



MINUTES

County Council Meeting

January 27, 2014

Spartanburg County Council met on Monday, January 27, 2014, 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 Roger Nutt, Council Members; along with Katherine O'Neill, County Administrator; Jim Hipp, Deputy County Administrator; Lisa Claxton, County Attorney; 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 to order.

Invocation was rendered by Chaplain Jerry Clevenger. Honorable O'Neal Mintz led in reciting the Pledge of Allegiance.

II.

No presentations were scheduled.

III.

Mr. Culbreth and Ms. Andrea Moore, Director, Middle Tyger River Community Center, recognized Mr. Mike Greer and the racers at the Greer Dragway. For the past several years all racers at the Greer Dragway have participated in a Children's Christmas Toy Drive that Greer Dragway sponsors. The racers donate new unopened children's toys as part of their participation in the races. These toys are collected by Mr. Greer and his team and donated to the Tyger River Community Center to help make Christmas brighter for the children in our community.

Mr. Culbreth also recognized Chief Barry Frost, Duncan Fire Department. Duncan Fire Department received a grant which enabled them to hire three people to improve their response and help their ISO rating. Duncan Fire Department is one of three Fire Departments in Spartanburg County to receive a Class 2 rating from ISO's Public Protection Classification Program (PPC) and one of only nineteen Fire Departments in the state of South Carolina with this rating. Achieving this rating is important not only to the Duncan Fire Department but to the surrounding community. This rating is an important factor that is considered in the underwriting process for insurance companies in determining premiums to be paid. This rating also provides Fire Departments with a valuable benchmark that can be used when planning, budgeting, and assessing the needs for fire protection improvements.

Ms. Hubbard recognized the Public Safety employees who responded to the recent Amtrak Train Derailment. Amtrak praised our Public Safety employees for their quick response to this derailment. Our Communications Center began receiving calls from passengers on the train that an accident had occurred. Our Communications Center was able to estimate their actual location by triangulating their cell calls. Firefighters from the Westview-Fairforest Fire Department and North Spartanburg Fire Department, Spartanburg County EMS Units, Tony Barnet with the Fire Marshal's Office, along with deputies from the Sheriff's Office, and troopers from the Highway Patrol were on scene within minutes of the first 9-1-1 calls. After a quick assessment, it was determined that seven passengers would be transported to Spartanburg Regional with only five of those seven actually receiving treatment. The following individuals were recognized: Dell Pridemore, Medic 7; Jimmy Flynn, Medic 18; Charlene Chambers and Bruce Rochester, Medic 5; Chris Poppe and Glyn McCuen, Medic 8; Nick Duncan and Jonathan Gilbert, Medic 19; John Phillips and Thackston Sloan, Medic 23; and Tony King, Rescue 21. The next morning when the buses arrived Kristi Moore and Keri Bachuss, Medic 23, assisted the passengers in getting on the buses. The Westview-Fairforest Fire Department's On Scene Commander Captain Robert Grissell, Chief Scott Garrett, Captain Derrick Miller, Lieutenant Brian Suttle, and Firefighters Scott Dorsey and Chris Massey were also recognized, along with North Spartanburg Fire Department's Chief, Tony Barnet, Mike Flynn, and the Communications Team.

Julie Thomas, Assessor's Office; and Leticia Moreno, Treasurer's Office; were recognized for their exceptional customer service. Chris Brown, Information Technology, was recognized for the technical assistance and support provided to Judge Guillory of Magistrate Court. David Forrester, Director, Spartanburg Alcohol and Drug Abuse Commission, was recognized for his 34 years of service to Spartanburg County.

Ms. Hubbard introduced Mr. Mike Flynn, Communications Director, the newest member of our Senior Management Team.

IV.

- A. Mr. Mintz recused himself since this item pertains to his industry. Chairman Horton declared open a public hearing to consider proposed revisions to the Unified Land Management Ordinance (ULMO), Ordinance No. O-99-15, as amended, so as to add Section 3.29 to set standards for Scrap Metal Processors to include minimum setbacks from other uses and to better describe site plan requirements; to amend Section 3.19 to remove the exemptions for recycling facilities, scrap metal processors, and landfills so as to eliminate the ambiguity with Section 3.17 Waste Management Facilities; to add a parking standard in Table 6; to update and make corrections to Table 3; to make corrections and to add Scrap Metal Processor to the Review and Approval Table in Article 1; to amend Section 3.17 to provide more appropriate requirements for Recycling Facilities and Recovered Materials Processing Facilities that are indoors; to amend Article 4 to add language for nonconforming Scrap Metal Processors; and to amend Article 6 to add, delete, and clarify certain associated definitions. No one appeared, and the matter was closed.

V.

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

- A. Mr. Britt introduced Mr. Chuck White, Interim Director, Spartanburg Chamber of Commerce.
- B. Motion made by Mr. Britt to render first reading to an Ordinance to develop a jointly owned and operated industrial/business park (**Standard Textile Carolina, Inc.**) 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 of 1976 §4-1-170, et sequitur, 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 taxes to the counties and relevant taxing entities; to provide that job tax credits allowed by law be provided for businesses locating in said park; and to permit a user fee in lieu of ad valorem taxation within said park. Motion seconded by Mr. Brown and carried.

Public Health and Human Services Committee (Honorable Roger Nutt, Chairman)

- A. Ms. Rebecca Parrish, Healthy Kids Coordinator, Partners for Active Living, presented information in reference to NaCo's (National Association of Counties') Healthy Counties Database. (Presentation included in backup)

- B. Mr. Raymond Davis, Glenn Springs Academy, presented information in reference to Spartanburg Alcohol Drug Abuse Commission (SADAC) grant award for Glenn Springs Academy. Ms. Kathy Murphy, Deputy Director, Spartanburg Alcohol and Drug Abuse Commission, was also present. Mr. Forrester could not attend. Motion made by Mr. Nutt to approve acceptance of grant award. Motion seconded by Mr. Culbreth and carried.

Personnel and Finance Committee (Honorable Dale Culbreth, Chairman)

- A. Motion made by Mr. Culbreth to adopt a Resolution of Spartanburg County Council calling for a public hearing to be held on the issuance of not exceeding \$4,000,000 of General Obligation Bonds of the Woodruff-Roeback Water District, South Carolina; providing for the publication of the notice of such public hearing; and generally approving other matters relating thereto. Motion seconded by Ms. Hall and carried.
- B. Motion made by Mr. Culbreth to render first reading to an Ordinance authorizing the Woodruff-Roeback Water District, South Carolina to issue not exceeding \$4,000,000 General Obligation Bonds, in one or more series; providing for the publication of notice of said findings and authorization; and generally approving other matters relating thereto. Motion seconded by Ms. Hall and carried.
- C. Motion made by Mr. Culbreth to adopt a Resolution authorizing the Master Lease Agreement in the principal amount of not exceeding \$2,046,320 relating to the financing of equipment for public purposes; authorizing the execution and delivery of various documents; and other matters relating thereto. Motion seconded by Ms. Hall and carried.
- D. Updated financial data and personnel vacancy reports were received.

Livability Committee – (Honorable Jane Hall, Chairman)

- A. Information received regarding activities of the Parks Department.

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

- A. Motion made by Mr. Brown to approve acceptance of a Sheriff's Office grant for a Video Surveillance System for the Courthouse. Motion seconded by Mr. Nutt and carried.
- B. Updated information received regarding activities of Building Codes Department.

Land Use Committee (Honorable Jeff Horton, Chairman)

- A. Mr. Mintz recused himself since this item pertains to his industry. Motion made by Mr. Horton to render second reading to an Ordinance amending the Unified Land Management Ordinance (ULMO), Ordinance No. O-99-

15, as amended, so as to add Section 3.29 to set standards for Scrap Metal Processors to include minimum setbacks from other uses and to better describe site plan requirements; to amend Section 3.19 to remove the exemptions for recycling facilities, scrap metal processors, and landfills so as to eliminate the ambiguity with Section 3.17 Waste Management Facilities; to add a parking standard in Table 6; to update and make corrections to Table 3; to make corrections and to add Scrap Metal Processor to the Review and Approval Table in Article 1; to amend Section 3.17 to provide more appropriate requirements for Recycling Facilities and Recovered Materials Processing Facilities that are indoors; to amend Article 4 to add language for nonconforming Scrap Metal Processors; and to amend Article 6 to add, delete, and clarify certain associated definitions. Motion seconded by Ms. Hall and carried.

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

Public Works, Buildings and Grounds Committee (Honorable O'Neal Mintz, Chairman)

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

VI.

Mr. Evan Mulch, 124 Stone Village Court, Spartanburg; and Robbie Bowen, 201 Quail Creek Road, Inman; spoke during the public comment period requesting support of an Anti-NDAA (National Defense Authorization Act) Resolution. Mr. Nutt stated that he appreciates Council for their willingness to look at this Resolution.

VII.

- A. Motion made by Mr. Britt to amend the Ordinance amending Ordinance Number O-07-25 to revise the Decertification criteria for Rehabilitated Historic Property subject to a Special Property Tax Assessment and to clarify that the definition of fair market value by adding the underlined language and deleting the language which contains the strikethrough in order to clarify the definition of a fair market value. Motion to amend seconded by Mr. Brown and carried. Motion made by Mr. Britt to render third reading to the Ordinance as amended. Motion seconded by Ms. Hall and carried.

XIII.

No items scheduled.

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 Number 14164 corrects the authorized staffing levels for the Planning & Development Department as presented in the FY14 budget book. Budget Amendment Number 14165 authorizes the acceptance of the 2014 Community Pride Grant in the amount of \$2,670. Budget Amendment Number 14166 – SADAC received official notification of approval from SC DAODAS for the Screening, Brief Intervention, and Referral to Treatment (SBIRT)/Jail grant in the amount of \$190,187. Budget Amendment Number 14167 – SADAC received official notification of award from SC DAODAS for the Family Care Center at Glenn Springs grant in the amount of \$250,000. Budget Amendment Number 14168 allows for the closure of completed C-Fund projects. Budget Amendment Number 14169 recognizes and sets up past revenue from the Adult Pre-Trial Program. Budget Amendment Number 14170 adjusts the appropriate revenue and expenditure line items to the proper funding level for FY14 for the rent line item for the Upstate WIB Office. Budget Amendment Number 14171 accepts and sets up Rapid Response Funds from the SC Department of Employment and Workforce for ResCare Workforce Services provided during the federal government shutdown. Budget Amendment Number 14172 accepts and sets up Rapid Response Funds from the SC Department of Employment and Workforce for CMTH. Budget Amendment Number 14173 changes FY14 Capital Budgets to the actual amount of master lease proceeds. Additionally it changes the project scope of IT0014 to include the replacement of an Inserters/Folder machine (for large mailings) for the Assessor's Office.

Motion made by Mr. Mintz to adopt the Budget Amendment Resolutions provided to Council. Motion seconded by Mr. Culbreth and carried.

Mr. Mintz pointed out that Ms. Hall will be the next Chairperson for the Appalachian Council of Governments (ACOG) Board and stated that she has done a good job, and he looks forward to seeing her serve as Chairman there. Mr. Mintz also pointed out that Nic Hullinger, employee of the Sheriff's Office, has been assigned over to a taskforce team that works out of the FBI Office out of Greenville. They will have one of their Officers speak for the ACOG meeting. Mr. Mintz invited Council to attend.

Mr. Nutt presented an Update from the Corrective Action Team. The Corrective Action Team requested that Chairman Horton call a Special Meeting on Monday, February 3, following the Legislative Delegation meeting to discuss matters about the Local Government Fund shortfall and two or three other items our Administrator would like to add to the agenda.

XI.

Motion made by Mr. Mintz to approve the minutes of December 16, 2013 (Regular Meeting). Motion seconded by Ms. Hall and carried.

XIII.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: 
Jeffrey A. Horton, Chairman

Attest:


Deborah C. Ziegler
Clerk to Council