

**MINUTES
GREENVILLE COUNTY COUNCIL
JANUARY 7, 2014
COUNCIL CHAMBERS
6:13 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	XANTHENE NORRIS
VICE CHAIRMAN WILLIS MEADOWS	LIZ SEMAN
JOE DILL	LOTTIE GIBSON
JOE BALDWIN	BUTCH KIRVEN
SID CATES	FRED PAYNE
JIM BURNS	

COUNCIL MEMBER(S) ABSENT:

DAN RAWLS

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
BOB MIHALIC, Governmental Relations Officer
JEFF WILE, Assistant County Attorney

OTHERS PRESENT:

JOHN ELDRIDGE, Chief Deputy, Greenville County Sheriff's Office

CALL TO ORDER

Chairman Bob Taylor

PLEDGE OF ALLEGIANCE

Item (4) APPROVAL OF MINUTES

ACTION: Councilor Kirven moved to approve the minutes of the December 3, 2013 County Council meeting.

Motion carried unanimously by all County Council Members present.

Item (5) PROCLAMATIONS

(a) Honoring Fire Chief Bryan Riebe

Councilor Joe Dill presented a proclamation to Fire Chief Bryan Riebe honoring him for a remarkable career in public service.

(b) Honoring Poinsett Highway Lowe's

Councilor Xanthene Norris presented a proclamation to Spencer Brown, on behalf of Lowe's on Poinsett Highway, acknowledging their support of Greenville County through their much appreciated work at Happy Hearts Community Center.

Item (6) PUBLIC HEARINGS

(a) Proposed Relinquishment of a Portion of Park Avenue (K0062)

A public hearing was held for the purpose of receiving public comments regarding an ordinance relinquishing a 1,724 sq. ft. section of Park Avenue, adjacent to Tax Map Number 0506060100145 for the purpose of allowing the property owner to construct an asphalt turnaround consisting of approximately 2,300 sq. ft. and deed the parcel back to the County for maintenance.

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

(b) Transfer Surplus Right-of-Way / Bryson Street and Virginia Avenue Alley

A public hearing was held for the purpose of receiving public comments regarding an ordinance to authorize and approve the conveyance of surplus right of way consisting of a 10 ft. wide alley running between Bryson Street and Virginia Avenue, and to authorize and direct the Chairman of County Council and the County Administrator to execute Quitclaim Deeds related thereto.

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

(c) Precision Valve Corporation / Fee-in-Lieu-of-Tax Agreement Amendment

A public hearing was held for the purpose of receiving public comments regarding an ordinance authorizing the execution and delivery of a First Amendment to Inducement Agreement and Millage Rate Agreement dated November 21, 2006 and Fee in Lieu of Tax Agreement between Greenville County, South Carolina and Precision Valve Corporation dated May 20, 2008 and other related matters.

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

Item (7)

APPEARANCES

No appearances were requested.

Item (8)

CONSENT AGENDA

(a) Proposed Relinquishment of a Portion of Park Avenue (K0062)

ACTION: Councilor Payne moved to approve the Consent Agenda item.

Motion carried unanimously by all County Council Members present.

Item (9)

RESOLUTION

(a) Metropolitan Sewer Subdistrict Annexation / Property off of Scuffletown Road – Request for Public Hearing

ACTION: Councilor Payne moved for adoption a resolution to hold a public hearing to consider enlarging the Metropolitan Sewer Subdistrict to include the real property located off of Scuffletown Road and designated as Greenville County Tax Map Numbers 0548.02-01-020.01, 0548.02-01-020.02, and 0548.02-01-020.04.

Motion carried unanimously by all County Council Members present.

Item (10)

ORDINANCES – THIRD READING

(a) Precision Valve Corporation / Fee-in-Lieu-of-Tax Agreement Amendment

ACTION: Councilor Meadows moved for adoption at third reading an ordinance authorizing the execution and delivery of a First Amendment to Inducement Agreement and Millage Rate Agreement dated November 21, 2006 and Fee in Lieu of Tax Agreement between Greenville County, South Carolina and Precision Valve Corporation dated May 20, 2008 and other related matters.

AMENDMENT: Councilor Meadows moved to amend the ordinance to reflect the changes outlined in the black-lined version included in the agenda packet.

Motion to amend carried unanimously by all County Council Members present.

ACTION: Councilor Meadows moved adoption of the ordinance as amended.

Ordinance as amended carried unanimously by all County Council Members present.

(b) Canebrake Fire District / River Falls Fire District - Election of Commissioners

ACTION: Councilor Meadows moved for adoption at third reading an ordinance to provide for the dates of the election of the commissioners of the Canebrake Fire District and the River Falls Fire District.

Motion carried unanimously by all County Council Members present.

(c) Transfer Surplus Right-of-Way / Bryson Street and Virginia Avenue Alley

ACTION: Councilor Payne moved for adoption at third reading an ordinance to authorize and approve the conveyance of surplus right of way consisting of a 10-foot wide alley running between Bryson Street and Virginia Avenue, and to authorize and direct the Chairman of County Council and the County Administrator to execute Quitclaim Deeds related thereto.

Motion carried unanimously by all County Council Members present.

Item (11)

ORDINANCES – SECOND READING

(a) Zoning Ordinances

1. **CZ-2013-47**, Property of Mike Barnes located on Alexander and Picket Roads, requesting rezoning from R-15 to R-S. 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 all County Council Members present.

2. **CZ-2013-48**, Property of David Sarkela located on E. Coleman Road, Roberts Circle and River Road, requesting rezoning from R-S to R-15. 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 all County Council Members present.

(b) Text Amendment to Permit Chickens in all Zoned Areas (CZ-2013-37)

ACTION: On behalf of the Committee, Councilor Dill moved for approval at second reading an ordinance to amend Article 4 Definitions, Table 6.1 Uses Permitted, and Section 6:2 Use Conditions of the Greenville County Zoning Ordinance, relating to Permitted Conditional Uses. The Planning Commission and Committee recommended approval of the ordinance.

AMENDMENT: Councilor Meadows moved to allow for amendments at third reading.

Motion to amend carried unanimously by all County Council Members present.

Ordinance as amended carried unanimously by all County Council Members present.

Item (12)

COMMITTEE REPORTS

(a) Committee of the Whole

1. Alcohol and Drug Abuse Commission / Three-Year Strategic Plan

ACTION: On behalf of the Committee, Councilor Meadows moved to accept the 3-year Strategic Plan as presented by the Alcohol and Drug Abuse Commission and to explore opportunities through the Legislative Delegation to obtain additional funding for Commission programs.

Motion carried unanimously by all County Council Members present.

2. Resolution Adding Nineteenth Member to Serve as Chairperson on the Greenville Citizen Roads Advisory Commission

ACTION: On behalf of the Committee, Councilor Meadows moved for adoption a resolution to add a nineteenth non-voting member to the Greenville Citizen Roads Advisory Commission, to appoint the nineteenth member to serve as the Chairperson of the Commission and to cast tie breaking votes.

Councilor Dill expressed his concern with having the language “non-voting” member and then allowing them a tie-breaker vote. He asked if the language could be removed regarding them being allowed to vote at all. He stated this board was created to be a consensus builder. If they were divided on an issue, then the community was going to be divided on the issue.

Chairman Taylor suggested someone include the verbiage stating a tie vote would fail, which was how they, as County Council, conducted their business.

AMENDMENT: Councilor Cates moved to delete the language allowing the nineteenth member to vote as a tie-breaker, and to state in the resolution that a tie-vote fails.

Motion to amend carried unanimously by all County Council Members present.

Motion as amended carried with Councilor Meadows voting in opposition.

Item (13)

APPEARANCES

1. Ed Paxton, 1 York Circle, Greenville – appeared regarding freedom of speech.

Item (14)

ADMINISTRATOR'S REPORT

There was no Administrator's Report.

Item (15)

REQUESTS AND MOTIONS BY COUNCIL MEMBERS

(a) Reconsider Zoning Docket CZ-2013-35

ACTION: Councilor Dill moved to reconsider the action taken on December 3, 2013 regarding Zoning Docket CZ-2013-35 for the purpose of placing the matter back on the floor for third reading consideration.

Motion to reconsider was denied by a vote of five in favor (Dill, Baldwin, Burns, Seman, Gibson), six opposed (Payne, Meadows, Cates, Taylor, Norris, Kirven) and one absent (Rawls).

REQUESTS AND MOTIONS BY COUNCIL MEMBERS con't

- Councilor Norris thanked staff for their assistance in providing a shelter for Greenville's homeless.
- Councilor Seman, on behalf of Jody Bryson, thanked the Council and staff who attended the SCTAC joint luncheon and meeting. She announced Mr. Nichols had been re-appointed to another three-year term.
- Councilor Gibson thanked her colleagues for their thoughts and prayers during her illness.
- Chairman Taylor reminded everyone of Mr. Rawls being ill.
- Councilor Kirven wished Mr. Baldwin a Happy Birthday.

Item (16)

ADJOURNMENT

ACTION: Councilor Kirven moved to adjourn the meeting at 6:45 p.m.

Motion carried unanimously by all County Council Members present.

Respectfully submitted:

Theresa Kizer, Clerk to Council