

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - September 19, 1995 - 3:00 P.M.
Linda N. Gilstrap, Clerk

M I N U T E S

PURSUANT TO SECTION 30-4-80 OF THE STATE FREEDOM OF INFORMATION ACT THE FOLLOWING PERSONS/ORGANIZATIONS WERE NOTIFIED BY MAIL AND/OR FAX OF THIS MEETING: G. Fred Tolly, Jr., William Floyd, Harvie Banister, Ernie Garrison, Bruce Gerrard, Gary A. Smoak, Jack McIntosh, INDEPENDENT MAIL, GREENVILLE NEWS, WYFF - CHANNEL 4 TELEVISION, WSPA - CHANNEL 7 TELEVISION, WLOS - CHANNEL 13 TELEVISION, CATV (AND. CABLE), CENCOM CABLE TV, EASLEY PROGRESS, Matt Phillips- WRIX RADIO, Bill Meade-THE JOURNAL, Roy Ethridge - AND. MONITOR, WAIM RADIO, WCCP RADIO, Joe Newton-COUNCIL OF GOVERNMENTS, Rosemary Garrick- SENIOR REFLECTIONS, Brantley Jordan.

A regular meeting of the Anderson County Council was held on September 19, 1995 at 3:00 p.m. in the Council Chambers - Old Courthouse - Second Floor.

PRESENT

Chairman Ernie Garrison, District #4
G. Fred Tolly, Jr. - District #1
William A. Floyd - District #2 - Late-Arrived at 4 PM
Harvie E. Banister - District #3
Bruce Gerrard - District #5
Jack McIntosh, County Attorney
David Watson
Linda N. Gilstrap, Clerk

ABSENT

Gary A. Smoak, Administrator

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, September 19, at 3:00 p.m.

The Chairman called the meeting to order and welcomed the group. He then called on Fred Tolly to open the meeting with prayer. Everyone stood and pledged allegiance to the flag.

Mr. Gerrard moved to go into executive session at 3:05 p.m. to discuss Economic Development. Mr. Banister seconded, and vote was 4-0. Mr. Floyd had not arrived at this time. Chairman Garrison explained that after the executive session, Council would reconvene into regular session.

Mr. Tolly moved to come out of executive session back into regular session at 4:00 p.m. No action was taken in executive session.

On the motion of Mr. Banister, seconded by Mr. Gerrard, Council voted unanimously to approve the September 5, 1995 minutes as mailed.

Council heard from Mr. Blair Rice, Jr., under the Citizens Agenda. He spoke on the Council/Administrator Form of Government and Home Rule. Council received as information.

On the motion of Mr. Tolly, seconded by Mr. Gerrard, Council voted unanimously to approve third reading of Ordinance #95-020 - an ordinance revoking, repealing, and rescinding Section 2-492 (1) (f) of the Anderson County Code to amend the membership of the Economic Advisory Board.

On the motion of Mr. Gerrard, seconded by Mr. Banister, Council voted four in favor (Banister, Gerrard, Tolly, Garrison) and one opposed (Floyd) to approve second reading of Ordinance #95-021 - an ordinance creating the position of Internal Auditor. A public hearing was held prior to the vote; however, no comments were received from the public.

Mr. Garrison presented Resolution #R95-033 - a resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Healthcare Facilities Revenue Bonds (Anderson Youth Association) Series 1995, 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 \$2,400,000. A public hearing was held and Mr. Carl Johnson asked what the Anderson Youth Association was. Mr. Floyd moved to approve the resolution with one change after Mr. Banister raised the question to the wording in the resolution that the present building is scheduled for demolition. Delete the words "to be demolished" from the 6th line from the bottom of page 1. The building will not be scheduled to be demolished. Mr. Tolly seconded and vote was 5/0.

The next item on the agenda; Appointments: Sedgewood Community Tax District Commission was deferred at the request of the County Attorney.

Mr. Banister moved to appoint Mr. Fred T. Moore, Box 505, Honea Path, Home phone 369-7025, work - 369-2000 to the Library Board, appoint Mr. Robert L. Wiles to the Airport Commission of 1620 Farmer Road, Starr, SC 29684, home number is 296-2704. Mr. Gerrard seconded the appointments and vote was unanimous.

Mr. Garrison nominated Ms. Fran Shirley to the Library Board. Mr. Gerrard moved that this be approved and Mr. Banister seconded. Vote was unanimous.

Mr. Gerrard moved to reappoint Ms. Sue Hofacker to the Parks & Recreation Commission and Mr. David Aman to the Hospital Board. Mr. Banister seconded and vote was unanimous.

Mr. Floyd moved to appoint Rev. Rufus Mitchell of Mt. Moriah Baptist Church to the Museum Advisory Committee. Mr. Tolly seconded and vote was unanimous.

Mr. David Watson presented bids to relocate and refurbish a waste water package treatment plant in the amount of \$49,215. This will be located at the 6 & 20 Treatment Plant. The low bid is RT Construction Company. A transfer of \$4,215 would be needed within the Sewer Department's budget to make this happen. Mr. Banister moved to approve and Mr. Gerrard seconded. Vote was 5-0.

The next item on the Agenda (5 (b) Upgrade Big Creek Landfill was removed from the agenda.

On the motion of Mr. Gerrard, seconded by Mr. Banister, Council voted unanimously to approve a transfer of funds in the amount of \$4,215 from 410-5612-641-288 to 401 (Construction in Progress) for the waste water package treatment plant at 6 & 20.

Mr. Gerrard presented a request to help the Homeland Park Sewer & Water Department construct and pave a road to the new lift pump station. It is estimated at \$6,000. He moved that this be approved and the money to come from District #5 paving funds. Mr. Tolly seconded and vote was unanimous.

Mr. Gerrard asked that bids be sent out for consideration to cover the old floor tile in the Agriculture Building. There is money available in the bond to pay for this. This would not include the hallways and the foyer. Mr. Tolly seconded. Mr. Tolly offered an amendment that the old carpet be removed and replaced by tile also. Mr. Banister seconded the amendment and vote was 5-0. Mr. Floyd suggested that council look at when bids come in and make sure funds are there at that time before the money is spent. Vote on the original motion was unanimous.

A planned budget for the Pendleton District Commission's County Accommodations Tax was presented to Council. Council accepted as information.

Mr. Watson presented a change in the Contract Agreement for construction of Boater Courtesy Docks. County Council has already approved requesting funds from the Legislative Delegation and they have already approved \$60,000 in Water Recreation Resource Funds for this project. The scope of the project has changed. Instead of construction of two courtesy docks, Anderson County may be able to construct 6 for the \$60,000; therefore, it is requested that Mr. Stephen Crawford be allowed to approach the Delegation for approval to change the scope of this project. Mr. Banister moved to approve and Mr. Gerrard seconded. Vote was 5-0.

Mr. Watson asked for permission to allow the Treasurer to borrow \$230,525 from the General Fund to pay the General Obligation Bond interest payment. Mr. Tolly moved to allow and Mr. Banister seconded. Vote was unanimous.

Capt. Vick Wooten approached Council with a request for additional funds to equip patrol cars. He said the total of \$58,473.77 was needed for outfitting (equipping with sirens, lightbars, screens, shotgun racks, emergency strobes, radios, and consoles) the 19 patrol units approved in the budget. Council heard from Sheriff Taylor on statistics on money spent on law enforcement in Anderson County. He said that in the current budget Council allocated \$50,000 to cover safety expenses. The \$50,000 must be used to replace bullet proof vests which the safety dates have expired. Capt. Wooten also asked for additional funding for maintenance and repairs on radio and communication equipment. He said that the Sheriff's budget needed approximately \$20,000 in that account to carry them through the end of the fiscal year. Mr. Floyd moved that the \$58,473.77 plus the \$29,606.88 - totaling \$88,080.62 be transferred from Contingency to the Sheriff's budget. Mr. Tolly seconded. Mr. Gerrard said that \$10,000 was already in the budget for the maintenance of radios. Mr. Gerrard said that the biggest thing that bothered him was the money spent on the fancy paint scheme and decals on these cars. Council discussed. Vote on the motion was two in favor (Tolly, Floyd) and three opposed (Gerrard, Banister, Garrison). Motion failed.

On the motion of Mr. Gerrard, seconded by Mr. Banister, Council voted unanimously to allow the use of the Civic Center at no charge for the 1995 Commitment to Excellence in Education Banquet to be held in November 30, 1994 at 6 p.m.

Mr. Jack McIntosh informed Council that in 1992, Manager of Adventure Resort had requested the County to abandon any interest in Ponderosa Point, and on April, 1992, Anderson County wrote to Family Adventure Resort advising them that on April 7, 1992, the Council voted to abandon their interest in the road. They were advised to take legal action to abandon their interest in the road. In April, 1995, an Ex Parte Order was brought in whereby Family Adventure Resort asked the Court to declare the road abandoned and closed. When the Ex Parte order was presented to him he decided not to sign. Mr. McIntosh therefore recommended that Council not do anything and asked the Administrator to deliver a message that if anyone is interested in that road that they assert their interest in it. Council received as information.

Mr. Watson presented figures for Council to set the tax levy for 1995.

County ordinary	52.6 mills
Capital Projects	.8 mills
Bonded Indebtedness	10.0 mills
TOTAL COUNTY MILLAGE	63.4 mills

Special Education	3.7 mills
TOTAL	67.1 MILLS

Sewer	3.0 mills
EMS Services	1.0 mill

FEES: Loblolly Pines	\$126.78
Gilmer/Meadowbrook	\$207.24
Solid Waste Household Fee	\$20.00 per household
Solid Waste Commercial Fee	\$50.00
(within Municipalities)	

Mr. Banister moved to approve as presented and Mr. Gerrard seconded. Vote was three in favor (Gerrard, Banister, Garrison) and two opposed (Tolly, Floyd). Mr. Tolly stated for the record that he was opposed because he voted against increasing the solid waste fee. Mr. Floyd also voted against the solid waste fee increase and therefore voted against the motion for that reason.

Mr. Garrison explained that there was a mistake in the Budget Ordinance and was wrongfully put in: Section IX: (page 236-237) Reads:

"The County shall collect a \$20 household fee on each residence in the municipalities and a \$50 commercial fee on every business in the County, not to include industries."

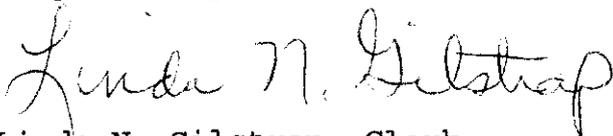
Needs to read: "The County shall collect a \$20 household fee on each residence in the county and a \$50 commercial fee on every business establishment in the municipalities, not to include industries."

Mr. Gerrard moved to change the wording to read as stated above and Mr. Banister seconded. Vote was three in favor (Gerrard, Garrison, Banister) and two opposed (Tolly, Floyd). Motion carried.

Mr. Garrison presented Resolution #R95-034 - Proclaiming September 18-22, 1995 as Industry Appreciation Week in Anderson County. Mr. Garrison moved to approve and Mr. Tolly seconded. Vote was unanimous.

On the motion of Mr. Floyd, seconded by Mr. Tolly, Council voted unanimously to adjourn at 5:30 p.m.

Respectfully submitted,



Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL