

MINUTES

County Council Meeting

April 18, 2005

Spartanburg County Council met on Monday, April 18, 2005, 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, Ken Huckaby and Frank Nutt, Council Members; along with Glenn Breed, Interim County Administrator; Chris Story, Assistant County Administrator; and Edwin Haskell, 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 Horton called the meeting to order.

Invocation was rendered by Hon. Steve Parker. Mr. Larry Brady, Fire Chief, North Spartanburg Fire Department, led in reciting the Pledge of Allegiance.

II.

- A. Motion made by Mr. Huckaby to adopt a Resolution recognizing Spartanburg County Communications/9-1-1 for their prestigious achievement of National Commission on Accreditation for Law Enforcement Agencies (CALEA) accreditation. Motion seconded by Mr. Adams and carried. Mr. David Jones, Ms. Wendy Lively, Accreditation Manager, and Ms. Tammy Johnson received Resolution.
- B. Motion made by Mr. Parker to adopt a Resolution recognizing the invaluable service provided by the Spartanburg County Communications/9-1-1 Department and proclaiming the Week of April 10-16, 2005 as Telecommunicators Week. Motion seconded by Mr. Britt and carried. Mr. David Jones and Staff received Resolution.
- C. Motion made by Ms. Stewart to adopt a Resolution expressing recognition and appreciation for the pride and honor bestowed upon Spartanburg County by the achievement of Ms. Pamela Ferguson of Spartanburg County Communications/9-1-1 in being named Telecommunicator of the Year. Motion seconded by Mr. Britt and carried. Ms. Pamela Ferguson received Resolution.

III.

No Public Hearings were scheduled.

IV.

No appearances were scheduled.

V.

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

No items scheduled.

Personnel and Finance Committee (Honorable Ken Huckaby)

A. Updated financial and personnel vacancy reports were received.

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Recreation Committee – (Honorable Jeff Horton, Chairman)

No items scheduled.

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

- A. Motion made by Mr. Britt to adopt a Resolution consenting to the five year property tax exemption for a manufacturer for Schwans Bakery Operations, LLC. Motion seconded by Mr. Nutt and carried.
- B. Motion made by Mr. Britt to render first reading to an Ordinance approving an amendment to that certain lease agreement by and between Spartanburg County, South Carolina and DSI Draexlmaier Service, Inc. and DAA Draexlmaier Automotive of America LLC, dated as of December 22, 1998, and amended as of December 12, 2001, relating to, without limitation, the lease of a project as defined in Title 4, Chapter 12 of the South Carolina Code of Laws, as amended, and the payment to Spartanburg County of a fee in lieu of taxes. Motion seconded by Mr. Nutt and carried.

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

- A. Sheriff Chuck Wright presented information in reference to the Spartanburg County Sheriff's Office DUI Task Force Grant. It covers three additional individuals to cover DUI enforcement. The first year it will require a \$13,489 match. The second year it will require a \$35,000 match. The third year it will require a \$74,000 match. Motion made by Mr. Adams to accept the DUI Task Force Grant Award and appropriate the matching requirement. Motion seconded by Mr. Nutt and carried. Mr. Nutt stated that the Sheriff assured Council that there were vacancies available that would fill these slots. Therefore, we are not at any risk of increasing the number of employees or having a liability at the end of this grant.
- B. The Sheriff's Office Renovations project has been rebid in the last couple of months. The original bid was about \$375,000 over budget. At the current time based on the funding level available, Mr. Breed recommended accepting the base bid of approximately \$752,500 from Clayton Construction. Motion made by Mr. Adams to accept this bid. Motion seconded by Mr. Nutt and carried.
- C. Mr. David Jones presented information in reference to the First Call Network Emergency Notification System. Senator Fritz Hollings earmarked a fund allocation of \$296,000 for this five year project. It will not cost Spartanburg County anything. It is an outward bound targeted Emergency Notification System. If we are able to identify a specific segment of our community that needs very specific directions from Emergency Services, this system can call them. It is a telephone based system. It is an additional tool to notify the public in times of an emergency or disaster. Motion made by Mr. Adams to approve the acquisition of the First Call Network Emergency Notification System and authorize the Interim County Administrator to execute the contract. Motion seconded by Mr. Nutt and carried.
- D. Information received regarding activities of the Building Codes Department.

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Land Use Committee (Honorable David Britt, Chairman)

- A. Motion made by Mr. Britt to render first reading by title to an Ordinance setting Vestment Rights in Development of Land in Spartanburg County. Motion seconded by Mr. Huckaby and carried.
- B. Updated Planning Department Reports on Development Activity were received.

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

- A. Motion made by Mr. Nutt to approve the proposed Road Resurfacing List of roads to be resurfaced during the upcoming season. This list is based on a grading system that was worked out to determine which roads need paving the worst. A detailed schedule for the bidding and construction was also presented. Motion seconded by Mr. Adams and carried. Mr. Nutt recommended posting this list for the public.
- B. Information received regarding activities of the Public Works Department.

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VI.

- A. Motion made by Mr. Britt to render third reading to an Ordinance extending the date for filing returns and the payment of property taxes for persons serving with United States Armed Forces or National Guard in or near a hazard duty zone. Motion seconded by Mr. Huckaby 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 and an Infrastructure Finance Agreement by and between Spartanburg County, South Carolina and Benteler Automotive Corporation with respect to certain economic development property in the county, whereby such property will be subject to certain payments in lieu of taxes and Benteler Automotive Corporation will receive certain infrastructure credits in respect of its investment in related infrastructure; and other matters related thereto. Motion seconded by Mr. Nutt and carried.

VII.

- A. Motion made by Mr. Britt to render first reading by title to the FY06 Budget. Motion seconded by Mr. Adams and carried.

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.

Motion made by Mr. Huckaby to appoint Mr. William McBee Smith, Smith & Haskell Law Firm, to serve as Assistant County Attorney and Mr. Roy McBee Smith, Smith & Haskell Law Firm, to serve Of Counsel. Motion seconded by Ms. Stewart and carried.

Motion made by Mr. Huckaby to appoint Mr. Glenn Breed as the County Administrator at a salary of

\$120,000 per year and a \$600 per month automobile allowance effective as of April 18, 2005. Motion seconded by Mr. Adams. Mr. Britt recommended delaying this due to the importance of this decision and appointment. Mr. Britt recommended this as no reflection on Mr. Breed, but feels this appointment deserves more time and discussion. Mr. Nutt also feels the process is important, and the details need to be discussed further. Mr. Nutt stated that it is not a question of Mr. Breed's ability. He just feels the process is being short circuited. Mr. Parker stated that Mr. Breed has proven himself and has shown impeccable leadership. Chairman Horton stated that we have some enormous positions to fill, and it will be difficult to fill these positions under the title of an Interim. Two opposed. Motion carried.

X.

Motion made by Ms. Stewart to approve minutes of March 21, 2005 (Regular Meeting). Motion seconded by Mr. Parker and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____
Jeffrey A. Horton, Chairman

Attest:

Deborah C. Ziegler
Clerk to Council