



# GREENVILLE COUNTY COUNCIL MINUTES

REGULAR MEETING

FEBRUARY 7, 2017

6:06 P.M.

COUNTY SQUARE – COUNCIL CHAMBERS

COUNCIL MEMBERS

MR. BUTCH KIRVEN, CHAIRMAN

MR. WILLIS MEADOWS, VICE CHAIRMAN

MRS. XANTHENE NORRIS, CHAIRMAN PRO TEM

MR. JOE DILL

MR. MIKE BARNES

MR. SID CATES LEFT @ 6:40 P.M. AND RETURNED @ 6:45 P.M.

MR. RICK ROBERTS

MR. BOB TAYLOR

MRS. LIZ SEMAN

MR. ENNIS FANT, SR.

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

Bob Mihalic, Governmental Relations Officer

Paula Gucker, Assistant County Administrator, Public Works

Chief Deputy Eldridge, Sheriff's Office

John Vandermosten, Assistant County Administrator, Public Safety

Shannon Herman, Assistant to the County Administrator

## OTHERS PRESENT

None

## CALL TO ORDER

Chairman Butch Kirven

## INVOCATION

Councilor Mike Barnes

## PLEDGE OF ALLEGIANCE

**Item (4)            APPROVAL OF MINUTES**

**ACTION:**            Councilor Ballard moved to approve the minutes of the January 24, 2017, Regular Council Meeting.

Motion carried unanimously.

**Item (5)            PUBLIC HEARINGS**

**(a)    Amendments to Adult Entertainment Establishments Ordinance**

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance to amend Ordinance No. 2673, concerning adult entertainment regulations to modify certain definitions.

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

**(b)    Transfer Property to Campbell Young Leaders (TMS# 0124000600100)**

A public hearing was held for the purpose of receiving public comments regarding an ordinance to authorize and approve the transfer of approximately 6.33 acres of real property located in the Woodside Mill Community to Campbell Young Leaders, a South Carolina non-profit corporation, or its assigns, and to authorize the execution of a deed and any other appropriate documents and agreements related thereto.

There being no speakers, Vice-Chairman Meadows declared the public hearing closed.

**Item (6)            COMMENTS BY CHIEF TAYLOR, GREENVILLE COUNTY FIRE CHIEFS' ASSOCIATION**

Chief Taylor stated two years ago, the Fire Chiefs' Association was awarded a \$1.6 million radio grant and Greenville County matched the grant amount. He thanked Joe Kernell and each Council Member for their support. Chief Taylor stated this was a big step for all the fire departments in Greenville County. He stated they have applied for another grant to outfit all the fire departments in Greenville County with vehicles and mobiles / portables. Chief Taylor reminded everyone about the Pinnacle Mountain Fire in November. He said 100 firefighters from Greenville County were deployed to fight the fire. Joe Kernell called every morning and evening and some Council members visited to offer support and encouragement. Chief Taylor stated all the firefighters greatly appreciated the phone calls and visits.

**Item (7)            APPEARANCES – current agenda items**

- **Steve Graham**, 221 Kylemore Lane, Greer – appeared regarding Public Safety Telecommunications and Road Maintenance Fee
- **Ed Paxton**, 1 York Circle, Greenville – appeared regarding Lake Conestee Resolution

**Item (8)            CONSENT AGENDA**

**(a)    Waterline Application – 107 Williams Circle**

**ACTION:**            Councilor Norris moved approval of the Consent Agenda Item.

Motion carried unanimously.

Item (9)            **RESOLUTIONS**

(a) **Lake Conestee Resolution**

**ACTION:**            Vice-Chairman Meadows moved for adoption a resolution supporting General Assembly approval of a proviso to the FY2017-2018 State budget providing grant funding to the Conestee Foundation for studies to improve the Lake Conestee dam.

Motion carried unanimously.

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

(a) **Zoning Ordinances**

1.    **CZ-2016-58:    Property of William Jackson Foster, Jr., located at 400 W. Marion Road, requesting rezoning from R-10 to S-1.**

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

Vice-Chairman Meadows stated the property was located in his district and the garage had not operated in 20 years as opposed to 10 years, as previously reported. He added it had also been reported that the current owner planned to re-open the garage, but he has now stated he would open a used car lot. The request was denied by the Planning Commission, Staff and the Planning and Development Committee. Vice-Chairman Meadows stated the citizens in the area were opposed to the rezoning request. He urged his fellow Council Members to deny the request.

Councilor Payne stated he voted in favor of the request at the last meeting but planned to vote in opposition.

Councilor Fant stated he also planned to vote in opposition to the request.

Motion was denied by roll call vote of two in favor (Cates and Ballard) and ten in opposition (Dill, Barnes, Meadows, Roberts, Taylor, Norris, Seman, Fant, Kirven and Payne).

2.    **CZ-2016-63:    Property of Jaliabapa 1, LLC, and Terrell Lankford, located at 3803 White Horse Road, requesting rezoning from R-12 to C-1.**

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

Motion carried unanimously.

3.    **CZ-2016-49:    Property of TCC Venture, LLC, Townes at Cardinal Creek HOA and Goldjin Company, Inc., located at 225 Smith Hines Road, requesting rezoning from R-12 and PD to R-M9 and PD (Major Change).**

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

**ACTION:**            Councilor Dill moved to hold the docket on Council floor.

Motion to hold carried unanimously.

**(b) New Washington Heights Special Tax District Creation**

**ACTION:** Councilor Seman moved for adoption at third reading an ordinance to create the New Washington Heights Special Tax District; to define the boundaries of the District and the purpose for which it is created; to establish the New Washington Heights Special Tax District as an Administrative Division of Greenville County; and to impose an annual fee of \$13.00 on all real property located within the District.

Councilor Norris stated she was very pleased with the Ordinance.

Motion carried unanimously.

**(c) Greenville – Anderson Multi-County Industrial Business Park Agreement Amendment / Bowl New England, Inc. (formerly Project Strike)**

**ACTION:** Vice-Chairman Meadows 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.

Motion carried unanimously.

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

**(a) Adult Entertainment Ordinance Amendment**

**ACTION:** Councilor Dill moved for approval at second reading an ordinance to amend Ordinance No. 2673, concerning adult entertainment regulations to modify certain definitions.

Motion carried unanimously.

**(b) Hospitality Tax / Supplemental Appropriation – SC Children’s Theatre and Greenville Center for Creative Arts**

Chairman Kirven turned the gavel over to Vice-Chairman Meadows.

**ACTION:** Chairman Kirven moved for approval at second reading an ordinance to amend Exhibit A established as an addendum to Ordinance 4079, as last amended by Ordinance No. 4868, so as to appropriate additional operating funds for tourist related projects.

**AMENDMENT:** Chairman Kirven moved to amend the ordinance to allocate \$50,000.00 per year for five years (FY2017 thru FY2021) to the South Carolina Children’s Theatre to assist with their construction project; and to allocate \$50,000.00 per year for five years (FY2017 thru FY2021) to the Greenville Center for Creative Arts to assist with Capital Expenditures.

Motion to amend carried unanimously.

Motion as amended carried unanimously.

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

**(a) Public Safety Telecommunications and Road Maintenance Fees**

Chairman Kirven presented for first reading an ordinance to establish a uniform charge for the provision of upgraded, county-wide public safety telecommunications services to all real property within Greenville County and to amend Ordinance No. 2474, as amended, so as to increase the county road maintenance fees.

Vice-Chairman Meadows referred the item to the Finance Committee.

Vice-Chairman Meadows returned the gavel to Chairman Kirven.

**Item (13) COMMITTEE REPORTS**

None

**Item (14) APPEARANCES BY CITIZENS**

- **Ed Paxton**, 1 York Circle, Greenville – appeared regarding Council’s unlawfulness
- **Anthony McDade**, 111 Appomattox Drive, Simpsonville – appeared regarding transportation
- **Patricia Swygert**, 617 Sulphur Springs Road, Greenville – Berea / Thursday Night Jam Session
- **Bobby Davis**, 6 Sentinel Court, Greer – enough is enough

**Item (15) ADMINISTRATOR’S REPORT**

None

**Item (16) REQUESTS AND MOTIONS BY COUNCIL MEMBERS**

- Chairman Kirven announced the formation of an Ad Hoc Committee to look into Affordable Housing. The Committee would consist of Councilor Fant as Chairman, and Councilor Ballard and Councilor Roberts.
- Chairman Kirven announced board and commission interviews would be held during the two March Committee of the Whole meetings.
- Councilor Seman stated SCTAC, in conjunction with our economic development allies at GADC and the Department of Commerce, was honored to welcome Response Packaging on the occasion of their recently announced expansion. The company’s newest site would be located at 1698 Perimeter Road in SCTAC, and was projected to generate \$5 million in new capital investment and lead to the creation of 100 jobs.
- Councilor Fant thanked Chairman Kirven for initiating the Ad Hoc Committee.
- Councilor Ballard stated he was honored to serve on the newly developed Ad Hoc Committee.
- Councilor Cates expressed his appreciation to the fire chiefs and firemen in Greenville County for the excellent job they do.
- Councilor Cates then reported, according to the CVB, hotel occupancy in the nation was at 66%, in the Southeast it was about 65%, in South Carolina it was about 64%, but in Greenville County, the occupancy rate ran around 73%. Greenville’s return on investment was \$117.00 for every dollar spent. Mr. Cates also congratulated the CVB for having received the Platinum Award for marketing. He reminded his colleagues of the invitation they received to attend a presentation at the Wellness Arena for a big announcement on February 15th.

- Councilor Cates thanked Mr. Payne for his meeting the past Friday regarding autonomous cars. He stated it was a very informative meeting and he thanked Mr. Payne for his initiative.
- Chairman Kirven also commended Mr. Payne on his efforts.
- Councilor Dill thanked Theresa Kizer and Mr. Kernell for providing food to the firefighters while they were fighting the fire on Pinnacle Mountain.
- Councilor Dill expressed birthday wishes to Ms. Seman.

**Item (17)**

**ADJOURNMENT**

**ACTION:**

Councilor Dill moved to adjourn the meeting.

Motion carried unanimously and the meeting was adjourned at 6:49 p.m.

Respectfully submitted:

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Theresa B. Kizer, Clerk to Council