

**ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA
Regular Meeting - July 19, 1994 - 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 AND/OR FAX OF THIS MEETING:

G. Fred Tolly, Jr., William Floyd, Harvie Banister, Ed Allgood, Mike Hoyden, 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- HOMETOWN REFLECTIONS, Brantley Jordan (picked up and paid for).

A regular meeting of the Anderson County Council was held on July 19, 1994 at 7:00 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
Mike Holden - District #5
Tom Martin - County Attorney
Gary A. Smoak - Administrator
Phyllis B. McAlister

ABSENT

Ed Allgood - District #4
Linda N. Gilstrap, Clerk

Chairman Fred Tolly called the meeting to order and Mr. Tom Martin gave the invocation. Everyone stood and pledged allegiance to the flag.

Mr. Holden moved to approve the minutes from the July 5, 1994 meeting as mailed. Mr. Floyd seconded and vote was 4-0.

Council heard from Mr. Carl Johnson; a concerned citizen.

Council presented Ms. Katherine Ware a certificate of Appreciation for her generosity and civic mindedness in the giving of .021 acres of land to Anderson County and for providing an agreement whereby the County is able to locate a Material Recovery Facility at the Big Creek Landfill.

Mr. Tolly presented third and final reading of Ordinance #94-018 - an ordinance to amend Anderson County Ordinance #7 - Anderson County Board of Assessment Appeals. Mr. Floyd moved to approve as presented and Mr. Tolly seconded. Vote was 4-0.

Mr. Tolly presented third and final reading of Ordinance #94-020 - an ordinance of Anderson County, South Carolina, relating to public nudity; prohibiting public nudity; defining terms; establishing exemptions to the prohibition against public nudity; providing an effective date. Mr. Tolly moved to approve on third and final reading and Mr. Banister seconded. Vote was 4-0.

Mr. Tolly presented third reading of Ordinance #94-021 - an ordinance conveying property rights - Evergreen Properties. A public hearing was held; no comments were heard therefore the public hearing was declared closed. Mr. Banister moved to approve as presented and Mr. Floyd seconded. Vote was 4-0.

Mr. Tolly presented first reading of Ordinance #94-022 - an ordinance specifying Anderson County Policy with regard to use of County materials, equipment and personnel. Mr. Tolly moved that the ordinance be permanently tabled and Mr. Banister seconded. Vote was 4-0.

Mr. Tolly presented first reading of Ordinance #94-023 - an ordinance to establish a classification and a compensation plan for Anderson County and to provide for comprehensive personnel policies for the employment and dismissal of all county employees and to set forth the working conditions and benefits for those employees, to provide for equal employment opportunity and affirmative action goals and anti-discrimination provisions. Mr. Banister explained that he did not have the time to read the entire ordinance because of its length and asked that he be allowed to finish the ordinance before first reading. Mr. Tolly moved to approve on first reading and Mr. Floyd seconded. Vote was three in favor (Floyd, Holden, Tolly) and one opposed (Banister). Motion carried.

Mr. Tolly asked Mr. Martin to read Resolution #R94-020 - a resolution recognizing and honoring Miss Kristie Lynn Greene as Miss South Carolina. Mr. Holden moved to approve the resolution and Mr. Tolly seconded. Vote was 4-0. Mr. Tolly announced that July 24 had been declared Kristie Lynn Greene in Anderson County and a parade and ceremony at the Civic Center would be held. All citizens were invited.

Mr. Tolly presented Resolution #R94-021 - a resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Refunding Bonds (Electric City Printing Company Project) in the aggregate principal amount of not exceeding \$3,300,000. A public hearing was held concerning the resolution and the issuance of the bonds. Mr. Brantley Jordan spoke during the public hearing. No further comments were heard; therefore the public hearing was declared closed. Mr. Floyd moved to approve Resolution #R94-021 and Mr. Holden seconded. Vote was 4-0.

Mr. Tolly announced that the appointment to the Anderson County Board of Assessment Appeals would be deferred until a later date.

Mr. Banister reappointed Mr. Wallace O. Ashley for another term to the Anderson Alcohol and Drug Abuse Commission.

Mr. Holden appointed Mr. Robert Mattison to the Farmers Market Board.

Mr. Tolly moved to accept the above appointments and Mr. Holden seconded. Vote was 4-0.

Mr. Smoak presented a bid request for paving of Hampton Road by F & R Asphalt for \$103,320.00. He said it was a fully funded Coordinating Council Grant and no county funds would be required and would be an extension of the current paving contract. Mr. Tolly moved to accept the bid and Mr. Holden seconded. Vote was 4-0.

Mr. Smoak explained the upgrading of Sam McGee Road to alleviate a blind spot out of the road. Mr. McClure has indicated that this can be done within the confines of our 24' right-of-way. Mr. Smoak explained that there was a possibility of the "C" funds of \$60,796 being reallocated for this project. Mr. Smoak recommended that the Council approve the project and as soon as the funds are reallocated the County can go forward with the project. Mr. Tolly moved to approve and Mr. Banister seconded. Vote was 4-0.

Mr. Smoak presented a project to upgrade Bo Diddly Road (C-16-65) and asked that Council vote to add this road to the paving program and add to the existing paving contract. Mr. Banister moved to approve and Mr. Tolly seconded. Vote was unanimous.

Mr. Smoak presented a request to abandon the dirt portion of C-14-88 - Andrews Road. The first action required would be to express no interest in the road being closed and the second would be to ask the owner to sign a right-a-way for a 50' radius cul-de-sac at the end of the paved portion in conjunction with the abandonment agreement. Mr. Tolly moved to request from the owner a 50' radius cul-de-sac right-of-way for the road and Mr. Banister seconded. Vote was 4-0. Mr. Tolly moved to indicate that County Council has no objection to the closing of the road. The property owners would be required to bring a court action to actually close the road. Mr. Floyd seconded and vote was 4-0.

Mr. Tolly suggested that the August 2 meeting be cancelled due to the fact that some members of Council would be out of town. There were no objections from any Council members. Council discussed the September 6 meeting. Council agreed to cancel the September 6 meeting because of Labor Day. If a meeting is necessary, it will be called.

Mr. Smoak explained that an agreement with the Internal Revenue Service (IRS) had been reached regarding the arbitrage on Anderson County Bonds Series 1987A and 1987B. The total amount has been lowered to \$363,482. The county will pay an initial payment of \$55,000, and semi-annual payments of \$45,000 beginning 12-30-94 and continuing through 12-30-98 with a final payment of \$38,308.70. No penalties are being imposed. Mr. Holden moved to approve the agreement as explained by Mr. Smoak and ratify prior approval by phone. Mr. Floyd seconded and vote was 4-0.

Mr. Smoak reminded Council of an agreement by Council to do approximately \$60,000 of in-kind work as an incentive package for Glen Raven. Due to the time schedule of Glen Raven, the County did not have an opportunity to do the work and now they have suggested some alternatives. These alternatives are: (1) aid with on site sewer lines; (2) landscaping, and (3) fencing. Another area of consideration stems from the Industrial Revenue Bonds. The County usually charges for the legal work that the County Attorney is responsible for which is to review and correct the IRB's. This can range from \$7,000 - \$10,000 and may be a good source. Mr. Floyd moved to accept the plan to do up to \$60,000 of in-kind work for Glen Raven and Mr. Tolly seconded. Vote was 4-0.

Mr. Smoak said that there was an industry; The Clemson University Center for Engineering Ceramic Manufacturing that wants to locate at the Clemson Research Park. They have asked the County to purchase 4 acres of land in the park for a cost of \$7,000 per acre for a total of \$28,000. Council has discussed in executive

session and a commitment is needed by them at this time. The Company will employ and provide 10 jobs with an annual payroll of \$600,000. Mr. Tolly moved to approve the purchase of the land and allow Mr. Smoak to send the letter of commitment. Mr. Holden seconded and vote was 4-0.

Mr. Floyd explained that he had requested information for a County newsletter which will provide citizens of Anderson with a plan to know exactly what is going on in the County. Mr. Floyd read estimates to the public on the cost of sending out this newsletter. The cost would be approximately \$15,000 for two issues per year and the funds could come from the Contingency Fund. Council received as information.

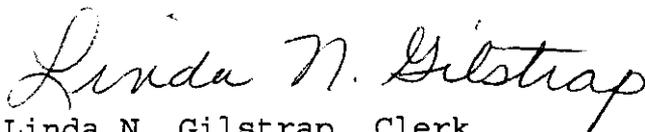
On the motion of Mr. Tolly, seconded by Mr. Holden, Council voted unanimously to go into executive session to discuss a matter dealing with economic development at approximately 8:00 p.m.

On the motion of Mr. Tolly, seconded by Mr. Floyd, Council voted to come out of executive session, back into regular session at approximately 8:20 p.m. Vote was unanimous.

Mr. Martin explained that during executive session Council received information and discussed one matter dealing with personnel and one contractual/economic development matter. On the motion of Mr. Floyd seconded by Mr. Holden, Council voted to approve the expenditure of up to \$120,000 from Economic Development funds to provide sewer in the Clemson Research Park per the proposal discussed in executive session presented by Mr. Burriss Nelson. Vote was 4-0.

There being no further business, Council adjourned at approximately 8:30 p.m.

Respectfully submitted,



Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL