

ORIGINAL

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA

Regular Meeting - April 19, 1988 - 7:00 p.m.
Linda N. Gilstrap, Clerk

PRESENT

Chairman James M. "Jimmy" Cox, Jr., 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. Wiles gave the invocation. Everyone stood and pledged allegiance to the flag.

On the motion of Mr. Garrison, seconded by Mr. Hooper and Mr. Wiles, Council voted unanimously to approve the March 29 and April 5, 1988 minutes as mailed.

Mr. Sid Riser came before Council concerning Davidson Minerals Rock Quarry. He said that he lived off Hayes Road on Riser Road. Some 10-20 years ago the rock quarry moved in approximately 1500 feet from his house. He never had well problems until then. Every year he has to put in new pipe. Last year he had to put a new motor, new pipe and a new pump. He averages \$500 per year on the pipe and well repairs. He explained that the owners of the quarry had already replaced his roof. Most all the people in the community are having water problems. He asked Council to help them get water as quickly as possible. Mr. Wiles explained the situation. He said that he was approached several months ago concerning the waterline in Rolling Acres Subdivision and Starr-Iva Water Company had estimated running a line throughout Rolling Acres Subdivision and it came to approximately \$28,000. The people in the community applied for a grant and Senator Powell was helpful in getting a \$10,000 grant for this. The residents had to pay the \$18,000 for some 28 taps. He was told that all the residents would not stay in making the remainder having to pay more. He set aside \$3,000 to help pay for this project leaving the balance at approximately \$15,000. With 28 taps that would be a little over \$500.00. The residents should have gotten the money together and delivered it to the Starr-Iva Water Company and they would run the lines. Mr. Minnick is willing to work with the County on this. Mr. Wiles said he was trying to expedite it as best he could and understands that the residents are anxious. One resident showed Council a piece of pipe corroded with granite and lime. Council heard comments from Cindy Hilton concerning the same problem. Mr. Cox explained that this would normally be a situation where one party would sue another. The Council directed the County Attorney to expedite negotiations with Mr. Minnick as quickly as possible to try to get the project rolling.

Mrs. Arlene Sanders presented Resolution #446 naming county roads for E911. She requested that S4-196 - Bowie Farm Road and C12-54A - Williford Road be added to the resolution. On the motion of Mr. Wiles, seconded by Mr. Hooper, Council voted unanimously to approve Resolution #446.

Mr. Rusty Burns requested that the following members of the Building and Housing Board of Adjustments and Appeals be reappointed for another three year term. Mr. Charlie Fant, Mr. A. B. Roberts, Mr. Phil Keown, Mr. Darrell Chapman, and

Mr. Haskell Stamps. Mr. Hooper moved to reappoint as recommended, and Mr. Wiles seconded. Vote was 5/0.

Mr. Burns asked Mr. J. R. McClure to explain a drainage problem in the Watson Village Shopping Center. Mr. McClure said that an old drainage ditch was no longer there and the water was being carried around different directions. Water is standing and creating a public health hazard. Mr. Burns asked that a letter be requested from DHEC stating that it is a public health hazard to allow the County to go in and do some work. Mr. Holden moved that DHEC be contacted and Mr. Hooper seconded. Vote was unanimous.

Mr. Wiles presented Resolution #445 explaining that Norfolk-Southern Railroad plans to abandon track and service in the Honea Path-Belton area and that Anderson County intends to protect before the Interstate Commerce Committee. He then moved that it be approved. Mr. Cox seconded and vote was unanimous.

Mr. Wiles moved that the following roads be accepted into the County system. (a) An dirt road (no name) in Belton off Anderson Street which is partically paved - Type I. (b) For Minimum Maintenance - a road off 187 named One Arm Bandit Road. Mr. McClure has inspected both roads and they meet the requirements. Mr. Cox seconded Mr. Wiles' motion and vote was unanimous.

Mr. Hooper asked that a dirt road off Danny Bannister Road and an asphalt road off Boling Road be accepted into the system as long as documentation is signed with a 50 foot right-of-way. Mr. Cox seconded. Mr. McClure said this would be minimum maintenance only until the County receives the right-of-ways and then it would receive regular maintenance. Vote on the motion was 5/0.

Mr. Hooper presented a request from C.H. Tribble, of 205 Crosby Street, to close a road in Colony Court from lot 32 to a cul-de-sac. The road is being used to park, party and deposit litter. The request is to close and take out of the County system. Mr. Hooper moved to allow the road to be closed and Mr. Cox seconded. Mr. Mullinax, County Attorney, explained that this would require a public hearing prior to any action. Mr. Hooper then withdrew his motion and asked the Clerk to Council to advertise for this public hearing and place on the agenda for the next meeting.

Mr. Wiles moved to appropriate \$1,000 to Grove Fire Department to assist with a building project. The funds to come from his special projects - District #3. Mr. Holden seconded the motion and vote was unanimous.

Mr. Mullinax presented Resolution #444 and Inducement Contract authorizing an assistance contract between Anderson County and MacBain Investment Company to provide for the issuance of Industrial Revenue Bonds not exceeding

\$1,600,000. Mr. Garrison moved to approve and Mr. Wiles seconded. Vote was 5/0.

Mr. Mullinax presented first reading of Ordinance #250 for MacBain Investment Company project authorizing the issuance of not exceeding \$1,600,000 Industrial Revenue Bonds. Mr. Garrison moved to approve and Mr. Hooper seconded. Vote was unanimous.

Mr. Mullinax requested an executive session for the purpose of discussing contractual arrangements and a matter concerning the Airport.

Mr. Hooper asked Mr. Mullinax to present the road for the Home of the Heart before the executive session. Mr. Mullinax explained that the road which runs from Sharon Road to the Home of the Heart has been checked out by Mr. McClure and himself and found that it is a County road. Mr. Hooper moved to accept the road into the County system as a Type I contingent upon obtaining right-of-way certificates from all land owners. Mr. Holden seconded. Council discussed. The State plans to resurface the road with "C" funds. Vote was unanimous. Mr. Garrison recommended that the men concerned with the project, go out into the community and explain the project to the residents.

Mr. Garrison suggested that other items of business be finished before the Executive Session. Council agreed.

Mr. Mullinax presented Ordinance #249 (Litter Amendments) for consideration on second reading. He explained the amendments dealing with covers. Mr. Wiles moved to approve on second reading and Mr. Garrison seconded. Council discussed the cover requirement being deleted. Mr. Wiles said he thought this was the same amendment as approved on first reading. He then withdrew his motion. Mr. Garrison said he saw no need to require a person who wanted to haul a couple bags of trash off on a Saturday, be required to purchase a cover. Mr. Garrison moved to approve the amendments as stated. The motion died from lack of a second.

Mr. Cox moved to adopt the Ordinance (Litter amendments) on second reading with the amendment changing 45 days to 15 days as presented and approved on first reading. Mr. Hooper seconded and vote was unanimous.

Mr. Mullinax presented second reading of Ordinance #248 (Junkyard amendments) for Council's consideration. The amendments are as follows: 1. ADD: SECTION I-4. Illegal junkyards and open storage areas shall come into compliance with this ordinance within 30 days after its adoption. Mr. Mullinax said this would delete the grandfather clause and would require that illegal junkyards come into compliance within 30 days, and feels that 30 days would not be long enough. Council discussed and agreed not to consider the amendment at this time. Mr. Mullinax presented the other

amendment to SECTION II-1: DELETE: "Open storage areas serving as accessory uses and occupying no more than 25 percent of the total lot area, are exempt from the provisions of this section." Mr. Cox moved to delete as presented by Mr. Mullinax. Mr. Wiles seconded and vote was 5/0.

Council discussed asbestos fees of other counties. Mr. Clinton King presented a report on asbestos received by the authority and the charges. Mr. Watson recommended a \$45.00 per cubic yard fee with a minimum charge of \$90.00 and \$45.00 thereafter per cubic yard. Council discussed. Mr. Wiles moved to go with the recommendation of the Administrator. Mr. Holden seconded. Mr. Cox amended the motion that Clinton King be directed to insure that only asbestos waste from ANDERSON COUNTY be accepted into the county's landfill. Mr. Hooper seconded the amendment and vote was 5/0. Vote on the original motion as amended was 5/0.

Mr. Hooper moved to go into executive session at 8:05 p.m. Mr. Holden seconded and vote was unanimous.

Mr. Hooper moved to come out of executive session back into regular session at 8:35 p.m. and Mr. Holden seconded. Vote was unanimous.

Mr. Wiles moved to ratify action taken by the County Attorney in settlement of two law suits: Anderson Aviation and Watson verses Anderson County. Mr. Holden seconded and vote was unanimous.

Mr. Mullinax asked for approval by resolution (#447) allowing the Director of the Planning & Development Board, County Administrator, and County Attorney to proceed with negotiations involving a 10 acre track and a 7 acre track of land at the Airport Industrial Park. Mr. Hooper moved to approve and Mr. Wiles seconded. Vote was 5/0.

Mr. Watson asked Council to ratify \$350 appropriated from Mike Holden's Special Projects - District #5 to be used on a special project at South Fant Elementary School. Mr. Holden moved to approve and Mr. Cox seconded. Vote was unanimous.

Mr. McClure said that the County would receive \$369,326.93 in "C FUNDS" for 1987-1988. He asked County Council to approve the Road Maintenance Department to go ahead and put asphalt on these roads. The "C FUNDS" will be received as soon as the work is completed. These are the roads: Moore Road - Shiloh & Majors for \$118,800.00. Providence Church Road - \$99,137.50, Broad Water - \$23,187.50, Vandale Place - \$27,735.00, Old Green Pond Road - \$16,536.00, Slater Road - \$71,076.71 and James McAlister Road for \$12,854.72. Total for all the roads is \$369,326.93. Mr. Cox moved to approve the work on the roads and Mr. Holden seconded. Vote was unanimous. Mr. McClure informed Council that he may have to come back before the end of the fiscal year for additional funding to finish out the month of June.

Mr. Jacky Hunter came up with approximately \$50,000 within the budget for Solid Waste. Mr. King has agreed he can make it until the end of the fiscal year with this \$50,000. Mr. Hunter requested the following budget transfers: \$10,000 from Administrator's account #403-100-001 (salaries), \$12,500 from Building Maintenance account #422-135-050 (repairs to buildings) and \$12,500 from Building Maintenance account #422-155-085 (consulting and contractual). The above transfers to be placed into the needed areas in the Solid Waste budget. Mr. Hunter also asked that \$15,000 from Solid Waste account #708-160-090 (land, buildings and right of way) be transferred to the Solid Waste budget account #708-125-036 (Fuel). This will leave a balance of \$13,500 for moving the portable landfill. Mr. Hooper moved to approve the transfers and Mr. Wiles seconded. Vote was unanimous.

Mr. Crowe presented an emergency purchase for Road Maintenance for materials to continue the road marking in conjunction with the E911 program. He asked Council to tentatively approve the purchase pending receipt of a grant from the State to cover the cost. Mr. Hooper moved to approve as requested and Mr. Holden seconded. Vote was unanimous.

Mr. Crowe presented pictures of outstanding work done by Road Maintenance, Mr. J.R. McClure and Mr. Carl Thurston. Council commended the department for an outstanding job.

There being no further business, Council adjourned at 9:00 p.m.

Respectfully submitted,


Linda N. Gilstrap, Clerk
ANDERSON COUNTY COUNCIL