

# MINUTES

## County Council Meeting

July 19, 2010

Spartanburg County Council met on Monday, July 19, 2010, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Jeff Horton, Chairman; Honorables Michael Brown, O'Neal Mintz, David Britt, Jane Hall, Dale Culbreth, and Tom Foster, Council Members; along with Glenn Breed, County Administrator; Jim Hipp, Deputy 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 Chaplain Jerry Clevenger. Honorable Tom Foster led in reciting the Pledge of Allegiance.

### II.

- A. Motion made by Mr. Mintz to adopt a Resolution remembering and recognizing Army Sergeant Jeremiah T. Wittman of Spartanburg, South Carolina for his military service. Motion seconded by Mr. Foster and carried. Ms. Karyn Wittman, wife of Sergeant Jeremiah T. Wittman, received Resolution.
- B. Motion made by Mr. Culbreth to adopt a Resolution expressing recognition and appreciation for the pride and honor bestowed upon Spartanburg County by the conscientious, dedicated and valuable service provided by Christopher Lawson of Spartanburg County Information Technologies. Motion seconded by Mr. Foster and carried. Mr. Chris Lawson and Mr. Bill Roberts received Resolution.

### III.

- A. Chairman Horton declared open a public hearing to consider an Application for special Public Event Exclusion from the Noise Ordinance requested by Casa de Dios Rafa Church from 7:00 p.m. until 10 p.m. on Saturday, July 31, 2010 for a concert for children at 561 Upper Valley Falls Road,

Boiling Springs, SC. 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 Greer Dragway from 4:00 p.m. until midnight on Saturday, September 11, 2010 for a drag race at 1792 Dragway Road, Greer. No one appeared, and the matter was closed.
- C. Chairman Horton declared open a public hearing to consider an Application for special Public Event Exclusion from the Noise Ordinance requested by Greer Dragway from 4:00 p.m. until midnight on Saturday, September 25, 2010 for a drag race at 1792 Dragway Road, Greer. No one appeared, and the matter was closed.

#### IV.

No appearances scheduled.

#### V.

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

- A. Motion made by Mr. Britt to render first reading to an Ordinance authorizing the execution and delivery of a fee agreement by and between Spartanburg County, South Carolina and Project SE; and other matters relating thereto. Motion seconded by Mr. Foster and carried.
- B. Motion made by Mr. Britt to adopt a Resolution designating all of the incorporated and unincorporated areas of Spartanburg County as a Recovery Zone for the purpose of the issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds and other matters related thereto. Motion seconded by Mr. Foster and carried.
- C. Motion made by Mr. Britt to adopt a Resolution (1) authorizing the allocation of Spartanburg County's Recovery Zone Facility Bond to Project Electro, as an ultimate beneficiary, with such allocation to be used in Spartanburg County; (2) allowing Project Electro, as an ultimate beneficiary, to make arrangements for the issuance of Spartanburg County's allocation of Recovery Zone Facility Bonds by any eligible issuer, as defined under federal law, including the South Carolina Jobs-Economic Development Authority; (3) designating the use of Spartanburg County's allocation of Recovery Zone Economic Development Bonds by Spartanburg County for public improvements within Spartanburg County; and (4) other matters related thereto. Motion seconded by Mr. Foster and carried.
- D. Mr. Chip Bentley, Planning Services Director, S.C. Appalachian Council of Governments, presented information in reference to the Appalachian Region Comprehensive Economic Development Strategy 2010 Annual Report. The Spartanburg County Element of the 2010 Annual Report is included in backup.

#### Public Health and Human Services Committee (Honorable Jeff Horton, Chairman)

No items scheduled.

#### Personnel and Finance Committee (Honorable Dale Culbreth, Chairman)

- A. Motion made by Mr. Culbreth to adopt a Resolution calling for a public hearing to be held upon the question of the issuance of not exceeding \$2,000,000 of General Obligation Bonds of Whitney Area Fire District, South Carolina and to provide for the publication of the notice of such hearing. Motion seconded by Mr. Britt and carried.
- B. Motion made by Mr. Culbreth to render first reading to an Ordinance finding that Whitney Area Fire District, South Carolina may issue not exceeding \$2,000,000 General Obligation Bonds; to

authorize the Board of Fire Control of the Whitney Area Fire District, South Carolina to issue such bonds and to provide for the publication of notice of the said finding and authorization subject to favorable referendum. Motion seconded by Mr. Britt and carried.

- C. Mr. Glenn Breed presented information in reference to Evans Building Tenant Relocation. Mr. Winston Anderson presented details about the proposals received. (Presentation is included in backup.) Motion made by Mr. Culbreth to accept the proposal from Waterstone Retail Development. Motion seconded by Mr. Foster and carried. Mr. Brown abstained.
- D. Motion made by Mr. Culbreth to render first reading to an Ordinance to amend ordinance O-10-06 (FY 2010/11 Capital Year Budget) to recognize new revenue and expenditures related to project ER0001 (General Fund Vehicle and Capital Equipment Replacement) and project IT0004 (9-1-1 System & CPE Upgrade and Replacement), allowing for the master lease of components related to the capital projects. Motion seconded by Mr. Foster and carried.
- E. Updated financial and personnel vacancy reports were received.

Livability Committee – (Honorable Tom Foster, Chairman)

No items scheduled.

Public Safety and Judiciary Committee – (Honorable Jeff Horton, Chairman)

- A. Updated information received regarding activities of Building Codes Department.

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.

VI.

- A. Motion made by Mr. Britt to render second reading to an Ordinance authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee agreement and any amendment required to Ordinance No. 544 for a Project “E” sponsored by CT&T Southeast, LLC to be located in a multi-county industrial park and matters relating thereto. Motion seconded by Mr. Brown and carried.
- B. Motion made by Mr. Britt to render second reading to an Ordinance to amend the agreement authorized by Ordinances No. O-09-04 and O-10-04 relating to the joint county industrial and business park of Spartanburg and Cherokee Counties so as to enlarge the park. (Parkdale America, LLC) Motion seconded by Mr. Brown and carried.

VII.

- A. Motion made by Mr. Mintz to approve an Application for special Public Event Exclusion from the Noise Ordinance requested by Casa de Dios Rafa Church from 7:00 p.m. until 10 p.m. on Saturday, July 31, 2010 for a concert for children at 561 Upper Valley Falls Road, Boiling Springs. Motion seconded by Mr. Britt and carried.

- B. Motion made by Mr. Culbreth to approve an Application for special Public Event Exclusion from the Noise Ordinance requested by Greer Dragway from 4:00 p.m. until midnight on Saturday, September 11, 2010 for a drag race at 1792 Dragway Road, Greer. Motion seconded by Mr. Mintz and carried.
- C. Motion made by Mr. Culbreth to approve an Application for special Public Event Exclusion from the Noise Ordinance requested by Greer Dragway from 4:00 p.m. until midnight on Saturday, September 25, 2010 for a drag race at 1792 Dragway Road, Greer. Motion seconded by Mr. Mintz 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. Culbreth to approve minutes of June 21, 2010 (Regular Meeting) and June 30, 2010 (Economic Recruitment & Development Committee Meeting). Motion seconded by Mr. Britt and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: \_\_\_\_\_  
Jeffrey A. Horton, Chairman

Attest:

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Deborah C. Ziegler  
Clerk to Council