



GREENVILLE COUNTY COUNCIL

Minutes
Regular Meeting
April 16, 2019
6:05 p.m.

County Square – Council Chambers
301 University Ridge
Greenville, South Carolina 29601

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. Dan Tripp

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

Joe Dill, District 17
Rick Roberts, District 21

Staff Present

Joe Kernell, County Administrator
Mark Tollison, 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

Others Present

None

Call to Order

Chairman Kirven

Invocation – *Introduced by Councilor Sid Cates*

Dr. Nicky Chavers
Founder of The Academy of Arts
Taylors, SC

Pledge of Allegiance

Item (4) Approval of Minutes

Action: Councilor Tripp moved to approve the minutes of the April 2, 2019, Regular Council Meeting.

Motion carried unanimously by Council Members present.

Item (5) Proclamation

a. Child Abuse Prevention Awareness Month

Councilor Barnes presented a proclamation to Tiffany Santagati on behalf of the Children’s Trust of South Carolina proclaiming April as Child Abuse Prevention Month.

Mr. Barnes stated South Carolina's future prosperity and quality of life depended on the healthy development of the 1.1 million children residing in communities across the state. Child abuse was a serious public health issue with wide-ranging societal consequences, as data showed the link between the abuse and neglect of children and a wide range of costly medical, emotional, psychological and behavioral issues into adulthood.

Mr. Barnes stated preventing child abuse and neglect must be a priority that required individuals, families, child-serving organizations, schools, faith-based groups, businesses, government agencies, and civic leaders to support the physical, emotional, social, and educational well-being of all children.

Parents and caregivers who had a support system of family and friends, knew where to find resources, and understood how to remain resilient in challenging times were best-equipped to provide safe, nurturing environments for their children.

Statewide and community prevention programs served as proven and effective ways to reduce child abuse and neglect no matter the geographic region, race or ethnicity, and economic status. Mr. Barnes stated in fiscal year 2018, there were 20,198 children in founded investigations of child maltreatment in South Carolina.

Greenville County Council, in conjunction with concerned citizens throughout the state of South Carolina, designated the month of April as Child Abuse Prevention Month and urged all residents to dedicate themselves to protect quality of life for every child.

Item (6) Public Hearings

a. Greater Greenville Sanitation District Annexation / 3 Cunningham Road

A public hearing was held for the purpose of receiving comments from the public regarding a resolution to enlarge the boundaries of the Greater Greenville Sanitation District to include 3 Cunningham Road off Old Spartanburg Road, Taylors.

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

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

b. Greater Greenville Sanitation District Annexation / 1090 Altamont Road

A public hearing was held for the purpose of receiving comments from the public regarding a resolution to enlarge the boundaries of the Greater Greenville Sanitation District to include 1090 Altamont Road.

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

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

c. Metropolitan Sewer Subdistrict Annexation / 110 Carolina Way

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 real property located at 110 Carolina Way, Fountain Inn, and to provide for public notice thereof.

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

d. Proposed Relinquishment of a Portion of Abney Street

A public hearing was held for the purpose of receiving comments from the public regarding the proposed maintenance of relinquishment of a portion of Abney Street (I-187) to the adjacent property owner (TMS# 0121001200200) for use as a private property.

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

e. Greer Middle College Charter High School / JEDA Bonds

A public hearing was held for the purpose of receiving comments from the public regarding a resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its economic development revenue bonds (Greer Middle College Charter High School Project) Series 2019, pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$5,000,000.

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

f. Berea Public Service District / \$2,000,000 General Obligation Bond Issuance

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance finding that Berea Public Service District, South Carolina, may issue not exceeding \$2,000,000 general obligation bonds; to authorize Berea Public Service Commission to issue such bonds and to provide for the publication of notice of the said finding and authorization.

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

g. Span Packaging Services LLC (formerly Project Pak) / Fee in Lieu of Tax Agreement

A public hearing was held for the purpose of receiving comments from the public regarding an ordinance authorizing the execution and delivery of a fee in lieu of tax agreement by and between Greenville County, South Carolina and Span Packaging Services LLC, with respect to certain economic development property in the County, whereby such property would be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matter related thereto.

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

h. Greenville / Anderson Multi County Industrial Business Park Agreement (2010 Park) – Span Packaging Services LLC (formerly Project Pak)

A public hearing was held for the purpose of receiving comments from the public regarding 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.

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

Item (7) Appearances – current agenda items

There were no speakers.

Item (8) Consent Agenda

- a. Proposed Relinquishment of a Portion of Abney Street (PWI)
- b. FY2020 Used Oil Grant (Finance)
- c. FY2020 Waste Tire Grant (Finance)
- d. FY2020 Solid Waste Education/Outreach Grant (Finance)
- e. Community Project Application / Lakeview Link Public Art – Bronze Sculpture by Charles Pate, Jr. - \$2,000.00 (Finance)
- f. Community Project Application / Sheriff's Office – Bulletproof Vests for Chaplains - \$8,100.00 (Finance)

Action: Councilor Norris moved to approve the Consent Agenda Items.

Motion carried unanimously by Council Members present.

Item (9) Resolutions

a. Greater Greenville Sanitation District Annexation / 3 Cunningham Road

Action: Councilor Seman moved for adoption a resolution to enlarge the boundaries of the Greater Greenville Sanitation District to include 3 Cunningham Road off Old Spartanburg Road, Taylors.

Motion carried unanimously by Council Members present.

b. Greater Greenville Sanitation District Annexation / 1090 Altamont Road

Action: Councilor Seman moved for adoption a resolution to enlarge the boundaries of the Greater Greenville Sanitation District to include 1090 Altamont Road, Greenville.

Motion carried unanimously by Council Members present.

c. Metropolitan Sewer Subdistrict Annexation / 110 Carolina Way

Action: Councilor Seman moved for adoption a resolution to enlarge the boundaries of the Metropolitan Sewer District to include the real property located at 110 Carolina Way, Fountain Inn, and to provide for public notice thereof.

Motion carried unanimously by Council Members present.

d. Greer Middle College Charter High School / JEDA Bonds

Action: Councilor Seman moved for adoption a resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its economic development revenue bonds (Greer Middle College Charter High School Project) Series 2019, pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$5,000,000.

Motion carried unanimously by Council Members present.

Item (10) Ordinances – Third Reading

a. Berea Public Service District / \$2,000,000 General Obligation Bond Issuance

Action: Councilor Taylor moved for adoption at third reading an ordinance finding that Berea Public Service District, South Carolina may issue not exceeding \$2,000,000 general obligation bonds; to authorize Berea Public Service Commission to issue such bonds and to provide for the publication of notice of said finding and authorization.

Motion carried unanimously by Council Members present.

b. Span Packaging Services LLC (formerly Project Pak) / Fee in Lieu of Tax Agreement

Action: Councilor Taylor 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 Span Packaging Services LLC, with respect to certain economic development property in the County, whereby such property would be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto.

Motion carried unanimously by Council Members present.

c. Greenville / Anderson Multi County Industrial Business Park Agreement (2010 Park) – Span Packaging Services LLC (formerly Project Pak)

Action: Councilor Taylor 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 by Council Members present.

Item (11) Ordinances – Second Reading

a. Zoning Ordinances

- 1. CZ-2019-21: Property of Crazy Auto Sales GSP, LLC, located at 504 Jones Avenue, requesting rezoning from R-12 to S-1. The Planning Commission recommended denial and the Committee recommended approval.**

Action: On behalf of the Committee, Councilor Barnes moved approval of the ordinance at second reading.

Motion carried unanimously by Council Members present.

- 2. CZ-2019-22: Property of Jaliabapa and Radha LLC, located at 3807 White Horse Road, requesting rezoning from R-12 to C-1. The Planning Commission recommended approval and the Committee recommended denial.**

Action: On behalf of the Committee, Councilor Barnes moved approval of the ordinance at second reading.

Councilor Fant requested his colleagues deny the request as the owner had made plans to request a more narrow-scoped FRD rezoning.

Motion was denied.

- 3. CZ-2019-23: Property of Kellett 4 LLC, located at 3010 Fork Shoals Road, requesting rezoning from C-1 to S-1. The Planning Commission and the Committee recommended approval.**

Action: On behalf of the Committee, Councilor Barnes moved approval of the ordinance at second reading.

Motion carried unanimously by Council Members present.

4. CZ-2019-24 Property of Monroe Free, Habitat for Humanity of Greenville, located at 3033 Wade Hampton Boulevard, requesting rezoning from C-2 to C-3. The Planning and the Committee recommended approval.

Action: On behalf of the Committee, Councilor Barnes moved approval of the ordinance at second reading.

Motion carried unanimously by Council Members present.

5. CZ-2019-25: Property of Jeet Singh, located at 1600 Highway 14, requesting rezoning from R-S to O-D. The Planning Commission and the Committee recommended denial.

Action: On behalf of the Committee, Councilor Barnes moved approval of the ordinance at second reading.

Councilor Tripp urged his colleagues deny the request.

Motion was denied unanimously by Council Members present.

6. CZ-2019-26: Property of TRS Properties, located on East Main Street at Mill Street, requesting rezoning from R-20 to PD. The Planning Commission and the Committee recommended approval.

Action: On behalf of the Committee, Councilor Barnes moved approval of the ordinance at second reading.

Motion carried unanimously by Council Members present.

b. **Simpsonville Fire Service Area and Donaldson Fire Service Area – General Obligation Bonds**

Action: Councilor Seman moved for approval at second reading an ordinance to provide for the issuance and sale of (i) not exceeding six million dollars (\$6,000,000) Greenville County, South Carolina, general obligation bonds (Simpsonville Fire Service Area Project), Series 2019A; and (ii) not exceeding nine hundred thousand dollars (\$900,000) Greenville County, South Carolina general obligation bonds (Donaldson Fire Service Area Project), Series 2019B; to prescribe the purposes for which the proceeds shall be expended; to provide for the payment thereof; and other matters relating thereto.

Motion carried unanimously by Council Members present.

Item (12) **Ordinances – First Reading**

a. **Zoning Ordinances**

Councilor Barnes presented for first reading Zoning Dockets CZ-2018-12, CZ-2019-27, CZ-2019-29 through CZ-2019-30 and CP-2019-03.

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

b. Project Browser / Fee in Lieu of Tax Agreement Amendment

Councilor Taylor presented for first reading an ordinance authorizing an amendment to the fee agreement by and between Greenville County, South Carolina and a company identified as Project Browser to provide for an amendment to the fee agreement by and between Greenville County, South Carolina and a company identified as Project Browser, dated December 8, 2015, to authorize an extension of the investment period thereof, and provide for the issuance of infrastructure credits thereunder.

Chairman Kirven stated the item would remain on the floor.

c. Greenville / Anderson Multi County Industrial Business Park Agreement Amendment – Project Browser

Councilor Taylor 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 to include certain property of Project Browser.

Chairman Kirven stated the item would remain on the floor.

d. Greenville County Library / FY2020 Budget Ordinance

Councilor Taylor presented for first reading an ordinance to approve the appropriation of funds for the Greenville County Library System for the fiscal year beginning July 1, 2019 and ending June 30, 2020; and to authorize the annual ad valorem property tax millage levy for library purposes.

Chairman Kirven stated the item would remain on the floor.

e. Simpsonville Fire Service Area Millage Rate Request

Councilor Taylor presented for first reading an ordinance to provide for the millage rate to be levied by the Simpsonville Fire Service Area consistent with the state law limits for operations and maintenance, and the capital improvement plan for the fire service area.

Chairman Kirven stated the item would remain on the floor.

f. Property Maintenance Code Amendment

Vice-Chairman Meadows presented for first reading an ordinance to amend Ordinance No. 4801, relating to the property Maintenance Code of the County of Greenville to revise Section 106 "Violations" to provide that violations of the Property Maintenance Code were civil infractions, and to provide the process for adjudication of violations.

Chairman Kirven referred the item to the Public Works and Infrastructure Committee.

Item (13) Boards and Commissions – Ballot Results

a. Board of Zoning Appeals

Chairman Kirven stated Brittany Farrar was elected by ballot vote to fill one vacancy on the Board of Zoning Appeals.

Item (14) Committee Reports

No reports.

Item (15) Appearances by Citizens

- **Ed Paxton**, 1 York Circle, Greenville – appeared regarding Greenville County’s Comprehensive Plan.
- **John (Durant) Ashmore**, 220 McKittrick Bridge Road, Fountain Inn – appeared regarding pay increases for public service workers
- **Robin Goolsby**, 110 Cotton Bay Way, Simpsonville – appeared regarding abortion
- **Barbara Wilson**, 97 Market Point Drive, Apt. 401, Greenville – appeared to encourage Council not to push the interfaith agenda

Item (16) Administrator’s Report

No report.

Item (17) Requests and Motions by Council Members

- Councilor Cates wished everyone a Happy Resurrection Sunday.
- Councilor Tripp recognized Diana Gracely, City Administrator for Simpsonville, and the Fire Chief of Simpsonville who were in attendance. Mr. Tripp asked his colleagues to pray for the City of Simpsonville and its residents who suffered damage from the tornado that touched down earlier in the week.
- Councilor Ballard thanked his colleagues for their expressions of concern following his recent setback. Mr. Ballard stated he was glad to be back.
- Councilor Fant stated it was good to see Councilor Ballard. He also thanked the members of Vision 25 who were in attendance and reminded them of the quarterly meeting to be held Saturday, April 20.
- Councilor Seman stated the Workforce Data Collaborative led by GADC recently released the results of a survey of businesses located at SCTAC. An overwhelming majority of the employers (76%) planned to increase their headcount at SCTAC within the next two years; nearly half of the companies had more than 100 employees. Ms. Seman stated the information further proved that SCTAC was a great place to do business.
- Councilor Taylor echoed Councilor Cates sentiments.
- Councilor Norris stated Alpha Kappa Alpha Sorority held its convention in Greenville recently. Ms. Norris stated the need for a new convention center was very apparent during the convention; it was very difficult transporting the attendees around Greenville. Mr. Norris asked everyone to think of each other and pray during the Easter weekend.

- Chairman Kirven congratulated the City of Greenville for the progress at Unity Park. Mr. Kirven stated the 60 acre park was very special for the whole community and would make Greenville a more unique place.

Item (18) Adjournment

Action: Councilor Cates moved to adjourn the meeting.

Motion carried unanimously by Council Members present and the meeting was adjourned at 6:53 p.m.

Respectfully submitted:

Regina G. McCaskill, Clerk to Council