

ANDERSON COUNTY COUNCIL  
ANDERSON, SOUTH CAROLINA

Regular Meeting - January 3, 1995 - 4:30 p.m.  
Linda N. Gilstrap, Clerk

M I N U T E S

PURSUANT TO SECTION 30-4-80 OF THE STATE FREEDOM OF INFORMATION ACT THE FOLLOWING PERSONS/ORGANIZATIONS WERE NOTIFIED BY MAIL AND/OR FAX OF THIS MEETING:

G. Fred Tolly, Jr., William Floyd, Harvie Banister, Ernie Garrison, Bruce Gerrard, Tom Martin, INDEPENDENT MAIL, GREENVILLE NEWS, WYFF - CHANNEL 4 TELEVISION, WSPA - CHANNEL 7 TELEVISION, WLOS - CHANNEL 13 TELEVISION, CATV (AND. CABLE), CENCOM CABLE TV, EASLEY PROGRESS, Matt Phillips- WRIX RADIO, Bill Meade-THE JOURNAL, Roy Ethridge - AND. MONITOR, WAIM RADIO, WCCP RADIO, Joe Newton-COUNCIL OF GOVERNMENTS, Rosemary Garrick- SENIOR REFLECTIONS, Brantley Jordan (picked up and paid for).

A regular meeting of the Anderson County Council was held on January 3, 1995 at 4:30 p.m. in the Anderson County Council Chambers - Old Courthouse - Second Floor.

PRESENT

G. Fred Tolly, Jr. - District #1  
William A. Floyd - District #2  
Harvie E. Banister - District #3  
Ernie Garrison - District #4  
Bruce Gerrard - District #5  
Tom Martin - County Attorney  
Gary A. Smoak - Administrator  
Linda N. Gilstrap, Clerk

Mr. Tolly called the meeting to order and Mr. Smoak gave the invocation. Everyone stood and pledged allegiance to the flag.

Mr. Tolly announced that the first item of business was the election of Chairman for the new year, 1995. The floor was opened for nominations. Mr. Tolly then nominated Mr. Floyd and Mr. Banister nominated Mr. Garrison. No other nominations were made. Vote was two in favor for Mr. Floyd (Floyd and Tolly) and three in favor of Mr. Garrison (Garrison, Banister, Gerrard). Mr. Garrison was elected chairman by majority vote.

Mr. Tolly relinquished the chair to Mr. Garrison. Chairman Garrison thanked Mr. Tolly for his efforts as chairman for 1994 and County Council for electing him as chairman. He pledged for orderly, concise meetings and asked for Council's cooperation and pledged his to them.

Chairman Garrison asked for nominations for vice chairman. Mr. Gerrard nominated Mr. Harvie Banister. No other nominations were made; the floor was closed for further nominations. Mr. Banister was elected by unanimous vote as vice chairman.

Council recessed for approximately 10 minutes to allow the Chairman and Vice Chairman time to talk with the press.

The meeting was called back to order. Mr. Garrison announced that the very first Republican chairman was elected in Anderson County. Mr. Garrison talked about the 5 Council offices, and requested that he have the corner office closest to the secretary. He then recommended that four numbers be placed in a hat and then the other four council members would pick a number and select what office they would be using. Mr. Banister moved that it be done as recommended. Mr. Gerrard seconded. Mr. Floyd strongly opposed the fact that Council needed to change what was already done and recommended that any space not claimed be claimed by the incoming council members. Vote was four in favor and one opposed (Floyd). Motion carried.

Chairman Garrison asked that everyone go through the Chair to be recognized to speak.

Mr. Jordan spoke under the citizens agenda.

Mr. Smoak announced that the County had been a recipient of a gift of \$5,000 from the Chairman and Trustees of the Abney Foundation to assist with the construction of puppy runs and improvements at the Animal Shelter. Council extended their gratitude to the Abney Family for this gracious gift.

Chairman Garrison presented third reading of Ordinance #94-030 - an ordinance to amend certain provisions of the Building Code Sections of the Anderson County Code. This extends the permit time from 6 months to 12 months. A public hearing was held; no comments were heard. Mr. Banister moved to approve the ordinance on third reading and Mr. Tolly seconded. Vote was unanimous.

Chairman Garrison presented Resolution #R95-001 - a resolution of the County Council of the County of Anderson, S.C. authorizing the implementation of the downtown parking plan. Mr. Smoak explained the City's parking plan. Mr. Floyd moved to approve and Mr. Gerrard seconded. Vote was unanimous.

Chairman Garrison presented Resolution #R95-002 - a resolution in support of the issuance by the S.C. Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Drake Molding Corporation Project) pursuant to the provisions of Title 41, Chapter 43 of the Code of Laws of S.C., 1976, as amended, in the Principal amount of not exceeding \$9,000,000. A public hearing was held; no comments were received therefore the public hearing was declared closed. Mr. Gerrard moved to approve as presented and Mr. Banister seconded. Vote was unanimous.

Chairman Garrison asked Mr. Floyd to continue to serve on the S.C. Appalachian Council of Governments Board and asked Mr. Tolly to fill Mr. Allgood's slot. They agreed. Mr. Banister moved to approve the nominations and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak presented a bid for the sewer line construction for the Plastic Omnium Project. This will be paid for by Plastic Omnium and they will reimburse themselves from the bond issue that Council agreed to sponsor. They need the project done now in order to be in operation as projected; therefore, they have asked that Anderson County do the contract work and when the bill is presented to Anderson County we will present to them and they will reimburse us. We will have to front the money for approximately 1 week to 10 days. The low bid is from Starr Company for \$36,225. Mr. Banister moved to approve the request and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak presented the relocating and paving of approximately 900' of a section of Phil Watson Road. The work would be done by Tugalo Construction Company and not to exceed \$81,790. This is a S.C. Coordinating Council Grant and no County funds would be involved. Mr. Tolly moved to approve and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak presented a purchase request for one each Road tractor. This was not approved by the Administrator in his budget recommendation to Council and there are no funds in the budget to purchase the piece of equipment, he said. Mr. Smoak explained that the Council has a tractor that can pull a trailer; however, it is not big enough to pull the loads, nor is it legal to do that. That is the reason for the request to purchase the piece of equipment. He said that there will be presented at the next Council meeting a supplemental budget ordinance request and recommended that this money be added to that ordinance. He said there were other items in the list that were not budgeted. He said that during the budget process some figures were simply omitted due to some switching around.

- 1 - Road Tractor - \$63,126 - Christopher Trucks - not budgeted
- 1 - Ford F800 - \$33,580.00 - this is budgeted
- 3 - Utility Trailer - \$18,884.25 - Old Stone Tractor (ONLY ONE is budgeted)
- 2 - Motor Graders - \$124,206.60 from Mitchell Dist. - Not budgeted
- 3 - John Deere Wheel Loader Backhoes - From Van Lott - \$117,337.50 - this is a budgeted item.

The total amount required to add to the budget supplement would be around \$320,000 of which \$200,000 is already reserved in the Fund balance. Mr. Banister moved to approve all the purchases. Mr. Tolly seconded. Mr. Banister amended the motion that the purchases be approved pending approval of the supplemental budget ordinance. Mr. Gerrard seconded. Vote was 5-0 on the amendment and vote was 5-0 on the original motion as amended.

Mr. Tolly talked about the relocation of a road which will give Mr. Barney Darby the room to expand his building which is a metal working business and employees around 49 people. This expansion will double the size of his plant and his employment. He has attempted for over two years to get this done. Council heard from Mr. Darby and then discussed. Mr. Tolly suggested that Mr. Smoak call a meeting with the City Manager, J.R. McClure, the State Highway Department and others pertaining to the relocation of the road. He also asked the County Attorney to check out all legal ramifications as to the requirements to close this road. Mr. Smoak agreed to get the meeting together and report back.

Mr. Smoak presented a request from the Parks & Recreation Department to request for Water Recreational Resource Funds from the County Legislative Delegation in the amount of \$3,036. This will be used to purchase 12 - trash receptacle and cans at four boat ramps on Hartwell Lake. Mr. Banister moved to approve and Mr. Tolly seconded. Vote was 5-0.

Mr. Smoak presented survey results and other data on public attitude on tax reform. He explained. Mr. Garrison stated that this is not council's place to act on and all agreed to accept as information.

Mr. Smoak presented the cost of the first supplement to the Anderson County Code. It was recommended by the County Attorney that the supplement cost \$38.00. Mr. Banister moved to approve and Mr. Gerrard seconded. Vote was unanimous.

Mr. Smoak presented a request to accept Highpoint Road into the County system. The Public Works Department, and the Land Use Services Department recommend approval for acceptance and it meets all County specifications. Mr. Floyd moved to approve and Mr. Tolly seconded. Vote was unanimous.

No one objected to add the next item to the agenda. Mr. Smoak talked about the agreement with the Town of Honea Path to provide them with a magistrate to act as a supplemental Town Recorder. The necessary action was taken by Council and the proper paperwork was sent to the Chief Magistrate and then on to the Court Administration. They have advised that they will not accept this agreement until it states that there is no renumerations involved in it. It does not involve any salary or renumerations; however it does not state such. He recommended that he be allowed to add that to the agreement and return to the Court Administration. Mr. Banister moved to make the amendment as explained by Mr. Smoak and Mr. Tolly seconded. Vote was unanimous.

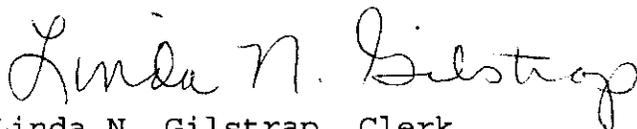
Mr. Garrison said that he would like to have a work session as soon as possible and has asked the Administrator to arrange one. Everyone agreed.

Mr. Floyd announced that he would hold office hours in the Old Courthouse - Second Floor from 5-6:30 p.m.

Mr. Gerrard moved to put on a hiring freeze (excluding the Sheriff's Department) until a work session is held to determine and review exactly where the County is at this time and how many employees we have. Mr. Banister seconded. Vote was unanimous.

On the motion of Mr. Floyd, seconded by Mr. Gerrard, Council voted unanimously to adjourn at 6:05 p.m.

Respectfully submitted,



Linda N. Gilstrap, Clerk  
ANDERSON COUNTY COUNCIL