



MINUTES

County Council Meeting

February 16, 2015

Spartanburg County Council met on Monday, February 16, 2015, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Jeff Horton, Chairman; Honorables Michael Brown, Justin Bradley, David Britt, Jane Hall, Bob Walker, and Roger Nutt, Council Members; along with Katherine O'Neill, County Administrator; Jim Hipp, Deputy County Attorney; Lisa Claxton, County Attorney; and John Harris, Senior Deputy County Attorney. Ginny Dupont, Deputy County Attorney, was absent.

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.

Invocation was rendered by Chaplain Amos Durham. Honorable Roger Nutt led in reciting the Pledge of Allegiance.

II.

A. Motion made by Mr. Bradley to adopt a Resolution declaring March 11, 2015, as Spartanburg County's PrepareAthon! and Community Tornado Drill. Motion seconded by Mr. Brown and carried. Doug Bryson, SC CEM, Coordinator, Spartanburg County Office of Emergency Management, IAEM Region 4 President, received Resolution.

III.

Employee Recognitions were carried over.

IV.

- A. Chairman Horton declared open a public hearing to consider an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Rachel T. Hudson** from 3:00 p.m. until 11:30 p.m. on Saturday, February 21, 2015 for a Child's Birthday Party with a live band at 310 Calvery Road, Inman. No one appeared, and the matter was closed.
- B. Chairman Horton declared open a public hearing to consider an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Greer Dragway** from 4:00 p.m. until midnight on Saturday, March 7, 2015 and Saturday, March 21, 2015 for a live band at 1792 Dragway Road, Greer. No one appeared, and the matter was closed.

V.

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

- A. Motion made by Mr. Britt to render first reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Kobelco Construction Machinery (U.S.A.), Inc.** with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain Special Source Credits; and other matters related thereto. Motion seconded by Mr. Brown and carried.
- B. Motion made by Mr. Britt to render first reading to an Ordinance to Amend the Agreement for Development for Joint County Industrial Park by and between Spartanburg County and Cherokee County, South Carolina, so as to include Additional Property in Spartanburg County as part of the Joint County Industrial Park, and other Matters relating thereto. (**Kobelco Construction Machinery (U.S.A.), Inc. and Toray Carbon Fibers America, Inc.**) Motion seconded by Mr. Brown and carried.

Public Health and Human Services Committee (Honorable Justin Bradley, Chairman)
No items scheduled.

Personnel and Finance Committee (Honorable Bob Walker, Chairman)

- A. Motion made by Mr. Walker to adopt a Resolution authorizing the Master Lease Agreement in the principal amount of not exceeding \$3,826,514 relating to the financing of equipment for public purposes; authorizing the execution and delivery of various documents; and other matters relating thereto. Motion made by Mr. Britt and carried. Mr. Brad Love, Haynsworth Sinkler Boyd, could not attend the meeting due to weather conditions.

- B. Mr. Tony Bell, Human Resource Director, presented information in reference to Victim Counselor position title change. The State Office of Victim Assistance (SOVA) auditors have requested that we change the title of our Victim/Witness Counselor position to Senior Victim Advocate. Motion made by Mr. Walker to approve title change. Motion seconded by Mr. Britt and carried.
- C. Updated financial data and personnel vacancy reports were received.

Livability Committee – (Honorable Jane Hall, Chairman)

- A. Mr. Jim Campbell, Interim Parks Director, presented information in reference to a partnership with Partners for Active Living (PAL) to support the development of a unified trail system name, branding and logo. Motion made by Ms. Hall to endorse the partnership and authorize requested funding. Motion seconded by Mr. Britt. Mr. Bradley stated that he was going to vote against this item. It is not a vote against the Parks system or against the trails. Mr. Bradley stated that his vote is strictly against this proposal and strictly against whether this is the best use of the funding. Motion carried. Mr. Bradley and Mr. Nutt opposed.
- B. Information received regarding activities of the Parks Department.

Public Safety and Judiciary Committee – (Honorable Michael Brown, Chairman)

- A. Mr. George McCarroll Jr., Head Coach/President of the Spartanburg Elite Track and Field Team, presented information in reference to a request from the Spartanburg Elite Track and Field Team to solicit funds from motorists on Saturday, February 21, 2015, March 14, 2015, and April 11, 2015 between the hours of 10:00 a.m. and 5:00 p.m. to collect funds at the entrance to Peachwood Centre Drive (between McDonalds and Sports Academy) and on the other side of Warren H. Abernathy Highway (between Taco Bell and Applebees). Motion made by Mr. Brown to approve this request. Motion seconded by Mr. Bradley and carried.
- B. Mr. Mike Flynn, Communications Director, presented information regarding a Memorandum of Understanding (MOU) between USC Upstate and Spartanburg County (911) for the provision of emergency communications services. Motion made by Mr. Brown to authorize the County Administrator to enter into MOU. Motion seconded by Mr. Nutt and carried.
- C. Mr. Mike Flynn, Communications Director, presented information regarding a Memorandum of Understanding (MOU) between Charleston County and Spartanburg County (911) for the provision of standby emergency communications services. Motion made by Mr. Brown to authorize the County Administrator to enter into MOU. Motion seconded by Mr. Nutt and carried.
- D. Major Neal Urch, Director of Jail Operations, presented information in reference to the State Criminal Alien Assistance Program (SCAAP) grant request. Motion made by Mr. Brown to approve the submission of the grant application with the proviso for the reimbursement to appear in the Budget Amendment Resolutions annually. Motion seconded by Mr. Nutt and carried.
- E. Updated information received regarding activities of Building Codes Department.

Land Use Committee (Honorable Jeff Horton, Chairman)

- A. Updated Planning Department Reports on Development Activity were received.

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

- A. Ms. Shelley Robbins, Upstate Forever, presented an Update on the Household Hazardous Materials and the Prescription Drug Take-Back program. (Presentation and Handout are included in backup.)
- B. Updated information received regarding activities of the Public Works Department.

VI.

No one appeared during the Public Comment Period.

VII.

- A. Motion made by Mr. Britt to render third reading to an Uncodified Ordinance to grant a Utility Easement to Broad River Electric Cooperative to install an electrical transformer to serve facilities associated with the expansion of Va-du-Mar McMillan Park. Motion seconded by Mr. Brown and carried.
- B. Motion made by Mr. Britt to render third reading to an Ordinance to develop a Jointly Owned and Operated Industrial and Business Park (**The Recon Group, Inc., known as Project Big Ben**) in conjunction with Cherokee County, such Industrial and Business Park to include property initially located in Cherokee County and established pursuant to Sec. 4-1-170 of the Code of Laws of South Carolina, 1976, as amended, to provide for a written agreement with Cherokee County to provide for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of ad valorem taxation; and other matters related thereto. Motion seconded by Mr. Nutt and carried.

XIII.

- A. Motion made by Mr. Britt to approve an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Rachel T. Hudson** from 3:00 p.m. until 11:30 p.m. on Saturday, February 21, 2015 for a Child's Birthday Party with a live band at 310 Calvery Road, Inman. Motion seconded by Mr. Brown and carried.
- B. Motion made by Mr. Walker to approve an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Greer Dragway** from 4:00 p.m. until midnight on Saturday, March 7, 2015 and Saturday, March 21, 2015 for a live band at 1792 Dragway Road, Greer. Motion seconded by Mr. Britt and carried.

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. The following Budget Amendment Resolutions were provided to County Council. Budget Amendment Resolution Number 15178 retitles position #7129 from Victim/Witness Counselor to Senior Victim Advocate. Budget Amendment Resolution Number 15179 allows budgeted Assistant Solicitor II-IV positions associated with the Circuit Solicitor's Office to be filled at a lower graded attorney position during a budget year if a vacancy occurs. Budget Amendment Resolution Number 15180 amends the SADAC county budget to match the SADAC state budget. Additionally, this amendment adjusts for the loss of the "Imagine That" grant. Budget Amendment Resolution Number 15181 allows for the closure of completed C-Fund projects. Budget Amendment Resolution Number 15182 sets up projects approved at the CTC meeting January 15, 2015. Budget Amendment Resolution Number 15183 – In January, the Upstate WIB Board approved an increase to the ResCare grant for SCWorks using unobligated funds in order to augment the number of individuals receiving training through the program. Budget Amendment Resolution Number 15184 grants \$4,000 to Partners for Active Living to assist in funding the development of a unified trail system name, branding and logo. Budget Amendment Resolution Number 15185 changes FY15 Capital Budgets to the actual amount of master lease proceeds. Budget Amendment Resolution Number 15186 amends the Fleet Services Shop Equipment Replacement project (ER0004) scope for FY 2014/15 to include the replacement of a hydraulic press.

Motion made by Mr. Britt to approve the Budget Amendment Resolutions provided to Council. Motion seconded by Ms. Hall and carried.

XI.

Motion made by Mr. Britt to approve the minutes of January 26, 2015 (Regular Meeting). Motion seconded by Mr. Brown and carried.

Spartanburg County Council
February 16, 2015

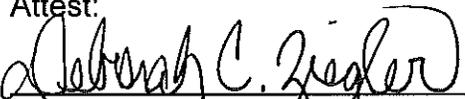
XII.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: 
Jeffrey A. Horton, Chairman

Attest:


Deborah C. Ziegler
Clerk to Council