1 million dollars for

mmmer Allibert. Mr. Floyd seconded and vote was unanimous.

Mr. Smoak presented a letter from the PRT, Division of State Parks, concerning Mountain View Park on Lake Russell. He suggested that the County try to get funds to operate the park and funds needed to bring the park up to an acceptable condition, into the State budget. Mr. Holden moved to direct the Administrator to meet with the Delegation and ask that they put funding into their budget for this purpose. Mr. Banister seconded and vote was unanimous.

Mr. Tom Martin talked about the extension of the contract with Municipal Code for the County Code until January 1. This would include all the pending ordinances in the original code and therefore save the county money. Mr. Floyd moved to allow the extension of the contract and Mr. Tolly seconded.

Mr. Holden moved to approve a 10 year contract for \$1,500 per year with Duke Power for the lighting of the Wren walking track. Mr. Floyd seconded and vote was three in favor (Holden, Floyd and Allgood), one opposed (Banister) and one abstension (Tolly). Mr. Banister said that Council should not commit Anderson County to a 10 year contract for this lighting and the Council should think about the entire County.

Mr. Smoak presented a request from Duke Power for a right-of-way (for overhead pole) to serve the new Anderson-Oconee Alcohol and Drug Abuse center at 200 McGee Road. Mr. Holden moved to allow the right-of-way and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak explained a proposal to amend job descriptions in accordance with Americans With Disabilities Act (ADA). To do this it would require a personnel consultant to come in a rewrite job descriptions at a cost of \$10,400. This is a federal mandate and would be done by David M. Griffith and Associates, LTD. Mr. Floyd moved to approve the request and Mr. Tolly seconded. Vote was four in favor and one opposed (Allgood). Funding will come from the Contingency Fund.

On the motion of Mr. Banister, seconded by Mr. Holden, Council voted unanimously to pave Thompson Street and the road to the recycling center in Belton for a total cost of \$10,413. Funds will come from the District #3 paving account.

On the motion of Mr. Tolly, seconded by Mr. Banister, Council voted unanimously to approve the paving of the entrance to Monkey Park, parking lot and walk way. The total cost is \$5,740 and funds will come from District #1 paving account.

Mr. Holden moved to pave the walking tracks at Centerville School and Westside High School. Mr. Floyd seconded and vote was unanimous.

Mr. Tolly moved that the County grade & pave the lot beside the Williamston Rescue Squad to be used by the Squad for parking. Mr. Holden seconded and vote was unanimous.

Mr. Martin talked about the selection of Bond Counsel for the Plastic Omnium - Special Source Revenue Bond. He recommended the hiring of Wes Crum because of his experience in the field. Mr. Tolly moved to select Mr. Crum of the McNair Law Firm and Mr. Holden seconded. Vote was unanimous. His fees will come out of the bond.

Mr. Martin talked about problems resulting from prior years' delinquent tax sales. One specific problem was discussed and the County's options were explained. Mr. Floyd moved to allow the County Attorney to resolve the delinquent sale problem with the County's best interest at heart. Mr. Tolly seconded and vote was unanimous.

Mr. Smoak talked about the service area of the Western Carolina Regional Sewer Authority and including into this area Pelzer and West Pelzer. Mr. Holden moved to direct the Administrator to write a letter asking that they consider into their service area, Pelzer and West Pelzer. Mr. Tolly seconded and vote was 5-0.

Mr. Smoak asked Council for consideration on accepting into to the County Road system, Brown Road and then consider turning Brown Road over to the South Carolina Department of Highways and Public Transportation. Mr. Matt Canady, representative from Wyatt Development Group, presented the County Attorney a letter dated November 16 from the State Highway Department indicating that the road has met the State Highway Department's conditions. A maintenance bond from the Great American Insurance Company in the amount of \$75,000, in favor of Anderson County, was presented to Mr. Martin. The bond is for one year and appears to be in order, he said. Mr. Holden moved to accept into the County road system. Mr. Allgood seconded and vote was unanimous.

Mr. Holden moved to transfer Brown Road to the State Highway Department and Mr. Allgood seconded. Vote was unanimous.

Mr. Banister moved to accept into the County system Shadow Oaks - Section II, Royal Oaks Shores, Green Valley Estates Subdivision. Mr. Holden seconded and vote was unanimous.

Mr. Smoak presented a change order from FJ Clark and recommended that Council not approve. This change order deals with a smoke detector in the elevators and should have been included on the drawings. Mr. Banister moved not to accept the change order and to refer it back to the mechanical contractor who left it off of the drawings. Mr. Holden seconded and vote was unanimous.

Mr. Smoak explained a problem with dirt piles on Gray Road on private property. This happened 15 years ago when the county cut the road. Mr. Banister moved to spread out the dirt and nothing else be done. Mr. Holden seconded and vote was unanimous.

Mr. Holden moved to approve the transfer of \$10,000 from Engineering - 5223-000-311 to Pipes #5223-000-272. Mr. Tolly seconded and vote was unanimous.

Mr. Holden moved to go into executive session at 7:20 p.m. to discuss a contractual matter. Vote was unanimous.

Mr. Holden moved to come out of executive session at 7:50 p.m. back into regular session. Mr. Allgood seconded and vote was unanimous.

Mr. Martin announced that during executive session, Council discussed 2 contractual matters, one litigation matter and one matter dealing with personnel. No action was taken.

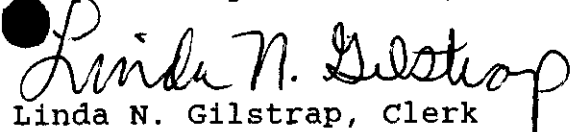
Mr. Holden moved to authorize the County Administrator to proceed with negotiations along the lines as discussed in executive session and report to Council with results. Mr. Tolly seconded and vote was four in favor (Holden, Floyd, Tolly, Allgood) and one opposed (Banister).

the motion of Mr. Holden seconded by Mr. Floyd, Council voted unanimously to approve a transfer of \$25,000 from Land, Buildings and Right-of-ways (Detention Center's Budget) into salaries. This will allow the county to hire two additional employees at the Detention Center.

Mr. Holden changed the next meeting time to 4:30 p.m.

There being no further business, Council adjourned at 8:15 p.m.

Respectfully submitted,

Handwritten signature of Linda N. Gilstrap in cursive script.

Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL