

July 16, 2001

Spartanburg County Council met on Monday, July 16, 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 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; William McBee Smith, Assistant County Attorney; 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 Floyd called the meeting to order.

Invocation was rendered by Rev. Glenn Rusher, Pastor of Bethany Baptist Church. Mr. Steven Rodgers led in reciting the Pledge of Allegiance.

II.

No Presentations Scheduled.

III.

- A. Chairman Floyd declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a lease agreement between Spartanburg County, South Carolina, as lessor, and ZF Lemforder Corporation as lessee; and other matters relating thereto including, without limitation, payment of a fee in lieu of taxes. No one appeared and the hearing was closed.
- B. Chairman Floyd declared open a public hearing to consider an Application for Permit for special Public Event Exclusion from Noise Ordinance for July 21, 2001, from 8:00 p.m. – 1:00 a.m. July 22, 2001, at 1250 Jerusalem Road, Pacolet, SC. No one appeared and the hearing was closed.
- C. Chairman Floyd declared open a public hearing to confirm the conveyance by Spartanburg County of the Landrum Library property located at 400 E. Rutherford Street, Landrum, SC to the highest qualified bidder and upon terms which provide for retention of its use until completion of the new Landrum

Library or sooner at the option of the county. 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. Motion made by Mr. Britt to amend the Consolidated Plan for Chesnee Community Center with the following items: (1) Approve the amendment to the 1999 Annual Action Plan; (2) Authorize termination of the Subrecipient Agreement with Chesnee Community Center; and (3) Authorize execution of a new Subrecipient Agreement with Senior Centers of Spartanburg for new construction of a community facility at 302 Manning Street. Motion seconded by Mr. Horton and carried.
- B. Information received regarding proposed development of Affordable Housing off Archer Road. A Public Forum will be held with Mr. Britt and Ms. Stewart attending.

Personnel and Finance Committee (Honorable Ken Huckaby)

- A. Motion made by Mr. Huckaby to accept Administration's recommendation to hold Public Hearings to talk about proposed tax millage increase for Una Fire Department and Inman Community Fire Department after the regularly scheduled Council Meeting in August. Motion seconded by Mr. Britt and carried.

Recreation Committee – (Honorable Jeff Horton, Chairman)

- A. Mr. Jeff Caton presented monthly information regarding Cleveland Park Renovation project. We are \$113,000 short of our \$2,000,000 fund raising goal.
- B. Motion made by Mr. Horton to approve execution of Change Order Number One to the Cleveland Park Renovation Project. Motion seconded by Mr. Adams and carried.
- C. Received a progress report from Mr. Jeff Caton on the USCS Soccer Complex. The fields should be usable by the fall of 2002.
- D. Received information regarding other park projects. Motion made by Mr. Horton to acquire a portion of property in the Northwest portion of Spartanburg County. This property is 152 acres in size. A package has been put together involving three equal payments of \$431,460. Payment one would be made at closing. An additional payment would be made prior to the end of March, 2002, and final payment made within a year of that timeframe. Motion seconded by Mr. Huckaby and carried. Motion made by Mr. Horton to approve allocating \$1,000,000 to Va-du-Mar McMillin Memorial Park, and Mr. Caton bringing back recommendation on allocation of the \$1,000,000. Motion seconded by Mr. Adams and carried.

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

No items scheduled.

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

- A. Information was received regarding activities of the Building Codes Department.

Land Use Committee (Honorable David Britt, Chairman)

No items scheduled.

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

- A. Motion made by Mr. Nutt to approve application for a Letter of Consistency to increase the daily allowable tonnage at the JBR Environmental Services MSW Processing Facility from the current daily allowable tonnage of 100 tons to a daily tonnage of 200 tons. Motion seconded by Mr. Adams and carried.
- B. Information was received regarding activities of the Public Works Department.

VI.

- A. Motion by Mr. Britt to render third reading to an ordinance authorizing the execution and delivery of a lease agreement between Spartanburg County, South Carolina, as lessor, and ZF Lemforder Corporation as lessee; and other matters relating thereto including, without limitation, payment of a fee in lieu of taxes. Motion seconded by Mr. Huckaby and carried.
- B. Motion by Mr. Horton to render third reading to an Ordinance authorizing the Boiling Springs Board of Fire Control to issue not exceeding \$410,000 General Obligation Bonds. Motion seconded by Mr. Adams and carried.
- C. Motion by Mr. Britt to render second reading of Ordinance authorizing the amendment of the lease agreement originally entered into between Spartanburg County as lessor, and DSI Draexlmaier Service, Inc. as lessee, dated December 22, 1998, and of the Inducement Agreement originally entered into between Spartanburg County and DSI Draexlmaier Service, Inc., dated March 10, 1997, relating to, without limitation, the inducement and 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, by adding an affiliated company as sponsor affiliate under such lease agreement and such inducement agreement. Motion seconded by Mr. Huckaby 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 Mr. Horton to approve minutes of June 18, 2001 (regular meeting). Motion seconded by Mr. Britt and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

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

Karen Floyd, Chairman

Attest:

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Deborah C. Ziegler

Clerk to Council