

July 24, 2000

Spartanburg County Council met on Monday, July 24, 2000, at 5:30 p.m. in Council Chambers, County Administrative Office Building. The following were in attendance: Honorable Karen Floyd, Chairman; Honorables Jeff Horton, David Britt, Johnnye Code Stewart, Ken Huckaby, Rock Adams, and Frank Nutt, Council members. Also in attendance were Mr. James Hartmann, County Administrator; Mr. Bill Dennis, Deputy County Administrator; Mr. Glenn Breed, Assistant County Administrator; and Roy McBee Smith, 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. Lowrance of the Restoration Church.

II.

Harold Osborne led in reciting the pledge of allegiance.

III.

- A. Motion by Mr. Britt to adopt a Resolution recognizing Hunter Carithers, Jason Murray and Greg Wyatt. Motion seconded by Ms. Stewart and carried.
- B. Motion by Mr. Britt to adopt a resolution recognizing the National Beta Club. Motion seconded by Mr. Horton and carried.
- C. Mr. Huckaby presented Mr. Al Ricket, Director of Spartanburg County Finance, with the GFOA Distinguished Budget Presentation Award and the GFOA Award for Excellence in Financial Reporting.

IV.

- A. Chairman Floyd declared open a public hearing relative to an Ordinance relating to the fiscal affairs of Lakewood Hills Special Tax District. No one appeared and the hearing was closed.
- B. Chairman Floyd declared open a public hearing relative to an Ordinance relating to the fiscal affairs of Twin Lakes Special Tax District. No one appeared the hearing was closed.
- C. Chairman Floyd declared open a public hearing relative to an Ordinance relating to the fiscal affairs of the fire services areas within Spartanburg County. No one appeared and the hearing was closed.

V.

No appearances were scheduled.

VI.

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

No items scheduled.

Personnel and Finance Committee: Honorable Ken Huckaby, Chairman

- A. Information was received regarding corrective action taken relative to findings in Management Letter. Received as information only.
- B. Motion by Mr. Huckaby to direct staff to put out bids for dental and Medicare supplement, to include retirees, as well as life insurance. Motion seconded by Mr. Britt and carried.
- C. Motion by Mr. Huckaby to authorize an additional part-time constable position for the Boiling Springs area at an annual cost of up to \$8,000. Motion seconded by Mr. Britt and carried.
- D. Updated Financial Data was received.
- E. An Executive Session was held to discuss a contractual matter.

Recreation Committee: Honorable Jeff Horton, Chairman

- A. Updated information was received regarding Cleveland Park Renovation Project.

Economic Recruitment and Development Committee: Honorable David Britt, Chairman

No items scheduled.

Public Safety and Judiciary Committee: Honorable Rock Adams, Chairman

- A. Motion by Mr. Adams to render first reading by title to the International Property Maintenance Code Ordinance. Motion seconded by Mr. Huckaby and carried.
- B. Motion by Mr. Adams to issue a permit for special public event exclusion from noise ordinance to Carolina Foothills Resort, 90 Carolina Foothills Drive, Chesnee, SC. Motion seconded by Mr. Huckaby and carried.
- C. Motion by Mr. Huckaby to issue a permit for special public event exclusion from the noise ordinance to the Greer Dragway, 1477 Highway 357, Lyman, SC. Motion seconded by Mr. Nutt and a vote was taken with Ms. Stewart voting no. The Motion carried.
- D. Motion by Mr. Huckaby to issue a solicitation permit for the Muscular Dystrophy Association and Spartanburg County Fire Fighters for August 19<sup>th</sup> and August 26<sup>th</sup>, 2000. Motion seconded by Mr. Horton and carried.
- E. Information was received regarding activities of the Building Codes Department.

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

- A. No action taken relative to request from Town of Cowpens regarding paving of Courtney Road.
- B. Mr. Poliakoff was allowed to resume his remarks from the 4:30 p.m. Committee meeting. (Receive information and take desired action in reference to request for variance to tonnage limit at Palmetto Landfill). He stated that the Palmetto Landfill uses the cheapest daily cover possible, which is a tarp. Their methane gas system is a poor system. The smell in Larkin and Brookside Village is offensive. Mr. Poliakoff provided a notebook containing reports pertaining to the Palmetto Landfill. He asked that Council table this matter to allow him more time to provide more information. He stated that the Palmetto Landfill was attempting to have this increase approved prior to new DHEC regulations going into effect. Motion by Chairman Floyd to table this matter to allow the parties to present all information

before Council makes a decision. Motion seconded by Mr. Horton and a vote was taken. Ms. Floyd and Mr. Horton voted to table. The remainder of Council voted to move forward with a decision. Mr. Huckaby called for the question. Mr. Britt seconded. A vote was taken with Ms. Stewart, Mr. Horton and Ms. Floyd opposed to the request made by the Palmetto Landfill. Mr. Huckaby, Mr. Adams, Mr. Nutt and Mr. Britt voted in favor of the request. The one time variance request by the Palmetto Landfill to increase the yearly tonnage limit from 1.2 million tons to 1.3 million tons was approved.

- C. Motion by Mr. Nutt to approve the Services Agreement between Spartanburg County and the Spartanburg County Transportation Committee. Motion seconded by Mr. Britt and carried.
- D. Motion by Mr. Nutt to authorize replacement of Caterpillar bulldozer Unit #4086 in the Roads and Bridges Department, utilizing \$118,000 from the depreciation account and any proceeds from the sale of Unit #4086. Motion seconded by Mr. Huckaby and carried. Replacement cost is estimated between \$140,000 and \$175,000.
- E. Information was received regarding activities of the Public Works Department, with no action taken.

## VII.

- A. Motion by Mr. Huckaby to render third reading to a proposed revised Noise Ordinance. Motion seconded by Mr. Horton and carried.
- B. Motion by Ms. Floyd to render second reading to an Ordinance relating to the fiscal affairs of Lakewood Hills Special Tax District, making appropriations therefore, and levying taxes for the year beginning July 1, 2000, and ending June 30, 2001; to provide for the budget control of said appropriations by the Spartanburg County Council, providing an effective date. Motion seconded by Mr. Britt and carried.
- C. Motion by Ms. Floyd to render second reading to an Ordinance relating to the fiscal affairs of Twin Lakes Special Tax District, making appropriations therefore, and levying taxes for the year beginning July 1, 2000, and ending June 30, 2001; to provide for the budget control of said appropriations by the Spartanburg County Council, providing an effective date. Motion seconded by Mr. Britt and carried.
- D. Motion by Ms. Floyd to render second reading by title to an Ordinance relating to the fiscal affairs of the Aracadia Fire Service Area, Campobello Fire Service Area, Chesnee Community Fire Service Area, Cooley Springs Fingerville Fire Service Area, Cowpens Fire Service Area, Cross Anchor Fire Service Area, Draper Fire Service Area, Duncan Fire Service Area, East Greer Fire Service Area, Enoree Fire Service Area, Hobbysville Fire Service Area, Inman Community Fire Service Area, Town of Inman Community Fire Service Area; Landrum Fire Service Area, Poplar Springs Fire Service Area, Una Fire Service Area, Woodruff Fire Service Area, and Tyger River Fire Service Area, making appropriations therefore, and levying taxes for the year. Motion seconded by Mr. Britt and carried.

## VIII.

- A. Motion by Mr. Huckaby to render first reading by title to an Ordinance providing procedural amendments to Ordinances Nos. 670 and O-99-002 with no additions or changes to penalties.

## 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. Motion by Mr. Britt to adopt a Resolution to allow the County Administrator to execute on behalf of the County and County Council documents which do not obligate county funds and those which Council Policy indicates execution by the County Administrator, such as grant awards, quitclaim and highway right-of-way deeds in which grantees have not required public hearing, obligations previously authorized by Council, and similar documents which would unnecessarily encumber agendas and impose upon Council's time without attendant import. Motion seconded by Mr. Huckaby and carried.
- B. Due to scheduling conflicts, the September meeting was moved to September 11, 2000.

XI.

Motion by Mr. Britt to approve Minutes of June 19, 2000 (regular meeting). Motion seconded by Mr. Horton and carried.

Meeting adjourned.

Spartanburg County Council

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

Karen Floyd, Chairman

Attest:

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Lori A. Hinds

Clerk to Council