

MINUTES

COUNTY COUNCIL MEETING

November 20, 2000

Spartanburg County Council met on Monday, November 20, 2000, 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, Johnnye Code Stewart, Ken Huckaby, and Rock Adams, Council Members; along with James K. Hartmann, County Administrator; Bill Dennis, Deputy 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 the Honorable Frank Nutt. The Spartanburg High School Army Jr. ROTC led in reciting the Pledge of Allegiance.

II.

- A. Jim Headley, Executive Director of the South Carolina Recreation and Parks Association appeared to present County Council and the Parks and Recreation Department with the State Agency of the Year Award and the Dorothy Mullins National Recreation and Park Association Innovative Programming Award.
- B. Motion by Mr. Horton to adopt a resolution recognizing local participating funeral homes, their staffs and families, and local citizens who have shown financial or other support for the funeral profession's efforts to help construct the National World War II Memorial. Motion seconded by Mr. Huckaby and carried. Mayor Talley appeared to present the City's similar Resolution to the Veterans.
- C. Motion by Mr. Adams to adopt a Resolution recognizing Lower Piedmont Rescue 17 for its efforts in implementing community projects and events.

III.

- A. Chairman Floyd stated that a Public Hearing in reference to a proposed Ordinance designating the J. Verne Smith Parkway and portion of Highway 101 as a scenic highway would be continued until the

December meeting. The delay was due to the fact that the hearing was advertised 15 days in advance of the hearing, rather than 30 days in advance as is required by the Ordinance.

- B. Vice Chairman Horton declared open a Public Hearing in reference to proposed issuance by JEDA of not exceeding \$3,000,000 aggregate principal amount Economic Revenue Bonds, the proceeds of which will be made available to Duncan Technologies, Inc., and Erhardt + Leimer, Inc. No one appeared and the hearing was closed.
- C. Vice Chairman Horton declared open a Public Hearing in reference to proposed Ordinance authorizing the execution and delivery of a Lease Agreement between Spartanburg County as lessor and Alcoa Fujikura as lessee; and other matters relating thereto including, without limitation, payment of a fee in lieu of taxes. No one appeared and the hearing was closed.
- D. Vice Chairman Horton declared open a Public Hearing in reference to a proposed Ordinance authorizing a lease agreement between Spartanburg County as lessor and Raynor Mfg. Co. as lessee; and other matters relating thereto including, without limitation, payment of a fee in lieu of taxes. No one appeared and the hearing was closed.
- E. Vice Chairman Horton declared open a public hearing in reference to a proposed Ordinance with respect to the approval by Spartanburg County, SC, of a fee in lieu of tax agreement to be entered into by Spartanburg County with Tyco Electronics Corporation. No one appeared and the hearing was closed.
- F. Vice Chairman Horton declared open a public hearing in reference to a proposed Ordinance with respect to proceedings in connection with the second amendment of the Spartanburg County and Union County, South Carolina, joint county industrial park (The "Industrial Business Park") entered into by Spartanburg County with Union County. The property to be included in the industrial business park includes the Tyco Electronics Corporation Project located at 320 John Martin Road, Spartanburg, SC. No one appeared and the hearing was closed.
- G. Vice Chairman Horton declared open a public hearing regarding an Ordinance that would authorize Spartanburg County to executive and deliver an Amendment to Lease Agreement and Amendment to Trust Indenture relative to Michelin North America, Inc. No one appeared and the hearing was closed.

IV.

No appearances were scheduled.

V.

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

- A. Information was received from Carolyn Brooks regarding the First Steps Program. No action taken.

Personnel and Finance Committee (Honorable Ken Huckaby, Chairman)

- A. Motion by Mr. Huckaby to accept the Deputy Administrator's recommendation as to accepting bids for dental insurance (PIA); life insurance (Prudential) and disability insurance (Hewitt Coleman Associates). Motion seconded by Mr. Britt and carried.
- B. This item carried over pending receipt of further information (Receive information and take desired action in reference to retirement system changes.
- C. Motion by Mr. Huckaby to render first reading by title to an Ordinance amending the County's Purchasing Ordinance. Motion seconded by Mr. Horton and carried.
- D. Motion by Mr. Horton to authorize the addition of a full-time constable position for the Magistrate Court, with funding to be provided from salary savings or, if necessary, from contingency. Motion seconded by Mr. Britt and carried.
- E. Updated financial data was received with no action taken.

Recreation Committee (Honorable Jeff Horton, Chairman)

- A. Mr. Jeff Caton provided a monthly progress report relative to Cleveland Park Renovation project.

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

No items scheduled.

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

- A. Motion by Mr. Adams to issue a solicitation permit to Arcadia Rescue 1 and its auxiliary to solicit funds from motorists on November 24 and 25, 2000, between the hours of 9:00 a.m. and 4:00 p.m. at the following locations: Hayne Street at West Blackstock Road, at Spring Street; and at Morning Drive; and Spring Street at Old Greenville Highway. Motion seconded by Mr. Huckaby and carried.
- B. Motion by Mr. Horton to adopt a Resolution calling for a public hearing relative to the proposed consolidation of the Chesnee Community Fire Service Area to include the City of Chesnee Fire Service Area. Motion seconded by Mr. Huckaby and carried.
- C. Information was received regarding activities of the Building Codes Department. No action taken

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

- A. Motion by Mr. Nutt to adopt a Resolution ordering a public hearing to consider the enlargement of the Spartanburg Sanitary Sewer District (Lower North Tyger River Drainage Area Annexation), provided that the Sewer District improve its notification efforts to the residents involved. Motion seconded by Mr. Huckaby and carried.
- B. Information was received from Mr. Lee Blair regarding air quality issues and transportation issues.
- C. Information was received regarding activities of the Public Works Department. No action taken.

VI.

- A. Motion by Mr. Britt to render third reading to a proposed Ordinance to amend Ordinance Number O-99-014 relating to the Joint County Industrial and Business Park (Park No. 2) of Cherokee and Spartanburg Counties so as to enlarge the park. Motion seconded by Mr. Huckaby and carried.
- B. Motion by Mr. Britt to render third reading to an Ordinance authorizing the execution and delivery of a lease agreement between Spartanburg County as lessor and Raynor Mfg. Co. as lessee, and other matters relating thereto including, without limitation, payment of a fee in lieu of taxes. Motion seconded by Mr. Nutt and carried.
- C. Motion by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and among Spartanburg County, SC, and TYCO Electronics Corporation, including, without limitation, payment of a fee in lieu of taxes. Motion seconded by Mr. Nutt and carried.
- D. Motion by Mr. Britt to render second reading to an Ordinance amending the terms of that certain lease agreement between Spartanburg County, SC, and Michelin North America, Inc., dated as of December 1, 1996. Motion seconded by Mr. Huckaby and carried.
- E. Motion by Mr. Britt to render second reading to an Ordinance to amend the jointly owned and operated industrial/business park in conjunction with Union County; such park being geographically located in Union County and Spartanburg County and established pursuant to SC Code of Laws, as amended to provide for a written agreement with Union County providing for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of ad valorem tax to the counties and relevant taxing entities; and to provide that jobs tax credits allowed by law be provided for industries locating in said park, and to permit a user fee in lieu of ad valorem taxation. Motion seconded by Mr. Adams and carried.

- F. Motion by Mr. Britt to render second reading to an ordinance authorizing the execution and delivery of a lease agreement between Spartanburg County as lessor and Alcoa Fujikura Ltd. As lessee, and authorizing other matters relating to the lease agreement, including, without limitation, payment to Spartanburg County of a fee in lieu of taxes. Motion seconded by Mr. Huckaby and carried.
- G. Motion by Mr. Huckaby to render second reading to an Ordinance amending Ordinance No 641 as it relates to the EMS Advisory Committee. Motion seconded by Mr. Adams and carried.
- H. Motion by Mr. Britt to carry this item over (A proposed resolution approving the enlargement of the boundaries of the Spartanburg Sanitary Sewer District/Fernwood-Gledale/Sloans Grove Road Area) Motion seconded by Mr. Nutt and carried.

VII.

- A. Motion by Mr. Britt to adopt a resolution in support of the issuance of the SC Jobs Economic Development Authority of its economic development revenue bonds (Erhardt+ Leimer Inc. Project) Series 2000, pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina, 1976 as amended, in the aggregate principal amount of not exceeding \$3,000,000. Motion seconded by Mr. Huckaby 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.

X.

No miscellaneous or administrative matters were discussed.

XI.

Motion by Mr. Britt to approve minutes of October 16, 2000, (regular meeting) and October 18, 2000 (special meeting). Motion seconded by Mr. Adams and carried.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____

Karen Floyd, Chairman

Attest:

Lori A. Hinds

Clerk to Council