

# MINUTES

## COUNTY COUNCIL MEETING

September 17, 2001

Spartanburg County Council met on Monday, September 17, 2001, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Karen Floyd, Chairman; Honorables David Britt, Jeff Horton, 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; and William McBee Smith, 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 Rev. Danny Garrett, Cudd Memorial Baptist Church. Mr. Harold Osborne led in reciting the Pledge of Allegiance.

### II.

- A. Motion by Mr. Britt to adopt a Resolution condemning the terrorist attacks of September 11, 2001, expressing support for the President, and encouraging citizens to support relief efforts in the wake of the attacks. Motion seconded by Mr. Horton and carried.

### III.

- A. Chairman Floyd declared open a public hearing to consider an Ordinance to approve expansion of three of the six Business Corridor Redevelopment Districts and to extend the potential life of the program by five years. No one appeared and the hearing was closed.
- B. Chairman Floyd declared open a public hearing to consider an Ordinance enacted to establish comprehensive enforcement procedures pursuant to S.C. Code 1976, § 4-9-30(14), which provides for the enactment of Ordinances for the implementation and enforcement of the powers of the County Council in reference to Public Health, Public Safety, Police Protection and Sanitation as referred to in S.C. Code 1976, § 4-9-30(5). This Chapter is enacted to promote the general health, safety and welfare of the citizens of the county and to protect their property rights. No one appeared and the hearing was closed.
- C. Chairman Floyd declared open a public hearing to consider a Resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue

Bonds (Carolinas Recycling Group, LLC Project) Series 2001, pursuant to the provisions of Title 41, Chapter 43, of the code of laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$6,000,000. No one appeared and the hearing was closed.

- D. Chairman Floyd declared open a public hearing to consider a Resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Waste Management of South Carolina, Inc. Project) Series 2001, pursuant to the provisions of Title 41, Chapter 43, of the code of Laws of South Carolina, 1976, as amended, in the aggregate principal amount of not exceeding \$12,500,000. No one appeared and the hearing was closed.

#### IV.

No appearances were scheduled.

#### V.

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

- A. Ms. Diane Lambert appeared inviting County Council to participate in Walk to School Day on October 2, 2001. HeartWise has partnered with Spartanburg County School District 7 and many local organizations to promote multi-school participation in this International event. There will also be an Annual Space Race at Spartanburg High School on Saturday, October 6, 2001. This was presented as information.

#### Personnel and Finance Committee (Honorable Ken Huckaby)

- A. Motion made by Mr. Britt to render first reading of Ordinance/Franchise Agreement between Spartanburg County and Charter Communications. Motion seconded by Mr. Horton and carried.
- B. Mr. Bill Dennis presented Information concerning 2001 Tax Bills. We have a new form that will be going out to the taxpayers of Spartanburg County.
- C. Mr. Hartmann presented update of County's Year-end Financial and Carryforward Status.
- D. Received and reviewed information regarding request for additional funding from Arcadia Fire Department. Mr. Hartmann and members of the various fire departments will be getting together to review this further. No action taken.
- E. Motion made by Mr. Huckaby to accept low bid for advertisement of properties for Delinquent Tax Sales from Hometown News. Motion seconded by Mr. Britt and carried.

#### Recreation Committee – (Honorable Jeff Horton, Chairman)

- A. Cleveland Park Renovation project is on schedule. Hopefully, project will be completed by February of next year.
- B. Work is progressing on the USCS Soccer Complex. Soccer Fields should be available for use next year.

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

- A. Members of the Chamber of Commerce provided a status update of the implementation of the "Best

Practices for Economic Development".

- B. Motion made by Mr. Britt to render first reading to an Ordinance by title to establish a Multi County Industrial Park and to authorize an Intergovernmental Agreement establishing a fee in lieu of tax arrangement in regard to Renaissance Hotel LLC. Motion seconded by Mr. Horton and carried.
- C. Motion made by Mr. Britt to adopt Resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Carolinas Recycling Group, LLC Project) Series 2001, pursuant to the provisions of Title 41, Chapter 43, of the code of laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$6,000,000. Motion seconded by Mr. Huckaby and carried.
- D. Motion made by Mr. Britt to adopt Resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Waste Management of South Carolina, Inc. Project) Series 2001, pursuant to the provisions of Title 41, Chapter 43, of the code of Laws of South Carolina, 1976, as amended, in the aggregate principal amount of not exceeding \$12,500,000. Motion seconded by Mr. Huckaby and carried.
- E. Mr. Bill Dennis presented update concerning Accommodations Tax Collections, Evaluation and Audit.

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

- A. Motion made by Mr. Horton to approve request from Knights of Columbus Council #6076 to solicit funds from motorists at the intersections of Reidville and Anderson Mill Roads, Blackstock Road and U.S. 29, Franklin Avenue and U.S. 29, and on Peachwood Center Drive on Saturday, September 22, 2001 and Saturday, September 29, 2001, with a rain date of Saturday, October 6, between the hours of 10:00 a.m. and 3:00 p.m. Motion seconded by Mr. Nutt and carried.
- B. Motion made by Mr. Nutt to approve request from Muscular Dystrophy Association and Spartanburg County Fire Fighters to solicit funds from motorists on Saturday, September 22, 2001, between the hours of 8:00 a.m. and 2:00 p.m. at the following intersections: New Cut Road and Highway I-26, New Hope Road and Highway 29, Airport Road and Church Street, Highway 290 and Highway 296, Carolina Drive and Southport Road, Highway 290 and Highway 221, South Avenue and Millwood Drive, South Church Street and Irwin Street Extension, Old Canaan Road and Canaan Road, Springfield Road and Asheville Highway, Paris Bridge and Old Furnace Road, and Highway 221 and Shaw Lane. Motion seconded by Ms. Stewart and carried. South Church Street and North Street request was denied.
- C. Information received regarding Courthouse improvements and construction of new Magistrate's Courtroom. This involves the provisions of the new Court Facilities for the new Judge. It has an estimated cost of about \$115,000.
- D. Ms. Marybeth Solesbee presented Information concerning the South Carolina Mutual Aid Agreement. This mainly means if we are asked to go to other counties to assist in any disaster, our county insurance is on record with the state. Motion made by Mr. Horton to approve the South Carolina Mutual Aid Agreement. Motion seconded by Ms. Stewart and carried.
- E. Motion made by Mr. Horton to render first reading of an Ordinance to provide for a Home Detention Program as an alternative to incarceration in certain cases in Spartanburg County. Motion seconded by Mr. Nutt and carried.
- F. Information was received regarding activities of the Building Codes Department.

Land Use Committee (Honorable David Britt, Chairman)

- A. Motion made by Mr. Horton to render first reading by title to Amend the Unified Land Management Ordinance to regulate the height of structures located in the vicinity of Public Use Airports. Motion seconded by Mr. Nutt and carried.

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

- A. Motion made by Mr. Nutt to approve SPATS request for \$1,600 for Enhancement Project along Dove Hill Road. Motion seconded by Mr. Horton and carried.
- B. Information was received regarding activities of the Public Works Department.

VI.

- A. Motion made by Mr. Britt to render second reading to an Ordinance to approve expansion of three of the six Business Corridor Redevelopment Districts and to extend the potential life of the program by five years. Motion seconded by Mr. Nutt and carried.
- B. Motion made by Mr. Horton to render second reading to an Ordinance enacted to establish comprehensive enforcement procedures pursuant to S.C. Code 1976, § 4-9-30(14), which provides for the enactment of Ordinances for the implementation and enforcement of the powers of the County Council in reference to Public Health, Public Safety, Police Protection and Sanitation as referred to in S.C. Code 1976, § 4-9-30(5). This Chapter is enacted to promote the general health, safety and welfare of the citizens of the county and to protect their property rights. Motion seconded by Mr. Britt 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.

No miscellaneous Council/Administrative matters.

X.

Motion by Ms. Stewart to approve minutes of August 20, 2001 (regular meeting). Motion seconded by Mr. Horton and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: \_\_\_\_\_

Karen Floyd, Chairman

Attest:

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Deborah C. Ziegler

Clerk to Council