

ANDERSON COUNTY COUNCIL  
ANDERSON, SOUTH CAROLINA

Regular Meeting - May 3, 1994 - 4:30 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, Ed Allgood, Mike Hoyden, Tom Martin, 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- HOMETOWN REFLECTIONS, Brantley Jordan (picked up and paid for).

A regular meeting of the Anderson County Council was held on May 3, 1994 at 4:30 p.m. in the new Anderson County Council Chambers - Old Courthouse - Second Floor.

**PRESENT**

William A. Floyd - District #2  
Harvie E. Banister - District #3  
Ed Allgood - District #4  
Mike Holden - District #5  
Tom Martin - County Attorney  
Gary A. Smoak - Administrator  
Linda N. Gilstrap, Clerk

**ABSENT**

G. Fred Tolly, Jr. - District #1

Vice Chairman William Floyd called the meeting to order and Mr. Tom Martin gave the invocation. Everyone stood and pledged allegiance to the flag. On the motion of Mr. Holden, seconded by Mr. Banister, Council voted 4-0 to approve the minutes from the April 5 & April 19, 1994 meetings.

Council heard from the following concerned citizens at this time: Mr. Guy York, Mr. Harry Finley, Mr. Carl Johnson. Mr. Brantley Jordan.

Mr. Richard Ashmore, Chairman of the Appalachian Council of Governments, spoke to Council about the efforts of the Appalachian Council of Governments and their assistance to Anderson County. Council received as information.

Council recognized winners of this year's Governor's Community Improvement Conference for Anderson County's Adopt-A-Highway program, Keep America Beautiful and 1994 County winners in the Governor's Poster contest, "We Care for the Future". Winners were Ford McDonald (Grades 1-2), Rachel Beckler (Grades 3-5), Morgan Holliday (Grades 6-8), Josh Norris (Grades 9-12).

Mr. Floyd presented second reading of Ordinance #94-006 - an ordinance to establish the policies and procedures for compliance with State Mandated Stormwater Management and sediment erosion control for Anderson County, and to revise, repeal, revoke, and supersede all conflicting ordinances or parts thereof, including but not limited to Anderson County Ordinance #214. A public hearing was held and no comments were heard. Mr. Holden moved to approve and Mr. Floyd seconded. Mr. Allgood stated that the adoption of the ordinance was not necessary because the state will handle and the County would save money. Mr. Smoak said that the County needed to pass the ordinance to comply with state law; however, the County did not need to enforce. Vote was three in favor (Holden, Floyd and Banister) and one opposed (Allgood). Motion carried.

Mr. Floyd presented second reading of Ordinance #94-007 - an ordinance to provide for the creation of the office of Register of Mesne Conveyances as a department of Anderson County and to establish the position of Director providing for the qualifications, selection, and compensation of that director; to outline the responsibilities powers and duties of the director and to establish staff and assistants. A public hearing was held and Mr. Guy York spoke. This will not require any additional staff. Mr. Holden moved to approve on second reading and Mr. Allgood seconded. Vote was 4-0.

Mr. Floyd presented second reading of Ordinance #94-008 - an ordinance calling for and scheduling a referendum to determine whether the number of Anderson County Single member districts should be changed from five (5) single member districts to seven (7) single member districts. A public hearing was held. Mr. Allgood moved to approve on second reading and Mr. Banister seconded. Vote was 4-0.

Mr. Floyd presented second reading of Ordinance #94-009 - an ordinance calling for an scheduling a referendum to determine whether the terms of office of Anderson County Council member shall be changed from two (2) year non-staggered terms to four (4) year staggered terms. A public hearing was held. Several citizens spoke. Mr. Allgood moved to approve on second reading and Mr. Floyd seconded. Vote was 4-0.

Mr. Floyd presented second reading of Ordinance #94-010 - an ordinance extending the terms and authorizing the extension of terms of certain commissioners of Homeland Park Water and Sewer District. Mr. Holden moved to approve on second reading and Mr. Allgood seconded. Vote was unanimous.

Mr. Floyd presented first reading of Ordinance #94-011 - an ordinance to adopt rules and regulations establishing the current minimum standards for the operation and use of the Anderson County Airport. Mr. Allgood moved to approve on first reading and Mr. Floyd seconded. Vote was 4-0.

Mr. Smoak said that there were some unspent funds in the County Maintenance Account and the Contract Paving Account. There is \$107,276 in the maintenance account and \$143,819-contract paving account for a total of \$251,096. He recommended that Council extend the paving contract and pave the list of roads in the agenda packet. The City of Anderson has submitted a list of roads and asked that Council not act on for 30 days to allow them to prioritize the list. Mr. Banister moved to extend the contract and use the available funds as recommended by Mr. Smoak and Mr. Holden seconded. Vote was 4-0.

Mr. Smoak presented a budget transfer for the Tax Assessment Appeals Board for \$7,000 from account #5045-000-1010 to Travel 5045-000-279. Mr. Holden moved to approve and Mr. Banister seconded. Vote was 4-0.

Mr. Smoak presented a budget transfer for Solid Waste - from Salaries (full time) #420-5954-000-101 to Solid Waste (Salaries - part time) #420-5954-000-102 - \$2,586.86. Mr. Banister moved to approve and Mr. Floyd seconded. Vote was unanimous.

Mr. Smoak presented a budget transfer for Public Works account #5221-000-101 (full time salaries) to Public Works account #5221-000-102 (part time salaries) in the amount of \$10,289.34. Mr. Floyd moved to approve and Mr. Allgood seconded. Vote was 4-0.

Mr. Smoak presented an amendment to the Airport consultant's contract - WK Dickson on the Anderson County Airport - Runway Lighting Project FAA AIP No. 3-45-0004-06. WK Dickson required the assistance of an electrical engineer, M.E.P.S. Associates, Inc. The estimated total cost for their services is \$5,000 and requested that it be added to their contract amount for a total of \$20,773. FAA has agreed to this additional cost and the County's share of this additional fee is \$250.00. Mr. Floyd moved to approve the amendment to the contract and Mr. Allgood seconded. Vote was unanimous. Mr. Smoak that another amendment to the contract would be on the next meeting's agenda.

Mr. Smoak said that the Mayor of Pendleton had approached the County regarding the selling to Anderson County an additional 100,000 gallons per day of sewage capacity. The County has 100,000 gallons of capacity in the plant and at this time is only using 20,000 gallons. Mr. Dewey Pearson, Sewer Division Director, does not recommend the additional capacity. Mr. Banister moved to reject the proposal and Mr. Allgood seconded. Vote was 4-0.

On the motion of Mr. Holden, seconded by Mr. Allgood, Council voted unanimously to amend the budget calendar as follows: change May 24, public hearing and second reading (called meeting) to June 7 and change June 7: third reading to June 21.

Mr. Holden moved to go into executive session at 5:50 p.m. to discuss a contractual matter and to receive a legal briefing by the County Attorney. Mr. Floyd seconded and vote was 4-0.

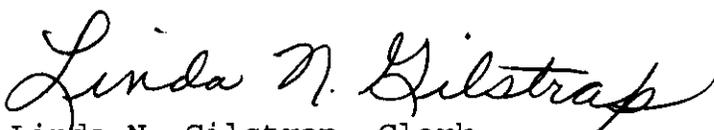
On the motion of Mr. Allgood, seconded by Mr. Floyd, Council voted unanimously to come out of executive session back into regular session at 6:45 p.m.

Mr. Martin explained that Council received information on and discussed one contractual matter, received information on a single legal matter and discussed one contractual matter that Council will act on.

Mr. Floyd moved to prioritize the list of project managers for the Detention Center as follows: 1) DESIGN SOUTH PARTNERSHIP, 2) STEVENS AND WILKINSON, 3) FACILITY JUSTICE GROUP. The administrator is therefore authorized to negotiate with the above to reach a contractual agreement to be brought back for Council's approval. The agreement will include an Opt-Out provision for the County. Mr. Holden seconded the motion and vote was 4-0.

There being no further business, Council adjourned at 7:00 p.m.

Respectfully submitted,

  
Linda N. Gilstrap, Clerk  
ANDERSON COUNTY COUNCIL