

MINUTES

County Council Meeting

November 16, 2015

Spartanburg County Council met on Monday, November 16, 2015, 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, Justin Bradley, David Britt, Jane Hall, Bob Walker, and Roger Nutt, Council Members; along with Katherine O'Neill, County Administrator; Jim Hipp, Deputy County Administrator; John Harris, Senior Deputy County Attorney; and Ginny Dupont, Deputy 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.

Invocation was rendered by Chaplain Amos Durham. Honorable Jane Hall led in reciting the Pledge of Allegiance.

II.

- A. Chairman Horton recognized the Graduates of Spartanburg County Citizens' Academy. The Fall 2015 graduates were Jayde Barton, Ernest Crawford, Donald Davis, Sr., Ruth Davis, Ernestine Dawkins, Bridget Jones, Linda Martin, Terri Miller-McCullough, Mary Patterson, Anzonia Reeder, Betty Rookard, Keith Sisk, Jane Snapp, Louis Tibbs, and Saville Williams.

III.

Mr. Horton stated that earlier today Spartanburg County Council unanimously adopted a letter to Governor Nikki Haley. The letter is enclosed in backup, and it was read into the record as follows:

Dear Governor Haley: Spartanburg County Council continues to receive questions and concerns from our residents regarding the federal refugee resettlement program, especially in light of the recent tragedy in France. It has been explained to

Council that the refugee resettlement program is overseen by the Federal and State government, and that Spartanburg County Council has no authority over the program or its funding. We have shared with those wanting to voice their concerns, complaints or support for the refugee program should direct their communication to you since you have sole authority over whether South Carolina participates in the refugee resettlement program.

In light of the most recent tragedies in Paris, we the undersigned members of Spartanburg County Council strongly urge you to suspend the state's participation in receiving any Syrian refugees until such time that the State and Federal governments' participation in the Syrian refugee vetting process assures safety for our citizens. Sincerely, All Members of Spartanburg County Council.

Ms. O'Neill recognized Johnnie Lewis, Fleet Services, for assisting the Coroner's Office in moving a 53 foot temporary morgue and setting it up. First Sergeant Geno Bradley, Deputy Matt Dean, Investigator Jon Guest, Deputy Josh Montjoy, Deputy James Shehan, and Captain Tim Metz with The Sheriff's Office were recognized for helping with the Hayne Street Rescue. A portion of the roadway was washed out and these officers helped with the rescue of a man where his truck had fallen into a sinkhole and washed down the river. Officer Jeremy Woodard, Environmental Enforcement Department, was recognized for the excellent and very professional way he handles his job. The Communications Department Team 2 comprised of Walt Canty, Matt Henderson, Amanda Owens, Charlotte Hames, Hannah Sacarellos, Sandy Poore, Jenny Ries, Niki O'Connor, Ashley Jackson, Megan Dodd, and April Brown were recognized for winning the South Carolina Team of the Year Award at the SC APCO/NENA (Association of Public Safety Communications Officials/ National Emergency Number Association) Conference. Caitlin Graham and Shane Kent, Parks Department, were recognized for the great job they do to make the ACE program at Inman Intermediate a success. The Spartanburg Convention & Visitors Bureau (SCVB) and the Parks Department were recognized for their work in hosting major sporting events. The Spartanburg County Convention and Visitors Bureau was named a "Champion of Economic Impact in Sports Tourism" for 2015 by Sports Destination Management, the leading publication for sports event planners and tournament directors. Trey Glover, Park Operations Manager; Gary Williams, Assistant Park Operations Manager; and Eric McCall, Park Maintenance, and the Parks Department Staff were recognized for the state and national awards received by the Parks Department. Spartanburg's performance has been recognized this year with the James Farrell ASA Award for Excellence, the 2015 ASA/USA Complex of the Year Award, and the NSA Outstanding Park of the Year Award. The following individuals were recognized for being the foundation of the Cleveland Park Playground Build: Bobby Kimbrell, Bryan Waldrop, Elise Gosnell, Elizabeth Hardee, Eric McCall, JC Fowler, Jeff Rhymer, Jeffrey Blackwell, Joe Jackson; Jon Smith, Jon Woodsby, Josh Garrison, Josh Hames, Kristie Oliver, Marcia Murff, Mike Nation, Nick Collins, Sallie Ballenger, Scott Merriotte, Sean Veilleux, Simon Thomas, Steve Gonzales, Will Oliver, Yvette Phifer, and Zac Caldwell. Mr. Britt requested a moment of privilege to thank Major Urch, Sheriff's Office, for giving up a

week of his vacation to spend at the Cleveland Park Playground Build giving back to the community. As Chair of the Livability Committee, Ms. Hall expressed her appreciation to everyone that participated in this project. Ms. Hall thanked Representative Doug Brannon and Mr. Brown for their hard work at Cleveland Park. Chairman Horton also thanked everyone for their hard work.

IV.

- A. Chairman Horton declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Spartanburg County, South Carolina and **Auriga Polymers Inc.** (Project HVA) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto. No one appeared, and the matter was closed.
- B. Chairman Horton declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Spartanburg County, South Carolina and **DAA Draexlmaier Automotive of America LLC** (Project Static) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto. No one appeared, and the matter was closed.
- C. Chairman Horton declared open a public hearing to consider an Ordinance to provide for the issuance and sale of not exceeding sixteen million dollars (\$16,000,000) Spartanburg County, South Carolina General Obligation Refunding Bonds, Series 2015, in one or more series; to prescribe the purposes for which the proceeds shall be expended; to provide for the payment thereof; and other matters relating thereto. No one appeared, and the matter was closed.
- D. Chairman Horton declared open a public hearing to consider an Ordinance to amend the Agreement for Development of Joint County Industrial Park by and between Spartanburg County and Cherokee County, South Carolina, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park, and other matters relating thereto. (**Coveris Flexibles US LLC, Holroyd Precision Rotors, and Apollo 17, LLC**) No one appeared, and the matter was closed.
- E. Chairman Horton declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a Special Source Credit Agreement by and between Spartanburg County, South Carolina and **Palmetto Hospitality of Spartanburg, LLC**, with respect to certain economic development property in the County, whereby such property will receive certain special source credits; and other matters related thereto. No one appeared, and the matter was closed.

- F. Chairman Horton declared open a public hearing to consider an Ordinance to develop a jointly owned and operated industrial/business park in conjunction with Union County, such industrial/business park to be geographically located in Union County and established pursuant to South Carolina Code of Laws 1976, Section 4-1-170 et seq., as amended; to provide for a written agreement with Union County providing for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of ad valorem tax; and matters related thereto. **(Haemonetics Corporation)** – (Project Veruca Salt) No one appeared, and the matter was closed.
- G. Chairman Horton declared open a public hearing to consider an Uncodified Ordinance to lease property to the Holly Springs Fire Department to allow for the construction of a Fire Department Substation on a portion of the Holston Creek Park property to provide additional fire protection services to the Citizens of Spartanburg County. No one appeared, and the matter was closed.
- H. Chairman Horton declared open a public hearing to consider an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Jose D. Resendiz** from 2:00 p.m. on December 11, 2015 until 2:00 a.m. on December 12, 2015 for a Mananitas a la Virgen de Guadalupe Religious Ceremony at 7138 Lone Oak Street, Spartanburg. No one appeared, and the matter was closed.

V.

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

No items scheduled.

Public Health and Human Services Committee (Honorable Justin Bradley, Chairman)

- A. Ms. Patty Wheatley, Deputy Director of Clinical Services, The Forrester Center for Behavior Health, presented information in reference to a request from the Forrester Center for Behavioral Health to apply for the SBIRT (Screening, Brief Intervention and Referral to Treatment) Spartanburg Regional Healthcare System Expansion Grant. Motion made by Mr. Bradley to approve the grant application submittal. Motion seconded by Mr. Britt and carried.

Personnel and Finance Committee (Honorable Bob Walker, Chairman)

- A. Captain Tim Metz, Sheriff's Office, presented information in reference to the Sheriff's Office Reorganization Plan. Motion made by Mr. Walker to approve the Reorganization Plan. Motion seconded by Mr. Britt and carried.
- B. Ms. O'Neill presented information in reference to a request from the Coroner's Office to add two positions and reclassify one position. Motion made by Mr. Walker to approve the addition of one Investigator, the reclassification of an Administrative Secretary position to a Case Manager, and holding action on the

approval of an Administrative Secretary position until the first part of the year once we know our revenues. Motion seconded by Ms. Hall and carried.

- C. Mr. Jim Campbell, Interim Director, presented information in reference to a request from the Parks Department to reclassify two positions and to create an additional Site Coordinator II position. Motion made by Mr. Walker to approve the reclassification request. Motion seconded by Mr. Britt and carried.

Livability Committee – (Honorable Jane Hall, Chairman)

- A. Ms. Jennifer Evins, President & CEO, Chapman Cultural Center, presented information in reference to the Arts & Economic Prosperity Study. Ms. Evins requested support of the project and assistance in the amount of \$2,000 for the grant. Also, monies will be contributed from the City and from the Chapman Cultural Center itself. The total cost is \$8,500. Motion made by Ms. Hall to approve \$2,000 in assistance. Motion seconded by Mr. Britt and carried. .
- B. Renee Romberger, FACHE, Vice President, Community Health Policy and Strategy, Spartanburg Regional Healthcare System, presented information in reference to the Robert Wood Johnson Foundation Culture of Health Award. (Video included in backup) Spartanburg County was one of eight Counties in the United States to receive this Award.
- C. Information received regarding activities of the Parks Department.

Public Safety and Judiciary Committee – (Honorable Michael Brown, Chairman)

- A. Motion made by Mr. Brown to authorize the Commission of Gary Chase Rhea, Animal Control Officer, as a Spartanburg County Code Enforcement Officer. Motion seconded by Mr. Britt and carried.
- B. Mr. Lee Jeffcoat, Commission Chairperson, presented information in reference to the establishment of a Holly Springs Special Purpose District (SPD) Fire Substation on property leased from the County that is 2.11 acres of the Holston Creek Park site. Motion made by Mr. Brown to authorize the County Administrator to enter into a contract relating to this property at Holston Creek Park. Motion seconded by Mr. Walker and carried.
- C. 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 Roger Nutt, Chairman)

- A. Updated information received regarding activities of the Public Works Department.

VI.

During the Public Comment Period, Lynn Isler, 120 Churchill Avenue, Moore, appeared in reference to Refugee Resettlement. Ms. Donna Maranto, 104A Franklin Avenue #286, Spartanburg, appeared representing Attorney Lauren Martel, whose client is Lynn Isler. Ms. Maranto served each of the Council Members with a Cease and Desist Demand Letter and a Moritorium on the Refugee/Asylum Program in South Carolina. (Letters enclosed in backup)

VII.

- A. Motion made by Mr. Britt to render third 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 **Auriga Polymers Inc.** (Project HVA) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto. Motion seconded by Mr. Brown and carried.
- B. Motion made by Mr. Britt to render third 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 **DDA Draexlmaier Automotive of America LLC** (Project Static) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto. Motion seconded by Mr. Brown and carried.
- C. Motion made by Mr. Britt to render third 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 **Rochling Automotive USA LLP** (formerly known to the County as "Project 40") with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes; and other matters related thereto. Motion seconded by Mr. Brown and carried.
- D. Motion made by Mr. Britt to render third reading to an Ordinance to provide for the issuance and sale of not exceeding sixteen million dollars (\$16,000,000) Spartanburg County, South Carolina General Obligation Refunding Bonds, Series 2015, in one or more series; 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 Mr. Brown and carried.
- E. Motion made by Mr. Britt to render second reading to an Ordinance to amend the Agreement for Development of Joint County Industrial Park by and between Spartanburg County and Cherokee County, South Carolina, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park, and other matters relating thereto. (**Coveris Flexibles US LLC, Holroyd Precision Rotors, and Apollo 17, LLC**) Motion seconded by Mr. Brown and carried.

- F. Motion made by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of a Special Source Credit Agreement by and between Spartanburg County, South Carolina and **Palmetto Hospitality of Spartanburg, LLC**, with respect to certain economic development property in the County, whereby such property will receive certain special source credits; and other matters related thereto. Motion seconded by Mr. Brown and carried.
- G. Motion made by Mr. Britt to render second reading to an Ordinance to develop a jointly owned and operated industrial/business park in conjunction with Union County, such industrial/business park to be geographically located in Union County and established pursuant to South Carolina Code of Laws 1976, Section 4-1-170 et seq., as amended; to provide for a written agreement with Union County providing for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of ad valorem tax; and matters related thereto. **(Haemonetics Corporation)** – (Project Veruca Salt) Motion seconded by Mr. Brown and carried.
- H. Motion made by Mr. Britt to render second reading to an Uncodified Ordinance to lease property to the Holly Springs Fire Department to allow for the construction of a Fire Department Substation on a portion of the Holston Creek Park property to provide additional fire protection services to the Citizens of Spartanburg County. Motion seconded by Mr. Bradley and carried.

XIII.

- A. Motion made by Mr. Britt to consider an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Jose D. Resendiz** from 2:00 p.m. on December 11, 2015 until 2:00 a.m. on December 12, 2015 for a Mananitas a la Virgen de Guadalupe Religious Ceremony at 7138 Lone Oak Street, Spartanburg. Motion seconded by Mr. Brown and carried.

IX.

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.

X.

- A. The following Budget Amendment Resolutions were provided to County Council. Budget Amendment Resolution Number 16086 authorizes the reclassification of four Uniform Patrol Sergeant slots (S196, S51, SR55, and S157) to Deputy I slots. Budget Amendment Resolution Number 16087 reclassifies a slot as well as adds two

new slots in the Coroner's Office. Budget Amendment Resolution Number 16088 authorizes acceptance of a JAG grant for the Sheriff's Office. Budget Amendment Resolution Number 16089 accepts and adjusts the budget for the VAWA special prosecutor grant. Budget Amendment Resolution Number 16090 authorizes the reclassification of two positions as well as creates one new position in the Parks Department. Budget Amendment Resolution Number 16091 recognizes additional revenue from 50+ activities at the Chesnee VSP Center and sets up corresponding expenditures. Budget Amendment Resolution Number 16092 authorizes an additional \$2,000 in appropriations for the Arts Partnership to assist them with participation in a national arts and economic prosperity study. Budget Amendment Resolution Number 16093 authorizes an increase to the Voice over IP (VoIP) project (IT0017) in the amount of \$10,000.

Motion made by Mr. Britt to approve the Budget Amendment Resolutions provided to Council. Motion seconded by Ms. Hall and carried.


XI.

Motion made by Mr. Bradley to approve the minutes of October 19, 2015 (Regular Meeting). Motion seconded by Mr. Britt and carried.

XII.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: 
Jeffrey A. Norton, Chairman

Attest:


Deborah C. Ziegler
Clerk to Council