



MINUTES GREENVILLE COUNTY COUNCIL

Regular Council Meeting

May 3, 2016

6:08 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

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

Kimberly Wunder, Assistant 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

John Vandermosten, Assistant County Administrator, Public Safety

Chief Deputy John Eldridge, Sheriff's Office

Eric Vinson, Director, Planning and Code Enforcement

Bob Mihalic, Governmental Relations Officer

Sandra Yudice, Assistant to the County Administrator

Teresa Barber, Fire Code Official/Code Enforcement Supervisor

Jessica Stone, Administrative Assistant, Clerk to Council

OTHERS PRESENT:

None

CALL TO ORDER

Chairman Bob Taylor

INVOCATION – introduced by Councilor Jim Burns

Rev. Laura Bratton, Pastor
Laurens Road United Methodist Church

PLEDGE OF ALLEGIANCE

Item (4) APPROVAL OF MINUTES

ACTION: Councilor Seman moved to approve the corrected minutes of the April 19, 2016, Regular Council Meeting.

Motion carried unanimously by Council Members present.

Item (5) PUBLIC HEARINGS

**(a) Metropolitan Sewer Subdistrict Annexation /
Certain Properties off Rocky Creek Road and West Georgia Road**

ACTION: A public hearing was held for the purpose of receiving comments from the public regarding a resolution to enlarge the boundaries of the Metropolitan Sewer Subdistrict to include certain real property located off of Rocky Creek Road and West Georgia Road; and to provide for public notice thereof.

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

**(b) Adoption of the Administrative Portions of the Collective Building Codes /
Associated Appendices / Property Maintenance and Swimming Pool Codes**

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance to comply with the regulations promulgated by the South Carolina Building Codes Council by repealing Ordinance Number 4557 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.

- **Ed Paxton**, 1 York Circle, Greenville – appeared in opposition to the proposed

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

(c) Transfer of County Owned Property / 301 River Street

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance to authorize and approve the transfer of County owned property located at 301 River Street, to authorize the execution of deeds and any other appropriate documents and agreements related thereto, and establish use of transfer proceeds.

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

(d) Fitesa Simpsonville, Inc. (formerly Project Zapp) / Fee in Lieu of Tax Agreement

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance authorizing a second amendment to a fee-in-lieu of ad valorem taxes agreement by and between Greenville County, South Carolina, and Fitesa Simpsonville, Inc., to provide for an extension of the investment period and a special source revenue credit; and to enter into such other necessary agreements or amendments to effect the intent of this ordinance; and other related matters.

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

Item (6) APPEARANCES

None

Item (7) CONSENT AGENDA

- (a) FY2017 Used Oil Grant Application**
- (b) FY2017 Waste Tire Grant Application**
- (c) FY2017 Food Recovery Grant Application**
- (d) PetCo Foundation Grant Application**
- (e) Redevelopment Authority – 2016 Annual Action Plan**

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

Motion carried unanimously by Council Members present.

Item (8) RESOLUTION

- (a) Metropolitan Sewer Subdistrict Annexation /
Certain Properties off Rocky Creek Road and West Georgia Road**

ACTION: Councilor Payne moved for adoption a resolution to enlarge the boundaries of the Metropolitan Sewer Subdistrict to include certain real property located off of Rocky Creek Road and West Georgia Road; and to provide for public notice thereof.

Motion carried unanimously by Council Members present.

Item (9) ORDINANCES – THIRD READING

- (a) Zoning Ordinances**

1. CZ-2016-16: Property of Michael and Karen Miller located at 20 Wanda Lane requesting rezoning from R-10 to R-MA.

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

Motion carried unanimously by Council Members present.

2. CZ-2016-17: Property of Donna Christine Dor located at 311 Piedmont Avenue requesting rezoning from R-10 to R-20A.

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

Motion carried unanimously by Council Members present.

3. CZ-2016-18: Property of Kirk S. Chapman located at 403 and 407 E. Main Street, Taylors, requesting rezoning from R-20 and C-1 to C-3.

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

Motion carried unanimously by Council Members present.

4. **CZ-2016-19:** Property of Lakewood Farms LLC, located at the 100 Block of Lakewood Drive requesting rezoning from R-S to R-15.

Councilor Dill stated the request was withdrawn by the applicant.

5. **CZ-2016-21:** Property of ASGA LP, located at 300 Hammett Street requesting rezoning from I-1 and S-1 to R-MA.

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

Motion carried unanimously by Council Members present.

6. **CZ-2016-23:** Aviation Ventures Series Fund II – Series Three, Fork Shoals Road and West Georgia Road requesting rezoning from C-1 to C-3.

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

Motion carried unanimously by Council Members present.

(b) Waste Tire Ordinance Amendment

ACTION: Councilor Dill moved for adoption at third reading an ordinance to amend Section 3 of Ordinance No. 4771, regulating the storage of used and/or waste tires, to provide that used tires for resale may be stored outdoors on lots greater than two acres in size, provided the tires are stored in the rear yard, and enclosed and screened from view on all sides.

ACTION: Councilor Meadows moved to suspend Council Rule 4.B (3) in order to amend the ordinance.

Motion to suspend Council Rule 4.B (3) carried unanimously by Council Members present.

AMENDMENT: Councilor Meadows moved to amend the ordinance to delete the phrase “for resale” as waste tires were not permitted for resale.

Motion to amend carried unanimously by Council Members present.

Motion as amended carried unanimously by Council Members present.

(c) Transfer of County Owned Property / 301 River Street

ACTION: Councilor Kirven moved for adoption at third reading an ordinance to authorize and approve the transfer of county owned property located at 301 River Street, to authorize the execution of deeds and any other appropriate documents and agreements related thereto, and establish use of transfer proceeds.

Motion carried unanimously by Council Members present.

(d) Fitesa Simpsonville, Inc. (formerly Project Zapp) / Fee in Lieu of Tax Agreement

ACTION: Councilor Kirven moved for adoption at third reading an ordinance authorizing a second amendment to a fee-in-lieu of ad valorem taxes agreement by and between Greenville County, South Carolina, and Fitesa Simpsonville, Inc., to provide for an extension of the investment period and a special source revenue credit; and to enter into such other necessary agreements or amendments to effect the intent of this ordinance; and other related matters.

Motion carried unanimously by Council Members present.

(e) Adoption of the Administrative Portions of the Collective Building Codes / Associated Appendices / Property Maintenance and Swimming Pool Codes

Councilor Payne moved for adoption at third reading an ordinance to comply with the regulations promulgated by the South Carolina Building Codes Council by repealing Ordinance Number 4557 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.

Motion carried unanimously by Council Members present.

Item (10) COMMITTEE REPORTS

(a) Committee of the Whole

No Report

Item (11) APPEARANCES – non agenda items

- **Marlene Smith**, 205 Stokes Road, Greenville – appeared regarding animal welfare
- **Ed Paxton**, 1 York Circle, Greenville – appeared regarding educational stupidity

Item (12) ADMINISTRATOR’S REPORT

County Administrator Joe Kernell reminded everyone of the Cardiac Survivors’ Ceremony that would be held on Friday, May 20th at 2:00 p.m. at the TD Convention Center.

Mr. Kernell stated the Animal Care Committee was currently looking into an HVAC system for kennel D-1 at the Animal Care facility on Furman Hall Road.

Item (13) REQUESTS AND MOTIONS BY COUNCIL MEMBERS

(a) Berea School Purchase - **WITHDRAWN**

(b) Transfer of Real Property to SCDOT / Intersection of Woodruff Road and Sunnydale Drive / First Reading

Councilor Kirven presented for first reading an ordinance to authorize and approve the transfer of a portion of real property adjoining Woodruff Road at its intersection with Sunnydale Drive, and to authorize the execution of deeds and other appropriate documents and agreements related thereto. Councilor Kirven requested the item be referred to the Finance Committee.

Councilor Taylor referred the item to the Finance Committee.

- Councilor Cates invited everyone to “First Friday” at the Taylors Mill on Friday, May 6th at 7:00 p.m.
- Councilor Seman stated on April 19th, ITIC announced the signing of a memorandum of understanding with Zaptec of Norway, to mutually work on smart-charging technology solutions for electronic vehicles.

- Councilor Dill invited everyone to the Strawberry Festival in Marietta at 10:00 am on Saturday, May 7th. He then asked everyone to remember Ms. Kirven in prayer as she would be having surgery in the morning.
- Councilor Baldwin invited everyone to the Greer Family Festival which would be held Friday and Saturday, May 6th and 7th.
- Councilor Meadows stated there would be a Pet Party at the Swamp Rabbit Station in Berea on Sunday, May 8th.

Item (14)

ADJOURNMENT

ACTION:

Councilor Meadows moved to adjourn the meeting.

Motion carried unanimously by Council Members present and the meeting was adjourned at 6:36 p.m.

Respectfully submitted:

Theresa B. Kizer, Clerk to Council