

MINUTES

County Council Meeting

August 20, 2007

Spartanburg County Council met on Monday, August 20, 2007, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Jeff Horton, Chairman; Honorables Johnnye Code-Stewart, O'Neal Mintz, David Britt, Rock Adams, Dale Culbreth, and Tom Foster, Council Members; along with Glenn Breed, County Administrator; Chris Story, Assistant County Administrator; Tom Gates, Assistant County Administrator; and Edwin Haskell, County Attorney.

In compliance with the Freedom of Information Act, notice of this meeting was provided in advance to the local news media and other interested parties.

I.

Chairman Horton called the meeting to order.

Invocation was rendered by Dr. Richard Clark, Abner Baptist Church. Honorable Tom Foster led in reciting the Pledge of Allegiance.

II.

No presentations were scheduled.

III.

- A. Chairman Horton declared open a public hearing to consider an Application for special Public Event Exclusion from the Noise Ordinance requested by Greer Dragway for September 15, or September 22, from 11:00 a.m. until 12:00 a.m. the following morning for a drag race at 1792 Dragway Road, Greer. No one appeared, and the matter was closed.
- B. Chairman Horton declared open a public hearing to consider an Application for special Public Event Exclusion from the Noise Ordinance requested by Goodwill Foundation for September 18, from 7:00 a.m. until 7:00 p.m. through September 25, from 7:00 a.m. until 7:00 p.m. for a Fundraiser at the property adjacent to 395 Abner Creek Road, Greer. No one appeared, and the matter was closed.

IV.

No appearances were scheduled.

Economic Recruitment and Development Committee – (Honorable David Britt, Chairman)

- A. Motion made by Mr. Britt to adopt a Resolution authorizing the execution and delivery of an Inducement Agreement and Millage Rate Agreement by and between Spartanburg County, South Carolina, and Mack Molding Company, Inc., whereby under certain conditions Mack Molding Company, Inc. will acquire, or purchase, certain buildings, furnishings, fixtures, apparati, and equipment in connection with the expansion of its manufacturing facilities in Spartanburg County and Spartanburg County will execute fee-in-lieu of tax or lease agreement(s) and provide certain economic development inducements to Mack Molding Company, Inc. and execute certain documents and enact certain further legislation for Mack Molding Company Inc.'s project involving a total of not less than six million dollars (\$6,000,000) in investment subject to approval by the County Attorney's Office. Motion seconded by Mr. Foster and carried.
- B. Motion made by Mr. Britt to render first reading to an Ordinance authorizing a fee-in-lieu of tax arrangement on behalf of Mack Molding Company, Inc. (The "Corporation") pursuant to a fee agreement between Spartanburg County, South Carolina (The "County") and the Corporation; and other matters relating to the foregoing subject to approval by the County Attorney's Office. Motion seconded by Mr. Foster and carried.
- C. Motion made by Mr. Britt to adopt a Resolution authorizing the execution and delivery of an inducement and millage rate agreement by and between Spartanburg County, South Carolina, and Richard Fritz, Inc., whereby, under certain conditions, Spartanburg County will execute a fee in lieu of tax agreement with Richard Fritz, Inc. with respect to an industrial project in the county, whereby the project would be subject to certain fees in lieu of taxes; and providing for related matters. Motion seconded by Mr. Foster and carried.
- D. Motion made Mr. Britt to approve request to establish a Task Force to address ongoing issues related to the theft of copper and to create one Attorney I position in the Solicitor's Office and one Detective position in the Sheriff's Office and approve funding for each. Motion did not receive a second. Chairman Horton stated that additional work needs to be done on this item. Mr. Britt stated there were some issues discussed, and it would probably be better to hold off right now and bring it back at a later time.

Public Health and Human Services Committee (Honorable Johnnye Code Stewart, Chairman)

No items scheduled.

Personnel and Finance Committee (Honorable Dale Culbreth, Chairman)

- A. Motion made by Mr. Culbreth to render first reading to an Ordinance to provide for the issuance and sale of not exceeding four million dollars (\$4,000,000) General Obligation Bonds, Series 2007, of Spartanburg County, South Carolina; to prescribe the purposes for which the proceeds shall be expended; to provide for the payment thereof; and other matters relating thereto. Motion seconded by Ms. Stewart and carried.
- B. Updated financial and personnel vacancy reports were received.

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Livability Committee – (Honorable Tom Foster, Chairman)

- A. Mr. Jeff Hardee, Parks and Recreation Commission Chairman, and Mr. Jeff Caton, Parks and Recreation Director, presented information related to Parks and Recreation Regional Park Projects. Presentation is included in backup. The FY2010-14 Park Development Plan is also included in backup.
- B. Motion made by Mr. Foster to render first reading to an Ordinance to establish and collect a local

Hospitality Tax in Spartanburg County, South Carolina. Motion seconded by Mr. Britt and carried.

Public Safety and Judiciary Committee – (Honorable Rock Adams, Chairman)

A. Information received regarding activities of the Building Codes Department.

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Land Use Committee (Honorable Jeff Horton, Chairman)

A. Updated Planning Department Reports on Development Activity were received.

Public Works, Buildings and Grounds Committee (Honorable O'Neal Mintz, Chairman)

A. Information received regarding activities of the Public Works Department.

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VI.

A. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the development of a Joint-County Industrial and Business Park in Spartanburg County in conjunction with Union County, a written agreement with Union County to provide for the manner by which expenses and revenues from such park will be allocated, and a written agreement with the City of Spartanburg relating to the allocation and payment of certain fee-in-lieu of tax revenues from said park. (Easton Marketplace – Lan-Yair Redevelopment) Motion seconded by Ms. Stewart and carried.

VII.

No items scheduled.

VIII.

All resolutions, ordinances, agreements, petitions and related documents which were read and approved by Council at this meeting for the financing of certain industrial or similar revenue bonds or notes, are incorporated in these minutes by reference as if fully set forth herein. The reference is to all such documents showing execution by the county on the date of this meeting included in the office of the Clerk of Court for Spartanburg County.

IX.

No items scheduled.

X.

Motion made by Mr. Britt to approve minutes of July 18, 2007 (Regular Meeting). Motion seconded by Mr.

Foster and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____
Jeffrey A. Horton, Chairman

Attest:

Deborah C. Ziegler
Clerk to Council