

December 9, 2002

Spartanburg County Council met on Monday, December 9, 2002, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Karen Floyd, Chairman; Honorables Jeff Horton, David Britt, Frank Nutt, Ken Huckaby, Johnnye Code Stewart and Rock Adams, Council Members; along with James K. Hartmann, County Administrator; Bill Dennis, Deputy County Administrator; Chris Story, Assistant County Administrator; Glenn Breed, Assistant County Administrator; Roy McBee Smith, County Attorney; William McBee Smith, Assistant County Attorney; and Edwin Haskell, Assistant 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 Floyd called the meeting to order.

Invocation was rendered by Ms. Alexia Newman, Carolina Pregnancy Center. Ms. Beth Lee, Spartanburg High School, led in reciting the Pledge of Allegiance.

II.

- A. Motion made by Mr. Nutt to adopt a Resolution expressing recognition and congratulations to Spartanburg Metropolitan Sub-District B Water & Sewer for receiving the Category 1 Small System of the Year Award. Motion seconded by Mr. Britt and carried. Mr. Nutt presented Resolution to Mr. Eric Buckner, Manager of Metropolitan Sub-District B Water & Sewer, and Mr. Bob Hinson, Chairman of Water District.
- B. Motion made by Mr. Britt to adopt a Resolution expressing recognition and appreciation for the pride and honor bestowed upon Spartanburg County by the dedicated services of Glenn A. Brumfield, Executive Director, of the Charles Lea Center. Motion seconded by Mr. Horton and carried. Resolution will be presented at a later date.

III.

- A. Chairman Floyd declared open a public hearing to consider an Ordinance with respect to the approval by Spartanburg County, South Carolina consenting to Piedmont Natural Gas Company, Inc.'s transfer of property from a Lease Agreement arrangement to a Fee Agreement arrangement. No one appeared and the matter was closed.
- B. Chairman Floyd declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a fee agreement by and between Spartanburg County, South Carolina, and Stankiewicz International Corporation to provide for a fee in lieu of taxes incentive and other matters related thereto. No one appeared and the matter was closed.

IV.

No appearances were scheduled.

V.

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

No items scheduled.

Personnel and Finance Committee (Honorable Ken Huckaby)

- A. Mr. Jim Hartmann presented information in reference to a Federal Department of Justice Technology Grant. This is grant for \$750,000 for COPS More 02 Technology Grant. Our matching cost will be \$187,500. The funds will be used for the Sheriff's Records Management System and the Jail Management System improvements. The funds would be taken from salary slippage funds from the Sheriff's Department.
- B. Updated financial data received.

Recreation Committee – (Honorable Jeff Horton, Chairman)

- A. Cleveland Park is generating revenue to help operate the facility.
- B. Va-du-Mar McMillan Park, near Boiling Springs, is under construction currently. Progress is slow due to wet weather.

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

- A. Motion made by Mr. Britt to approve entering into South Carolina's 8-Hour Ozone Early Action Compact with South Carolina DHEC and U.S. EPA. Motion seconded by Mr. Huckaby and carried.

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

- A. Motion made by Mr. Adams to renew the Mobile Home Amnesty Program to expire December 31, 2003. Our present program is expiring December 31, 2002. We have disposed of 150 mobile homes, since the inception of this program. If you consider it is all voluntary, this is huge.
- B. Mr. Mike Bartosh, Public Defender, appeared to present information in reference to Alabama versus Shelton which requires increased representation from the Public Defender's Office. Motion made by

Mr. Adams to approve Public Defender's request. Motion seconded by Ms. Stewart and carried. Chairman Floyd stated that every indigent person that has any potential for sentencing is now offered a Public Defender. This will require more Public Defenders. This request is for one additional full-time attorney and two part-time attorneys.

- C. Mr. David Jones presented information in reference to Sheriff's Records Management/Jail Management System. Mr. Jones explained the Motorola Printrak and the BellSouth Interact Public Safety Systems. The cost is substantial between the two. Consultants have recommended using BellSouth Interact Public Safety System. Motion made by Mr. Adams to approved recommendation to use BellSouth Interact Public Safety System. Motion seconded by Mr. Nutt and carried.
- D. Judge James Paslay presented information in reference to the Formation of Criminal Domestic Violence Court. This Court will be working with Criminal Domestic Violence Cases only. Motion made by Mr. Adams to approve this. Motion seconded by Mr. Huckaby and carried.
- E. Information received regarding activities of the Building Codes Department.

Land Use Committee (Honorable David Britt, Chairman)

No items scheduled.

Public Works, Buildings and Grounds Committee (Honorable Frank Nutt, Chairman)

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

VI.

- A. Motion made by Mr. Britt to render third reading to an Ordinance consenting to Piedmont Natural Gas Company, Inc.'s transfer of property from a lease agreement arrangement to a fee agreement arrangement as provided in Title 12, Chapter 44 of the Code of Laws of South Carolina, 1976, as amended; and authorizing the execution and delivery of a fee agreement between Spartanburg County and Piedmont Natural Gas Company, Inc. to replace the lease agreement; and authorizing the reconveyance of the property subject to such lease agreement by Spartanburg County to Piedmont Natural Gas Company, Inc. Motion seconded by Mr. Horton and carried.
- B. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the execution and delivery of a fee agreement by and between Spartanburg County, South Carolina, and Stankiewicz International Corporation to provide for a fee in lieu of taxes incentive and other matters related thereto. Motion seconded by Mr. Huckaby and carried.
- C. Motion made by Ms. Stewart to render third reading to an Ordinance to regulate the solicitation of funds in intersections of public roadways. Motion seconded by Mr. Britt and carried.
- D. Motion made by Mr. Huckaby to render second reading to an Ordinance finding that Woodruff-Roebuck Water District may issue not exceeding \$1,000,000 General Obligation Bonds; to authorize Woodruff-Roebuck Water District Commission to issue such bonds and to provide for the publication of notice of the said finding and authorization and adopt Resolution calling for change of date in the Public Hearing. Motion seconded by Mr. Horton and carried.

VII.

- A. Motion made by Mr. Britt to adopt Resolution Number R-02-25 by title. Motion seconded by Mr. Horton and carried.

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 November 18, 2002. Motion seconded by Ms. Stewart and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By:_____

Karen Floyd, Chairman

Attest:

Deborah C. Ziegler

Clerk to Council