

ANDERSON COUNTY COUNCIL  
ANDERSON, SOUTH CAROLINA

Regular Meeting - December 15, 1987 - 7:00 p.m.  
Linda N. Gilstrap, Clerk

M I N U T E S

A REGULAR MEETING OF THE ANDERSON COUNTY COUNCIL WAS HELD ON DECEMBER 15, 1987 AT 7:00 P.M. IN THE ANDERSON COUNTY COURTHOUSE. CHAIRMAN JAMES M. "JIMMY" COX, JR. PRESIDED.

PRESENT

Chairman Jimmy Cox, District #1  
David L. Hooper, District #2  
Robert L. Wiles, District #3  
Ernie Garrison, District #4  
J. Mike Holden, District #5  
David Watson, Administrator  
Mike Mullinax, County Attorney  
Jack Crowe, Purchasing Manager  
Linda N. Gilstrap, Clerk

Mr. Cox called the meeting to order and Mr. Watson gave the invocation. Everyone stood and pledged allegiance to the flag.

On the motion of Mr. Wiles, seconded by Mr. Hooper, Council voted unanimously to approve the minutes from the December 1, 1987 meeting as mailed.

Mr. Mike Holden presented Resolution #429 honoring the students, administrators, and coaches of Westside High School for capturing the 4A Division II Upstate Championship. He also presented them with a trophy. Mr. Garrison seconded the Resolution presented by Mr. Holden and vote was 5-0.

Mrs. Norma Burns, President of Burnstudio, presented a site study for Council's consideration. She recommended that the County purchase the western and eastern square for the courthouse project to adequately plan for the future needs of the County. Both sites will give the county enough parking space and for any long-term expansion of court buildings. She said that the County needed to work with the city for downtown revitalization efforts for long-term master planning for parking and for landscaping plans. Mr. Holden said that he wanted a meeting of the entire City Council and County Council. Mr. Garrison requested the price of the purchases of both the western and eastern square before a meeting is held. Mr. Hooper moved that the Council accept the site study and recommendations of Mrs. Burns as information until a meeting with the City Council can be set up. Mr. Holden seconded and vote was 5-0.

Mr. Eddie Young, representing Fluor Daniel, reported on the subsurface evaluation of the western square site. He said it appeared that the site soil subsurface would substantiate construction.

Mr. Brent Jeffcoat presented Resolution #428 and petition to the State Budget & Control Board of South Carolina for approval of the issuance of not exceeding \$55,000,000 Hospital Revenue Bonds. On the motion of Mr. Hooper, seconded by Mr. Holden, Council voted unanimously to approve the resolution and petition as presented.

Mr. Mullinax presented first reading of Ordinance #240 for not exceeding \$55,000,000 Hospital Revenue Bonds. On the motion of Mr. Hooper, seconded by Mr. Garrison, Council voted 5-0 to approve the ordinance on first reading.

Mr. Robbie Ervin asked for permission for the chairman to sign an agreement granting the South Carolina Highway Department the railroad right of way along 81 south approximately 2 miles. This is needed in order to four lane the highway. Mr. Wiles moved to approve the request and Mr. Garrison seconded. Vote was 5-0.

Mr. Ervin also explained another agreement with the Highway Department which is the use of "C" funds can be used to do improvements to three roads: Shiloh Church Road, Major Road, and Moore Road. The County must agree to maintain these roads after the improvements are done and then the Highway Department will reimburse the County. Mr. Cox moved to approve the agreement and Mr. Wiles seconded. Vote was 5-0.

Mrs. Janis Hunter appeared before Council to invite them to an important meeting of the Beautification Commission. This meeting is scheduled for 10:00 on January 4, 1988. She also distributed a progress report to Council. Ms. Diane Waddle of the Governor's office will be at the meeting to talk about keeping America Beautiful. Council received as information.

Mr. Hurley Badders came before Council with recommendations of the County Accommodations Tax Advisory Committee. He requested that the following appropriations be approved for the committee. Anderson County Arts Center - \$450. Anderson County Planning & Development Board & Pendleton District Historical and Recreational Commission - \$1,000. Pendleton Foundation for Black Culture & History - \$100. RevIVA - \$280. S.C. Tennis Patrons Foundation - \$775. and S.C. Watercolor Society - \$495. for a total of \$3,100. Mr. Garrison moved that the appropriations be approved and Mr. Wiles seconded. Vote was 5-0.

Mr. Hooper moved to ask the County Attorney to work on a leash law in the County and report back within 30 days. Mr. Wiles seconded. Vote was 5-0.

Mr. John B. Long, Jr., representing Kimbrells, came before Council opposing the County buying the western square property. He said he had operated since 1950 in Anderson County and would like to go on record as opposing the purchase of the property.

Mr. John Pracht also appeared before Council concerning the County purchasing the western square property. Council received as information.

Mr. Reid Garrison appeared before Council with a problem with the Airport Commission buying hangar doors for one of the fixed base operators at the Airport. He asked Council when they were going to do something about the Airport Commission. He recommended that the Council form a committee to look at the Airport problems. Council received his remarks as information.

Mr. Larry Stone appeared before Council to thank them for waiting on the recommendations of the Home Builders Association for the sediment ordinance and asked for Council's final approval to the sediment control ordinance. Council received as information.

Mr. Clifton Thomas appeared before Council to thank them also for helping with the West Market Street crime area. He then asked Council to center now on the Spenser Street area. Council agreed.

Mr. Mullinax presented second reading of Ordinance #238 establishing a Department of Purchases. Mr. Garrison moved to approve and Mr. Hooper seconded. Vote was 5-0.

Mr. Mullinax presented second reading of Ordinance #239 which is an ordinance to amend Anderson County Subdivision regulations. Mr. Garrison moved to approve and Mr. Hooper seconded. Vote was 5-0.

Mr. Mullinax presented third and final reading of Ordinance #237 which is an ordinance to amend minimum standards for roads and streets in Anderson County. Mr. Cox offered the following amendments to the ordinance. Delete all provisions on page 1 down to page 2 sentence Page 2 (add new section at bottom of page). Page 3 delete pipe policy down to page 4 second sentence on page. Add the following sentence on page 2 after: The following shall be policy for accepting roads into the Anderson County Road System. "These regulations do not apply to roads already in the County system and presently being maintained by the County." Change the second sentence on page 3 to: The Anderson County Council in its discretion and to preserve the public health, safety and welfare permit after minimum maintenance or in Council's discretion regular maintenance by the County Road Maintenance Department on these roads. Mr. Wiles seconded the amendments and vote was 5-0. Mr. Cox moved to approve the original ordinance on third reading as amended. Mr. Wiles seconded and vote was 5-0. Mr. Garrison asked that a section be included in the subdivision ordinance concerning roads in private developments which are not safe.

Mr. Cox moved that all sections omitted from Ordinance #237 as amended be approved on first reading as Ordinance #241. This would allow the developers to get with the Planning & Development Board prior to third reading for necessary changes. Mr. Wiles seconded and vote was 5-0.

Mr. Mullinax presented third and final reading of Ordinance #214 Sediment Control in Anderson County. Mr. Wiles moved to approve on third reading and Mr. Hooper seconded. Vote was 5-0.

Mr. Mullinax presented first reading of a Litter Control Ordinance. Mr. Cox moved to approve and Mr. Hooper seconded. Vote was unanimous. (ordinance #242)

Mr. Mullinax presented a request that the Chairman and Administrator be allowed to sign a right of way easement on property adjacent to WCI site for the purpose of Southern Bell to provide telephone service. Mr. Wiles moved to approve and Mr. Hooper seconded. Vote was 5-0.

Mr. Mullinax presented Resolution #430 & Inducement Contract to the Budget & Control Board for \$3,500,000 Industrial Revenue Bonds for Contec Construction. Mr. Holden moved to approve the resolution and inducement contract and Mr. Cox seconded. Vote was 5-0.

Mr. Mullinax asked for conditional approval by Anderson County of an agreement between Western Carolina Sewer Authority, Anderson County and Anderson County Sewer Authority to construct trunk lines. This would be contingent upon the Sewer Authority's approval to changes to the agreement. Anderson County will provide approximately \$500,000. These trunk lines will be constructed in the Powdersville area of Anderson County. Mr. Hooper moved to authorize the execution of the agreement with the changes subject to the approval the Sewer Authority after the changes have been made. Vote was 5-0. Mr. Mullinax explained 25% of the financing will come from Western Carolina and a maximum of \$500,000 from Anderson County over a four (4) year period and the balance to come from the developers.

Council recognized Tom Garrison, Mark Corley, Greg Woodard and Leslie Morgan present for the Sediment Control Ordinance. A public hearing was held and there were no comments.

Mr. Wiles moved to accept into the County system Rocksprings Estates ( $\frac{1}{2}$  mile) as a Type II road. Mr. Cox seconded and vote was 5-0.

Mr. Garrison moved that Oak Point, Sharon Hill, Christopher Lane and Queen Ann Lane be accepted into the County System as Type II roads also. Mr. Cox seconded and vote was 5-0.

Mr. Cox moved to accept into the County system Allie Campbell road as a Type I road, accept a dirt road off Burgess Road (no name) as a Type III road, accept Sydney Lane - Type II road. Mr. Wiles seconded. Vote was 5-0.

Mr. Mullinax explained that Belton Industries had suffered a loss and asked that the Administrator be allowed to endorse the insurance check. Mr. Cox moved to allow the request and Mr. Garrison seconded. Vote was 5-0.

Mr. Mullinax requested an executive session to discuss contractual matters concerning Burnstudio and industrial recruitment. Mr. Wiles moved to go into executive session and Mr. Hooper seconded. Vote was 5-0. (time: 9:10 p.m.)

Mr. Hooper moved to come out of executive session back into regular session and Mr. Wiles seconded. Vote was 5-0. (time: 9:50 p.m.)

Mr. Mullinax presented the Standard Form of Agreement pertaining to Anderson County Courthouse between Anderson County and Burnstudio Architects with the following amendments: (Scope of Designated Services) Delete Article 9 - Arbitration., Article 11 be amended to 11.1 Unless otherwise specified, this agreement shall be governed by the law of the State of South Carolina., Article 14.4.2 in the event the services of consultants are required the County will hire and delete the multiplier. Article 14.5 - delete multiplier. Article 14.6 late payments be 10% per annum simple interest. The total contract fee for the site evaluation and study is a lump sum of \$42,930. Mr. Hooper moved to adopt the contract with the amendments recommended by the County Attorney. Mr. Cox seconded and vote was 5-0.

Mr. Mullinax recommended the payment of 20%-\$8,586 and \$3,870 for work already done to Burnstudio. Mr. Garrison moved to approve the payment of the two invoices which includes a 20% down payment to Burnstudio. Mr. Holden seconded and vote was 5-0.

Mr. Watson presented the road maintenance report and financial report for Council's information. He also presented a memorandum to Council concerning Resolution #412 (alcohol & drug abuse) for their consideration at the next meeting.

On the motion of Mr. Cox, seconded by Mr. Wiles, Council voted unanimously to approve a budget transfer of \$3,950 for the Clerk of Court from account #411-115-019 (Jury fees) to account #411-160-093 (office equipment).

On the motion of Mr. Cox, seconded by Mr. Wiles, Council voted unanimously to approve a budget transfer of \$12,600 for the Assessor from account #408-100-002 (temp/part time salaries) to account #408-100-003 (Overtime).

On the motion of Mr. Garrison, seconded by Mr. Cox, Council voted four in favor (Wiles, Cox, Garrison & Holden) to approve a \$4,000 budget transfer for the Sheriff's Department from account #501-100-001 (regular salaries) to account #501-135-052 (repairs to equipment). Mr. Hooper voted against the motion.

Mr. Watson recommended the transfer of \$10,000 from the Contingency Fund to the Planning & Development Board account. Mr. Wiles moved to approve the request and Mr. Holden seconded. Vote was 5-0.

Mr. Watson reported that work was being done on a proposal for relocating of some county offices.

Mr. Crowe recommended the Terminal Building at the Airport be reroofed by Southern Roofing Company for \$8,700. This is only a partial of the terminal building being occupied. Mr. Garrison moved that the bid be approved from Southern Roofing and Mr. Holden seconded. Vote was 5-0.

Mr. Crowe recommended the purchase of a sweeper, tractor mount 72" for the Airport from Norris Supply for \$2,070. Mr. Hooper moved to approve the request and Mr. Wiles seconded. Vote was 5-0.

Mr. Crowe recommended the purchase of a sand spreader from Gledhill Road Machinery Company for \$2,975. Money is available in the budget. Mr. Holden moved to approve the purchase for Road Maintenance and Mr. Hooper seconded. Vote was unanimous.


Mr. Cox moved to approve the purchase of a base guitar and other needed equipment for the Senior Citizens Band and \$300 come from each Councilmembers special projects account to cover the expenditures. Mr. Hooper seconded and vote was 5-0. Mr. Crowe will make the purchases.

Council heard from concerned citizens at this time.

On the motion of Mr. Holden, seconded by Mr. Garrison, Council voted unanimously to give all day Thursday (December 24) as Christmas Holidays to all County employees.

There being no further business, Council adjourned at 10:55 p.m.

Respectfully submitted,

  
Linda N. Gilstrap, Clerk  
ANDERSON COUNTY COUNCIL