

REGULAR MONTHLY MEETING OF THE UNION COUNTY COUNCIL
TUESDAY, JUNE 9, 2009 AT 5:28 P.M.
GRAND JURY ROOM AT THE UNION COUNTY COURTHOUSE

Present: Chairman Donnie Betenbaugh, Vice Chairperson Dora Martin, Councilwoman Joan Little, Councilman Tommy Ford, Councilman Joey English, Councilman Randall Hanvey, County Attorney Sammy Diamaduros and Clerk to Council Linda G. Jolly
Absent: Councilwoman Kacie Petrie

Notice of the meeting and a copy of the agenda giving the date, time and place of the meeting was posted on the bulletin board in the hall of the Union County Courthouse and a copy was mailed to the members of the Union County Council, the County Attorney, WBCU Radio Station, the Union Daily Times, Spartanburg Herald Journal, the Union County Development Board, Mr. Darrell Wade, Ms. Ann Canada, Mrs. Anne Brock with Clemson Extension, and Mr. James Kollock.

Chairman Donnie Betenbaugh called the meeting to order. Chaplain Dora Martin gave the invocation followed by the Pledge of Allegiance.

The Clerk to Council gave the Roll Call with the following results:

Joan Little, District 1 – Present

Dora T. Martin, District 2 – Present

Tommy E. Ford, District 3 – Present

Joey D. English, District 4 – Present

Randall Hanvey, District 5 – Present

Kacie Petrie, District 6 – Absent

Chairman Donnie Betenbaugh informed Council that Councilwoman Kacie Petrie was unable to attend because of job related training.

Joey English: Made a motion to dispense with reading of the minutes of the regular monthly meeting of the Union County Council held on May 12, 2009, the minutes of the special meeting of County Council held on May 27, 2009 and to adopt the minutes as written.

Tommy Ford: Seconded the motion. The vote was unanimous.

Chairman Donnie Betenbaugh presented a service award to Michelle Shugart for 25 years of dedicated service to Union County.

Chairman Donnie Betenbaugh stated there were two vacancies on the Union County Tourism Commission due to term expirations which had been advertised. There was only one applicant who was Antonio Johnson.

Dora Martin: Made a motion to appoint Antonio Johnson.

Joey English: Seconded the motion. The vote was unanimous.

Tommy Ford: Made a motion to readvertise the one remaining vacancy.

Joey English: Seconded the motion. The vote was unanimous.

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Chairman Donnie Betenbaugh stated there were five (5) vacancies on the Library Board due to term expirations and one resignation.

Dora Martin: Made a motion to advertise the five positions.

Tommy Ford: Seconded the motion. The vote was unanimous.

Chairman Donnie Betenbaugh presented a letter from Southside Fire Department requesting five acres from the County and referred the request to the Committee on Public Works, Roads, and Bridges and County Property. Mr. Betenbaugh stated they had already held first reading on it.

Chairman Donnie Betenbaugh stated that in the past it has been common that if there were employees who would be out for a length of time in a department that the Council would help that department out if there was available staff to help fill in the void. There is a person out on medical leave in the Sheriff's Office and they expect them to be out for at least twelve weeks. They have requested that they be allowed to hire and pay for a temporary person to fill in.

Dora Martin: Made a motion to allow the Sheriff's Office to hire a person temporarily as requested.

Joey English: Seconded the motion. The vote was unanimous.

Chairman Donnie Betenbaugh presented for third and final reading an ordinance to develop a new jointly owned and operated Industrial/Business Park in conjunction with Spartanburg County, such new Industrial/Business Park to be geographically located in Spartanburg County and the City of Spartanburg and established pursuant to South Carolina Code of Laws of 1976 4-1-170, et sequitur, as amended; to provide for a new written agreement with Spartanburg County providing for the expenses of the new 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 jobs tax credits allowed by law be provided for businesses locating in said new park; and to permit a user fee in lieu of ad valorem taxation within said new park.

Tommy Ford: Made a motion to adopt the ordinance to develop a new jointly owned and operated Industrial/Business Park in conjunction with Spartanburg County.

Dora Martin: Seconded the motion. The vote was unanimous.

Chairman Donnie Betenbaugh presented for third and final reading an amendment to the Development Board Ordinance to change the purpose of the Board to recruiting and retaining industry and business. The amendment would also change the membership to consist of ten (10) members and one ex-officio member qualified by the County Council for terms of three (3) years each beginning with expired terms of current members. Addition of new member appointments are recommended from the following sectors: One (1) from private utilities, one (1) from public utilities, two (2) from local financial institutions or other professional occupations that impact industry recruitment/retention, two (2) from existing industry over 50 employees, one (1) from local healthcare system, two (2) from higher education, and one (1) at large member appointed at the discretion of the Economic Development Director to serve a term of (2) years. Ex-officio member will be the Superintendent of the local school district. The selection process would include

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submission of a formal application, a resume and a face to face interview. All applications for appointment to the Board would be submitted for review and selection by County Council with the appointments to begin July 1, 2009 and would be made every two (2) years thereafter as needed. The ten member board would select its chairperson and would elect such officers, hold such meetings, and establish its rules and regulations as it would deem necessary and proper for carrying out its functions. Section 2-235 would be amended to read that one person would be selected and compensated by the Board to serve as Development Director. The section 2-236 would be deleted. The board would submit written reports to the County Council at three month intervals. The board would be funded on an annual basis by County Council. Other appropriate funds may be secured to support the economic development efforts of the board.

Randall Hanvey: Made a motion to adopt the amendment to the Union County Development Board Ordinance as stated.

Dora Martin: Seconded the motion. The vote was unanimous.

Chairman Donnie Betenbaugh presented for third and final reading an ordinance to acknowledge the responsibility to enforce the Building, Residential, Fire, Plumbing, Mechanical, Fuel Gas and Energy Conservation Codes, as published by the International Code Council and the National Electrical Code, as published by the National Fire Protection Association, as duly adopted by the South Carolina Building Codes Council. Union County acknowledges its responsibility to enforce the aforementioned codes in compliance with Section 6-9-10 of the South Carolina Code of Laws, 1976, as amended. In addition to the building codes named herein, Union County hereby adopts the latest edition of the Property Maintenance Code, as published by the International Code Council.

Dora Martin: Made a motion to adopt the ordinance pertaining to enforcement of the Building, Residential, Fire, Plumbing, Mechanical, Fuel Gas and Energy Conservation Codes and Property Maintenance Code as stated.

Joey English: Seconded the motion. The vote was unanimous.

Chairman Donnie Betenbaugh presented for second reading an amendment to the Animal Control Ordinance to add a section pertaining to seizure and impoundment to protect neglected or cruelly treated animals. Mr. Betenbaugh stated that before third reading the amendment needs to go before the Committee on Law Enforcement, Judiciary & Recreation to be discussed and reviewed. The Humane Society, True Care, and Glenn Sparks picked up a copy.

Dora Martin: Made a motion to accept second reading of the amendment to the Animal Control Ordinance as stated.

Joan Little: Seconded the motion. The vote was unanimous.

Chairman Donnie Betenbaugh called for any committee reports but there were none.

Chairman Donnie Betenbaugh presented a financial statement from South Carolina Association of Counties for Council to review and approve.

Dora Martin: Made a motion to accept the financial statement from South Carolina Association of Counties.

Tommy Ford: Seconded the motion. The vote was unanimous.

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Chairman Donnie Betenbaugh called for any other business but there was none.

The meeting was adjourned at 5:36 p.m.

Donnie R. Betenbaugh, Chairman
Union County Council

Linda G. Jolly, Clerk to Council