

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - February 1, 2000 - 6:00 p.m.

Linda N. Gilstrap, Clerk to Council

MINUTES

All area newspapers, radio stations and television stations were informed of this meeting in compliance with guidelines set forth in the *Freedom of Information Act*.

PRESENT

G. Fred Tolly - District #1
Gracie S. Floyd - District #2
Larry E. Greer - District #3
Vice Chairman Clint Wright - District #4
Chairman J. Mike Holden - District #5
Joey Preston - Administrator
Tom Martin - County Attorney
Linda N. Gilstrap - Clerk to Council

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, February 1, 2000 at 6:00 p.m.

Mr. Fred Tolly gave the invocation and everyone stood and pledged allegiance to the flag.

On the motion of Mr. Clint Wright, seconded by Mr. Larry Greer, Council voted unanimously to approve the minutes from the January 12, 2000, and January 18, 2000 meetings as mailed.

Public Comments: Ms. Kleo Stathakis thanked Mr. Preston and all members of Council for the nice building dedication that they did; it really was wonderful and she and members of her family really appreciated everything.

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Mr. Jim Zeeky, District Manager for Allied Waste Industries in South Carolina, appeared with a check in the amount of \$5,000 of which was presented to Mr. Larry Greer for the Starr Athletic Complex. Mr. Greer and Council thanked Allied Waste for their generous contribution.

Mr. Fred Tolly stated that he spoke with representatives of the EMS squads and they are concerned with the billing of patients or recipients and they would like to get clarification on the policy as Council sees it. Mr. Tolly read the following policy statement: "The Council believes that if an insurance company, Medicare or Medicaid reimburses a patient rather than the EMS, then the Squads should have recourse to obtain those funds. However, the Council believes that if the insurance company makes a payment and if it is a less amount than the amount billed by the squad there should be no recourse. If Medicare or Medicaid denies the bill neither the difference on the billing or the insurance or denial by Medicare or Medicaid, and if the patient is indigent, then there should be no recourse from the recipient." He explained that this policy means if the insurance company or Medicare or Medicaid gives a check or payment directly to the recipient then the squad has right to recourse to obtain the funds. On the other hand, if you're dealing with an indigent person, and if for any reason the insurance, Medicare or Medicaid doesn't reimburse them then you have no recourse. Mr. Tolly moved to adopt the policy as stated and explained. Mr. Wright seconded. Vote was unanimous.

County Attorney Tom Martin presented third and final reading of Ordinance #2000-002 - an ordinance to amend section 50-36 of the Anderson County Code regarding the definition of a mobile home and Section 50-61(J) regarding prohibited conduct and mobile homes. On the motion of Mr. Tolly, seconded by Ms. Floyd, Council voted unanimously to approve third and final reading Ordinance #2000-002. This does not deal with homes already in the County it only prohibits bringing any 1976 or older into the County. Also, mobile homes 1976 or older in the County may be bought and sold.

Mr. Martin presented second reading of Ordinance #2000-005 - an ordinance authorizing the execution and delivery of a lease agreement by and among Anderson County, South Carolina, as lessor, and HEXCEL CS CORPORATION as

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lessee; and other matters relating thereto including without limitation, payment of a fee-in-lieu of taxes. On the motion Mr. Wright, seconded by Mr. Tolly, Council voted unanimously to approve on second reading.

Mr. Martin presented second reading of Ordinance #2000-007 - an ordinance to impose, and post notice of, a vehicle weight restriction on that portion of Opry House Road designated as County Road C-11-43, and on Generostee Church Road, more specifically designated as County Road C-11-41, both located in Southern Anderson County, and other matters related thereto. A public hearing was held and Mr. Greer made the following statements. Mr. Greer said that Opry House Road was an unusual road where both ends are State roads and the middle is County. The road is constructed using a clay sub-base with a tar and gravel surface and is not designed to handle heavy construction traffic that will be placed on it by an industry currently locating along Opry House Road. To completely resurface the County portion of Opry House Road, up to a condition to handle the heavy truck traffic, would cost \$134,000 of County tax money. There are alternates routes for the trucks to use to reach the industrial park located on the State section of the road. No further comments were received; the Chairman declared the public hearing closed. Mr. Martin explained that Mr. Greer requested last week that the ordinance be amended so that emergency vehicles, school buses, public maintenance vehicles, etc. be exempted from the requirement. This amendment will be made on third reading. Mr. Greer moved to approve the ordinance on second reading, and Ms. Floyd seconded. Vote was unanimous.

Mr. Tom Martin presented second reading of Ordinance #2000-008 - an ordinance to impose, and post notice of, a vehicle weight restriction on Cheddar Road, more specifically designated as County Road C-7-31, and to request the State of South Carolina to impose such state roads S-4-211 and S-4-29, respectively, all located in Eastern Anderson County; and other matters related thereto. On the motion of Mr. Wright, seconded by Mr. Tolly, Council voted unanimously to approve second reading as presented.

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Mr. Martin presented first reading of Ordinance #2000-009 - an ordinance authorizing the assignment and transfer to Isola Laminate Systems Corp. of that certain lease agreement between Anderson County, South Carolina, and Alliedsignal Laminate Systems, Inc. dated as of December 1, 1997, and certain property, other rights, and other matters related thereto; including the release of Alliedsignal Laminate Systems, Inc. from its obligations under the lease agreement, the assumption of those obligations by the assignee and transferee of Alliedsignal Laminate Systems, Inc. and the continuation of a fee in lieu of tax pertaining to such lease agreement. Mr. Wright moved to adopt on first reading and Mr. Tolly seconded. Mr. Holden stated that in the future when any new fee in lieu of tax agreements are considered; he would like to look at what the fees would generate as opposed to the actual taxes. Vote was unanimous.

Mr. Clint Wright presented Resolution #R2000-003 - a resolution recognizing and honoring the Pendleton, South Carolina, High School Marching Band for its signal accomplishments during 1999; and other matters relating thereto. Mr. Wright moved that the resolution be approved as read and Mr. Tolly seconded. Vote was unanimous.

On the motion of Mr. Tolly, seconded by Mr. Wright, Council voted unanimously to appropriate \$4,500 to the Salvation Army's Boys and Girls Skate Park. The funds will come from District #1 Recreation fund account.

On the motion of Mr. Tolly, seconded by Mr. Wright, Council voted unanimously to appropriate \$5,000 to Meals on Wheels for promotion of their annual Golf tournament. The funds will come from District #1 Recreation Funds.

Mr. Wright moved to appropriate \$5,000 from District #4 Recreation Funds for the Pendleton Youth Association to start programming in the Pendleton Area. Mr. Tolly seconded and vote was unanimous.

On the motion of Mr. Greer, seconded by Mr. Tolly, Council voted unanimously to approve the bid for the Interstate Boulevard Pump Station Sewer line. B.P. Barber & Associates, Inc. evaluated the bids and recommend the low bid of \$20,314.50 from West Utilities Construction Company to remove the pump station

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and to construct the new line. Mr. Greer stated that the station required an annual operations fee of \$7,100 and the bid is \$20,314.50. The cost of the line will be recouped within three years. Mr. Greer also asked if the line would be installed using construction techniques that would minimize or eliminate any line leakage. Mr. Preston replied yes.

Mr. Jeff Ricketson explained that the Planning Commission unanimously approved the Future Land Use Plan for Planning Area 1 up for Council's consideration. He recommended that Council adopt the plan as part of the Comprehensive Plan. Adoption of this map would require a 30-day legal notice in the paper and must be done by ordinance. Mr. Tolly moved to approve first reading (title only) of Ordinance #2000-010 and Mr. Wright seconded. Vote was unanimous.

Mr. Holden asked about the advertising of public hearings for all County ordinances and the possibilities of advertising on the radios. Mr. Preston stated that he would take a look at the policy and see if the County can improve on it. Mr. Holden said that he thought the public was not being informed well enough.

Mr. Preston presented proposals to sell the Fant Street Property (4.29 acres at Fant and Boulevard - [Christmas tree property]). Mr. Martin explained that the sale needed to be done by Ordinance (#2000-011). Mr. Preston recommended that the Council go with the high proposal of \$611,000 and to approve first reading of Ordinance #2000-011. Mr. Tolly stated that he would abstain due to the possibility of a conflict of interest. Mr. Wright moved to approve on first reading and accept the high proposal and Mr. Greer seconded. Vote was four in favor (Holden, Wright, Floyd, and Greer), none opposed and one abstention (Tolly). Motion carried.

Mr. Holden moved to appoint the following individuals to the Pendleton District Workforce Investment Board:

- 1) Rick Hane - Representing One-Stop Partner or Other Category
- 2) Terry Bailey - Representing Business
- 3) Hugh Carroll - Representing Business
- 4) Doug Douglas - Representing Business
- 5) Greg Walls - Representing Business

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- 6) Jane Sosebee - Representing Business
- 7) Charan Lee - Representing One-Stop Partner
- 8) Bill Ward - Representing Economic Development

Mr. Greer seconded the appointments and vote was unanimous.

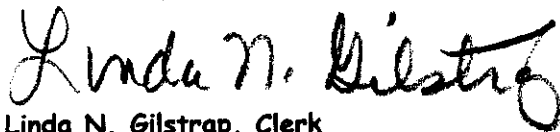
Mr. Preston presented two awards to Chairman Holden that the County received from DHEC in Columbia on January 27. One is for best chapter in government agency category. Anderson County received a prestigious, best, and most innovative local government recycling project award. This was for approximately 155 cubic yards shredded tires used as backfill material and as a liner base for the pond and stream and for 105 tons of old tires collected over a two month time period and was used as a base for walking trails connecting the Civic Center and the William A. Floyd Amphitheater and the Anderson Sports Center.

ADMINISTRATOR'S REPORT:

- (a) Letters of Appreciation:
 - 1. For: Central Dispatchers From: Mr. Jack Abraham, Anderson City Fire Chief
 - 2. For: Ms. Beverly Oliver, Dispatcher From: Ms. Darlene Jewel
 - 2. For: All 911 dispatchers From: Lt. Pam Garner
- (b) Morningside Strategic Plan
- (c) Chamber's Endorsement of County Sewer Plan
- (d) County Clean-up Group Chapter Wins Award
- (e) Minutes: Litter Task Force Minutes
- (f) Reports:
 - 1. Litter Report for Period January 10-14, 2000
 - 2. Veterans Affairs Semi-Annual Operations Report
 - 3. Recreation Fund Account Report
- (g) Belton Farmers Market

There being no further business, Council adjourned at 7:10 P.M.

Respectfully submitted,



Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL