

**MINUTES  
GREENVILLE COUNTY COUNCIL  
OCTOBER 7, 2014  
COUNCIL CHAMBERS  
6:05 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	JOE BALDWIN
LYNN BALLARD	BUTCH KIRVEN
SID CATES	FRED PAYNE
JIM BURNS	

**COUNCIL MEMBER(S) ABSENT:**

LOTTIE GIBSON

**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  
BOB MIHALIC, Governmental Relations Officer  
ERIC VINSON, Director, Planning and Code Compliance  
JOHN VANDERMOSTEN, Assistant County Administrator, Public Safety  
JEFF WILE, Assistant County Attorney  
DEAN CAMPBELL, Deputy County Attorney  
PAULA GUCKER, Assistant County Administrator, Public Works  
SALINA PRUITT, Administrative Assistant, County Council Office

**OTHERS PRESENT:**

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

**CALL TO ORDER**

Chairman Bob Taylor

**INVOCATION**

Chaplain Gary Rogers  
Pelham-Batesville and Boiling Springs  
Fire Departments

**PLEDGE OF ALLEGIANCE**

**Item (4)**

**APPROVAL OF MINUTES**

**ACTION:** Councilor Norris moved to approve the minutes of the September 16, 2014, County Council meeting.

Motion carried unanimously by all County Council Members present.

**Item (5)**

**PUBLIC HEARINGS**

**(a) Metropolitan Sewer Subdistrict Annexation / Morton Road, East Georgia Road, Batson Road and Lindsey Bridge Road**

A public hearing was held for the purpose of receiving public comments regarding a resolution to enlarge the boundaries of the Metropolitan Sewer Subdistrict to include certain real property located off of Morton Road, East Georgia Road, Batson Road, and Lindsey Bridge Road; and to provide for public notice thereof.

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

**(b) Anderson Multi County Industrial Business Park Agreement / Viva Recycling of South Carolina**

A public hearing was held for the purpose of receiving public comments regarding an ordinance authorizing an amendment to that agreement dated December 1, 2010, as amended, governing the joint county industrial and business park by and between Greenville County, South Carolina and Anderson County, South Carolina, in order to expand the boundaries of the park to include certain property located in Anderson County and other matters related thereto.

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

**(c) Taylors Fire and Sewer District / General Obligation Bonds**

A public hearing was held for the purpose of receiving public comments regarding an ordinance finding that Taylors Fire and Sewer District, South Carolina, may issue not exceeding \$2,000,000 of General Obligation bonds; to authorize Taylors Fire and Sewer District Commission to issue such bonds and to provide for the publication of notice of the said finding and authorization.

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

**Item (6) APPEARANCES – CURRENT AGENDA ITEMS**

There were no speakers.

**Item (7) CONSENT AGENDA**

- (a) **Commissioning of Greenville County EMS Paramedic as a member of the Sheriff's Office SWAT Team** (Public Safety)
- (b) **USDA-NRCS Regional Conservation Partnership** (Finance)
- (c) **Community Project Application / River Falls Fire District - \$8,000.00** (Finance)

**ACTION:** Councilor Seman moved to approve the Consent Agenda items.

Motion carried unanimously by all County Council Members present.

**Item (8) RESOLUTIONS**

- (a) **Metropolitan Sewer Sub-district Annexation / Request for Public Hearing**

**ACTION:** Councilor Payne moved for adoption a resolution to hold a public hearing to consider enlarging the Metropolitan Sewer Sub-district to include certain real property located off of Morton Road, East Georgia Road, Batson Road, and Lindsey Bridge Road.

Motion carried unanimously by all County Council Members present.

**Item (9) ORDINANCES – SECOND READING**

- (a) **Zoning Ordinance**

1. **CZ-2014-30**, Property of LSTB LLC, located on Lot #6 Augusta Acres requesting rezoning from R-12 to C-2. 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-2014-31**, Property of Timmy Gibbs located at 21 Rosemond Drive requesting rezoning from S-1 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.

3. **CZ-2014-33**, Property of Harpreet Kaur Chahal located at 2821 Poinsett Highway requesting rezoning from R-10 to O-D. 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.

4. **CZ-2014-34**, Property of Nellie T. King located at 819 Log Shoals Road requesting rezoning from R-S to R-12. 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.

5. **CZ-2014-35**, Property of Roger H. Patterson, Jr. located on the Corner of Donaldson Road and Kascar Place requesting rezoning from C-2 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 all County Council Members present.

6. **CZ-2014-36**, Property of Jim S. Kimbell located at 525 W. Parker Road requesting rezoning from O-D to R-7.5. 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) Taylors Fire and Sewer District / General Obligation Bonds**

**ACTION:** Councilor Meadows moved for approval at second reading an ordinance finding that Taylors Fire and Sewer District, South Carolina, may issue not exceeding \$2,000,000 of General Obligation bonds; to authorize Taylors Fire and Sewer District Commission to issue such bonds and to provide for the publication of notice of the said finding and authorization.

Motion carried unanimously by all County Council Members present.

**(c) Autumn Hills Special Tax District / Conversion to Administrative Division**

**ACTION:** Councilor Meadows moved for approval at second reading an ordinance to amend Ordinance No. 4289 creating the Autumn Hills Special Tax District so as to amend the purposes of the District, to convert the District to an Administrative Division of the County, to reduce the uniform service charge, and other matters related thereto.

**AMENDMENT:** Councilor Meadows moved to amend Section 4 of the ordinance to read:

“Greenville County Council hereby directs the Commission to deliver all District funds to the Greenville County Treasurer no later than fifteen days after the effective date of this Ordinance. Obligations incurred in furtherance of the former purposes of the District may be eligible for payment from District funds until June 30, 2015, subject to the approval of the County Administrator.”

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

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

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

**(d) Anderson Multi County Industrial Business Park Agreement / Viva Recycling of South Carolina**

**ACTION:** Councilor Meadows moved for approval at second reading an ordinance authorizing an amendment to that agreement dated December 1, 2010, as amended, governing the joint county industrial and business park by and between Greenville County, South Carolina and Anderson County, South Carolina, in order to expand the boundaries of the park to include certain property located in Anderson County and other matters related thereto.

Motion carried unanimously by all County Council Members present.

**(e) Anderson Multi County Industrial Business Park Agreement / Project Wolf**

**ACTION:** Councilor Meadows moved for approval at second reading an ordinance to develop a jointly owned and operated industrial/business park (Project Wolf) in conjunction with Anderson County, such industrial/business park to be geographically located in Anderson County and established pursuant to South Carolina Code of Laws of 1976 §4-1-170, et sequitur, as amended; to provide for a written agreement with Anderson County providing for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of Ad Valorem Taxes to the Counties and relevant taxing entities; to provide that job tax credits allowed by law be provided for businesses locating in said park; and to permit a user fee in lieu of Ad Valorem taxation within said park.

Motion carried unanimously by all County Council Members present.

(f) **Anderson Multi County Industrial Business Park Agreement Amendment / Solar Atmospheres Southeast Inc. (Formerly Project Julep)**

**ACTION:** Councilor Meadows moved for approval at second 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 (Project Julep).

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

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

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

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

(g) **Solar Atmospheres Southeast Inc. (Formerly Project Julep)/ Fee In Lieu of Tax Agreement**

**ACTION:** Councilor Meadows 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, Solar Atmospheres Southeast, Inc. and Greenville Technical Associates, LLC (formerly referred to as Project Julep), 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.

**AMENDMENT:** Councilor Meadows moved to amend the ordinance and agreement to reflect the changes outlined in the black-lined versions that were provided in the agenda packet.

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

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

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

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

(a) **Anderson Multi County Industrial Business Park/Project East**

Councilor Meadows presented for first reading an ordinance to develop a jointly owned and operated industrial/business park (Project East) in conjunction with Anderson County, such industrial/ business park to be geographically located in Anderson County and established pursuant to South Carolina Code of Laws of 1976 §4-1-170, et sequitur, as amended; to provide for a written agreement with Anderson County providing for the expenses of the park, the percentage of revenue application, and the distribution of fees in lieu of ad valorem taxes to the counties and relevant taxing entities; to provide that job tax credits allowed by law be provided for businesses locating in said park; and to permit a user fee in lieu of *ad valorem* taxation within said park.

Chairman Taylor referred the item to the Finance Committee.

(a) **Committee of the Whole**

**1. Board and Commission Appointments**

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

(a) **Boiling Springs Fire District (1 vacancy/unexpired term)**

Cliatt Alewine (District 21)

(b) **Chanticleer Community Commission (3 vacancies)**

Daniel Dobson (District 24)  
Neil Jones (District 24)  
William Moore (District 24)

(c) **Devenger Pointe Special Tax District (2 vacancies)**

Barbara McCracken (District 21)  
David Snider (District 21)

(d) **Donaldson Fire Service Area (3 vacancies)**

Michael Cownie (3M)  
Charles Holland (Ethox)  
Terry McCall (Cytec)

(e) **Economic Development Corporation (1 vacancy)**

Pat Haskell (District 23)

(f) **Historic Preservation (5 vacancies)**

Penny Forrester (District 17)  
Ron Long (District 17)  
Anne Peden (District 26)  
Jason Smit (District 23)

(g) **Lake Forest Special Tax District (1 vacancy)**

Hugh McVetty (District 22)

**(h) Metropolitan Sewer Subdistrict Commission (3 vacancies)**

James Freeland (District 17)  
Edmund Gregorie (District 21)  
Charles Styles (District 19)

**(i) Museum Commission (2 vacancies)**

Mary Johnston (District 24)  
Martha Pellett (District 20)

**(j) Old Mill Estates Tax District (1 vacancy)**

David Dalby (District 20)

**(k) Research and Technological Development Corporation (1 vacancy)**

Jeanette Goldsmith (District 24)

**(l) Zoning Board of Appeals (2 vacancies)**

William Powers (District 22)  
Arthur Smith (District 27)

Motion carried unanimously by all County Council Members present.

**(b) Board and Commission / Ballot Vote**

**ACTION:** On behalf of the Committee, Councilor Meadows moved to a ballot vote at the October 21<sup>st</sup> County Council meeting, the following:

**(a) Airport Commission (1 vacancy)**

George Douglas Jr. (D.24)  
Ann Clapper (D. 27)

**(b) Arena District (1 vacancy)**

David Batson (D.19)  
Michael Chatman (D.23)

**(c) Greater Greenville Sanitation District (1 vacancy)**

Zoila Lopez (D.23)  
Roy Earnest (D.19)  
Kenneth Ledford Jr. (D.23)



**(d) Greenville Area Development Corporation (1 vacancy / unexpired term)**

Beverly Haines (D.27)  
Steve Nail (D.21)

Motion carried unanimously by all County Council Members present.

**(c) Reopen Application Period**

**ACTION:** On behalf of the Committee, Councilor Meadows moved to reopen the application period for ten days in order to fill the large hotel vacancy on the Accommodations Tax Advisory Committee and to receive applications to fill the remaining vacancy on the Historic Preservation Commission.

Motion carried unanimously by all County Council Members present.

**Item (12) APPEARANCES – NON AGENDA ITEMS**

- Allan Strozier, 811 Weybourne Drive, Greer – appeared regarding Sunday alcohol sales
- David McCraw, 109 Breeds Hill Way, Greer – appeared regarding Sunday alcohol sales
- Seth Powell, 108 Andrew Street, Greenville – appeared regarding Sales Tax referendum applied to groceries
- Ed Paxton, 1 York Circle, Greenville – appeared regarding assessments
- John Farmer, 49 Cross Ridge, Greenville – appeared regarding Sales Tax referendum applied to groceries
- Butch Taylor, 1 Millbrooke Court, Greenville – appeared regarding procedural trickery

**Item (13) ADMINISTRATOR’S REPORT**

There was no Administrator’s Report.

**Item (14) REQUESTS AND MOTIONS BY COUNCIL MEMBERS**

- Councilor Ballard stated due to good work by John Hansley and the IS Department, citizens could now go to the County website, type in their address and retrieve information on all their district representatives.
- Councilor Ballard stated he would have his first Town Hall Meeting in District 26 that following Tuesday.
- Councilor Dill expressed his displeasure with having just learned about the 1% Sales Tax for Transportation Projects applying to groceries. He felt Council should have been aware of that information up front. He asked if medications were included. County Attorney Mark Tollison stated prescription medications were exempt from the tax.

- Councilor Baldwin stated the question was asked in an earlier meeting if the 1% Sales Tax would apply to food and the answer was that it would only apply to those things the current Sales Tax applied to. He felt they needed to clear up the matter for the voters before the election. Mr. Baldwin felt someone in one of the other counties, who were already using this tax, should have let them know the tax was being collected on groceries.
- Councilor Kirven stated Council had discussed two different laws; and in the law York County used, groceries were exempt. He felt it was assumed that both laws exempted groceries. He stated it was never their intention to tax groceries and that they were in touch with the Greenville County Legislative Delegation to see about having the law amended.
- Councilor Cates expressed his appreciation of County Engineer Ms. Judy Wortkoetter and the presentation she made during the last Planning and Development Committee meeting.
- Councilor Burns stated one of the United Way programs received a substantial grant to work in the White Horse Road Crescent with groups like BOOST. He stated the program would have a great impact in education and in the entire environment of an area that had been worst hit. He stated there was a BOOST event scheduled on October 23<sup>rd</sup> and he encouraged his colleagues to participate.
- Councilor Norris stated she had a problem when the West End was overlooked and left out. She stated there were many needs in that area as well and she had to fight the fight alone to see that they were not left out or discriminated against.
- Councilor Norris expressed her concern with a current zoning docket involving Worley Road. She wanted the Planning and Development Committee to hold the docket until she received some information or to at least let the residents in the Worley Road area know about the request for rezoning.
- Councilor Seman thanked Mr. Ballard for spear-heading the voting district information link. She stated later in the month there would be an op-ed in the Greenville News commemorating the 50<sup>th</sup> Anniversary of SCTAC.
- Councilor Payne requested the Chairman and County Administrator bring a solution to the 1% Sales Tax matter to Council to be voted on at the next County Council meeting. He felt the consensus of Council was that they were voting on something that did not tax groceries.
- Councilor Payne acknowledged that Ms. Gibson's absence was due to a broken ankle and he wished her a speedy recovery. He then wished a Happy Birthday to Chairman Taylor and Councilor Dill.

**Item (15)**

**ADJOURNMENT**

**ACTION:** Councilor Kirven moved to adjourn the meeting at 7:08 p.m.

Motion carried unanimously by all County Council Members present.

Respectfully submitted:

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Theresa Kizer, Clerk to Council