

November 18, 2002

Spartanburg County Council met on Monday, November 18, 2002, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Karen Floyd, Chairman; Honorables Jeff Horton, David Britt, 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 William McBee Smith, 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 Mr. Frank Tiller, Board Member with Release Time. Chapman High School Jr. Airforce ROTC led in reciting the Pledge of Allegiance.

II.

No presentations scheduled.

III.

- A. Chairman Floyd declared open a public hearing to consider an Ordinance to regulate the solicitation of funds in intersections of public roadways. No one appeared and the matter was closed.
- B. Chairman Floyd declared open a public hearing to consider an Ordinance authorizing a fee-in-lieu of taxes arrangement between the County and Cryovac, Inc. (the "Company") concerning certain industrial facilities (the "Project") which includes real property or interests therein pursuant to Title 12 Chapter 44 Code of Laws of South Carolina 1976, as amended (the "Act"). No one appeared and the matter was closed.

IV.

No appearances were scheduled.

V.

Public Health and Human Services Committee (Honorable Johnnye Code Stewart, Chairman)

- A. Motion made by Ms. Stewart to approve a request for a \$8,000 matching grant for Disabled American Veterans Transportation Van. They will not need the funds until February. The \$8,000 is to be taken from Council Contingency. Motion seconded by Mr. Huckaby and carried.

Personnel and Finance Committee (Honorable Ken Huckaby)

- A. Mr. Jim Hartmann presented information in reference to Options for Employee Compensation. One option would be a bonus, which would net \$400 to most employees with some exceptions. The other option was a merit increase. Motion made by Mr. Huckaby to approve the \$400 bonus. Motion seconded by Mr. Britt and carried.
- B. Mr. Bill Dennis presented information in reference to Employee Position Reclassification. Administration recommended reclassification of several positions. Motion made by Mr. Huckaby to approve Administration's recommendations. Motion seconded by Mr. Britt and carried.
- C. Mr. Bill Dennis presented information in reference to Special Purpose District Bonds as information only. At this time, no action is needed.
- D. Motion made by Mr. Britt to adopt a Resolution calling for a Public Hearing to be held upon the question of the issuance of not exceeding \$1,000,000 of General Obligation Bonds of Woodruff-Roebuck Water District and to provide for the publication of the notice of such hearing and to render first reading to an Ordinance finding that Woodruff-Roebuck Water District may issue not exceeding \$1,000,000 General Obligation Bonds; to authorize Woodruff-Roebuck Water District Commission to issue such bonds and to provide for the publication of notice of the said finding and authorization. Motion seconded by Mr. Huckaby and carried.
- E. Motion made by Mr. Huckaby to approve authorization for Council Chairman to sign letter of support for Tyger River Fire Department for purpose of loan acquisition. Motion seconded by Ms. Stewart and carried.
- F. Updated financial data received as information only.

Recreation Committee – (Honorable Jeff Horton, Chairman)

- A. Cleveland Park is receiving a good bit of use. We are deriving revenue to help operate the facility.
- B. Va-du-Mar McMillan Park, near Boiling Springs, is under construction currently.

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

- A. No items scheduled.

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

- A. Dr. Goolsby, District Health Director, presented information in reference to the Health Department and Emergency Preparedness for information only. No action was requested.
- B. Staff has developed an Ordinance to regulate the solicitation of funds in intersections of public roadways that is consistent with South Carolina Code of Laws 5-27-910. One change to what had previously been proposed is that Council would authorize, if allowed by state law, for Administration to issue those permits without Council action. Motion made by Mr. Horton to render second reading to an Ordinance to regulate the solicitation of funds in intersections of public roadways. Motion seconded by Mr. Britt and carried.
- C. Motion made by Mr. Adams to approve a request from Croft Rescue Squad #18 to solicit funds from motorists at the intersections of Highway 56 (Cedar Springs Rd.) and Carolina Country Club Road; and Country Club Road and Wallace Avenue on Saturday, November 23, 2002, from 8:00 a.m. until 4:00 p.m. Motion seconded by Mr. Britt and carried.
- D. Motion made by Mr. Adams to pursue a formal relationship with Southeastern SWAT Conference and Training. Motion seconded by Mr. Huckaby and carried.
- E. Information received regarding activities of the Building Codes Department.

Land Use Committee (Honorable David Britt, Chairman)

No items scheduled.

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

- A. Mr. Nutt stated the County has been approached by Mrs. Littlejohn, owner of almost three acres adjacent to our landfill, regarding selling this piece of property to the county. County Staff has arrived at a price of \$3100 per acre. Motion by Mr. Nutt to purchase this tract. Motion seconded by Mr. Huckaby and carried. Mr. Nutt stated there is another piece of property adjacent to that property which is needed for buffer requirements. Motion made by Mr. Nutt authorize County Staff to proceed with obtaining an appraisal and negotiating purchase of that small tract. Motion seconded by Mr. Horton and carried.
- B. Information received regarding activities of the Public Works Department.

VI.

- A. Motion made by Mr. Huckaby to render third reading to an Ordinance finding that Startex-Jackson-Wellford-Duncan Water District may issue not exceeding \$8,000,000 General Obligation Bonds; to authorize Startex-Jackson-Wellford-Duncan Water District Commission to issue such bonds and to provide for the publication of notice of the said finding and authorization. Motion seconded by Mr. Britt and carried.
- B. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the Board of Fire Control of the Hilltop Area Fire District to issue General Obligation Bonds in the principal amount of not exceeding \$850,000 of the Hilltop Area Fire District; and other matters relating thereto. Motion seconded by Ms. Stewart and carried.

- C. Motion made by Mr. Britt to render third reading to an Ordinance authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee agreement between Spartanburg County, South Carolina and Cryovac, Inc.; and matters relating thereto. Motion seconded by Mr. Huckaby and carried.
- D. Motion made by Mr. Britt to render second reading to an Ordinance consenting to Piedmont Natural Gas Company, Inc.'s transfer of property from a lease agreement arrangement to a fee agreement arrangement as provided in Title 12, Chapter 44 of the Code of Laws of South Carolina, 1976, as amended; and authorizing the execution and delivery of a fee agreement between Spartanburg County and Piedmont Natural Gas Company, Inc. to replace the lease agreement; and authorizing the reconveyance of the property subject to such lease agreement by Spartanburg County to Piedmont Natural Gas Company, Inc. Motion seconded by Mr. Huckaby and carried.
- E. Motion made by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of a fee agreement by and between Spartanburg County, South Carolina, and Stankiewicz International Corporation to provide for a fee in lieu of taxes incentive and other matters related thereto. Motion seconded by Mr. Huckaby and carried.

#### VII.

- A. Motion made by Mr. Britt to adopt Upstate Air Quality Compact Resolution. Motion seconded by Mr. Horton and carried. Motion made by Mr. Horton to establish Spartanburg County Representation on Upstate Air Quality Steering Committee. This list of individuals is identified in backup. Motion seconded by Mr. Huckaby and carried. Motion made by Mr. Britt to designate Mr. David Britt to serve on Upstate Steering Committee. Motion seconded by Mr. Nutt and carried.

#### 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.

Motion made by Mr. Britt to afford the Treasurer to make personnel matters and authorizing those matters to the Administrator. Motion seconded by Mr. Horton and carried.

Because of the Holiday Season, the December meeting is being moved forward to December 9, 2002. Due to Martin Luther King Day falling on the third Monday in January, the January meeting will be moved forward to January 13, 2002. The Installation Ceremony will be held on Tuesday, January 7, 2002.

#### X.

Motion made by Ms. Stewart to approve minutes of October 21, 2002. Motion seconded by Mr. Horton and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: \_\_\_\_\_

Karen Floyd, Chairman

Attest:

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Deborah C. Ziegler

Clerk to Council