

ORIGINAL

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - January 9, 1990 - 4:30 p.m.

Linda N. Gilstrap, Clerk

AMENDED
M I N U T E S

A regular meeting of the Anderson County Council was held on January 9, 1990 at 4:30 p.m. in the Anderson County Council Chambers - Room 109. Chairman James M. "Jimmy" Cox, Jr. presided.

PRESENT

James M. "Jimmy" Cox, Jr. - District #1
David L. Hooper - District #2
Harvie E. Banister - District #3
Elise C. Cahaly - District #4
Mike Holden - District #5
David Watson - County Administrator
David Standeffer - County Attorney
Linda N. Gilstrap - Clerk

Mr. Jimmy Cox called the meeting to order and Councilman David L. Hooper gave the invocation. Everyone stood and pledged allegiance to the flag.

Mr. Cox opened the floor for nominations for chairman. Mr. Hooper nominated Mr. Cox and Mr. Banister seconded. Ms. Cahaly said that because of the past year's publicity concerning a conflict between Jimmy Cox and Sheriff Taylor, she respectfully request that he release his votes in favor of another chairman being selected. She said the request was made for the benefit of Council, the taxpayers of Anderson County and because Anderson County was the laughing stock of the state and of what she has to contend with being on two State Boards. Mr. Cox said he would decline the request to release his votes. Ms. Cahaly then nominated Mr. Holden and Mr. Holden seconded the nomination. Vote was two in favor of Mr. Holden as Chairman (Holden, Cahaly) and three in favor of Mr. Cox as chairman (Cox, Hooper, Banister). Motion carried 3-2 electing Mr. Cox as chairman.

Chairman Cox opened the floor for nominations for vice chairman. Mr. Banister nominated Mr. Hooper and Mr. Cox seconded. Ms. Cahaly nominated Mr. Holden and Mr. Holden seconded. Vote was two in favor of Mr. Holden and three in favor of Mr. Hooper. Motion carried in favor of Mr. Hooper.

Ms. Cahaly asked that the December 19, 1989 minutes be corrected on page 4. (Change Mr. Cahaly to Ms. Cahaly). Mr. Hooper moved to approve the minutes as amended and Mr. Cox seconded. Vote was unanimous. (The correction has been made.)

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Chairman Cox opened the floor for nominations for vice chairman. Mr. Banister nominated Mr. Hooper and Mr. Cox seconded. Ms. Cahaly nominated Mr. Holden and Mr. Holden seconded. Vote was two in favor of Mr. Holden and three in favor of Mr. Hooper. Motion carried in favor of Mr. Hooper.

Ms. Cahaly asked that the December 19, 1989 minutes be corrected on page 4. (Change Mr. Cahaly to Ms. Cahaly). Mr. Hooper moved to approve the minutes as amended and Mr. Cox seconded. Vote was unanimous. (The correction has been made.)

Mr. Hooper moved to amend the agenda to hear from Mr. Stephen Crawford next and Mr. Cox seconded. Vote was unanimous.

Mr. Stephen Crawford asked that the following appropriations from the Parks & Recreation Department be approved. 1. Town of Williamston Amphitheater Project - \$3,500. 2. Starr Area Youth Athletic Association Park - \$6,000. 3. Anderson Invitational Basketball

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Mr. Hooper moved to amend the agenda to hear from Mr. Stephen Crawford next and Mr. Cox seconded. Vote was unanimous.

Mr. Stephen Crawford asked that the following appropriations from the Parks & Recreation Department be approved. 1. Town of Williamston Amphitheater Project - \$3,500. 2. Starr Area Youth Athletic Association Park - \$6,000. 3. Anderson Invitational Basketball Tournament - \$1,000. Mr. Cox moved to approve the appropriations and Mr. Banister seconded. Vote was unanimous.

Mr. David Standeffer presented Ordinance #293 - Friendship Cable TV franchise request for third reading. The floor was opened for a public hearing. There was no public comment. Mr. Holden moved to approve on third reading as presented and Mr. Hooper seconded. Vote was unanimous.

Mr. David Standeffer presented Ordinance #294 - Masada Cable TV franchise request for third reading. The floor was opened for a public hearing. There were no comments and the public hearing was declared closed. Mr. Banister moved to approve and Mr. Hooper seconded. Vote was unanimous.

Mr. David Standeffer presented second reading of Ordinance #297 banning alcohol at the Anderson County Civic Center. Mr. Hooper moved to approve on second reading and Mr. Banister seconded. Mr. Holden asked that the wording be changed to say: "The use, sale, consumption or possession of alcoholic beverages on all county owned property shall be prohibited from the date of this ordinance." Mr. Hooper moved to amend the motion to include the wording and Mr. Banister seconded. Vote on the amendment was unanimous. Vote on the original motion as amended was unanimous.

Mr. David Standeffer presented second reading of Ordinance #296 amending the Anderson County Road Ordinance. Mr. Banister requested that the entire amendment be entered into the minutes as public record. Mr. Banister moved to approve the amendment and Mr. Hooper seconded. Mr. Hooper discussed the wording and offered an amendment to change Section 2. "should" to "will be" and Mr. Cox seconded the motion to amend. Mr. Cox offered amendment #2 to change the wording in Section 4. "multi-home" to "multiple ownership". Mr. Hooper seconded. Vote on amendment #2 was unanimous. Vote on amendment #1 was unanimous and vote on the motion as twice amended was unanimous.

ORDINANCE #296 AS APPROVED ON SECOND READING

The following amendment is in reference to "Anderson County Subdivision Regulations", section 5.3, page 11 and to "Anderson County Road Standards for Residential and Commercial Development, "No Private Roads Permitted", page 21. The following should be reflected in the amendment:

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1.) The amendment is applicable only to property transfers involving heirs/gifts. The amendment does not in anyway involve the transfer of property for development purposes.

2.) Recipients of tracts of land by will/gifts shall have the option of an entrance to one or more tracts of land that do not have frontage on a public road, provided this access can be worked out to the satisfaction of all property owners involved. This access will be shown on plats and will be transferred with the ownership of the property.

3.) Anderson County shall never assume any responsibility for this access road.

4.) If any tract of land served by this access is at any time developed for economic purposes into multiple ownership dwellings, all applicable Anderson County ordinances shall apply.

Mr. David Standeffer presented second reading of Ordinance #298 changing the Solid Waste Authority to a county department under the County Administrator and making the authority advisory. Mr. Hooper moved to approve on second reading and Mr. Banister seconded and vote was unanimous.

Mr. David Standeffer opened the floor for a public hearing concerning closing a County dirt road off S-4-241 (J.B. Pruitt Road). Mr. Smith Pruitt asked the county attorney where the road would be blocked off. The public hearing was declared closed. Mr. Banister moved to approve the closing of the dirt road as requested and Mr. Hooper seconded. Vote was unanimous.

Mr. Holden asked Mr. Tony Cirelli to report on the roads talked about during the December 19, 1989 meeting. Mr. Cirelli said that the subdivision (off Highway 24) was originally a subdivision in 1983 therefore the subdivision was in existence and therefore was grandfathered into the road ordinance. Mr. Cirelli and Mr. McClure both agree that the roads are county roads and no reason why the roads should not be maintained. Mr. Holden moved that the roads talked about are county roads and Mr. Hooper seconded. Vote was unanimous.

Ms. Cahaly asked the County Attorney if he checked on the escrow in Slabtown. He replied no but it was on his list to do.

Mr. Charles W. Franks explained to Council that he moved to Anderson County in 1988 from Greenville into a new home and never received a tax bill. After inquiring with the tax office he was told that the bill went to Greenville and he was placed on the books at 6% instead of 4%. This made a difference of about \$300 in his taxes. Mr. Cox explained that State law may or may not allow Council to help with the problem. Council discussed and asked the County Attorney to check and see what Council legally can do and report back at the next meeting. He explained that the taxes are due on the 15th; after the 15th a penalty

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will be due. Council suggested that Mr. Franks pay his taxes under protest until something can be done.

Mr. Donnie Hanks asked for Council's permission to construct a 30X60 metal type building beside the Wildlife Office, behind the Youth Center, for storing equipment. Money will come from the State. He also asked for some grading. Mr. Cox moved to allow the Wildlife Department to construct the building and direct the Road Maintenance Department to assist the department with what grading is needed. Mr. Holden seconded and vote was unanimous.

Mr. Carl Gross, Airport Manager, asked Council for financial assistance for the Airport until a tenant has been chosen to occupy the former Bowman Aviation hanger at the Airport. He requested approximately \$3,000 per month which will help cover the power bills and the debt service on the hanger. Mr. Hooper moved to approve first reading of a budget supplement ordinance. Motion died from a lack of second. Mr. Cox moved to instruct Mr. David Watson to research the budget for the money and report back at the next meeting. Mr. Hooper seconded and vote was unanimous. Mr. Holden asked what efforts were being made to occupy the hanger. Mr. Tom Bates speaking on behalf of the Airport Commission, explained that bids were let and all bids were too low. He said that he was told not to seek additional bids because of the possible locating of a National Guard Facility. Mr. Burns explained that the facility could possibly bring 100 jobs. The first year they would prepare the building, add new offices, pay the insurance on the building and the second year (if the building was suitable for the National Guard) they would pay the County 5% of the assessed value of the building in addition to that we would have an increase in jobs.

Mr. Harvie Banister moved to divide the money from the sale of Squad 1 (\$42,311.93) equally between the eight Rescue Squads in the County. Mr. Cox seconded. Ms. Cahaly offered an amendment that Mr. Watson and the director get together and decide whether to divide the money or purchase an ambulance. Mr. Holden seconded the amendment. Mr. Cox offered amendment #2 to place one additional ambulance in the 1990-1991 fy budget for the squad which will be distributed according to need and the other ambulance that is purchased each year be distributed on rotation, as in the past. Mr. Banister seconded. Vote on amendment #2 (to divide the money and place one additional ambulance in the 90-91 budget) was four in favor (Cox, Holden, Hooper, Banister) and one opposed (Cahaly). Motion carried. Ms. Cahaly moved to add another ambulance at budget time. Motion died from lack of second. Vote on amendment #1 (purchase an ambulance now with the money) Vote was one in favor (Cahaly) and four opposed (Cox, Hooper, Banister, Holden). The amendment failed. Vote on the original proposition as amended (add one additional ambulance at budget time and divide the money now) was unanimous.

Mr. David Hooper moved to allocate \$300 to McCants Middle School for the Honors Reading Program as seed money to establish the program. The funds are in the Recreation Department's budget. Mr. Cox seconded and vote was unanimous.

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Mr. Rusty Burns explained that proposals were advertised for a new DSS Building. The Department of Social Services are presently housed in three separate buildings. Four proposals were received. Mr Burns asked that he be authorized to negotiate with the low bidder on the building for possible further savings. He said that the final approval would require three readings of an ordinance. The low bidder was the Keenan Company-Anderson. The total construction fund would be \$1,734,776 and the total Certificate of Participation (bonds issued) would be \$2,077,999. The annual payment would be approximately be 6/10th of a mill (turn key job). Ms. Cahaly asked to go on record as being bitterly opposed to building a DSS building when County employees are in buildings that are falling down. Council discussed. Mr. Watson explained that the State would contribute toward the expense based on a formula of what programs their employees are involved in and with Anderson County's structure it will give the County a return of approximately 30%. With the rebate considered the County's portion would be approximately \$130,000 per year for 20 years. Mr. Banister explained that he had another figure of \$1,651,894 given by Mr. McCoy. Mr. Cox moved to authorize the County Administrator, Mr. Burns and Mr. William McCoy to negotiate further with the Keenan Company. Mr. Hooper seconded. Ms. Cahaly asked Mr. Hooper if this would constitute a conflict of interest and he replied no. Vote was four in favor (Cox, Hooper, Holden, Banister) and one opposed (Cahaly).

Mr. Burns read a letter approving the Rocking Program for Brown Road. The state will give the County \$125,000 to improve the road and asked that Mr. Watson be authorized to sign the acceptance. Mr. Cox moved to allow Mr. Watson to accept the money and pave the road. Mr. Hooper seconded and vote was unanimous.

Mr. Burns asked for permission to purchase a sand spreader, model #818S for \$1,872 from Gledhill Manufacturing Company for the Road Maintenance Department. The item is budgeted and no additional funding will be required. 2. Purchase one-Xerox #501B Copier in the amount of \$3,986.85 for the Anderson County Solicitor's Office. The \$3,500 needed is budgeted and the additional funds will be transferred within the department. 3. Purchase hazardous equipment and publications for Anderson County Emergency Preparedness for \$3,611.20. They are budgeted items and no additional funding will be required. 4. Purchase one-Motorola maratrac radio model #T74XTA7DA3-K for \$1,595 for Solid Waste from Motorola, Inc. The item is a state contract item and will require no additional funding. Mr. Hooper moved to approve the purchases as presented and Mr. Cox seconded. Vote was unanimous.

Mr. Burns stated that the Sewer Authority recommends that Design South be appointed the engineers of the Santens project. Mr. Cox moved to appoint and Mr. Hooper seconded. Vote was unanimous.

Mr. David Standeffer requested an executive session to discuss a contractual matter. Mr. Cox moved to go into executive session at 5:45 p.m. for the reason stated. Ms. Cahaly seconded and vote was unanimous.

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Ms. Cahaly moved to come out of executive session back into regular session at 6:30 p.m. Mr. Holden seconded and vote was unanimous.

Mr. Cox explained that Council discussed a contractual matter and no action was taken.

Mr. Tom Bates presented a petition to Council with approximately 133 signatures relative to the leasing of facilities at the Anderson County Airport. Council received as information.

At this time, Council heard from several citizens regarding the Anderson County Airport.

There being no further business, Council adjourned at 6:55 p.m.

Respectfully submitted,

Linda N. Gilstrap

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