

**GREENVILLE COUNTY COUNCIL
REGULAR MEETING
October 16, 2012
6:01 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
LIZ SEMAN
DAN RAWLS

FRED PAYNE
JOE DILL
SID CATES
JOE BALDWIN

JIM BURNS
XANTHENE NORRIS
WILLIS MEADOWS
LOTTIE GIBSON

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
PAULA GUCKER, Assistant County Administrator, Public Works
BOB MIHALIC, Governmental Relations Officer
TOM MEEKS, Planning Department
DAN POWELL, Planning Department
JIM DORRIETY, Assistant County Administrator, Detention Center

OTHERS PRESENT:

NONE

CALL TO ORDER

Chairman Butch Kirven

INVOCATION

Reverend Dr. Tina Woody, Chaplain
United Hospice of Greenville

PLEDGE OF ALLEGIANCE

RECOGNITION

Chairman Kirven recognized the Boy Scout from troupe St. Mary's Church, Senator Mike Fair, Chairman of the Greenville County Legislative Delegation and his grandson, Michael Edmonds.

Item (4)

APPROVAL OF MINUTES

ACTION: (a) Councilor Norris moved to approve the minutes of the October 2, 2012 regular County Council meeting.

Motion carried unanimously by all Council members.

Item (5)

PRESENTATION

(a) Keep Greenville Beautiful Grant Awards Presentation

Waste Management

Mindy Miller and other colleagues from Waste Management presented Chairman Kirven and Councilor Payne with a grant check in the amount of \$10,000 for the Poinsett Corridor Project.

Palmetto Pride

Ms. Ester Wagner from Palmetto Pride presented the County of Greenville with a Tree Grant Award certificate for eighty-five trees to help further their efforts to beautify Greenville County.

ANNOUNCEMENT

Chairman Kirven announced former County Commissioner Wally Mullinax passed away. Mr. Mullinax served on the first Greenville County Council Board of Commissioners in the 1960's, before Home Rule was enacted.

Item (6)

PUBLIC HEARINGS

(a) Bon Secours Health System Inc. / JEDA Bonds

A public hearing was held for the purpose of receiving public comments regarding a resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds, Series 2012 (Bon Secours Health System, Inc.) 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 not to exceed \$277,000,000.

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

(b) Laurens / Greenville Multi County Industrial Business Park Agreement Amendment – Project Gro Public Hearing – CANCELLED

(c) Project Gro / Fee in Lieu of Tax Agreement Public Hearing – CANCELLED

Item (7)

APPEARANCES

There were no speakers requesting appearances.

Item (8)

CONSENT AGENDA

- (a) **2013 EMS Grant In Aid / 5.5% County Match = \$1,861.70**
- (b) **Enhancement Grant / Poinsett Corridor Revitalization Project = \$2,518,875**

ACTION: Councilor Burns moved to approve the Consent Agenda items.

Motion carried unanimously by all members.

Item (9)

RESOLUTION

- (a) **Bon Secours Health System Inc. / JEDA Bonds**

Councilor Taylor moved to approve a resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds, Series 2012 (Bon Secours Health System, Inc.) 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 not to exceed \$277,000,000.

Motion carried unanimously by all members.

Item (10)

ORDINANCES – THIRD READING

- (a) **Zoning Ordinances**

- 1. **CZ-2012-28**, Property of Reichert Consulting LLC, located on Scuffletown Road and Lee Vaughn Road requesting rezoning from R-S to NC with conditions.

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

Motion carried unanimously by all members.

- 2. **CZ-2012-29**, Property of Kimberly Haines located on Old Hundred Road and Reedy Fork Road requesting rezoning from R-R3 to R-R1 and C-1.

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

Motion carried unanimously by all members.

- 3. **CZ-2012-30**, Property of Mike Kiriakides located on Eldorado Drive requesting rezoning from R-MA to C-3.

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

Motion carried unanimously by all members.

- 4. **CZ-2012-31**, Property of Joel Kirby and James Burriss located on Feaster Road requesting rezoning from I-1 to NC.

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

Motion carried unanimously by all members.

5. **CZ-2012-34**, Property of Inland Western Greenville Five Forks LLC, located at 2607 Woodruff Road requesting rezoning from C-1 to C-2.

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

Motion carried unanimously by all members.

(b) Text Amendment / Add Coordination Element to the Greenville County Comprehensive Plan (CP-2012-02)

ACTION: Councilor Payne moved for adoption at third reading an ordinance to amend the Greenville County Comprehensive Plan by adding the Coordination Element.

Motion carried unanimously by all members.

Item (11)

ORDINANCES – SECOND READING

(a) Zoning Ordinances

1. **CZ-2012-36**, Property of Walter Dahlgren located on S. Industrial Drive and Colony Centre Way requesting rezoning from O-D to C-3. The Planning Commission and Committee recommended approval.

ACTION: On behalf of the Committee, Councilor Payne moved approval of the ordinance at second reading.

Motion carried unanimously by all members.

2. **CZ-2012-37**, WITHDRAWN BY APPLICANT

3. **CZ-2012-39**, Property of Gray Development located on Orr Street and Beacon Street requesting rezoning from R-7.5 to NC. The Planning Commission and Committee recommended approval.

ACTION: On behalf of the Committee, Councilor Payne moved approval of the ordinance at second reading.

Motion carried unanimously by all members.

(b) Project Sparta / Fee in Lieu of Tax Agreement

ACTION: Councilor Taylor moved for approval at second reading an ordinance authorizing the execution and delivery of a fee-in-lieu of Ad Valorem taxes and Incentive Agreement by and among Greenville County, South Carolina, and Project Sparta, as sponsor, and a sponsor affiliate, to provide for a fee in lieu of Ad Valorem taxes incentive, granting of certain special source revenue credits and other matters related thereto.

Motion carried unanimously by all members.

(c) Project Sparta / Fee in Lieu of Tax Agreement Extension

ACTION: Councilor Taylor moved for approval at second reading an ordinance authorizing the amendment of that certain fee in lieu of Ad Valorem taxes agreement by and among Greenville County, South Carolina, and Drive Automotive Industries of America, Inc., as sponsor, and Mid Realty Holdings, L.L.C., as sponsor affiliate, to extend the term of said agreement; and other matters related thereto.

Motion carried unanimously by all members.

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

ACTION: Councilor Taylor moved for approval at second reading an ordinance authorizing an amendment to an agreement for development for joint county industrial park by and between Greenville County, South Carolina, and Anderson County, South Carolina, to expand the boundaries of the park to

include certain real property located in Greenville County; and other related matters.

Councilor Burns asked if the proposed ordinance was a typical twenty-year FILOT. He asked if there needed to be one ordinance that would expand the dates of all Multi-County Industrial Parks.

Mr. Tollison stated this issue had been discussed in the Finance Committee and that at some point older parks would have updated MCIP agreements, especially where there have been extensions of FILOT agreements. Some companies have created new parks rather than amend older parks.

Councilor Burns asked if there would be one ordinance that would manage all MCIPs.

Mr. Tollison stated there was a need in the next few years for these MCIP agreements to be updated and that he and Mr. Hansley were working on bringing ordinances relating to older parks to Council for an update. He assured County Council the changes would be presented in a transparent process for both County Council and taxpayers.

Motion carried unanimously by all members.

RECOGNITION

Chairman Kirven recognized Perry Eichor, Mayor of Simpsonville who was in attendance.

Item (12)

ORDINANCES – FIRST READING

(a) Zoning Ordinances

Councilor Payne presented for first reading Zoning Dockets CZ-2012-41 through CZ-2012-45.

Chairman Kirven referred the items to the Planning and Development Committee.

(b) Anderson / Greenville Multi County Industrial Business Park - Project Paint

Councilor Taylor presented for first reading an ordinance to develop a jointly owned and operated industrial/business park (Project Paint) in conjunction with Anderson County, such industrial/business park to be geographically located in Anderson County and established pursuant to South Carolina Code of Laws of 1976 §4-1-170, et sequitur, as amended; to provide for a written agreement with Anderson County providing for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of Ad Valorem taxes to the counties and

relevant taxing entities; to provide that job tax credits allowed by law be provided for businesses located in said park; and to permit a user fee in lieu of Ad Valorem Taxation within said park.

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

(c) SCIO Diamond (PROJECT GEM) / Fee in Lieu of Tax Agreement

Councilor Taylor presented for first reading an ordinance authorizing a fee in lieu of tax arrangement for the benefit of SCIO Diamond Technology Corporation, pursuant to a fee in lieu of tax agreement between Greenville County, South Carolina and the Company; and other matters relating to the foregoing.

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

Item (13) BOARD AND COMMISSIONS – BALLOT RESULTS

(a) Airport Commission (1 Vacancy)

Chairman Kirven stated James Wall was elected to fill the vacancy on the Airport Commission.

(b) Historic Preservation Commission (3 vacancies)

Chairman Kirven stated Ruth Butler, Kelly Odom and Richard Owens were elected to fill the three vacancies on the Historic Preservation Commission.

Item (14) COMMITTEE REPORTS

There were no further Committee Reports.

Item (15) APPEARANCES BY CITIZENS

- Ed Paxton, 1 York Circle, Greenville - appeared regarding gusto
- Paul Sauls, 182 Ponder Lane, Taylors - appeared regarding citizen oversight
- Andrea Sligh, 302 Minus Street, Greenville - appeared regarding school bus

Item (16) ADMINISTRATOR’S REPORT

There was no Administrator’s Report.

Item (17) REQUESTS AND MOTIONS BY COUNCIL MEMBERS

- Councilor Gibson stated she would be holding a press conference on Wednesday, October 17th at 11:00 a.m.
- Councilor Seman stated the SC Army National Guard project at SCTAC was featured in GSA Business. She stated the project was more than halfway complete and would provide 75 full-time jobs and a \$26 million capital investment. The scheduled completion date was September 2013.
- Councilor Norris thanked everyone for their prayers and expressions of sympathy during her family’s time of bereavement.

- Councilor Dill asked the Administration to resurrect the NACo Drug Prescription Card. He then distributed a new Dental Card from NACo to be used for dental procedures. He stated he wanted Greenville County to be proactive in South Carolina and to be one of the first counties to really push the two programs that would help the citizens.
- Councilor Cates wished Mr. Kirven a Happy Birthday.

Item (18)

ADJOURNMENT

ACTION: Councilor Rawls moved to adjourn the meeting.

Motion carried and the regular meeting of Greenville County Council was adjourned at 6:49 p.m.

Respectfully submitted:

Theresa B. Kizer, Clerk to Council