



**MINUTES**  
**GREENVILLE COUNTY COUNCIL**  
**Regular Council Meeting**  
**October 18, 2016**  
**6:01 p.m.**  
**County Square – Council Chambers**

**COUNCIL MEMBERS**

- Mr. Bob Taylor, Chairman  
Mr. Butch Kirven, Vice Chairman  
Mr. Joe Dill  
Mr. Joe Baldwin  
Mr. Willis Meadows  
Mr. Sid Cates  
Mr. Jim Burns  
Mrs. Xanthene Norris  
Mrs. Liz Seman  
Mrs. Lottie Gibson **Absent**  
Mr. Lynn Ballard  
Mr. Fred Payne

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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.

**STAFF PRESENT**

- Joe Kernell, County Administrator  
Mark Tollison, County Attorney  
Dean Campbell, Deputy County Attorney  
Jeff Wile, Assistant County Attorney  
John Hansley, Deputy County Administrator  
Theresa Kizer, Clerk to Council  
Regina McCaskill, Deputy Clerk to Council  
Jessica Stone, Administrative Assistant, Clerk to Council  
Paula Gucker, Assistant County Administrator, Public Works  
John Vandermosten, Assistant County Administrator, Public Safety  
Chief Deputy Eldridge, Sheriff's Office  
Bob Mihalic, Governmental Relations Officer

**OTHERS PRESENT**

None

**CALL TO ORDER**

Chairman Bob Taylor

**INVOCATION** – introduced by Councilor Butch Kirven

Reverend Samuel L. Stroud  
Alston Wilkes Society  
Greenville, SC

**PLEDGE OF ALLEGIANCE**

**Item (4)      APPROVAL OF MINUTES**

**ACTION:** Councilor Ballard moved to approve the minutes of the October 4, 2016, Regular Council Meeting.

Motion carried unanimously by Council Members present.

**Item (5)      PROCLAMATION**

**(a) Junior League of Greenville / Annual Home Run for Healthy Kids**

Councilor Liz Seman presented a proclamation to the Junior League of Greenville for its 9th Annual Home Run for Healthy Kids® to be held at Fluor Field beginning Wednesday, October 19, 2016. Fluor Field will be transformed into educational “zones”, each highlighting ways to lead full lives through safety, physical well-being, nutrition, and healthy lifestyles. The event will educate more than 2,700 4th Grade students from Title 1 or lower income Greenville County schools about the importance of healthy lifestyles.

Greenville County supports and applauds the worthy goals of the Junior League of Greenville, which since the inception of Home Run for Healthy Kids® in 2008, has educated more than 17,000 students and has spent close to \$150,000 directly investing into the community of Greenville and its well-being.

Greenville County Council encourages all residents to support and participate in the Junior League of Greenville’s annual Home Run for Healthy Kids event.

**Item (6)      PUBLIC HEARINGS**

**(a) Ashland LLC (formerly Project Universe) / Fee in Lieu of Tax Agreement**

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Greenville County, South Carolina and Ashland 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.

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

**(b) Anderson / Greenville Multi County Industrial Business Park Agreement Amendment – Project Strike**

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance to amend an agreement for the development of a joint county industrial and business park (2010 Park) of Anderson and Greenville Counties so as to enlarge the park.

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

**Item (7)      APPEARANCES**

None

Item (8)            **CONSENT AGENDA**

- (a) **Waterline Application / N. Harrison Bridge Road – Additional \$2,235.00**
- (b) **SC DHEC – EMS Grant-in-Aid**
- (c) **LiveWell Greenville YMC Grant – Partnership to Improve Community Health**
- (d) **Body Worn Cameras Grant**

**ACTION:**            Councilor Payne moved adoption of the Consent Agenda.  
  
Motion carried unanimously by Council Members present.

Item (9)            **RESOLUTIONS**

- (a) **Project Advantage / Inducement Agreement**

**ACTION:**            Councilor Kirven moved for adoption a resolution authorizing the execution and delivery of an inducement agreement by and between Greenville County, South Carolina and Project Advantage, the code name for a Delaware Corporation, whereby, under certain conditions, Greenville County will execute a fee in lieu of tax agreement with respect to a Project in the County whereby the Project would be subject to payment of certain fees in lieu of taxes; and providing for related matters.  
  
Motion carried unanimously by Council Members present.

- (b) **Milliken & Company / 2003 FILOT Extension**

**ACTION:**            Councilor Kirven moved for adoption a resolution regarding the extension of the term of the 2003 FILOT agreement between Greenville County, Milliken & Company and Milliken Nonwovens, LLC, successor by name change to Milmer, Inc.  
  
Motion carried unanimously by Council Members present.

Item (10)           **ORDINANCES – THIRD READING**

- (a) **Cell Tower Lease**

**ACTION:**            Councilor Kirven moved for adoption at third reading an ordinance to authorize the Chairman of County Council and the County Administrator to execute a lease with Milestone Development, Inc. for the purpose of installing, constructing, and maintaining one or more telecommunications monopoles thereon.

**AMENDMENT:**    Councilor Kirven moved to amend the ordinance and the site plan to reflect the amended version that was included in the agenda packet.  
  
Motion to amend carried unanimously by Council Members present.

**ACTION:**            Councilor Kirven moved adoption of the ordinance as amended.  
  
Motion as amended carried unanimously by Council Members present.

**(b) Ashland LLC (formerly Project Universe) / Fee in Lieu of Tax Agreement**

**ACTION:** Councilor Kirven moved for adoption at third reading an ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Greenville County, South Carolina and Ashland 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 by Council Members present.

**(c) Repeal of Former Greenville County Alcohol and Drug Policy**

**ACTION:** Councilor Kirven moved for adoption at third reading an ordinance to repeal the Greenville County Alcohol and Drug Policy adopted pursuant to Ordinance No. 3594; and to provide that adoption of future alcohol and drug policies, and any amendment thereto, shall be by resolution.

Motion carried unanimously by Council Members present.

**(d) Anderson / Greenville Multi County Industrial Business Park Agreement Amendment – Project Strike**

**ACTION:** Councilor Kirven moved for adoption at third reading an ordinance to amend an agreement for the development of a joint county industrial and business park (2010 Park) of Anderson and Greenville Counties so as to enlarge the park.

**ACTION:** Councilor Kirven moved to hold this item until the November 15th County Council meeting.

Motion to hold the item carried unanimously by Council Members present.

**Item (11) ORDINANCES – SECOND READING**

**(a) Zoning Ordinance**

1. **CZ-2016-48: Property of Virginia C. Taylor, located on Dublin Road, requesting rezoning from R-S to S-1.** The Planning Commission recommended denial and the Committee had no recommendation.

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

Councilor Burns stated the item was held at the last meeting in order for Council to gain additional information about the request. He stated there were several other undeveloped parcels in the area. The holding pattern of the R-S zoning classification was no longer germane to what could be accomplished for the area. Councilor Burns stated he felt it was in the best interest of the residents and all the property owners to meet with the Planning Staff to determine how the area should be developed and what road improvements were necessary. Councilor Burns stated the prudent course of action was to deny the request and ask the Planning Staff to meet with community residents and leaders.

Chairman Taylor stated he would like to see the Garlington Road community included in the discussions.

Motion was unanimously denied by Council Members present.

2. **CZ-2016-44: Property of James A. Maxwell, Jr., Dotsie S. & Cecil O. Barnett Revocable Trust and Jane Arthur, Trustee, located at 225 Godfrey Road, requesting rezoning from R-S to FRD.** The Planning Commission and the Committee recommended approval.

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

Motion carried unanimously by Council Members present.

3. **CZ-2016-52: Property of Jonathan Castro Elizonda, located at 19 Courtland Drive, requesting rezoning from S-1 to R-MA.** The Planning Commission and the Committee recommended approval as amended to R-20.

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

**AMENDMENT:** Councilor moved to amend the request to R-20.

Motion to amend carried unanimously by Council Members present.

**ACTION:** Councilor Dill moved approval of the ordinance as amended.

Motion as amended carried unanimously by Council Members present.

4. **CZ-2016-53: Property of Jad Abunijem, located at 3807 White Horse Road, requesting rezoning from R-12 to C-3.** The Planning Commission recommended approval and the Committee recommended denial.

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

Councilor Dill stated the owner of the property had requested the item be held on the floor.

Motion to hold carried unanimously by Council Members present.

5. **CZ-2016-55: Property of Carroll W. Pittman, located at 2761 E. Phillips Road, requesting rezoning from R-S to S-1.** The Planning Commission and Committee recommended approval.

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

Motion carried unanimously by Council Members present.

**(b) Project Breeze / Fee in Lieu of Tax Agreement**

**ACTION:** Councilor Kirven 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 a Company or Companies known to the County at this time as Project Breeze with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto.

Motion carried unanimously by Council Members present.

**(c) Foothills Fire Service Area / Boundary Adjustment**

**ACTION:** Councilor Kirven moved for approval at second reading an ordinance to establish a new boundary for the Foothills Fire Service Area to reflect that certain properties are being served by the Landrum Area Fire and Rescue District; and to provide for public notice thereof.

Motion carried unanimously by Council Members present.

**(d) Project Edison / Fee In Lieu of Tax Agreement and Infrastructure Financing Agreement**

**ACTION:** Councilor Kirven moved for approval at second reading an ordinance authorizing amendments to and restatement of fee-in-lieu-of-tax arrangement on behalf of Project Edison pursuant to a fee-in-lieu-of-tax agreement between Greenville County, South Carolina and the Company; authorization and implementation of special source revenue credits pursuant to execution and delivery of an infrastructure financing agreement; and other matters relating to the foregoing.

**AMENDMENT:** Councilor Kirven moved to amend the ordinance to reflect the amended version that was included in the agenda packet.

Motion to amend carried unanimously by Council Members present.

**ACTION:** Councilor Kirven moved approval of the ordinance as amended.

Motion as amended carried unanimously by Council Members present.

**Item (12) ORDINANCES – FIRST READING**

**(a) Zoning Ordinances**

Councilor Dill presented for first reading Zoning Dockets CZ-2016-57 through CZ-2016-61.

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

**(b) Land Development Regulations Amendment**

Councilor Dill presented for first reading an ordinance to approve the Greenville County Land Development Regulations for the County of Greenville, South Carolina, providing for the administration, enforcement, and amendment thereof in accordance with the provisions of the South Carolina Planning Enabling Act of 1994, S.C. Code Ann. Title 6, Chapter 29.

Councilor Dill requested the item be sent back to the Committee.

Chairman Taylor stated the item would be sent back to the Committee.

**Item (13) BOARDS AND COMMISSIONS ELECTIONS**

**(a) Greenville County Economic Development Corporation**

Peter Strub was elected to fill one vacancy on the Greenville County Economic Development Corporation.

**Item (14) COMMITTEE REPORTS**

None

**Item (15) APPEARANCES – non agenda items**

- **Ed Paxton**, 1 York Circle, Greenville – appeared regarding minutes / dogs and cats
- **Gwen Williams**, 5 Willenhall Lane, Greenville – appeared regarding litter

**Item (16) ADMINISTRATOR’S REPORT**

County Administrator Joe Kernell updated Council on the storm assistance Greenville County had provided to the lower part of the state. He then handed out information regarding the Parks, Recreation and Tourism Department’s participation with the TRAC Plan that was put into place in 2007. The handout showed the impact the plan has made in Greenville County. It was estimated the TRAC Plan had brought in about \$95 million in economic benefit to the County. The most used recreational facility has been the Swamp Rabbit Trail with over 500,000 users per year.

Mr. Kernell updated Council on the year-end financials; stating the auditors would be making a full report at the next Finance Committee meeting. He stated all the fund accounts were doing well with the exception of the County’s Health Insurance Fund due to rising health care costs. He also mentioned the underfunding of the State’s pension liability. He stated it was not a huge concern right now, but they did need to keep their eye on the matter and plan for the future; hoping Columbia would do the right thing. He reminded Council they did not manage the plan; they were just members of the plan.

Mr. Kernell stated Council recently approved the refunding of some certificates of participation for the Hospitality Tax. He stated staff made rating presentations on October 6th & 7th and had just received the new ratings. The County maintained it’s rating with Standard and Poor’s at A+, Moody’s upgraded from A2 to A1, and Fitch upgraded from AA- to AA+, which was just a small notch away from AAA. The ratings reflected the structure of the certificates, the strong local economy and solid financial management practices. He stated the certificates were rated lower than the General Obligation Bonds because they were special tax bonds payable solely from the County’s 2% Hospitality Tax receipts.

**Item (17) REQUESTS AND MOTIONS BY COUNCIL MEMBERS**

- Councilor Payne asked if the liability for the self-funding healthcare costs, Mr. Kernell had outlined, was for the State’s program or the County’s program. He also asked about the County’s retirement program in regards to unfunded liabilities. Joe Kernell stated the County’s healthcare plan was totally self-funded by the County and was separate from the State’s healthcare plans. He stated the County had struggled in the past few years with rising medical costs and was looking for ways to get it back on track. Mr. Kernell stated Greenville County was part of the State Retirement System which has a large amount of unfunded liabilities. He was confident those liabilities could be made up over the next few years.
- Councilor Payne asked if the \$55 million in the County’s General Fund was a snapshot of the balance as of June 30th. Joe Kernell stated the amount was actually a representation of where the County stood in regards to the General Fund. The amount fluctuated based on taxes, payroll, etc., but that amount remained generally stable.

- Councilor Cates reminded everyone about the Taylors Mill Fall Festival to be held on Sunday, October 23 from 2 p.m. - 7 p.m. He stated a local pastor, Dr. Dick Gray, passed away on Sunday. Dr. Gray was very influential in Greenville County.
- Councilor Norris recognized the Greenville County Redevelopment Authority (GCRA) for their great work. She stated GCRA recently installed a fence at a local cemetery near Brutontown. This fence helped to keep vandals out of the community. Councilor Norris reiterated the need for a community center in the unseen area of Greenville County.
- Councilor Seman stated SCTAC was pleased to announce that Molly Wilke recently joined the team as a PR/media intern. Molly, a senior at Clemson University majoring in communications studies, was a graduate of Eastside High School
- Councilor Ballard thanked the County Administrator for sending staff to help out in the flood areas. He stated several fire departments had also sent staff and many were still rotating in and out, assisting in the cleanup. Councilor Ballard stated he had been told by officials in the flood areas that all the help was greatly appreciated.
- Chairman Taylor stated the litter problem he had observed on Interstate 385 in the Simpsonville area appeared to be better maintained lately.
- Councilor Dill wished Councilor Kirven a happy birthday.

**Item (18)**

**ADJOURNMENT**

**ACTION:**

Councilor Dill moved to adjourn the meeting.

Motion carried unanimously by Council Members present and the meeting was adjourned at 6:51 p.m.

Respectfully submitted:

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Theresa B. Kizer, Clerk to Council