

**ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA**

REGULAR MEETING - NOVEMBER 17, 1998 - 6:00 P.M.
LINDA N. GILSTRAP, CLERK

MINUTES

ALL AREA NEWSPAPERS, RADIO STATIONS AND TELEVISION STATIONS WERE INFORMED OF THIS MEETING IN COMPLIANCE WITH GUIDELINES OF THE FREEDOM OF INFORMATION ACT.

PRESENT

**G. FRED TOLLY - DISTRICT #1
CHAIRMAN WILLIAM A. FLOYD - DISTRICT #2
HARVIE E. BANISTER - DISTRICT #3
CLINT WRIGHT - DISTRICT #4
MIKE HOLDEN - DISTRICT #5
JOEY PRESTON - ADMINISTRATOR
JACK MCINTOSH - COUNTY ATTORNEY
LINDA N. GILSTRAP - CLERK TO COUNCIL**

THE OFFICIAL MEETING OF THE ANDERSON COUNTY COUNCIL CONVENED IN THE COUNCIL CHAMBERS OF THE HISTORIC COURTHOUSE ON TUESDAY, NOVEMBER 17, 1998 AT 6:00 P.M.

MR. FRED TOLLY GAVE THE INVOCATION AND EVERYONE STOOD AND PLEDGED ALLEGIANCE TO THE FLAG.

ON THE MOTION OF MR. WRIGHT, SECONDED BY MR. BANISTER, COUNCIL VOTED UNANIMOUSLY TO APPROVE THE OCTOBER 20, 1998 MINUTES AS MAILED.

CHAIRMAN FLOYD WELCOMED THE GROUP AND EVERYONE WAS INVITED TO COME BACK. HE ALSO CONGRATULATED ALL RETURNING COUNCIL MEMBERS ON THEIR VICTORY ELECTIONS.

CHAIRMAN FLOYD STATED THAT THE FOLLOWING CHANGES HAD BEEN RECOMMENDED FOR THE AGENDA: REMOVE FROM AGENDA ITEM #5 (B) #98-027 PROPOSED NOISE ORDINANCE, AND #7 APPOINTMENTS. ON THE MOTION OF MR. BANISTER, SECONDED BY MR. WRIGHT, COUNCIL VOTED UNANIMOUSLY TO APPROVE THE CHANGES AS RECOMMENDED TO THE AGENDA.

CITIZENS AGENDA: MR. TOM PARTINGTON SPOKE CONCERNING THE PROPOSED NOISE ORDINANCE AND THE LAY OFF AT OWENS CORNING FIBERGLAS. HE SAID HE HOPED

**PAGE 2 - MINUTES
NOVEMBER 17, 1998 - 6:00 P.M.**

THAT THE COUNTY HAD A PENALTY CLAUSE FOR THEIR CASH BREAK TO COVER THE LAY OFF OF THE 53 JOBS. MR. BRANTLEY JORDAN SPOKE TO COUNCIL REGARDING RE-ELECTION OF COUNCIL MEMBERS. HE SAID THAT HE CHECKED AND THE PRESENT COUNCIL IS THE ONLY GROUP THAT WAS TOTAL RE-ELECTED.

MR. JIM HARRIS, PIEDMONT NATURAL GAS DISTRICT MANAGER, PRESENTED COUNCIL WITH A CHECK IN THE AMOUNT OF \$50,000 TO GO TOWARD THE CONSTRUCTION OF A CLASS A INDUSTRIAL PARK IN ANDERSON COUNTY. COUNCIL THANKED PIEDMONT NATURAL GAS FOR THEIR CONTRIBUTION TOWARD THE INDUSTRIAL PARK. MR. DAVID AMAN, ECONOMIC DEVELOPMENT MANAGER FOR DUKE POWER COMPANY, PRESENTED A CHECK IN THE AMOUNT OF \$40,000 TO HELP PROVIDE JOBS AT A PROPOSED CLASS A INDUSTRIAL PARK.

MR. MIKE THORN, EMERGENCY PLANNING MANAGER AT THE DUKE'S ENERGY OCONEE NUCLEAR SITE, PRESENTED COUNCIL WITH A CHECK IN THE AMOUNT OF \$10,000 FOR ANDERSON COUNTY WHO SERVES AS A HOST COUNTY IN THE EVENT OF A REACTOR EVENT AT THE OCONEE NUCLEAR SITE. THIS IS AN ANNUAL FUNDING TO BE USED AS THE COUNTY'S ALL-HAZARD PROGRAM, EMERGENCY PLANNING, PUBLIC SAFETY, MANAGEMENT AND EQUIPMENT, OR CONTRACT SERVICES FACILITIES. COUNCIL THANKED MR. THORN FOR THE GENEROUS DONATIONS.

COUNCIL RECOGNIZED MR. JERRY BANNISTER OF THE PUBLIC WORKS DEPARTMENT AS ANDERSON COUNTY'S *FIRST* EMPLOYEE OF THE MONTH (OCTOBER). MR. BANNISTER CAME UP WITH A SAFETY PROGRAM CALLED THE "OOPS" PROGRAM.

MR. PRESTON PRESENTED THIRD AND FINAL READING OF ORDINANCE #98-022 - AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF ANDERSON COUNTY SPECIAL SOURCE REVENUE BONDS (COURTESY CORPORATION PROJECT). ON THE MOTION OF MR. WRIGHT, SECONDED BY MR. BANISTER, COUNCIL VOTED UNANIMOUSLY TO APPROVE THIRD AND FINAL READING.

MR. TOLLY PRESENTED FIRST READING OF AN ORDINANCE (#98-026) NECESSARY TO CORRECT AN ERROR IN *TRANSMISSION* OF WHICH THE INTENT OF THE ORIGINAL ORDINANCE (#97-002) WAS CIRCUMVENTED. MR. TOLLY MOVED TO AMEND ORDINANCE #97-002 BY DELETING SECTION 3.3.8. MR. WRIGHT SECONDED AND VOTE WAS UNANIMOUS.

ON THE MOTION OF MR. HOLDEN, SECONDED BY MR. WRIGHT, COUNCIL VOTED UNANIMOUSLY TO APPROVE FIRST READING OF ORDINANCE #98-028 - AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF NOT EXCEEDING \$320,000 PRINCIPAL AMOUNT HOSPITAL REVENUE BONDS FOR ANDERSON COUNTY DISABILITIES AND SPECIAL NEEDS

**PAGE 3 - MINUTES
NOVEMBER 17, 1998 - 6:00 P.M.**

BOARD PROJECT.

MR. PRESTON PRESENTED FIRST READING OF ORDINANCE #98-029 - AN ORDINANCE GRANTING THE CONSENT OF ANDERSON COUNTY TO THE TRANSFER OF CONTROL/CONSENT OF THE NON-EXCLUSIVE CABLE TELEVISION FRANCHISE TO PEACHTREE CABLE TV, INC. MR. BANISTER MOVED TO APPROVE ON FIRST READING AS PRESENTED AND MR. HOLDEN SECONDED. VOTE WAS UNANIMOUS.

COUNCIL PRESENTED RESOLUTION #R98-048 - A RESOLUTION RECOGNIZING AND HONORING MR. GARY KINERT FOR HIS CONTRIBUTIONS TO THE ANDERSON COUNTY LAND USE BOARD OF APPEALS. COUNCIL OBSERVED A MOMENT OF SILENCE IN MEMORY OF MR. KINERT WHO SERVED MANY YEARS ON THE LAND USE BOARD. THE RESOLUTION WAS PRESENTED TO MS. KINERT.

ON THE MOTION OF MR. HOLDEN, SECONDED BY MR. BANISTER, COUNCIL VOTED UNANIMOUSLY TO APPROVE RESOLUTION #R98-049 - A RESOLUTION TO APPROVE A PETITION TO THE STATE BUDGET AND CONTROL BOARD REGARDING THE ISSUANCE OF \$320,000 HOSPITAL REVENUE BONDS.

MR. HOLDEN EXPLAINED THAT ON SEVERAL OCCASIONS THE COUNTY HAD BEEN APPROACHED FROM PEOPLE FROM NEW PROSPECT BAPTIST CHURCH ASKING THAT HIOTT ROAD BE CLOSED FOR SAFETY PURPOSES. THE COUNTY CONTACTED THE SCDOT AND A TRAFFIC LIGHT WAS INSTALLED AT THE INTERSECTION OF NEW PROSPECT CHURCH ROAD AND WHITEHALL ROAD SO THE TRAFFIC COULD FLOW SMOOTHER. MR. HOLDEN MOVED TO ABANDON ANY COUNTY INTEREST IN HIOTT ROAD AND INFORM THE CHURCH THAT THEY MAY PETITION THE COURTS TO TAKE THE APPROPRIATE ACTION TO CLOSE THE ROAD. MR. TOLLY SECONDED AND VOTE WAS UNANIMOUS.

MR. HOLDEN MOVED THAT HE AND OTHER MEMBERS OF COUNCIL TRANSFER THE NECESSARY FUNDS FROM THE PAVING ACCOUNTS TO ACCOMMODATE PAVING REQUESTS FROM THE ANDERSON COUNTY DISABILITIES AND SPECIAL NEEDS BOARD FOR THE PARKING AREA WHICH IS ESTIMATED AT \$59,105. MR. PRESTON WAS ASKED TO COME UP WITH THE APPROPRIATE AMOUNTS FROM EACH COUNCIL'S PAVING ACCOUNT. MR. WRIGHT SECONDED THE MOTION AND VOTE WAS UNANIMOUS.

MR. HOLDEN MOVED THAT HE BE ALLOWED TO TRANSFER \$17,000 FROM DISTRICT #5 PAVING ACCOUNT TO TOWNVILLE ELEMENTARY SCHOOL FOR THE PURPOSE OF LIGHTING THE BALLFIELDS. MR. TOLLY SECONDED AND VOTE WAS UNANIMOUS.

MR. HOLDEN MOVED TO ADD TO HIS PAVING LIST COLDWATER LANE (C-15-0096A). HE EXPLAINED THAT IT MAY BE NECESSARY TO DELETE

**PAGE 4 - MINUTES
NOVEMBER 17, 1998 - 6:00 P.M.**

ANOTHER ROAD/ROADS FROM

**HIS PAVING LIST. THIS IS ESTIMATED AT \$8,030.00. MR. BANISTER PAGE
SECONDED THE MOTION AND VOTE WAS UNANIMOUS.**

**ON THE MOTION OF MR. FLOYD, SECONDED BY MR. BANISTER, COUNCIL
VOTED UNANIMOUSLY TO APPROVE AN APPROPRIATION OF \$10,020.00
FROM DISTRICT #2**

**PARKS AND RECREATION FUND FOR THE JOHNSON BROADVIEW ESTATES
COMMUNITY ORGANIZATION.**

**MR. FLOYD EXPLAINED THAT THE BROADWAY LAKE BUDGET WILL
REQUIRE AN ADDITIONAL \$22,502. MR. FLOYD MOVED TO APPROPRIATE
\$22,502 FROM DISTRICT #2 PAVING ACCOUNT TO MAKE IMPROVEMENTS
TO THE PARKING AREAS, STREETS AND BOAT LANDING IMPROVEMENTS.
MR. BANISTER SECONDED AND VOTE WAS UNANIMOUS.**

**MR. BANISTER MOVED TO APPROPRIATE THE BALANCE OF DISTRICT #3
PARKS & RECREATION MONEY (\$5,116.65) TO THE HONEA PATH
RECREATION CENTER. MR. TOLLY SECONDED AND VOTE WAS
UNANIMOUS.**

**MR. BANISTER MOVED TO APPROPRIATE \$8,936.00 FOR A GRANT MATCH
FOR CONSTRUCTION OF A WATER LINE ALONG SC HIGHWAY 185 AND
WRIGHT SCHOOL ROAD. THE NEEDED MONEY WILL COME FROM DISTRICT
#3 PAVING ACCOUNT. APPROPRIATE \$10,000 TOWARD A STARR-IVA
WATER PROJECT ON BROWN ROAD FOR GROVE FIRE DEPARTMENT FROM
DISTRICT #3 PAVING ACCOUNT. THIS WOULD BE CONTINGENT UPON
GRANT/WATER FUNDS. APPROPRIATE \$2,000 FROM DISTRICT #3
PAVING ACCOUNT FOR A MATCHING ISTE A GRANT FOR REVIVA. MR.
HOLDEN SECONDED AND VOTE WAS UNANIMOUS.**

**MR. WRIGHT MOVED TO APPROPRIATE \$13,390 FOR CONSTRUCTION OF
THE PIEDMONT WALKING TRACK & PARKING LOT ON AN EXISTING
BALLFIELD. THE FUNDS WILL COME FROM DISTRICT #4 PAVING
ACCOUNT. MR. BANISTER SECONDED THE MOTION AND VOTE WAS
UNANIMOUS.**

**MR. PRESTON INFORMED COUNCIL THAT THE BIDS FOR THE LIBRARY
BONDS WILL BE OPENED AT 12 NOON ON THURSDAY, DECEMBER 3.**

**MR. PRESTON RECOMMENDED COUNCIL AWARD THE CONSTRUCTION
CONTRACT FOR THE NEW LIBRARY TO MODERN CONTINENTAL SOUTH IN
THE AMOUNT OF \$10,017,878 FOR THE CONSTRUCTION PHASE. MR.
TOLLY MOVED TO AWARD THE CONTRACT AS RECOMMENDED BY MR.**

PRESTON AND MR. WRIGHT SECONDED. VOTE WAS UNANIMOUS.

**ON THE MOTION OF MR. TOLLY, SECONDED BY MR. WRIGHT, COUNCIL
VOTED UNANIMOUSLY TO APPROVE THE ACCEPTANCE OF MALLARD**

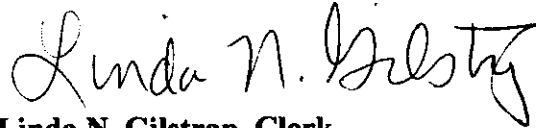
**GREEN SUBDIVISION (PHASES 1 & 2), HORNBUCKLE SUBDIVISION (PHASE
1), AND SMITHFIELD SUBDIVISION INTO THE COUNTY ROAD SYSTEM.
THESE ROADS HAVE BEEN CERTIFIED AS MEETING THE COUNTY'S
STANDARDS FOR ACCEPTANCE.**

ADMINISTRATOR'S REPORT:

1. Grant-Pelzer, Williamston, Iva
2. Letters of Appreciation:
 1. For Bill Rutledge/JR McClure - From: D.Byrds Mills
 2. For: Civic Center, Sheriff's Office, Public Safety — From: Mr. Mike Gambrell, Chief of A. C. Fire Chief's Association
 3. For: Bob Smith From: Mr. Barry Kelly
 4. For: Mike Jenkins From: Mr. Steve Newton
 5. For: Ethics Training Participants
 6. For: Basic Weather Spotter Training participants -- From: Mr. Jerry Shealy
 7. For: Civic Center Starr — From: Ernest & Dorothy Gambrell
3. Lake Front Village Announcement
4. Memorandum of Agreement (McCants School)
5. Census 2000 Target Areas
6. Topless Bar Information
7. Anderson City Jail — Training for Medical Assistant
8. Pan Millwood's Announcement
9. Budget Calendar for Fiscal Year 1999-2000
10. Congressman Lindsey Graham - Letter
11. Department Transfers
12. Reports:
 1. Economic Development Report
 2. Recreation Fund Account
13. Minutes:
 1. Rescue Chiefs Association — October 7, 1998, November 4, 1998 Bylaws
 2. County Development Partnership Minutes — List of Members
 3. Public Works Safety Meeting

There being no further business, Council adjourned at 7:05 P.M.

Respectfully submitted,


Linda N. Gilstran, Clerk