

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Called Meeting - July 27, 1993 - 4:00 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 PHONE &/OR FACSIMILE OF THIS MEETING: G. Fred Tolly, Jr., William Floyd, Harvie Banister, Ed Allgood, Mike Holden, David Watson, Tom Martin, Jack Crowe, Jacky Hunter BY FAX: Michelle M. Cox-INDEPENDENT MAIL, Brad Cooper-GREENVILLENEWS, Saint Bryan-CHANNEL 4, Paul Brown-CHANNEL 7, Brenda Brady-EASLEY PROGRESS, BELTON NEWS, Matt Phillips-WRIX RADIO, Bill Meade-THE JOURNAL, Judy Fleming-CHANNEL 13, Teresa Dickie-Channel 4, Melinda Hoffman - Channel 8.

A called meeting of the Anderson County Council was held on July 27, 1993 at 4:00 p.m. 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
Gary A. Smoak - Administrator
Tom Martin - County Attorney
Linda N. Gilstrap - Clerk

Chairman Mike Holden called the meeting to order at 4:00 p.m. Mr. Tom Martin gave the invocation. Everyone stood and pledged allegiance to the flag.

Mr. Gary Smoak announced that the reason for the meeting was to discuss the annexation of Civic Center property. Maps were displayed showing Tract A which is 63.513 acres which runs along Mall Road, Camson Road and Hembree Road and Tract B which is on the other side of Camson Road which backs up to the Vocational Rehabilitation Center and parallels Camson Road, Mall Drive and County Home Road. Council may vote to let the City annex Tract A or Tract B or both, he said. If Council does agree to annex tract A & B, the City has proposed to provide lighting along both tracts. The Civic Center Authority has asked that the City respond to certain requests before this action is taken by County Council. These are the requests and the City's answers:

1. Refund the Civic Center \$12,000 for the traffic light installed at Camson and Mall Road - NO
2. Install street lights on Mall Road, Camson Road, County Home Road and extension of County Home Road - YES
3. Garbage Removal - YES

4. Traffic control at big events - YES
5. Security for big events - NO (will provide off duty officers for hire by promoter)
6. Lights at Taylor Memorial Park - YES (not interior portion)
7. Off duty police for events - See No. 5 above
8. Mowing of grass - NO
9. Security lights for parking lot - NO
10. Maintaining appearance of parking lot - NO

Mr. Holden opened the floor for a public hearing on the issue.
The following people were heard:

Orien Parris, Carl Johnson, Guy York, Lynell Stedman, Rosemary Garrett, Bob Smith, Beth Dixon, Johnny Bernhardt, John Moore.

Mr. Banister stated that the County property does not actually touch the City limits except by the road. If a hotel ever locates on this property, the Accommodations Tax revenue will still go to the County. The City limits on Mall Road stops at Lowe's. Mr. Banister talked with the Attorney General's office and was faxed some information regarding this annexation. He said according to the Attorney General, it is legal to do this provided that you touch the city limits. Mr. Allgood said that he wanted to limit the restrictions only to the part that is in the roadway off Mall & Camson Roads. Mr. Tolly moved to approve Resolution #674 allowing the City to annex tract A & tract B into the City limits. Mr. Floyd seconded the motion. Mr. Tolly said that he couldn't find anything objectionable about annexing this property; only pluses. Mr. Floyd asked to go on record as his support hinges on the wording of the resolution that it would indicate that the Accommodations tax revenue come back to County and any other commercial development that comes into this area, would also come back to the County.

Mr. Martin suggested that the resolution and agreement need to include an understanding and a contingency that the City would remit to the County any Accommodation taxes that are derived from development on tracts A & B. The resolution also needs to be contingent upon the City annexing through section 5-3-110 of the State Code. One end or the other of Mall Road must be adjacent to the City limits and the annexation of the roadway must be completed prior to this annexation. Mr. Floyd offered the above amendment (#1) as stated by Mr. Martin and Mr. Allgood seconded. Mr. Banister offered a substitute motion to place this on a referendum and let the people of Anderson County decide on this annexation. Mr. Allgood seconded. Vote on the substitute motion was two in favor (Allgood, Banister) and three opposed (Holden, Floyd, Tolly). Motion failed. Mr. Allgood offered an amendment that the annexation be limited to the right-of-way portion of Mall & Camson Roads and not to exceed beyond those boundaries. Vote on Mr.

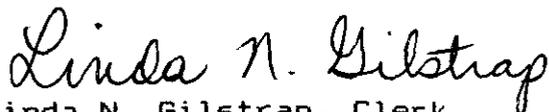
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Allgood's amendment was two in favor (Allgood, Banister) and three opposed (Holden, Floyd, Tolly). Motion failed. Vote on amendment #1 was unanimous. Vote on the original motion and amended was three in favor (Holden, Floyd, Tolly) and two opposed (Banister, Allgood). Motion carried.

Mr. Banister moved that no County land or property, of any kind, be annexed to any municipality until it is voted on by the people in a special election on a general referendum. Mr. Allgood seconded. Mr. Holden moved to table until the August meeting for time to consider. Mr. Floyd seconded. Vote was three in favor (Holden, Floyd, Tolly) and two opposed (Banister, Allgood). Motion carried.

There being no further business, Council adjourned at 6:10 p.m.

Respectfully submitted,



Linda N. Gilstrap, Clerk
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