

MINUTES

COUNTY COUNCIL MEETING

August 20, 2001

Spartanburg County Council met on Monday, August 20, 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, Johnnye Code Stewart 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; 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 Dr. Lee Mabry, Pastor of Boiling Springs First Baptist Church. Spartanburg City Police Department led in the Pledge of Allegiance.

II.

Presentation made by Mr. Adams recognizing Dr. Sonny King for placing in top ten in Iditorod Race in Alaska. (Resolution was adopted June 18, 2001)

III.

- A. Chairman Floyd declared open a public hearing to consider an application for Permit for special Public Event Exclusion from Noise Ordinance for September 1, 2001, from 7:30 p.m. - 11:30 p.m., at 90 Carolina Foothills Drive, Chesnee, SC. No one appeared and the hearing was closed.
- B. Chairman Floyd declared open a public hearing to consider an application Application for Permit for special Public Event Exclusion from Noise Ordinance for September 8, 2001, from 3:00 p.m. - 10:00 p.m., at 1470 Fort Prince Blvd., Wellford, SC. No one appeared and the hearing was closed.
- C. Chairman Floyd declared open a public hearing to consider an 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. No one appeared and the hearing was closed.

- D. Motion made by Mr. Adams visa-a-vis Spartanburg Memorial Auditorium Board the successor for the position of Mr. Tennyson is Ms. Andrea Hawkins. Motion seconded by Mr. Britt and carried.

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. Mr. Bill Dennis presented information concerning proposed Franchise Agreement between Spartanburg County and Charter Communications. Motion made by Mr. Huckaby to proceed with advertising the proposed Ordinance adopting the Franchise Agreement. Motion seconded by Mr. Britt and carried.
- B. Motion made by Mr. Huckaby to approve recommendation of the County Administrator and to use budgeted grant funds for the Criminal Justice Technology Initiative. Motion seconded by Mr. Britt and carried.

Recreation Committee – (Honorable Jeff Horton, Chairman)

- A. Mr. Jeff Caton presented monthly progress report on Cleveland Park Renovation project. We are still expecting targeted date of completion of March, 2002. We are still short on fundraising effort.
- B. Received a progress report from Mr. Jeff Caton on the USCS Soccer Complex. Three of the fields are being completed. Soccer Fields should be playable Fall of 2002.
- C. Mr. Jeff Caton presented options for Va-du-Mar McMillin Park. Committee agreed to carry this over.
- D. Ms. Shelia Bailey appeared to present proposal concerning the restoration of Rainbow Lake. Council reviewed the information and agreed to carry this over for a few months.

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

- A. Motion made by Mr. Britt to render first reading to an Ordinance to approve expansion of three of the six Business Corridor Redevelopment Districts and to extend the potential life of the program by five years. Motions seconded by Mr. Horton and carried. Ms. Floyd abstained.

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

- A. Motion made by Mr. Huckaby to render first reading to an Ordinance enacted enacted to establish comprehensive enforcement procedures pursuant to S.C. Code 1976, § 4-9-30(14), which provides for the enactment of Ordinances for the implementation and enforcement of the powers of the County Council in reference to Public Health, Public Safety, Police Protection and Sanitation as referred to in S.C. Code 1976, § 4-9-30(5). This Chapter is enacted to promote the general health, safety and welfare of the citizens of the county and to protect their property rights. Motion seconded by Ms. Stewart and carried.
- B. Ms. Nancy Thompson appeared before Council to ask Council to direct the County Attorney to file suit on rooster's nuisance on her behalf. The Committee took no action and decided not to take any injunctions.
- C. Information was received regarding activities of the Building Codes Department.

Land Use Committee (Honorable David Britt, Chairman)

- A. Mr. Chris Story updated Council on the activities of the Land Use Committee and the Public Agencies Capital Planning Process.

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

- A. Mr. Hartmann presented a new Organizational Chart for Public Works Department and those services that fall under Public Works. Motion made by Mr. Nutt to authorize County Administrator to follow up on charts. It may involve one additional person. Motion seconded by Mr. Huckaby 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 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 July 16, 2001 (regular meeting). Motion seconded by Mr. Britt and carried.

XI.

Meeting adjourned.

Chairman Floyd declared open a public hearing to consider the adoption of a millage rate increase for the Una Fire Department for Fiscal Year 02. Motion made by Mr. Huckaby to approve increasing the Una Fire Department millage rate from 12.6 mills to 17.7 mills for the fiscal year 2001-2002. Motion seconded by Mr. Britt and carried. No one appeared and public hearing was closed.

Meeting adjourned.

Chairman Floyd declared open a public hearing to consider the adoption of a millage rate increase for the Inman Fire Department for Fiscal Year 02. Motion made by Mr. Horton to approve increasing the Inman Community Fire Department millage rate from 8.3 mills to 16.5 mills for the fiscal year 2001-2002. No one appeared and public hearing was closed.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____

Karen Floyd, Chairman

Attest:

Deborah C. Ziegler

Clerk to Council