

**GREENVILLE COUNTY COUNCIL
COMMITTEE OF THE WHOLE
MINUTES
April 3, 2012
5:09 p.m.
County Square - Conference Room D**

Pursuant to the Freedom of Information Act, notice of the meeting date, time, place and agenda was posted on the bulletin board at County Square and posted on the County's web page for all media and concerned citizens to access and review.

COMMITTEE MEMBERS PRESENT:

CHAIRMAN BUTCH KIRVEN
VICE CHAIRMAN BOB TAYLOR
DAN RAWLS
LOTTIE GIBSON
WILLIS MEADOWS
XANTHENE NORRIS

JOE DILL
JIM BURNS
JOE BALDWIN
FRED PAYNE
SID CATES

COMMITTEE MEMBERS ABSENT:

LIZ SEMAN

STAFF PRESENT:

MARK TOLLISON, County Attorney
THERESA KIZER, Clerk to Council
REGINA MCCASKILL, Deputy Clerk to Council
PAULA GUCKER, Assistant County Administrator, Public Works
BOB MIHALIC, Governmental Relations Officer
DEAN CAMPBELL, Assistant County Attorney
JOHN HANSLEY, Deputy County Administrator

OTHERS PRESENT:

NONE

CALL TO ORDER

Chairman Butch Kirven

INVOCATION

Councilor Willis Meadows

Item (3)

APPROVAL OF MINUTES

ACTION: Councilor Gibson moved to approve the minutes of the Regular Committee of the Whole meeting of March 6, 2012.

Motion carried unanimously with Councilor Seman absent.

Item (4)

BOARDS AND COMMISSION NOMINATIONS

(a) Committee on Finance

1. Accommodations Tax Advisory Committee

ACTION: On behalf of the committee, Councilor Taylor moved to forward the names of John Deck and Joyce Smart to fill the two vacancies on the Accommodations Tax Advisory Committee.

ACTION: Councilor Burns made a motion to close nominations and forward the two nominees to full Council.

Motion carried unanimously with Councilor Seman absent.

2. Arena District

ACTION: On behalf of the committee, Councilor Taylor moved to forward the names of Dee Benedict, Anne Blythe and Steve Sinicropi to fill the three vacancies on the Arena District Board.

Chairman Kirven stated a fourth vacancy was created by a resignation; however the notification was received after the application cycle ended.

ACTION: Councilor Payne moved to suspend the rules for posting requirements, so as to allow the fourth vacancy to receive a nomination.

Councilor Meadows stated he would not support Councilor Payne's motion because the additional vacancy would not cause a quorum issue.

Chairman Kirven stated there were several options available to handle the matter.

Councilor Cates asked when new members would start their term.

Mrs. Kizer stated they would begin work after the Governor's approval.

ACTION: Councilor Dill moved to go into Executive Session to discuss an issue with the Arena District Board.

Mr. Tollison stated if Councilor Dill was looking for legal advice on a matter, an executive session was appropriate.

Motion carried unanimously with Councilor Seman absent and the Committee of the Whole entered into Executive Session at 5:17 p.m.

RECONVENE

Mr. Tollison reported Greenville County Committee of the Whole out of Executive Session stating no action was taken. The meeting reconvened at 5:42 p.m.

ACTION: Councilor Payne moved to request the County Attorney to review policy regarding conflicts of interest as specified in County Policy and in the State Ethics Commission Guidelines and report back to County Council.

Motion to allow the County Attorney to review the policy regarding conflicts of interest as specified in County Policy and in the State Ethics Commission Guidelines and report back to County Council carried unanimously with Councilor Seman absent.

Councilor Baldwin stated there may be citizens that did not apply initially, who may want to apply for the fourth vacancy.

Councilor Payne stated although re-opening the enrollment period for new applicants was a possibility, everyone who was interested had applied initially.

Chairman Kirven stated no one was denied an opportunity to apply.

Councilor Taylor called the question.

Motion to accept the fourth vacancy was approved by a vote of eight in favor (Dill, Burns, Taylor, Kirven, Norris, Rawls, Gibson, Payne), three opposed (Baldwin, Meadows, Cates) and one absent (Seman).

ACTION: Councilor Taylor nominated Jeff Gilstrap for the fourth vacancy on the Arena District Board.

ACTION: Councilor Meadows nominated Bob Davis for the fourth vacancy on the Arena District Board.

ACTION: Councilor Payne nominated Stacy Kuper for the fourth vacancy on the Arena District Board.

ACTION: Councilor Gibson moved to close nominations and forward the nominees to full Council.

Motion carried unanimously with Councilor Seman absent.

3. Greenville Area Development Corporation

ACTION: On behalf of the committee, Councilor Taylor moved to forward the names of Timothy Justice, Mark Kent and Richard Wilkerson to fill the three vacancies on the Greenville Area Development Corporation Board.

ACTION: Councilor Dill moved to close nominations and forward the nominees to full Council.

Motion carried unanimously with Councilor Seman absent.

(b) Committee on Planning and Development

1. Construction Board of Adjustments and Appeals

ACTION: On behalf of the committee, Councilor Payne moved to forward the name of Timothy Thomason to fill the one vacancy on the Construction Board of Adjustments and Appeals Board.

ACTION: Councilor Gibson moved to close nominations and forward the nominee to full Council.

Motion carried unanimously with Councilor Seman absent.

2. Zoning Board of Appeals

ACTION: On behalf of the committee, Councilor Payne moved to forward the names of Michael Adamson,

Hillary Andren-Wise, Eugene Gardner IV and Wayne Moore to fill the four vacancies on the Zoning Board of Appeals.

ACTION: Councilor Norris moved to close nominations and forward the nominees to full Council.

Motion carried unanimously with Councilor Seman absent.

(c) Committee on Public Works and Infrastructure

1. Greenlink / Greenville Transit Authority

ACTION: On behalf of the committee, Councilor Meadows moved to forward the name of David Mitchell to fill the one vacancy on the Greenlink / Greenville Transit Authority Board.

ACTION: Councilor Gibson moved to close nominations and forward the nominees to full Council.

Motion carried unanimously with Councilor Seman absent.

2. Recreation District Commission

ACTION: On behalf of the committee, Councilor Meadows moved to forward the name of Scott Wigginton to fill the one vacancy on the Recreation District Commission.

ACTION: Councilor Gibson nominated Oscar Neely to fill the one vacancy on the Recreation District Commission.

ACTION: Councilor Cates moved to close nominations and forward the nominees to full Council.

Motion carried unanimously with Councilor Seman absent.

OTHER

Councilor Gibson stated the Alcohol and Drug Abuse Commission has had a hard time for the past ten years and she was hoping each existing board member would remain on the committee. She stated her concerns with the Alcohol and Drug Abuse Commission Finance Committee Chairman Batey Kennedy retaining his position.

Chairman Kirven stated because the Alcohol and Drug Abuse Commission nominations were held at the Committee of the Whole and forwarded to full Council, under the Boards and Commissions Policy, no additional nominations were allowed.

ACTION: Councilor Gibson moved to suspend Council Rules to allow for a nomination to the Alcohol and Drug Abuse Commission.

Mr. Tollison suggested a motion to reconsider an action from the last Committee of the Whole meeting would be in order.

Chairman Kirven stated reconsidering the action would set a bad precedence.

ACTION: Councilor Gibson withdrew her original motion to suspend the rules and then moved to reconsider the vote taken by the Committee of the Whole on March 6th regarding the Alcohol and Drug Abuse Committee.

Councilor Burns stated he remembered going through a similar process previously in the Committee of the Whole relating to a nomination because of the lack of clarity on whom and when nominations

would be allowed. He stated Council Rules would cover a motion for reconsideration.

Motion to reconsider the nominations for the Alcohol and Drug Abuse Commission to allow for an additional nominee carried with eight in favor (Dill, Baldwin, Meadows, Cates, Norris, Gibson, Rawls, Payne), three in opposition (Taylor, Burns, Kirven) and one absent (Seman).

ACTION: Councilor Gibson moved to nominate Batey Kennedy to the Alcohol and Drug Abuse Commission.

Without objection, nominations were closed forwarded to full Council.

Item (5) SPECIAL TAX DISTRICT NOMINATIONS

(a) Autumn Hills Special Tax District

ACTION: Councilor Dill moved to forward the name of Rubye Lockwood to fill the one vacancy on the Autumn Hills Special Tax District.

ACTION: Councilor Dill moved to close nominations and forward the nominee to full Council.

The motion carried unanimously with Councilor Seman absent.

(b) River Falls Fire District

ACTION: Councilor Dill moved to withdraw Michael Elrod from the nomination list and reopen the application period for the River Falls Fire District.

Without objection, the application period for the River Falls Fire District was reopened.

(c) Boiling Springs Fire District

ACTION: Councilor Baldwin moved to forward the names of William McDowell, Jr. and Rick Williams to fill the two vacancies on the Boiling Springs Fire District.

ACTION: Councilor Burns moved to close nominations and forward the nominees to full Council.

The motion carried unanimously with Councilor Seman absent.

(d) Buxton Tax District Commission

ACTION: Councilor Meadows moved to forward the names of David Spear and Richard Stamey to fill the two vacancies on the Buxton Tax District Commission.

ACTION: Councilor Meadows moved to close nominations and forward the nominees to full Council.

The motion carried unanimously with Councilor Seman absent.

(e) Ashwicke Special Tax District

ACTION: Councilor Taylor moved to forward the name of Teresa Stoecker to fill the one vacancy on the Ashwicke Special Tax District.

Councilor Taylor moved to close nominations and forward the nominees to full Council.

The motion carried unanimously with Councilor Seman absent.

(f) Brookfield Special Tax District

ACTION: Councilor Taylor moved to forward the name of Christopher Eriksen to fill the one vacancy on the Brookfield Special Tax District.

Councilor Taylor moved to close nominations and forward the nominee to full Council.

The motion carried unanimously with Councilor Seman absent.

(g) Donaldson Fire Service Area

ACTION: Councilor Gibson moved to forward the name of Terry McCall to fill the one vacancy on the Donaldson Fire Service Area.

Councilor Gibson moved to close nominations and forward the nominee to full Council.

The motion carried unanimously with Councilor Seman absent.

(h) Canebrake Fire District

ACTION: Councilor Rawls moved to forward the names of Jerry Rector and James Ruffner to fill the two vacancies on the Canebrake Fire District.

Councilor Rawls moved to close nominations and forward the nominees to full Council.

The motion carried unanimously with Councilor Seman absent.

(i) Freetown Community Special Tax District

ACTION: Councilor Norris moved to forward the name of Mamie Carter to fill the one vacancy on the Freetown Community Special Tax District.

Councilor Norris moved to close nominations and forward the nominee to full Council.

The motion carried unanimously with Councilor Seman absent.

Item (6)

ADJOURNMENT

ACTION: Councilor Taylor moved to adjourn the meeting.

Without objection the Committee of the Whole meeting was adjourned at 6:04 p.m.

Respectfully submitted:

Theresa B. Kizer, Clerk to Council