

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - December 20, 1994 - 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 Garrick- SENIOR REFLECTIONS, Brantley Jordan (picked up and paid for).

A regular meeting of the Anderson County Council was held on December 20, 1994 at 4:30 p.m. in the Anderson County Council Chambers - Old Courthouse - Second Floor.

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 Tolly called the meeting to order and Mr. Allgood gave the invocation. Everyone stood and pledged allegiance to the flag.

On the motion of Mr. Banister, seconded by Mr. Tolly, Council voted unanimously to approve the December 6, 1994 minutes as mailed.

Council heard from Carl Johnson, a concerned citizen.

Chairman Tolly, on behalf of County Council, presented a plaque to Ed Allgood and Mike Holden for their years of service to the County.

Mr. Mike Holden, on behalf of Council, presented Mr. Tolly a plaque for his outstanding leadership as Chairman for 1994.

Mr. Smoak recognized Mr. Wayne Proctor and Mr. James McAdams for successfully completing the International City/County Manager's course entitled "The Practice of Local Government Planning". A certificate was presented and all Council members congratulated Mr. Proctor and Mr. McAdams.

Mr. Tolly presented third and final reading of Ordinance #94-029 - an ordinance authorizing the execution and delivery of not exceeding \$110,000,000 Principal amount Industrial Revenue Bonds - Glen Raven Mills, Inc. Project. Mr. Floyd moved to approve on third reading and Mr. Tolly seconded. Vote was unanimous.

Mr. Tolly presented second reading of ordinance #94-030 - an ordinance to amend certain provisions of the Building Codes sections of the Anderson County Code. A public hearing was held and Mr. Carl Johnson spoke. This ordinance sets the expiration date of a building permit at 12 months instead of 6 months and is endorsed by the Home Builders' Association. Mr. Tolly moved to approve and Mr. Floyd seconded. Vote was unanimous.

Chairman Tolly presented Resolution #94-036 - a resolution authorizing an inducement contract between Anderson County, S.C. and FKI Industries Inc. relating to the issuance and delivery by the County of Industrial Revenue Bonds and authorizing a petition to the State Budget and Control Board of South Carolina requesting that a portion of the State ceiling established by the Tax Reform Act of 1986 be allocated to the bonds. Mr. Banister moved to approve the resolution authorizing the inducement contract and the petition to the State Budget and Control Board. Mr. Holden seconded and vote was 5-0. (This does not take away from the County's bonding limit.)

Mr. Tolly nominated Mr. Jim Gray Watson of 803 Camfield Road, Anderson to the Anderson County Land Use Appeals Board. Mr. Floyd seconded and vote was 5-0.

On the motion of Mr. Tolly, seconded by Mr. Floyd, Council voted unanimously to approve a purchase of 4250' gravity line for American Tile in the Clemson University Ceramic Research Park. The vendor is Farmer & Simpson for a cost of \$4,400.00. Mr. Tolly moved to approve the sewer project request and Mr. Floyd seconded. Vote was 5-0.

Mr. Smoak presented a request to purchase one - Ford 6640SL Tractor with Tiger TM 60C Side mower from Old Stone Ford Tractor in the amount of \$34,100.00. Mr. Banister moved to approve and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak presented for Council's approval, a contract with the Federal Aviation Administration for a HVAC system to be installed at the Flight Service Center at the Airport. The FAA has requested that the County replace the 30 ton unit in the facility and they will reimburse the County for the appropriate amount. He recommended that Council approve the proposal. Mr. Tolly moved to approve the contract and the bid and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak presented an Intergovernmental Agreement with Broadway Water and Sewerage District. He said that the agreement was necessary for the County to provide sewer to the subdivisions of Lone Oak, Broadview and Johnson and will allow the County to build, construct own and operate the sewer line within their district boundaries. Mr. Floyd moved to approve and Mr. Tolly seconded. Vote was unanimous.

Mr. Smoak reported that several months ago, Council was asked to do something because of raw sewage on top of the ground and allegations were made that perhaps the County had broken a manhole cover. Without taking any responsibility for doing it; Council agreed for a one-time only situation to go in and clean out and repair the manhole covers as required provided that the owners of the area and Mr. Dean Lee and Mr. Larkin Tate (owners of the lagoon) sign a disclaimer form. Mr. Lee and Mr. Tate would not sign due to the situation with DHEC at the time. DHEC is now asking us to alter the criteria in order that the work might be done now to alleviate the problem in the neighborhood. This would not tie the County to any future responsibility for the system or the lagoon. Mr. Banister moved to change the criteria formerly established and the signatures be waived and the County will do the work as a one-time deal. Mr. Floyd seconded and vote was 4 in favor and one opposed (Tolly). Motion carried. DHEC will not hold Anderson County responsible for addressing this problem or for the long-term operation and maintenance of the sewage collection and treatment system.

Mr. Smoak presented the renewal of the Collection Agreement with Powdersville Water Company. He said the agreement is simply a renewal of the same agreement. Mr. Allgood moved to approve and Mr. Banister seconded. Vote was unanimous.

Mr. Smoak presented a request for a Letter of Intent to apply for Federal Land and Water Conservation Funds (LWCF) to add additional recreational facilities at Hurricane Springs Park. This will be a request of \$15,000 in LWCF grant funds, \$12,000 in State PARD funds and \$3,000 in local funds. The County's share would come from the 1996-1997 budget. Mr. Banister moved to submit the Letter of Intent and not commit the money portion at this time. Mr. Tolly seconded. Council discussed. Vote was unanimous.

Mr. Smoak presented a request for additional puppy runs at the Animal Shelter which if built, would allow for additional space in the spay/neuter section. The only proposal received; \$51,800 is too expensive. Estimated costs reveal that the project should cost around \$32,500 and the proposed way to finance is as follows:

\$17,500 - Abney Grant

5,000 - Contributed by the Humane Society

5,000 - Dr. Mack Burriss has contributed and

a transfer of \$5,000 from Contingency fund. Mr. Smoak asked for the following action:

1. reject the \$51,800 bid
2. County Council authorize the negotiation for a Project Manager and construction on an in-house basis; and the Building and Codes Office serve as the project manager and bid out in sub-units
3. transfer \$5,000 from Contingency fund
4. reimburse the "cat carcass fund" by \$400 (currently has \$2,100 in the fund) that will serve to purchase the floor grids in the puppy runs when complete (estimated at about \$2,500)

Mr. Banister stated that he had some problems with the request. Mr. Banister moved that the original bid be turned down and Mr. Tolly seconded. Council discussed. Vote was unanimous. Mr. Floyd moved to accept the plan as presented by Mr. Smoak and Mr. Allgood seconded. Vote was unanimous. Mr. Watson said that all codes will be met by the County.

Mr. Smoak reported that in order to come up with a revised budget for the Solid Waste Enterprise Fund of revenues and expenditures for the balance of the fiscal year; permission needs to be given to transfer \$80,000 from the General Fund to the Solid Waste Enterprise Fund. The money was put in the General fund from the sale of trees on the landfill property. Mr. Banister moved to approve and Mr. Floyd seconded. Vote was unanimous.

Mr. Floyd invited everyone to attend the swearing-in ceremony of County Council on Friday, December 30.

Council agreed to add the next item to the agenda.

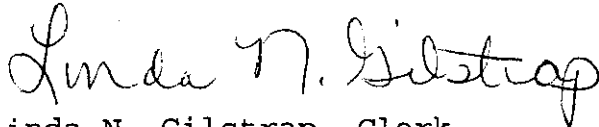
Mr. Smoak explained that months ago Council agreed to accept and surface a 40' strip of road off Standridge Road. The County has looked into this matter a good deal and has discovered that it is not a county road; therefore, asked that County Council rescind previous action so that the record will be clear. Mr. Tolly moved to rescind any previous action to pave the road and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak announced that Anderson County had been awarded two additional law enforcement officers from the COPS AHEAD program as a result of the President's Crime Bill. The County will go ahead and submit the proper documentation so that the County can hire two additional officers at the expense of the Federal government.

Mr. Alan Robinson presented the 1994 Annual Audit. He reported that it was a Qualified Audit, for the second year in a row. A Comprehensive Annual Financial Report was presented and explained. Mr. Robinson stated that the fund balance was at \$6,000,000, the management letter, and the Auditor's report were explained. Financial matters were highlighted. Council received as information.

There being no further business, Council adjourned at 6:05 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Linda N. Gilstrap". The signature is written in dark ink and is positioned above the printed name and title.

Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL