

**GREENVILLE COUNTY COUNCIL
REGULAR MEETING
May 1, 2012
6:18 p.m.
County Square – Council Chambers**

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 made available to the newspapers, radio stations and television stations and concerned citizens.

COUNCIL MEMBERS PRESENT:

CHAIRMAN BUTCH KIRVEN
VICE CHAIRMAN BOB TAYLOR
SID CATES
JOE BALDWIN

FRED PAYNE
XANTHENE NORRIS
JOE DILL
JIM BURNS

LOTTIE GIBSON
LIZ SEMAN
WILLIS MEADOWS
DAN RAWLS

COUNCIL MEMBERS ABSENT:

NONE

STAFF PRESENT:

JOE KERNELL, County Administrator
MARK TOLLISON, County Attorney
JOHN HANSLEY, Deputy County Administrator
THERESA KIZER, Clerk to County Council
REGINA MCCASKILL, Deputy Clerk to County Council
BOB MIHALIC, Governmental Relations Officer
STEPHANIE BROWN, Coordinator, Human Resources
PAULA GUCKER, Assistant County Administrator, Public Works
JIM DORRIETY, Assistant County Administrator, Detention Center
WAYNE MULLENS, Coordinator, Human Resources
KEITH DRUMMOND, Director, Code Enforcement

OTHERS PRESENT:

CHIEF DEPUTY JOHN ELDRIDGE, Sheriff's Office

CALL TO ORDER

Chairman Butch Kirven

INVOCATION

Dr. Charles Darrett, Professor
Geneva Reformed Seminary

PLEDGE OF ALLEGIANCE

Item (4)

APPROVAL OF MINUTES

ACTION: (a) Councilor Gibson moved to approve the minutes of the April 17, 2012 regular County Council meeting.

Councilor Burns requested inclusion of the voting record for the three contested boards and commissions results.

Motion to approve the minutes with the inclusion of the voting record for the three contested boards and commissions results carried unanimously.

Item (5)

PROCLAMATIONS

(a) **Habitat for Humanity**

Chairman Kirven stated Councilor Payne would present the proclamation to Habitat for Humanity at another occasion.

Item (6)

PUBLIC HEARINGS

(a) **Clear Springs Fire and Rescue District / Fountain Inn Fire District – Boundary Adjustment**

A public hearing was held for the purpose of receiving public comments regarding an ordinance to establish a new boundary between the Clear Spring Fire and Rescue District and the Fountain Inn Fire Service Area so as to enlarge the Clear Spring Fire and Rescue District, and to diminish the Fountain Inn Fire Service Area; and to provide for public notice thereof.

There being no speakers, Councilor Taylor declared the public hearing closed.

Item (7)

APPEARANCES

- Butch Taylor, 1 Millbrooke Court, Greenville – appeared regarding Hospitality Tax
- Bob Davis, 6 Setinel Court, Greer – appeared regarding Hospitality Tax
- John Bynum, 407 Morris Street, Greenville – appeared regarding Hospitality Tax

Item (8)

CONSENT AGENDA

(a) **Redevelopment Authority / PY 2012 Annual Action Plan**

ACTION: Councilor Burns moved approval of the Consent Agenda item.

Motion carried unanimously.

Item (9)

RESOLUTIONS

(a) City View Referendum

ACTION: Councilor Meadows moved for adoption a resolution to certify a petition calling for a popular referendum to determine if the City View Special Tax District shall be created to provide for street lighting within the proposed district, to direct the Greenville County Election Commission to hold an election and certify the results of the election to County Council.

Mr. Tollison stated before a vote, the referendum would have to be cleared by the Justice Department.

Motion carried unanimously.

(b) Greenville County Redevelopment Authority / Cooperative Agreement

ACTION: Councilor Taylor moved for adoption a resolution authorizing Greenville County's continued Cooperative Agreement with the cities of Fountain Inn, Greer, Mauldin, Simpsonville and Travelers Rest; and to appoint the Greenville County Redevelopment Authority as the County's agent for the purpose of administering any grant funds received as a result of said agreement.

Motion carried unanimously.

(c) Greenville County Redevelopment Authority / Emergency Solutions Grant

ACTION: Councilor Taylor moved for adoption a resolution authorizing the Greenville County Redevelopment Authority, as Greenville County's agent, to apply for and administer said ESG funds, if awarded, in accordance with its Action Plan as submitted to the U.S. Department of Housing and Urban Development.

Motion carried unanimously.

Item (10)

ORDINANCES – THIRD READING

(a) Zoning Ordinances

1. CZ-2012-8, Property of John Lundberg located at 3 Cline Street at Edwards Street requesting rezoning from R-20 to R-10.

ACTION: Councilor Payne moved adoption of the ordinance at third reading.

Motion carried unanimously.

(b) Plan Amendment / Imagine Greenville County Comprehensive Plan to Include Judson Community Plan (CP-2012-1)

ACTION: Councilor Payne moved for adoption at third reading an ordinance to adopt the Judson Community Plan as an amendment to the Greenville County Comprehensive Plan.

Motion carried unanimously.

(c) Clear Spring Fire and Rescue District / Fountain Inn Fire Service Area - Boundary Adjustment

ACTION: Councilor Meadows moved for adoption at third reading an ordinance to establish a new boundary between the Clear Spring Fire and Rescue District and the Fountain Inn Fire Service Area so as to

enlarge the Clear Spring Fire and Rescue District, and to diminish the Fountain Inn Fire Service Area; and to provide for public notice thereof.

Motion carried unanimously.

(d) Greenville / Anderson Multi County Industrial Business Park Amendment - Project Palmetto

ACTION: Councilor Taylor moved for adoption at third reading an ordinance to authorize the eighteenth amendment to the agreement for development of joint county industrial park between Greenville County, South Carolina and Anderson County, South Carolina, dated as of October 6, 1998, so as to enlarge the boundaries of such joint county industrial park to include one or more parcels of property located in Anderson County; and other matters related thereto.

Motion carried unanimously.

Item (11) ORDINANCES – SECOND READING

(a) Roy Metal Finishing Company Inc., & JPCR LLC / FILOT Agreement

ACTION: Councilor Taylor moved for approval at second reading an ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Greenville County, South Carolina and Roy Metal Finishing Company, Inc. and JPCR, LLC, with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes; and other matters related thereto.

Motion carried unanimously.

(b) Hospitality Tax Project and Expenditure List / Amendment to Exhibit A

ACTION: Councilor Taylor moved for approval at second reading an ordinance to amend Exhibit A established as an addendum to Ordinance No. 4079, as last amended by Ordinance No. 4459, so as to appropriate additional operating funds for tourist related projects.

Councilor Dill asked where the additional allocations would come from.

Mr. Kernell stated the additional allocations would come from additional hospitality revenue and from the cycling event not being held in the area over the next couple of years.

ACTION: Councilor Dill moved to allow amendments at third reading.

Motion to allow amendments at third reading carried unanimously.

Motion as amended carried unanimously.

Item (12) ORDINANCES – FIRST READING

(a) JTEKT Automotive (Formerly Project IKE II) / Fee In Lieu of Tax Agreement

Councilor Taylor presented for first reading an ordinance authorizing the execution and delivery of a fee agreement between Greenville County and JTEKA Automotive South Carolina, Inc. providing for a fee in lieu of tax in connection with investment in an industrial project thereunder; the granting of an infrastructure tax credit with respect to such project; and other matters relating thereto.

Chairman Kirven stated the item would remain on the floor until second reading.

(c) Amend FY 2011-2012 and FY 2012-2013 Budgets / to Increase Travel Funds for Council Members by an Additional \$5,000 per Council Member

This item was tabled in the Finance Committee meeting. No action was required.

Item (13)

COMMITTEE REPORTS

There were no further Committee Reports.

Item (14)

APPEARANCES BY CITIZENS

- Linda Fleenor, 204 Green Leaf Drive, Greenville – appeared regarding Disabilities and Special Needs Board
- Alexandra Mauney, 205 Rosebank Way, Greenville – appeared regarding recycling
- John Miller, 12 Crimson Glory Lane, Travelers Rest - appeared regarding recycling
- Vivian Thompkins, 106 Indian Springs Drive, Greenville - appeared regarding recycling
- Louann Keller, 718 Batesville Road, Greer – appeared regarding chickens
- Butch Taylor, 1 Millbrooke Court, Greenville – appeared regarding Agenda 21
- Davis Roeske, 400 N. Main Street, Greenville – appeared regarding Disabilities and Special Needs Board
- Jerry Ashley, 6 Woodridge Drive, Greenville – appeared regarding Disabilities and Special Needs Board
- John Bynum, 407 Morris Street, Greenville – appeared regarding 501 (c)(3) Churches

STATEMENT

Chairman Kirven stated in relation to the Disabilities and Special Needs Board, Greenville County had a process that would reach a climax at the May 15, 2012 County Council meeting. He stated County Council was methodically doing its duty.

Item (15)

ADMINISTRATOR'S REPORT

There was no Administrator's Report.

Item (16)

REQUESTS AND MOTIONS BY COUNCIL MEMBERS

(a) River Falls Fire District Commission

ACTION: Councilor Dill moved to close nominations and elect by acclamation Mr. Rollan Green and Mr. James Moore to fill two vacancies on the River Falls Fire District.

Motion carried unanimously.

REQUESTS AND MOTIONS BY COUNCIL MEMBERS cont'd.

- Councilor Baldwin requested having a committee look into the matter spoken to by Ms. Keller regarding chickens, to determine if the ordinance she was being prosecuted under was a fair ordinance.
- Councilor Seman stated the US Forest Service Modular Aerial Fire Fighting System teams would conduct their training at SCTAC May 6-10. MAFFS is a self-contained reusable 3000 gallon arterial fluid disbursal system that allows Lockheed's C130 cargo and utility aircraft to be converted into wild

Item (17)

ADJOURNMENT

ACTION:

Councilor Payne moved to adjourn the meeting.

Motion carried and the regular meeting of Greenville County Council was adjourned at 7:10 p.m.

Respectfully submitted:

Theresa B. Kizer, Clerk to Council