

MINUTES

County Council Meeting

December 12, 2005

Spartanburg County Council met on Monday, December 12, 2005, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:30 p.m. The following attended: Honorable Jeff Horton, Chairman; Honorables Johnnye Code-Stewart, Steve Parker, David Britt, Rock Adams, Ken Huckaby and Frank Nutt, Council Members; along with Glenn Breed, County Administrator; Chris Story, Assistant County Administrator; Tom Gates, Assistant County Administrator; and Edwin Haskell, 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 Horton called the meeting to order.

Invocation was rendered by Hon. Steve Parker. Chief Larry Brady, North Spartanburg Fire Department, led in reciting the Pledge of Allegiance.

II.

No presentations scheduled.

III.

- A. Chairman Horton declared open a public hearing to consider a proposed Ordinance amending Spartanburg County Ordinance No. 0-05-06 General Fund Annual Operating Budget for Spartanburg County, in order to appropriate \$2,750,000 from the General Fund Unrestricted Fund Balance to certain capital line item expenditures in the General Fund Annual Operating Budget. No one appeared, and the matter was closed.
- B. Chairman Horton declared open a public hearing to consider a proposed Ordinance creating a special tax district in the entire unincorporated area of Spartanburg County to be known as the Spartanburg County Parks and Recreation Special Tax District; to establish the Spartanburg County Parks and Recreation Special Tax District Commission and to provide for its powers, duties and membership; to authorize the imposition of a tax levy annually upon all taxable property located within the district and/or impose a uniform service charge; to authorize user fees; and to transfer certain property to the Spartanburg County Parks and Recreation Special Tax District. No one

appeared, and the matter was closed.

IV.

Rep. Mike Anthony, Spartanburg County Legislative Delegation, spoke on behalf of his constituents in opposition to the proposed landfill in Enoree. Rep. Anthony felt the decision by Council in voting to extend the deadline for the ad hoc Landfill Negotiating Committee concluding its negotiations with Waste Management from January 20, 2006 to March 1, 2006, was a positive move. Mr. Dean Huey, Spokesperson for R.E.S.C.U.E., Regional Enoree Society for the Conservation of the Upstate Environment, also spoke in opposition to the proposed landfill in Enoree.

V.

Public Health and Human Services Committee (Honorable Johnnye Code Stewart, Chairman)
No items scheduled.

Personnel and Finance Committee (Honorable Ken Huckaby)
A. Updated financial and personnel vacancy reports were received.

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Recreation Committee – (Honorable Jeff Horton, Chairman)
No items scheduled.

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Economic Recruitment and Development Committee – (Honorable David Britt, Chairman)
No items scheduled.

Public Safety and Judiciary Committee – (Honorable Rock Adams, Chairman)
A. Information received regarding activities of the Building Codes Department.

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Land Use Committee (Honorable David Britt, Chairman)
A. Updated Planning Department Reports on Development Activity were received.

Public Works, Buildings and Grounds Committee (Honorable Frank Nutt, Chairman)
A. Information received in reference to a request from the City of Wellford for use and disposal of some property that is owned by the County in Wellford. It was previously part of School District 5. It is now vacant property. The City of Wellford's request was for the County to let them have the property for some recreational uses. The property has been appraised at \$17,500 an acre. They needed about 8.5 acres. There was no motion from the Public Works, Buildings and Grounds Committee to do anything with the property. At this time, the property will remain as part of the inventory in County property to be disposed of or used later. No action was taken.
B. Information received regarding activities of the Public Works Department.

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VI.

A. Motion made by Mr. Britt to render third reading to an Ordinance to amend Ordinance No. 543, as previously amended by Ordinance No. O-05-10, relating to the joint county industrial park (Hillside Industrial Park) of Spartanburg and Union Counties so as to enlarge the park subject to approval by the County Attorney. (Adding 101 Properties and as amended adding Schwan's Bakery Operations, LLC) Motion seconded by Mr. Huckaby and carried.

- B. 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 Schwan's Bakery Operations, LLC; and matters relating thereto subject to approval by the County Attorney. Motion seconded by Mr. Huckaby and carried.
- C. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the amendment of that certain fee agreement between Spartanburg County, South Carolina and Stankiewicz International Corporation for purposes of adding a sponsor affiliate and other matters related thereto subject to approval by the County Attorney. Motion seconded by Mr. Nutt and carried.
- D. Motion made by Mr. Huckaby to render second reading to an Ordinance amending Spartanburg County Ordinance No. O-05-06, enacted June 13, 2005, which provides for the Fiscal Year 2005-2006 General Fund Annual Operating Budget for Spartanburg County, in order to appropriate \$2,750,000.00 from the General Fund Unrestricted Fund Balance to certain line item expenditures in the General Fund Annual Operating Budget subject to approval by the County Attorney. Motion seconded by Mr. Adams and carried.

VII.

No Items Scheduled.

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.

No items scheduled.

X.

Motion made by Mr. Britt to approve minutes of November 21, 2005 (Regular Meeting). Motion seconded by Ms. Stewart and carried.

XI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____
Jeffrey A. Horton, Chairman

Attest:

Deborah C. Ziegler
Clerk to Council