

MINUTES

County Council Meeting

January 23, 2006

Spartanburg County Council met on Monday, January 23, 2006, 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, Steve Parker, David Britt, Rock Adams, and Ken Huckaby, Council Members; along with Glenn Breed, County Administrator; Chris Story, Assistant County Administrator; Tom Gates, Assistant County Administrator; Edwin Haskell, County Attorney; and William McBee Smith, Assistant County Attorney. Honorable Frank Nutt was absent.

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 Hon. Steve Parker. Woodruff Boy Scout Troop 21 led in reciting the Pledge of Allegiance.

II.

No presentations scheduled.

III.

- A. Chairman Horton declared open a public hearing to consider a proposed Ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Spartanburg County, South Carolina and Napac BioTech, Inc. with respect to certain economic development property, whereby such property will be subject to certain payments in lieu of taxes; and other matters related thereto. No one appeared, and the matter was closed.

IV.

- A. The following individuals appeared in opposition to the proposed landfill in Enoree: Ms. Rose Mary Ritchie, The League of Women Voters; Mr. Randy Conway, Spartanburg County Citizens Against The

Landfill; Mr. Ralph Clark, Chairman for R.E.S.C.U.E., Regional Enoree Society for the Conservation of the Upstate Environment; Mr. Niles E. Hanna III, Chairman of the Legal Committee for R.E.S.C.U.E., Regional Enoree Society for the Conservation of the Upstate Environment; Mr. Rodney Hughes, 210 Dillard Road, Enoree; Mr. R. Keith Kelly, 390 Edgewood Circle, Woodruff; Mr. Thomas A. Davies, 380 Mary Hanna Road, Woodruff; Mr. Wayne Taylor, 4144 Cross Anchor Road, Enoree; Mr. Perry Sudduth, 651 Ridge Road, Enoree; and Mr. Ed Hull, 1551 Browning Road, Enoree.

- B. Mr. Larry Cooper, President Croft Homeowners Association, appeared to address Council regarding county ordinances pertaining to littering, non-insured, non-licensed, semi trailers, semi cabs and non-inhabitable residences, both commercial and residential.

V.

Public Health and Human Services Committee (Honorable Johnnye Code Stewart, Chairman)
No items scheduled.

Personnel and Finance Committee (Honorable Ken Huckaby)

- A. Mr. Stan Halliday, McAbee, Talbert, Halliday & Co., presented the results of the fiscal year 2005 annual financial audit. The report was very favorable. It is public record and is included in backup.
- B. Updated financial and personnel vacancy reports were received.

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Recreation Committee – (Honorable Jeff Horton, Chairman)
No items scheduled.

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

- A. Mr. Carter Smith, Spartanburg County Economic Development Corporation, and Mr. Lawson Hayes, United Resource Recovery Corporation (URRC), presented a request from URRC, an existing company, for a 6% fee-in-lieu. They are going to invest \$14 million dollars and add an additional 20 jobs. Motion made by Mr. Britt to adopt a Resolution authorizing an Incentive and Inducement Agreement between Project Bottle and Spartanburg County involving an investment of approximately \$14,000,000 and the creation of 20 new fulltime jobs. Motion seconded by Mr. Huckaby 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 David Britt, Chairman)

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

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

- A. Mayor Sallie Peake, City of Wellford, appeared regarding the old Florence-Chapel School property. Spartanburg County has cleared some buildings that were a safety issue off of this property. At the present time, the Public Works, Buildings, and Grounds Committee chose not to make nay decisions concerning this land.
- B. Information received regarding activities of the Public Works Department.

VI.

- A. Motion made by Mr. Huckaby to render third reading to an Ordinance amending Spartanburg County Ordinance No. O-05-06, enacted June 13, 2005, which provides for the Fiscal Year 2005-2006 General Fund Annual Operating Budget for Spartanburg County, in order to appropriate \$2,750,000.00 from the

General Fund Unrestricted Fund Balance to certain line item expenditures in the General Fund Annual Operating Budget. Motion seconded by Ms. Adams and carried.

- B. Motion made by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Spartanburg County, South Carolina and Napac BioTech, Inc. with respect to certain economic development property, whereby such property will be subject to certain payments in lieu of taxes; and other matters related thereto. Motion seconded by Mr. Huckaby 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.

Mr. David Britt stated that all of us have Roy McBee Smith, our former County Attorney, in our thoughts and prayers. The Governor's Office is acting on the Order of the Palmetto recommendation at this time.

X.

Motion made by Ms. Stewart to approve minutes of December 12, 2005 (Regular Meeting) and December 21, 2005 (Special Meeting). Motion seconded by Mr. Britt and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____
Jeffrey A. Horton, Chairman

Attest:

Deborah C. Ziegler
Clerk to Council