

**MINUTES
GREENVILLE COUNTY COUNCIL
APRIL 2, 2013
COUNCIL CHAMBERS
6:02 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	

COUNCIL MEMBER(S) ABSENT:

LIZ SEMAN

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
PAULA GUCKER, Assistant County Administrator, Public Works
TOM MEEKS, Planning Department
SANDRA YUDICE, Assistant to the County Administrator
JEFFREY WILE, Assistant County Attorney
JIM DORRIETY, Assistant County Administrator, Public Safety

OTHERS PRESENT:

MAJOR SCOTT WILSON, Sheriff's Office

CALL TO ORDER

Chairman Bob Taylor

INVOCATION

Councilor Jim Burns

PLEDGE OF ALLEGIANCE

Item (4)

APPROVAL OF MINUTES

ACTION: Councilor Meadows made a motion to approve the March 19, 2013, County Council minutes.

Motion carried unanimously by all County Council Members present.

Item (5)

APPEARANCES

- Ed Paxton, 1 York Circle, Greenville – appeared regarding Item 9 (a) Codes
- Brad Majors, 6 Frosty Meadow, Greenville – appeared regarding Item 9 (b) Donation Box Ordinance
- Jan Williams, 6 Crabapple Court, Greenville – appeared regarding Item 9 (c) Board and Commission Recusal Ord.

Item (6)

CONSENT AGENDA

- (a) **Commission Code Enforcement Officers / Skip Limbaker And Kelli McCormick**
- (b) **Commission EMS Paramedic as a Member of the Sheriff's Office SWAT Team / Phillip Sharpe**
- (c) **Grant Applications**
 - 1. **2012 Homeland Security Grant / Bomb and SWAT Team Enhancement**
\$114,285.70 Grant Award - No County Match
 - 2. **2013 EMS GIA**
\$10,650 Grant Award = (State Funds = \$10,000 / County funds = \$650)
 - 3. **Baker Grant Proposal / Animal Care Services**
\$6,000 Grant Award - No County Match
- (d) **Workforce Investment Act / Youth Activities Contract**

ACTION: Councilor Norris moved approval of the Consent Agenda Items.

Motion carried with Councilor Gibson in opposition.

Item (7)

ORDINANCES – THIRD READING

(a) Zoning Ordinances

1. **CZ-2013-5**, Property of Joy Satterfield located on Hipps Drive requesting rezoning from S-1 to R-S.

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

Motion carried unanimously by all County Council Members present.

2. **CZ-2013-6**, Property of Savannah LLC located on Pelham Road and Boiling Springs Road requesting rezoning from PD to FRD with conditions.

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

Motion carried unanimously by all County Council Members present.

Item (8)

ORDINANCES – SECOND READING

(a) Zoning Ordinances

1. **CZ-2013-2**, Property of Reichert Consulting LLC located on Blacks Drive requesting rezoning from R-20 to FRD with conditions. The Planning Commission recommended approval and the Committee recommended approval with conditions.

ACTION: On behalf of the Committee, Councilor Dill moved approval of the ordinance at second reading as it was amended on March 19th.

Councilor Kirven stated during the previous meeting he spoke on the advantages of the Flexible Review District (FRD) in comparison to R-20. He stated a FRD was a good tool for the County. He questioned how the proposed development would affect the surrounding neighborhoods. Councilor Kirven stated it was not the intent of planning and zoning ordinances to significantly change the established character of a neighborhood. He stated there was overwhelming opposition to the proposed zoning change. As a result of his expanded view and thoughts on the matter, he would not force a neighborhood to change; therefore, he stated he would vote against the proposed zoning change.

Chairman Taylor passed the gavel to Councilor Meadows.

Chairman Taylor referred to the Zoning Ordinance by reading specific factors which would be determined by the Planning Staff before a recommendation was made to the Planning Commission. Based on the list of facts outlined in the Zoning Ordinance, he stated he would vote in opposition to the proposed zoning change.

Councilor Meadows returned the gavel to Chairman Taylor.

Councilor Cates stated the homes were well built and maintained. He stated the proposed zoning change was not appropriate for the specific neighborhood.

Motion, as presented, was denied by a roll call vote of five in favor (Gibson, Rawls, Payne, Dill, Baldwin), six in opposition (Norris, Kirven, Meadows, Cates, Burns, Taylor) and one absent (Seman).

Item (9)

ORDINANCES – FIRST READING

(a) Adoption of the Administrative Portions of the Collective Building Codes; Associated Appendix; Property Maintenance and Swimming Pool Codes

Councilor Payne presented for first reading an ordinance to comply with the directives of the South Carolina Building Codes Council by repealing Ordinance Number 4198 and adopting the Administrative Provisions (Chapter 1) of the various codes promulgated by the South Carolina Building Codes Council relating to design review and inspection activities of the

County of Greenville and enforcement of building provisions as provided in said codes; and, an ordinance to adopt the Property Maintenance Code, the Standard Swimming Pool Code and existing Building Code in Greenville County as authorized by the South Carolina Building Codes Council; and to adopt certain appendices of the adopted codes to recognize certain variations in the codes based on physical conditions found within Greenville County; and further, to repeal Ordinance Number 3440 to establish procedures, areas, authorities, and rules for the Greenville County Codes Department relating to code enforcement. And repeal Ordinances Numbers 178, 325, and 376; and further, to repeal Ordinance Number 4288 to comply with the directives of the South Carolina Building Codes Council to implement the National Electrical Code, 2008 Edition, as published by the National Fire Protection Association; and to adopt the necessary provisions to administer and enforce this regulatory code in the County of Greenville.

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

(b) Donation Box Requirements

Councilor Payne presented for first reading an ordinance requiring a person or entity locating a receptacle in Greenville County for donated clothing, footwear or household goods, to clearly display certain information on the receptacle.

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

(c) Board and Commission Members / Recusal Ordinance

Councilor Meadows presented for first reading an ordinance to amend Section 2-83 of the Greenville County Code to prohibit County board and commission members from participation in matters of economic interest; to provide for written disclosure, recusal, and reporting of conflicts; and removal of members for violations.

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

Item (10)

COMMITTEE REPORTS

(a) Committee of the Whole

1. Boards and Commissions Nominations

ACTION: On behalf of the Committee, Councilor Meadows moved to elect by acclamation the following:

(a) Alcohol and Drug Abuse Commission (7 vacancies)

1. John Braeunig (D.24)
2. David Fields (D.22)
3. Ernest Hamilton (D.22)
4. William "Mark" Housley (D.26)
5. Simon McClain Jr. (D.25)
6. Steve Short (D.24)
7. Patricia Thomas (D.22)

(b) Arena District Commission (3 vacancies)

1. Clifton Dyer (D.26)
2. Barry Formanack (D.20)
3. Dante Russo (D.24)

(c) Ashwicke Special Tax District (2 vacancies)

1. David Cook (D.22)
2. Charles Kitchens (D.22)

(d) Boiling Springs Fire District (2 vacancies)

1. Cedric Brown (D.21)
2. J. R. Christy (D.22)

(e) Buxton Tax District Commission (1 vacancy)

1. Christine Robb (D.19)

(f) Canebrake Fire District (1 vacancy)

1. Charles Davis (D.26)

(g) Economic Development Corporation (1 vacancy / CC member seat)

1. Joe Dill (D.17)

(h) Freetown Community Special Tax District (1 vacancy)

1. Joyce Miles (D.23)

(i) Human Relations Commission (2 vacancies)

1. Sharon Bryant (D.25)
2. Roberta Evans (D.17)

(j) Linkside Special Tax district (2 vacancies)

1. Bill Frady (D.20)

(k) Planning Commission (3 vacancies)

1. Michael Freeland (D.24)
2. Shawn Hammond (D.21)
3. Stephen Selby (D.18)

(l) Recreation District (1 vacancy)

1. Joel Vanderwood (D.22)

(m) River Falls Dire District (2 vacancies)

1. Charles Crawford (D.17)
2. Terry Hightower (D.17)

(n) SCTAC (1 vacancy)

1. Henry McCullough (D.24)

(o) Sterling Community Tax Commission (1 vacancy)

1. Doris Fleming (D.23)

(p) Tigerville Fire District (2 vacancies)

1. Harvey Bruce (D.17)
2. Joe Hayes Jr. (D.17)

Motion carried unanimously by all County Council Members present.

ACTION: On behalf of the Committee, Councilor Meadows moved to a ballot vote at the April 16th County Council meeting, the following:

(a) Greenville Area Development Corporation (3 vacancies)

1. Marshall Franklin (D.22)
2. Stacy Kuper (D.21)
3. Charles Naselli (D.20)
4. Debbie Nelson (D.20)
5. Mary Ann Pires (D.20)
6. Thomas Quantrille (D.21)

Motion carried unanimously by all County Council Members present.

Item (11)

APPEARANCES

- Conny Walker, 3 Lynchester Road, Greenville – appeared regarding Safe Neighborhoods
- Rev. Arthur Kirk, 408 Glastonbury Road, Greer – appeared regarding Sheriff’s Office / Autumn Hills
- Lynn Parish, 23 Perkins Court, Greer - appeared regarding Sheriff’s Office / Autumn Hills
- Bob Davis, 6 Setinel Court, Greer – appeared regarding America is losing its way

Item (13)

ADMINISTRATOR’S REPORT

There was no Administrator’s Report.

Item (14)

REQUESTS AND MOTIONS

- Councilor Burns requested Council prepare a resolution stating their opinion of a landfill bill currently before the State Senate.
- Chairman Taylor stated the County Administrator had agreed to look into the issue and would be preparing a letter to the Legislative Delegation stating the County’s position on the matter.
- Councilor Baldwin expressed his concern for the speaker who was placed on a long hold from a County office. He also expressed his overall dissatisfaction with automated phone answering systems and asked for the County to short-cut the options on their voice-mail system.
- Councilor Dill stated he didn’t like for Council to get involved their selves in the Sheriff’s business, but if any part of the speaker’s comments regarding the Sheriff’s Office were true, they needed to let the Sheriff know. He also asked for someone to talk to the speaker about the animal control issues they are having in the Autumn Hills Community.
- Councilor Dill asked the Chairman to allow the appropriate standing committee to look into the rules the County operates under regarding to zoning and the Comprehensive Plan to sort out any contradictions that may exist.

Item (15)

ADJOURNMENT

ACTION: Councilor Payne moved to adjourn the meeting at 6:52 p.m. Motion carried unanimously by all County Council members present.

Respectfully submitted:

Theresa Kizer, Clerk to Council