

**ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA**
Regular Meeting - October 18, 1994 - 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, Ed Allgood, Mike Hoyden, 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 October 18, 1994 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
Ed Allgood - District #4
Mike Holden - District #5
Tom Martin - County Attorney
Gary A. Smoak - Administrator
Linda N. Gilstrap, Clerk

Chairman Tolly called the meeting to order and Mr. Tom Martin, County Attorney, gave the invocation. Everyone stood and pledged allegiance to the flag.

Mr. Banister explained an error on page 6 of the October 4, 1994; last paragraph: change Council voted four in favor (Holden, Banister, Tolly, Floyd) and one opposed (**Banister**) to (**Allgood**) opposed. Mr. Tolly moved to approve the minutes as corrected and Mr. Banister seconded. Vote was 5-0.

Council heard from concerned citizens at this time. Mr. Rick Driver spoke to Council about the Animal Control Ordinance and asked that Council consider making the ordinance adaptable to

the large property owners as well as the small. Mr. Tolly asked that all parties involved; sit down and see if something can be done.

Mr. Dick Cockrell, Chairman of the Anderson County Human Relations Council, updated Council on the progress of the Human Relations since it was established in January, 1994. He urged Council members to fill any vacant positions. Council received as information.

Mr. Tolly presented third reading of ordinance #94-024 - an ordinance to amend Anderson County Ordinance #94-012, the Anderson County Fiscal year 1995 budget ordinance, with regard to certain Solid Waste fees. A public hearing was held. Mr. Carl Johnson responded. No other comments were received; therefore the public hearing was declared closed. Mr. Banister moved to approve the ordinance on third reading and Mr. Tolly seconded. Vote was four in favor (Holden, Tolly, Banister, Floyd) and one opposed (Allgood). Motion carried.

Mr. Tolly presented third reading of ordinance #94-026 - an ordinance authorizing transfer of certain real property interests from Anderson County to South Carolina Forestry Commission - Craytonville Fire Tower. A public hearing was held and no comments were received. Mr. Banister moved to approve on third reading and Mr. Tolly seconded. Vote was unanimous.

Mr. Tolly presented second reading of Ordinance #94-027 - an ordinance to provide for the issuance and sale of not exceeding Four Million Four Hundred Thousand Dollars (\$4,400,000) General obligation bonds, series 1994, of Anderson County, South Carolina; to prescribe the purposes for which the proceeds of said bonds shall be expended; to provide for the payment of said bonds; and other matters relating thereto. A public hearing was held; the following people spoke: Rosemary Garrick, Tom Clark, Brantley Jordan, Carl Johnson and others (no names given). Mr. Tolly moved to approve ordinance #94-027 on second reading and Mr. Holden seconded. Vote was four in favor (Holden, Banister, Tolly, Floyd) and one opposed (Allgood). Motion carried.

Mr. Tolly presented second reading Ordinance #94-028 - an ordinance to amend the Anderson County Building and Codes Ordinance dealing with construction of any carports, barns, out buildings or similar non-habitable structures in instances where the land owner constructs such structures on their own property from lumber which is cut by them and milled by them on their own land. Mr. Banister moved to approve and Mr. Holden seconded. Council discussed. Mr. Holden asked that a formal request be sent by Mr. Martin to the South Carolina Building Codes Council for a ruling on the ordinance. Mr. Martin explained that a request for variance must be justified based on a physical or climatological reason. Vote was unanimous.

Mr. Tolly moved to appoint Ms. Doris Bradberry of 200 Appletree Lane, Williamston to the Human Relations Board. Mr. Floyd seconded and vote was 5-0.

Mr. Banister moved to appoint Mr. Rufus Keys, Jr., of Belton, if he will accept the position, to the Human Resources Commission. Mr. Tolly seconded and vote was unanimous.

Mr. Smoak presented bids to pave, curb and gutter the Glen Raven Project for \$336,787.40; funded from a Coordinating Grant. The low bid is Tugalo Construction Company. Mr. Tolly moved to approve and Mr. Allgood seconded. Vote was unanimous.

Mr. Smoak presented a bid for fire protection from Associated Sprinkler in the amount of \$425,513 which is covered by a Community Development Block grant. This is for the Glen Raven Project. Mr. Floyd moved to approve and Mr. Allgood seconded. Vote was unanimous.

Mr. Smoak presented a request from the Treasurer for a new position (cashier) because of the new Biennial License Act which required additional staff. The position would be \$12,157 plus employee benefits of \$3,019 or \$15,176 per year. Mr. Floyd moved to approve and Mr. Allgood seconded. Vote was unanimous.

Mr. Smoak presented a request from Mr. Holden for increasing the hours at the Anderson County Animal Shelter. He said the present operating hours at the Shelter are a part of the Shelter Policy adopted by Resolution #700 on February 1, 1994. The shelter presently opens to the public on Monday, Tuesday, Wednesday, Friday and Saturday from 11:00 a.m. until 4:30 p.m. and closed on Thursday and Sunday. To keep the shelter open more hours, the Council must increase the hours of T. Rogerson and reclassify another employee (D. Mauldin) from hourly to full-time. The total needed is \$9,303 annually. Mr. Holden moved to approve the \$9,303 needed and the funds to come from the contingency fund. Mr. Floyd seconded and vote was unanimous.

Mr. Smoak presented the funding for the Accommodations Tax (\$20,542) as recommended by the Accommodations Tax Advisory Committee. He noted that the following agencies were funding in the regular budget: Electric City Playhouse, Anderson Community Theater, Anderson County Arts Center and Black History and Culture; therefore, he recommended that they not be funded twice. The amount saved would be \$4,542.00. He also noted that the recommendations reserves \$7,000 for Olympic training should Anderson be selected as a training site for Olympic teams. Mr. Holden moved to allow the additional funding and approve the request and Mr. Floyd seconded. Council discussed. Mr. Holden withdrew his motion after discussion. Mr. Banister moved to fund exactly as recommended by the Administrator and delete the four agencies already funded. Mr. Allgood seconded. Council discussed further. Mr.

Allgood called for the question. Vote was three in favor (Floyd, Banister, Allgood) and two (Holden, Floyd) opposed calling for the question. Motion carried. Vote on the motion by Mr. Banister was three in favor (Floyd, Banister, Allgood) and two opposed (Holden, Tolly). Motion carried.

A request from the County Board of Education was presented by Mr. Smoak. The request explained a "Commitment to Excellence in Education" Banquet. They asked that Council participate by arranging for the use of the Civic Center, at no charge, for the function on December 1 at 6 p.m. Mr. Holden moved to allow the use of the Civic Center at no charge and Mr. Floyd seconded. Mr. Floyd withdrew his second because of a possible conflict of interest because he is employed by School District #5. Mr. Tolly seconded and vote was four in favor (Holden, Allgood, Tolly, Banister) and one abstention (Floyd). Motion carried.

Mr. Smoak presented a request for permission to seek Coordinating Council funds to aid Orian Rugs in their expansion efforts to create safe ingress/egress according to the South Carolina Department of Highways and Public Transportation standards. Mr. Allgood moved to approve the application and Mr. Holden seconded. Vote was unanimous.

On the motion of Mr. Allgood, seconded by Mr. Banister, Council voted unanimously to approve a request to apply for Community Development Block Grant funds to help with construction of a waterline that may attract a prospective industry that may locate in the county.

Council agreed to hold the meetings in November as regularly scheduled (November 1 at 4:30 p.m. and November 15 at 7 p.m. - first and third Tuesdays).

On the motion of Mr. Tolly, seconded by Mr. Floyd, Council voted unanimously to go into executive session at 5:55 p.m. to discuss economic development.

On the motion of Mr. Tolly, seconded by Mr. Floyd, Council voted four in favor to come out of executive session at 7:00 p.m. (Mr. Allgood had to leave during executive session to attend another meeting.)

Mr. Martin explained that during executive session, Council received information on one economic development matter and received information on one contractual matter. Mr. Holden moved to give Mr. Burriss Nelson authority to pursue negotiations on the economic development matter along the lines discussed in executive session. Mr. Floyd seconded and vote was four in favor. (Allgood-absent). Motion carried.

There being no further business, Council adjourned at 7:15 p.m.

Respectfully submitted,

Linda N. Gilstrap
Linda N. Gilstrap, Clerk