

**MINUTES  
GREENVILLE COUNTY COUNCIL  
JUNE 4, 2013  
COUNCIL CHAMBERS  
6:08 p.m.**

Pursuant to the Freedom of Information Act, notice of the meeting date, time, place and agenda was posted on the bulletin board at the County Square and made available to the newspapers, radio stations, television stations and concerned citizens.

**COUNCIL MEMBERS PRESENT:**

CHAIRMAN BOB TAYLOR	LOTTIE GIBSON
VICE CHAIRMAN WILLIS MEADOWS	SID CATES
JOE DILL	FRED PAYNE
JOE BALDWIN	DAN RAWLS
JIM BURNS	BUTCH KIRVEN
XANTHENE NORRIS	LIZ SEMAN

**COUNCIL MEMBER(S) ABSENT:**

NONE

**STAFF PRESENT:**

JOE KERNELL, County Administrator  
MARK TOLLISON, County Attorney  
JOHN HANSLEY, Deputy County Administrator  
THERESA KIZER, Clerk to Council  
REGINA MCCASKILL, Deputy Clerk to Council  
JEFF WILE, Assistant County Attorney  
PAULA GUCKER, Assistant County Administrator, Public Works  
TOM MEEKS, Planning Department  
TERESA BARBER, Fire Code Official/Code Enforcement Supervisor  
SANDRA YUDICE, Assistant to the County Administrator  
JIM DORRIETY, Assistant County Administrator, Public Safety

**OTHERS PRESENT:**

NONE

**CALL TO ORDER**

Chairman Bob Taylor

**INVOCATION**

Dr. Charles Davis  
Tabernacle Baptist Church  
(Hudson Street)

## PLEDGE OF ALLEGIANCE

### **Item (4)**

#### APPROVAL OF MINUTES

**ACTION:** Councilor Seman moved to approve the May 21, 2013 County Council minutes.

Motion carried unanimously by all County Council Members.

### **Item (5)**

#### APPEARANCES

There were no speakers.

### **Item (6)**

#### RESOLUTIONS

- (a) **Greater Greenville Sanitation District Annexation / Certain Properties Located in the Del Norte Subdivision - Request for Public Hearing**

**ACTION:** Councilor Payne moved for adoption a resolution to hold a public hearing to consider enlarging the Greater Greenville Sanitation District to include certain properties located in the Del Norte Subdivision.

Motion carried unanimously.

- (b) **Greater Greenville Sanitation District Annexation / Certain Properties Located off of W. Mountain Creek Road, E. Lee Road, Hartsville Drive, Bald Rock Drive and Altamont Road - Request for Public Hearing**

**ACTION:** Councilor Payne moved for adoption a resolution to hold a public hearing to consider enlarging the Greater Greenville Sanitation District to include certain properties located off of W. Mountain Creek Church Road, E. Lee Road, Hartsville Drive, Bald Rock Drive and Altamont Road.

Motion carried unanimously.

- (c) **Increase the Term of the Newly Elected Candidate of the Berea Public Service Commission**

**ACTION:** Councilor Meadows moved for adoption a resolution to increase the term of the newly elected candidate to the Berea Public Service Commission receiving the second highest number of votes in the November 2013 election.

Motion carried unanimously.

**Item (7)**

**ORDINANCES – THIRD READING**

**(a) Zoning Ordinances**

1. **CZ-2013-16**, Property of Jake Van Gieson, located on E. North Street and Howell Road, requesting rezoning from O-D and PD to C-1.

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

Motion carried unanimously.

2. **CZ-2013-17**, Property of Freeland and Kauffman Inc., located on 1506 and 1508 Easley Bridge Road and 5 N. Georgia Avenue, requesting rezoning from R-7.5 and C-2 to C-1.

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

Motion carried unanimously.

**Item (8)**

**ORDINANCES – SECOND READING**

**(a) FY 2014 Budget for Greenville County**

**ACTION:** Councilor Meadows moved for approval at second reading an ordinance to adopt the County of Greenville Fiscal Year 2013-2014 Budget.

**ACTION:** Councilor Payne moved to allow amendments at third reading.

Councilor Kirven stated he did not agree with allowing amendments at third reading. He stated discussing the matter during second reading was sufficient.

Motion to allow amendments at third reading carried by a vote of seven in favor (Payne, Dill, Meadows, Cates, Burns, Norris, Gibson) and five in opposition (Kirven, Baldwin, Taylor, Seman, Rawls).

Chairman Taylor passed the gavel to Vice-Chairman Meadows.

**ACTION:** Chairman Taylor moved to amend the FY2014 Operating Budget as follows:

- A. Transfer from Non-Departmental the Community Project Account appropriation in an amount of \$254,472 to the County Council Office.
- B. Allocate the \$245,472 Community Project Account appropriation within the County Council Office equally among the 12 council districts - \$20,456 per district. Community Project Account appropriations will continue to fund only small, de minimus public projects associated with special, non-recurring requests for infrastructure purposes such as: public buildings and grounds; infrastructure related studies; flooding; roads; lights; sewer and drainage; and contributions to related entities providing services in Greenville County for local projects.

- C. County Council members will serve as sponsors for any Community Project Account applications submitted. Project applications will be required to go to Finance Committee for review and be approved by County Council.
- D. Council Members, at their discretion, may transfer into their Community Project Account any unspent Council District Expense funds not required for business expenses used in the discharge of their public duties.

He stated a Community Project Account proposal would initiate through a County Council member to the Finance Committee. Chairman Taylor stated the purpose of the amendment was to help with small community projects that directly help citizens in a district. He stated if a County Council Member did not spend the entire \$20,456, the funds would go back to the General Fund.

Councilor Burns stated the actual change was allowing Council Members to make requests. He stated he supported the proposed because there were two recorded votes by all members.

Councilor Gibson stated there were long discussions during the inception of Discretionary Funds, because based on their issues, districts needed more input.

Councilor Baldwin stated there was a lot of criticism on how Discretionary Funds were used in the past; however, safeguards were put in place.

Mr. Tollison stated the proposal was in-line with every court ruling seen thus far. He stated each County Council Member would witness and vote on the expenditures, which was the key element.

Councilor Norris asked what was the difference between the previous process and the proposed process.

Chairman Taylor stated going to the Finance Committee and voting on the expenditures was the difference between the previous and proposed process.

Councilor Gibson called the question.

There being no objections, the question was called.

Motion to amend carried unanimously.

The motion as amended was on the floor.

Councilor Meadows returned the gavel back to Chairman Taylor.

Councilor Norris stated she had an interest in internships for college students during the summer months.

Mr. Kernell stated internships were handled on a department level if there were funds available. He stated interns were hired throughout the County during the summer months. He stated availability of internship positions was advertised.

Motion to approve the County of Greenville Fiscal Year 2013-2014 Budget as amended carried unanimously.

**(b) FY 2015 Budget for Greenville County**

**ACTION:** Councilor Meadows moved for approval at second reading an ordinance to adopt the County of Greenville Fiscal Year 2014-2015 Budget.

**ACTION:** Councilor Dill moved to amend the FY2015 Operating Budget as follows:

- A. Transfer from Non-Departmental the Community Project Account appropriation in an amount of \$254,472 to the County Council Office.
- B. Allocate the \$245,472 Community Project Account appropriation within the County Council Office equally among the 12 council districts - \$20,456 per district. Community Project Account appropriations will continue to fund only small, de minimus public projects associated with special, non-recurring requests for infrastructure purposes such as: public buildings and grounds; infrastructure related studies; flooding; roads; lights; sewer and drainage; and contributions to related entities providing services in Greenville County for local projects.
- C. County Council members will serve as sponsors for any Community Project Account applications submitted. Project applications will be required to go to Finance Committee for review and be approved by County Council.
- D. Council Members, at their discretion, may transfer into their Community Project Account any unspent Council District Expense funds not required for business expenses used in the discharge of their public duties.

Motion to amend carried unanimously.

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

Motion to allow amendments at third reading carried by a vote of ten in favor (Dill, Baldwin, Meadows, Cates, Payne, Burns, Taylor, Norris, Gibson, Rawls) and two in opposition (Seman, Kirven).

Motion to approve the County of Greenville Fiscal Year 2014-2015 Budget as amended carried unanimously.

**(c) Greenville County Library / FY 2014 Budget**

**ACTION:** Councilor Meadows moved for approval at second reading an ordinance to approve the appropriation of funds for the Greenville County Library System for the fiscal year beginning July 1, 2013 and ending June 30, 2014; and to authorize the annual Ad Valorem property tax millage levy for library purposes.

Motion carried unanimously.

**Item (9)**

**ORDINANCES – FIRST READING**

**(a) Greenville County Tourism Public Facilities Corporation Refunding Certificates of Participation - Series 2013**

Councilor Meadows presented for first reading an ordinance authorizing Greenville County, South Carolina, to execute documents including a second supplement to lease

agreement by and between Greenville County, South Carolina and Greenville County Tourism Public Facilities Corporation; consenting to the issuance of refunding Certificates of Participation in the second supplement to lease agreement in the aggregate principal amount of not exceeding \$27,500,000; approving the form of a second supplement to Trust Agreement between Greenville County Tourism Public Facilities Corporation and the Trustee named thereunder; authorizing a pledge of and lien on the Hospitality Tax revenues as additional security for such obligations; and other matters relating thereto.

Chairman Taylor referred the item to the Finance Committee.

**Item (10)**

**COMMITTEE REPORTS**

There were no additional Committee Reports.

**Item (11)**

**APPEARANCES**

- Ed Paxton, 1 York Circle, Greenville – appeared regarding Council Rules
- Jack Logan, 5051 Old Augusta Road, Greenville – appeared regarding clubs

**Item (12)**

**ADMINISTRATOR'S REPORT**

Mr. Kernell reminded County Council of the County Surplus Property Sale to be held at the County's Vehicle Service Center located at 657 Keith Drive on Saturday, June 8<sup>th</sup> at 10:00 a.m.

**Item (13)**

**REQUESTS AND MOTIONS BY COUNCIL MEMBERS**

- Councilor Payne stated his family enjoyed their recent trip to England.

**(a) Initiate Text Amendment to Allow Chickens in Additional Zoning Districts**

**ACTION:**

Councilor Dill moved under Council Rule V (B) to initiate and refer a text amendment to public hearing and the Planning & Development Committee in order to amend Table 6.1 Uses Permitted, and the definition section of the Greenville County Zoning Ordinance, relating to chickens for the purpose of allowing citizens in the zoned areas of Greenville County to keep chickens on their property.

Mr. Tollison stated the proposed request was an attempt to obtain County Council approval to take up the issue and initiate a text amendment. The proposed would have the following process: public hearing, Planning Commission, Planning and Development Committee, County Council.

Motion carried unanimously.

- Councilor Baldwin stated there was no need to reinvent to wheel in relation to the chicken ordinance.

- Councilor Seman stated SCTAC officials recently hosted delegates from the Mitsubishi Motor Company who were interested in Project Green. They provided the executives access to the test track where they tried out their new electronic vehicle.

**Item (14)**

**ADJOURNMENT**

**ACTION:** Councilor Rawls moved to adjourn the meeting at 6:43 p.m.  
Motion carried unanimously by all County Council Members.

Respectfully submitted:

---

Theresa Kizer, Clerk to Council