



# GREENVILLE COUNTY COUNCIL

Minutes

## Regular Meeting

April 17, 2018

6:03 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  
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.

### COUNCIL MEMBERS ABSENT

None

### STAFF PRESENT

Joe Kernell, County Administrator  
Mark Tollison, County Attorney  
Dean Campbell, Deputy County Attorney  
Jeffrey Wile, Assistant County Attorney  
John Hansley, Deputy County Administrator  
Regina McCaskill, Clerk to Council  
Jessica Stone, Deputy Clerk to Council  
Paula Gucker, Assistant County Administrator, Public Works  
John Vandermosten, Assistant County Administrator, Public Safety  
Sarah Holt, Planning  
Tyler Stone, Planning  
Bob Mihalic, Governmental Relations Officer

### OTHERS PRESENT

None

### CALL TO ORDER

Chairman Butch Kirven

### INVOCATION

Vice-Chairman Willis Meadows

### PLEDGE OF ALLEGIANCE

Boy Scout Troop 11  
First Presbyterian Church, Greenville

Item (4)            **APPROVAL OF MINUTES**

**ACTION:**            Councilor Norris moved to approve the minutes of the April 3, 2018, Regular Council Meeting.

Motion carried unanimously.

Item (5)            **PROCLAMATION**

(a)    **Southside High School Boys Basketball Team**

Councilor Ennis Fant presented a proclamation to the Southside High School Boys Basketball Team. On March 3, 2018, the Southside High School Boys basketball team made history by defeating Ridgeland/Hardeeville 74-58 to win their second straight 3A State Championship. During a remarkable run over two seasons, the Tigers went undefeated in Region play, were 50-3 overall, and won the 2017 Greenwood Christmas Tournament. Led by SCBCA Coach of the Year Steve Beasley, Southside played with passion and dedication, becoming a great source of pride for their fellow students, the Southside area community and the citizens of Greenville County.

Greenville County Council honored the outstanding student-athletes of the Southside High School basketball team and acknowledged the support from the team members' families, and the Southside High School administration, faculty, and students.

Item (6)            **AWARD PRESENTATION**

Esther Wagner, representing *Keep South Carolina Beautiful* and *Palmetto Pride*, presented an **Outstanding Performance By A County Award** to Greenville County. Ms. Wagner praised Council for recognizing that the impacts of litter on the community were great. She added litter caused more traffic accidents and more personal injuries. In 2014, a cigarette butt left on the side of the road in Greer ignited and caused \$1.76 million in damages and the rescue of three children. Approximately 36% of business development officials considered litter and quality of life when determining where to locate a new business.

The Litter Task Force was created in 2017 as well as a Litter Abatement Program. Deanna Damato was named Litter Coordinator of the program. Ms. Wagner stated the County purchased several new pieces of equipment to include two new trash trucks that were out every day picking up litter. The trucks picked up 265,000 pounds of trash in the first year. She added surrounding counties were following the lead of Greenville County and have started their own litter programs.

The award was accepted by Deanna Damato.

Item (7)            **PUBLIC HEARINGS**

(a)    **Metropolitan Sewer Subdistrict Annexation / West Georgia Road and Sullivan Road**

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 the property identified as Tax Map Numbers 0585010100603; 0585010100604; and 058501100606 located as West Georgia Road and Sullivan Road, and to provide for public notice thereof.

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

**(b) Metropolitan Sewer Subdistrict Annexation / Lot 160 – Country Estates Subdivision**

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 the property identified as Tax Map Number 0555050106400, Lot 160, located in Country Estates Subdivision, and to provide for public notice thereof.

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

**(c) Haydale Ceramic Technologies, LLC (formerly Project Ceramic) / Fee in Lieu of Tax Agreement**

A public hearing was held for the purpose of receiving comments from the public regarding a resolution calling for a public hearing to be held upon the question of the issuance of not exceeding \$3,000,000 of General Obligation Bonds of the South Greenville Area Fire District and to provide for the publication of the notice of such hearing.

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

**(d) Greenville – Anderson Multi County Industrial Business Park Agreement Amendment (2010 Park) / Haydale Ceramic Technologies, LLC (formerly Project Ceramic)**

A public hearing was held for the purpose of receiving comments from the public regarding a resolution authorizing the execution and delivery on an inducement agreement by and between Greenville County, South Carolina and Project Stryker, whereby, under certain conditions, Greenville County would execute a fee in lieu of tax agreement with respect to a project in the County whereby the Project would be subject to payment of certain fees in lieu of taxes; and providing for related matters.

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

**Item (8) APPEARANCES – current agenda items**

- Ed Paxton, 1 York Circle, Greenville – appeared regarding Project Window

**Item (9) CONSENT AGENDA**

- (a) FY 2019 General Recycling Options Grant
- (b) FY 2019 Solid Waste Education / Outreach Grant
- (c) FY 2019 Used Oil Grant
- (d) FY 2019 Waste Tire Grant
- (e) Community Project Application / City of Travelers Rest – Public Artwork: Laodicea (Dicey) Langston - \$10,000.00
- (f) Community Project Application / Slater Hall – Summer Events and Improvements - \$2,500.00
- (g) Community Project Application / Boulder Creek – Crestwood Outreach Summer Camp Registrations - \$3,560.00
- (h) Community Project Application / City View Summer Camp Registrations - \$9,300.00

**ACTION:** Councilor Norris moved to approve the Consent Agenda Items.

Motion carried unanimously.

Item (10)      **RESOLUTIONS**

(a)    **Metropolitan Sewer Subdistrict Annexation / West Georgia Road and Sullivan Road**

**ACTION:**      Councilor Seman moved for adoption a resolution to enlarge the boundaries of the Metropolitan Sewer Subdistrict to include the property identified as Tax Map Numbers 0585010100603; 0585010100604; and 0585010100606 located at the intersection of West Georgia Road and Sullivan Road, and to provide for public notice thereof.

Motion carried unanimously.

(b)    **Metropolitan Sewer Subdistrict Annexation / Lot 160 – Country Estates Subdivision**

**ACTION:**      Councilor Seman moved for adoption a resolution to enlarge the boundaries of the Metropolitan Sewer Subdistrict to include the property identified as Tax Map Number 0555050106400, Lot 160, located in Country Estates Subdivision, and to provide for public notice thereof.

Motion carried unanimously.

(c)    **South Greenville Area Fire District / General Obligation Bonds – Request for Public Hearing**

**ACTION:**      Councilor Taylor moved for adoption a resolution requesting a public hearing to be held upon the question of the issuance of not exceeding \$3,000,000 of General Obligation Bonds of the South Greenville Area Fire District and to provide for the publication of the notice of such hearing.

Motion carried unanimously.

(d)    **Project Stryker / Inducement Resolution**

**ACTION:**      Councilor Taylor moved for adoption a resolution authorizing the execution and delivery of an inducement agreement by and between Greenville County, South Carolina and Project Stryker, whereby, under certain conditions, Greenville County will execute a fee in lieu of tax agreement with respect to a project in the County whereby the Project would be subject to payment of certain fees in lieu of taxes; and providing for related matters.

Motion carried unanimously.

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

(a)    **Zoning Ordinances**

1.    **CZ-2018-14: Property of Bad Company III, LLC, located at 90 Allen Street, requesting rezoning from S-1 to C-1.**

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

Councilor Norris stated she had received a number of calls from her constituents regarding the request. She would like to see the item returned to the Planning and Committee to see if something could be worked out with the owner of the property to better meet the needs of the citizens of Dunear.

**ACTION:**      Councilor Norris moved to return the item to the Planning and Development Committee for further review.

Motion carried unanimously.

**(b) Haydale Ceramic Technologies, LLC (formerly Project Ceramic) / Fee in Lieu of Tax Agreement**

**ACTION:** Councilor Cates moved for adoption at third reading an ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Greenville County, South Carolina and Haydale Ceramic Technologies, LLC, with respect to certain economic development property in the County, whereby such property would be subject to certain payments in lieu of taxes; and other matters related thereto.

Motion carried unanimously.

**(c) Greenville – Anderson Multi County Industrial Business Park Agreement Amendment (2010 Park) / Haydale Ceramic Technologies, LLC (formerly Project Ceramic)**

**ACTION:** Councilor Cates 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 (12) ORDINANCES – SECOND READING**

**(a) Zoning Ordinances**

**1. CZ-2017-57: Property of Steve McNair, located on Old Spartanburg Road, requesting rezoning from R-12 to R-M10.**

The Planning Commission and the Committee recommended approval as amended to R-M5.

**ACTION:** On behalf of the Committee, Councilor Ballard moved approval of the ordinance at second reading.

**ACTION:** Councilor Ballard moved to amend the request to R-M5.

Motion to amend carried unanimously.

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

Motion as amended carried unanimously.

**2. CZ-2018-16: Property of Central Realty Holdings LLC, located on N. Pleasantburg Drive and Claremont Drive, requesting rezoning from R-20 and C-2 to FRD.**

The Planning Commission and the Committee recommended approval with the condition that a typographical correction to the Statement of Intent be made.

**ACTION:** On behalf of the Committee, Councilor Ballard moved approval of the ordinance at second reading.

**ACTION:** Councilor Ballard moved to amend the request to make a correction to the verbiage in the second paragraph of the Statement of Intent entitled "Landscaping and Common Area" so that the work "undisturbed" was corrected to read "disturbed."

Motion to amend carried unanimously.

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

Motion as amended carried unanimously.

3. **CZ-2018-17: Durham Road – Withdrawn by Applicant**

4. **CZ-2018-18: Property of Rose Marie and Samuel Francis Postich, located at 812 SE Main Street, requesting rezoning from R-S to I-1.**  
The Planning Commission and Committee recommended approval.

**ACTION:** On behalf of the Committee, Councilor Ballard moved approval of the ordinance at second reading.

Motion carried unanimously.

5. **CZ-2018-19: Property of Kelly Powell and Beeco Properties LLC, located on Beeco Road, requesting rezoning from R-S to S-1.**  
The Planning Commission and Committee recommended approval.

**ACTION:** On behalf of the Committee, Councilor Ballard moved approval of the ordinance at second reading.

Motion carried unanimously.

6. **CZ-2018-20: Property of F & F Realty Investments LLC, located at 327 White Horse Road, requesting rezoning from I-1 to C-3.**  
The Planning Commission and Committee recommended approval.

**ACTION:** On behalf of the Committee, Councilor Ballard moved approval of the ordinance at second reading.

Motion carried unanimously.

7. **CZ-2018-21: Property of F & F Realty Investments LLC, located at 345 White Horse Road, requesting rezoning from I-1 to S-1.**  
The Planning Commission and Committee recommended approval.

**ACTION:** On behalf of the Committee, Councilor Ballard moved approval of the ordinance at second reading.

Motion carried unanimously.

8. **CZ-2018-22: Property of Robert Dayton, Houses & then Some Inc., located at 211 Roper Mountain Road Ext., requesting rezoning from R-20 to POD.**  
The Planning Commission and Committee recommended approval.

**ACTION:** On behalf of the Committee, Councilor Ballard moved approval of the ordinance at second reading.

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

**(b) Greenville County Comprehensive Plan Amendment / Dublin Road Area Plan (CP-2018-01)**

**ACTION:** Councilor Ballard moved for approval at second reading an ordinance to adopt the Dublin Road Area Plan as an amendment to the Greenville County Comprehensive Plan. The Planning Commission and Committee recommended approval.

Motion carried unanimously.

Item (13)      **ORDINANCES – FIRST READING**

(a)    **Zoning Ordinances**

Councilor Ballard presented for first reading Zoning Dockets **CZ-2018-23** through **CZ-2018-30**.

Chairman Kirven referred the items to the Planning and Development Committee.

(b)    **South Greenville Area Fire District / General Obligation Bonds**

Councilor Cates presented for first reading an ordinance finding that the South Greenville Area Fire District may issue not exceeding \$3,000,000 General Obligation Bonds; to authorize the Board of Fire Control of the South Greenville Area Fire District, South Carolina to issue such bonds and to provide for the publication of notice of the said finding and authorization.

Chairman Kirven stated the item would remain on the floor.

(c)    **Project Stryker / Fee in Lieu of Tax Agreement**

Councilor Cates presented for first reading an ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Greenville County, South Carolina and a company or companies known to the County at this time as Project Stryker with respect to certain economic development property in the County, whereby such property would be subject to certain payments in lieu of taxes; and other matters related thereto.

Chairman Kirven stated the item would remain on the floor.

(d)    **Anderson – Greenville Multi County Industrial Business Park Agreement Amendment (2010 Park) / Project Stryker**

Councilor Cates presented for first 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.

Chairman Kirven stated the item would remain on the floor.

(e)    **Project Window**

Vice-Chairman Meadows presented for first reading an ordinance authorizing various agreements for Project Window; authorizing the creation of a Public Facilities Corporation; approving the transfer of properties located in and around the Project; authorizing the execution of deeds and other documents, agreements and matters related thereto.

Chairman Kirven stated the item would remain on the floor.

Item (14)      **BOARD AND COMMISSION – BALLOT RESULTS**

(a)    **Greenville Area Development Corporation (3 vacancies)**

Chairman Kirven stated the following individuals were elected by ballot vote to serve on the Greenville Area Development Corporation: Roy Chamlee, Beverly Haines and JaVarus Howard.

Chairman Kirven reappointed Scott Case as a Chairman's appointee to the Greenville Area Development Corporation.

Item (15) **COMMITTEE REPORTS**

No Report

Item (16) **APPEARANCES BY CITIZENS**

- **Cynthia Chance**, 33 Seyle Street, Greenville – appeared regarding the Dunean Community Center & Park
- **Ed Paxton**, 1 York Circle, Greenville – appeared regarding Board of Zoning Appeals
- **Efia Nwangaza**, 202 Lavinia Avenue, Greenville – appeared regarding the dignity and safety of women in Greenville County
- **Jalen Elrod**, 118 East Belevedere Road, Greenville – appeared regarding Councilman Fant’s proposal to create a county-wide police department
- **David Mack**, 1009 Timrod Street, Columbia, SC – appeared regarding minority social issues

Item (17) **ADMINISTRATOR’S REPORT**

No Report

Item (18) **REQUESTS AND MOTIONS BY COUNCIL MEMBERS**

- (a) Clear Spring Fire and Rescue District / Open Application Period

**ACTION:** Per notice provided on the Council agenda, Councilor Ballard moved to open a special application period for two weeks in order to receive applications for the two newly created seats on the Clear Spring Fire and Rescue District Board. The seats were created by County Ordinance No. 4962, adopted February 6, 2018.

Motion carried unanimously.

- Councilor Fant stated the final draft of the Affordable Housing Study had been presented and adopted at the Affordable Housing Ad Hoc Committee meeting held earlier in the day. He recognized Doug Dent and the staff at GCRA for all their hard work as well as Councilor Ballard and Councilor Roberts. Mr. Fant also thanked County Administrator, Joe Kernell, and Chairman Kirven for their support. He stated the study revealed a number of recommendations which would be brought to Council in May. Mr. Fant requested information regarding fee in lieu of tax incentives at 4% as opposed to 6%, the rate Greenville County currently used. Mr. Fant reiterated the need for sites available for industrial development in Greenville County. He also recognized the members of Vision 25 who were in attendance.
- Councilor Ballard stated the 1st Quarter Report from the False Alarm Division of the Sheriff’s Department compared the number of false alarms from the 1st quarter of 2017 to the same time period for 2018. There were 200 less false alarms calls in 2018 as compared to 2017. The decreased revenue in 2018 was a direct result of fewer calls. Mr. Ballard stated the new regulations appeared to working well. As the former Chairman of the Public Safety Committee, Councilor Ballard gave his support to the Sheriff’s Department in light of recent events regarding the department.



- Councilor Payne stated he had attended the Affordable Housing Ad Hoc Committee meeting and stated excellent information had been provided. He added there were some great opportunities for the County, and the City of Greenville, to move forward. Mr. Payne stated the magnitude of the challenge in the County was so much greater than the City of Greenville. He added he looked forward to working on solutions that would not require tax increases.
- Councilor Dill invited everyone to the Special Olympics being held on Wednesday @ 10:15 a.m. at Furman University. He added it touched one's heart to see the athletes work so hard.
- Councilor Dill stated he was working on an ordinance regarding impact fees to alleviate some of the problems Greenville County was facing with roads.
- Councilor Barnes thanked the Boy Scouts who were in attendance and added they were the future leaders of America.
- Councilor Cates stated some of his constituents were upset about a road located in his district. The road in question was located between Highway 291 and Highway 29 and there were five intersections that crossed railroad tracks. He added the tracks were parallel and used for passing; one train would wait while another train passed. Mr. Cates stated the trains waited for periods up to 45 minutes and blocked the intersections. He stated he spoke with Deputy County Attorney Dean Campbell and the law stated if a train sat on the tracks for 10 minutes and caused traffic to stop, they faced a fine of \$25.00. Mr. Cates stated the law was written in 1880. Given the growth of the inland port, the number of trains had increased tremendously and would continue to do so. Unless the parallel tracks were extended to a length longer than the trains, the problem would continue. Councilor Cates stated he planned to continue exploring the issue and possible solutions.
- Councilor Norris stated she planned to meet with the residents of Piney Mountain and work on some summer programs for the area. She added the area had been forgotten over the years and consisted of a large number of Hispanics and elderly individuals. Mrs. Norris stated her church, Springfield Baptist Church, planned to reach out to the Massey family. She added she would be very busy this summer working with all the areas in her district.
- Councilor Roberts stated the Committee on Public Safety had a very productive meeting last week. They met with the State of SC NAMI representative, the Greenville NAMI representative, Captain Owens with the City of Greenville Police Department and advocate Paton Blough. The information provided was very enlightening and he thanked his colleagues who also attended the meeting. The ability to move forward with the Crisis Intervention Training for County law enforcement officers was always contingent with the County's relationship with the Sheriff. With the appointment of an Interim Sheriff, Councilor Roberts stated he looked forward to working him. Captain Owens was a real asset as he shared different ways to approach situations as well as some of the successes the City of Greenville Police Department had experienced.
- Councilor Roberts recognized members of the audience who had worked on the Dublin Road Area Plan. He added the plan was citizen driven.
- Chairman Kirven stated he had spoken to several Council Members today after the announcement regarding the Sheriff. He added Council looked forward to working with the Interim Sheriff Johnny Mack Brown.
- Councilor Taylor stated there were a number of projects and initiatives underway. He stated he looked forward to getting the projects completed in the coming months.

- Councilor Seman stated she hoped her colleagues planned to attend the Ribbon Cutting ceremony being held Monday, April 23rd at the SC Army National Guard Aviation Joint Use Facility at SCTAC. The event would feature remarks, refreshments and tours of the brand-new building and hangar complete with lab and equipment spaces.

**Item (19)      ADJOURNMENT**

**ACTION:** Councilor Seman moved to adjourn the meeting.

Motion carried unanimously and the meeting was adjourned at 7:11p.m.

Respectfully submitted:

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Regina G. McCaskill, Clerk to Council