

ORIGINAL

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - April 21, 1992 - 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 OF THIS MEETING:

Bob Waldrep, David Hooper, Harvie Banister, Ed Allgood, Mike Holden, David Watson, Tom Martin, Jack Crowe, Jacky Hunter, Brantley Jordan, Lesley Stedman-Independent Mail, Brad Cooper-Greenville News, Curtis Kinley, Sandy Ashworth, Jana Pressley, J.R. McClure, Rusty Burns, Howard Eaton-Home Builders Asso., Walker Pickens-HBA, Chris Richardson-S.C. National Bank, Stephen Stock-Channel 4, Mike Downs-Channel 7, Paul Brown-Channel 7, Tim Brett-Michelin Tire, Brenda Brady-Easley Progress, Belton News, Dodie Carner-Humane Society, Lake Hartwell Asso., WMM Radio Station, Matt Phillips-WRIX Radio, LLOYD Wilson-Piedmont Natural Gas, Bill Meade-The Journal, Roy Ethridge, Judy Fleming-Channel 13, Ed Grover-Waste Management, Karen Hamilton-WLFJ, Peggy Hill-Association of Realtors, Carl Stone-Library Dale Thompson-M-R Board, Joanne Thrift-Independent Mail, WAIM Radio, Roxanne Walker-WMYI Radio, Lamar Whitfield-Anderson Lumber Co, Joe Newton-Council of Governments, Jennifer Owens-Greenville News, Carolyn Palmer-The Piedmont Group, Jack Pettigrew, Orien Parris, Clifton Thomas, Jack Symons, Vern Gillem, L.J. "Bill" Evans, Tony Cirelli, T.C. Madden, Doris Lark, Carl Johnson, John T. Hinton, John T. Pruitt, James Anderson, Harold Mitchell, Evelyn Welborn, W.H. Underwood, Ethyl Hall, Jerry Fleming, Eleanor Farmer, June Martin, Steve Batchelor, Donna Branberg, Kleo Stathakis

A regular meeting of the Anderson County Council was held on April 21, 1992 at 7:00 p.m. in the Anderson County Chambers. Chairman Bob Waldrep presided.

PRESENT

Bob Waldrep - District #1
David L. Hooper - District #2
Harvie E. Banister - District #3
Ed Allgood - District #4
Mike Holden - District #5
Tom Martin - County Attorney
David Watson - County Administrator
Linda N. Gilstrap - Clerk

Chairman Waldrep called the meeting to order and Mr. David Watson gave the invocation. Everyone stood and pledged allegiance to the flag.

Mr. Tom Martin presented third reading of Ordinance #353 providing for the creation of the Gilmer Estates/Meadowbrook Heights Sewer Assessment District. The public hearing was opened and no one spoke; therefore the public hearing was declared closed. Mr. Martin reported that the present total cost would be \$325,000. With some

Anderson County Council Meeting
April 21, 1992 - 7:00 p.m.

County funding, the net reimbursable cost would be \$220,000. Mr. Holden moved to pass the ordinance (#353) on third reading and Mr. Hooper seconded. Mr. Waldrep said that he objected to the manner of funding and would like the County to work toward a unified system of funding with no inconsistencies in the County's policy. Vote was four in favor (Hooper, Holden, Allgood, Banister) and one opposed (Waldrep).

Mr. Holden moved to award the contract to the low bidder; Pickens & Son Construction Company for sewer construction for Gilmer and Meadowbrook Subdivisions. Mr. Hooper seconded. Council discussed. Mr. Holden amended the motion that the contract be awarded only if all the Purchasing requirements are met. Mr. Hooper seconded the amendment and vote was unanimous. Vote on the original motion as amended was unanimous.

Ms. Patty Rollins appeared before Council on behalf of Citizens for Responsible Pet Ownership. She explained the attacks on her son by dogs not being restrained by the owners. The following changes were submitted: (1) Section IV (a) to read: The owner of every animal or pet within Anderson County shall keep such animal or pet leashed, confined or enclosed upon his own property at all times. (2) Section IV (a) to read: An owner shall not allow such animal or pet to run unrestrained off the property of the owner at any time. (3) Section V (d) to read: Upon receipt of a report by a resident and subsequent investigation by an animal control officer. (4) Section VI (b) to read: Upon investigation of a 2nd. Valid Complaint violator shall pay a penalty of no less than \$200.00 and be required to confine or enclose said animal upon his own property at all times. (5) In addition - Provision should be made for all reported attacks investigated by Sheriff's Department and Health Department to be relayed to Animal Control by those agencies. All reports should be considered as valid complaints and require investigation by Animal Control to determine if classification of said animal is needed. This would remove the burden of reporting from the victim and avoid unjust accusations of alleged violators. (6) Allocation of Additional funds for the purchase of extra equipment would reduce the need for complaintants to be put on waiting lists for humane traps to be delivered. Mr. Waldrep said that Council would try to help with the problem. Council received as information.

Mr. Hugh Durham appeared before Council requesting that Council consider third reading of Ordinance #299 - amendments to the Mobile Home ordinance. Council discussed the Fact Sheet and the location of mobile homes in a flood plain. Mr. Banister talked about the 16 X 16 pillows required in the ordinance. Mr. Martin said that there was no way that a County ordinance could remedy the problem of a consumer purchasing land in a flood plain. A public hearing was held and Mr. Brantley Jordan, Mr. Melvin Robinson and Mr. Vance Wells spoke. The public hearing was declared closed. Mr. Hooper moved to approve the ordinance (#299) on third and final reading. Mr. Holden seconded the motion and vote was three in favor (Hooper, Holden, Waldrep), one opposed (Banister) and one abstention (Allgood). Mr. Allgood stated

Anderson County Council Meeting

April 21, 1992 - 7:00 p.m.

that he was involved with a retirement development that would have mobile homes for bases and therefore would abstain from voting. Motion carried.

Mr. Banister moved to approve the April 7, 1992 minutes as mailed and Mr. Hooper seconded. Vote was unanimous.

Mr. Melvin Robinson appeared with a complaint that he was denied the use of County law books in the Law Library in the new Courthouse. He said that the books were presently stored at the County Library and recently had been moved to the new courthouse. He explained his problem to Council members. Mr. Waldrep asked Mr. Robinson to meet with him at 10:00 a.m. on Wednesday to discuss a solution.

Mr. Mike Temple, Chief Deputy, asked Council to approve the upgrading of three positions in the Special Services Section of the Sheriff's Department. Currently, the section of 24 officers is supervised by a Sergeant, a Corporal, and an acting Corporal. They would like to create the rank structure as a Lieutenant (currently Sgt. Gilreath), a Sergeant (currently Corporal Stuart) and a Corporal (currently acting Corporal Dunn). To do this the following positions would be reclassified: 501-C-06 to Lieutenant, Special Services, 501-A-09 to Sergeant, Special Services and 501-C-18 to Corporal, Special Services. The cost for one year would be \$3,562 and the cost for the remainder fo FY 91-92 would be \$891. The monies are available in the Sheriff's current budget. Mr. Holden moved to approve the request as presented and Mr. Hooper seconded. Vote was unanimous.

Mr. Tom Martin said that Mr. Chuck Joy, from the City of Anderson and Ms. Kim Timmons, from Barker and Associates were present for the sewer ordinances. The agenda was changed to discuss the sewer ordinances at this time. Mr. Martin explained that Ordinance #355 was an agreement to allow the City of Anderson to administer their pretreatment regulations for the part of the Anderson County sewer system that have to use City sewer treatment facilities. Mr. Hooper moved to approve Ordinance #355 on first reading and Mr. Holden seconded. Vote was unanimous.

Ms. Kim Timmons gave Council a brief explanation to Ordinances #350 & #354 which are Anderson County's Sewer Use Ordinance (#350) and an ordinance (#354) to enact and promulgate the pretreatment regulations for the Anderson County Sewer Authority. Council discussed. Mr. Hooper moved to approve second reading for Ordinance #350 and #354 as requested and Mr. Holden seconded. Vote was unanimous.

Mr. David Hooper appointed Mr. Brantley Jordan to the Solid Waste Advisory Council.

Mr. Tony Cirelli asked Council to accept a road in Cromley Subdivision into the County system. The road (Nolan Wood Circle) in the subdivision has been inspected and meets the minimum requirements. Mr. Banister explained the need to upgrade the County standards for roads of this type which are being accepted into the County system.

Anderson County Council Meeting
April 21, 1992 - 7:00 p.m.

Mr. Cirelli said that the builder used Triple Treatment on this road. Mr. Holden moved to approve and Mr. Hooper seconded. Vote was unanimous.

Mr. Banister moved to evaluate specifications and determine necessary changes to the present County minimum road standards ordinance. Mr. Hooper seconded and vote was unanimous.

Mr. David Watson presented Resolution #629 requesting funds through the S.C. Jobs-Economic Development Authority to provide \$240,000 for Yorke Shirtmakers. Mr. Banister moved to approve the Resolution and Mr. Hooper seconded. Vote was unanimous.

Mr. Watson presented Resolution #628 naming certain roads in Anderson County for the purpose of implementing the Emergency 9-1-1 telephone system. Mr. Hooper moved to approve the resolution and Mr. Allgood seconded. Vote was unanimous.

Mr. Ed Allgood presented a proposal to establish a special reading program (Reading for Dollars) for students in grades 2-12 who reside in Anderson County Council District #4. The program will be coordinated and administered by the Literacy Association and the Anderson County Library system. Each student will earn \$2.00 per non-fiction book which they read and successfully give a report demonstrating comprehension of the book. Mr. Allgood moved to appropriate \$25,000 for this program. (Account #445-140-065-\$14,475 and #801-155-085 - \$10,525) Mr. Hooper seconded and vote was unanimous.

Mr. Allgood moved to hire a construction manager for the renovation of the Old Courthouse. He said that if Council renovated the old Courthouse in the same manner as the new courthouse was done, he would like to go on record as having no part of the results. Mr. Banister said he thought Council needed a supervisor to oversee the project. Council discussed. Mr. Waldrep said that it may be one issue, which is a personnel and contract question, which Council could deal with in about 10 minutes in executive session. Ms. Lesley Steadman with the Anderson Independent Mail asked to go on record as opposition to the discussion of this issue in executive session. She said that the F.O.I. Act states that in a closed meeting you may discuss negotiations incident to proposed contractual arrangements and this is not. The County Attorney said that the executive session referred to by the Chairman has to do with the contract with the architect not construction manager.

Mr. Waldrep moved to go into executive session at 9:30 p.m. to discuss a contractual matter and to receive legal advise from the County Attorney. Mr. Holden seconded and vote was unanimous.

Mr. Holden moved to come out of executive session back into regular session at 10:15 p.m. Mr. Allgood seconded and vote was unanimous.

Anderson County Council Meeting

April 21, 1992 - 7:00 p.m.

Mr. Martin said that Council discussed two matters. Council discussed the contractual matter with the Architect with the new and old courthouse. Council received a legal briefing concerning a particular matter. No action was taken.

Mr. Hooper said that he wanted to help with the construction of a waterline. He said approximately 13 people would be involved. He moved to take the needed money out of District #2 - Asphalt supplies. The amount needed is not known at this time. Council agreed.

Mr. Hooper moved to accept Mr. Frank Clark's contract for renovation of the old courthouse as previously agreed to. Mr. Martin said that he agreed to scale back the construction to \$975,000 or less, and would revise the specifications to meet A.D.A. (Americans with Disabilities Act) specifications for a total fee of \$25,000. Mr. Clark would not object to the employment of a county employee who would supervise the job. Council would be satisfied with the scope and amount of work prior to going out to the general contractor for bids. Council discussed. Mr. Banister seconded the motion and vote was four in favor and one opposed (Allgood).

Mr. Jack Crowe presented a request to purchase a storage building for the Anderson Civic Center from McElhannon & Amick, Inc. The cost is \$48,912.00 which is a budgeted item. Vote was unanimous.

Mr. Crowe asked for approval of the center line painting of 15 miles (1-4" stripe). The vendor is Peek Pavement Marking for \$630.00 per mile. This will be an expenditure from "C" funds. Mr. Hooper moved to approve and Mr. Holden seconded. Vote was unanimous.

Mr. Crowe asked for permission to purchase a 1992 Ford Modular Ambulance for \$45,000 from First Response. Funds are budgeted and no additional funding will be required. Mr. Holden moved to approve and Mr. Hooper seconded. Mr. Waldrep asked that the ambulance be insured. Vote was unanimous.

Mr. Crowe asked that Merk, Sons and Associates be allowed to to park maintenance at Mountain View Park for an annual cost of \$6,000. Funds are budgeted and no additional funding will be required. Mr. Hooper moved to approve and Mr. Banister seconded. Vote was 5-0.

Mr. Holden had to leave at this time.

Mr. Jacky Hunter presented the following budget transfers:

FROM	TO	AMOUNT
403-120-022	403-120-021	100.00
405-120-021	405-120-025	200.00
411-115-019	411-125-038	250.00
421-140-065	421-129-023	50.00
801-155-085	422-155-085	3,000.00
501-160-091	601-160-091	900.00
501-160-092	601-160-091	1,000.00

Anderson County Council Meeting
April 21, 1992 - 7:00 p.m.

419-120-026	419-115-019	4,000.00
419-130-045	419-120-022	500.00
429-120-022	429-145-071	685.00
429-160-091	429-155-085	6,000.00
429-160-093	429-155-085	5,000.00
429-120-022	429-155-085	2,012.50
429-120-022	429-120-020	1,000.00
429-120-022	429-135-051	1,500.00
429-120-022	429-155-085	3,400.00
502-120-026	502-140-060	1,000.00
601-120-025	601-125-035	200.00
601-140-066	601-120-022	300.00
601-140-066	601-150-080	3,200.00
601-120-027	601-120-026	1,000.00
601-120-024	601-120-021	15.00
603-155-085	601-135-051	30,000.00
706-140-065	706-135-051	500.00

Mr. Banister moved to approve the transfers and Mr. Hooper seconded. Vote was three in favor (Hooper, Waldrep, Banister) and one opposed (Allgood). (Mr. Holden absent.)

Mr. McClure briefed Council on a sewer situation on Liberty Hwy. He said that he and Mr. Rusty Burns met with Mr. Jerry Meehan. A church is planning to locate on Liberty Hwy and 185 and will need approximately 57,000 gallons per day capacity which would run to a pump station down on Clemson Hwy. He said the property owners were putting up \$50,000. He asked for permission to pursue. The money will be revamped when other property owners are tapped on. Mr. Allgood suggested that an 8" main be put in and be run to the Six and Twenty Plant instead of going to the Clemson Quadrant. Mr. McClure said time was very important. Council discussed both proposals. Mr. McClure reminded Council of the commitment, by Anderson County for sewer to a mill. Mr. Allgood said that he would take the needed money out of his asphalt to run this line because of the great benefit to the County. (Mr. Banister had to leave at this time.) Mr. Waldrep moved to allow Mr. McClure to proceed with the project in the best possible way, with the understanding that Council has control and right to make appropriate changes. Mr. Allgood seconded and vote was 3-0. (Mr. Holden and Mr. Banister had already left the meeting.)

There being no further business, Council adjourned at 11:10 p.m.
Respectfully submitted,


Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL