

**MINUTES
REGULAR MEETING
GREENWOOD COUNTY COUNCIL
TUESDAY, FEBRUARY 5, 2019
GREENWOOD COUNTY LIBRARY
5:30 P.M.**

MEMBERS PRESENT

Chairman Steven J. Brown, District Five
Vice-Chairman Chuck Moates, District Four
Councilwoman Edith S. Childs, District One
Councilman Mark Allison, District Two
Councilwoman Melissa Spencer, District Three
Councilman Robbie Templeton, District Six
Councilman Theo Lane, District Seven

STAFF PRESENT

Toby Chappell, County Manager
Elizabeth Taylor, County Attorney

CALL TO ORDER

Chairman Steven Brown called the meeting to order at 5:40 p.m.

In accordance with the Freedom of Information Act, notice of this meeting's date, time, location, and agenda was posted outside the main entrances of the Greenwood County Courthouse and the Greenwood County Library. Agendas were distributed to the *Index-Journal*, local radio stations, and posted on the Greenwood County website calendar.

INVOCATION

Vice Chairman Chuck Moates, District Four, delivered the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited in unison.

APPROVAL OF THE MINUTES FOR WEDNESDAY, JANUARY 15, 2019 REGULAR MEETING

Chairman Brown stated that the minutes were provided prior to the meeting and asked if there were any corrections to the minutes.

There were no corrections. Councilwoman Childs motioned to approve the minutes, seconded by Vice Chairman Moates, and the minutes passed by a unanimous vote.

ACTION: Council approved the Minutes for January 15, 2019 Regular Meeting.

PRESENTATION

Manley Garvin FY2018 Final Audit Presentation – Josh Garvin

Chairman Brown stated that this presentation was made in the Administration and Finance Meeting.

PUBLIC COMMENT (Sign-In Only)

Chairman Brown invited the people who have signed up to speak if the wish.

Kathy Smith, 302 Old Mt. Moriah Road, spoke in opposition to the Item "I", Ordinance 2019-01 relating to 308 Old Mt. Moriah Road. She shared many experiences the neighbors have had with the residents and business at the proposed address.

Diedra Crosby, 132 Henderson Street, spoke in opposition to the Item "I", Ordinance 2019-01 relating to 308 Old Mt. Moriah Road zoning ordinance request. She stated she lives at the end of the road in the neighborhood. She shared further personal experiences as well as issues in the neighborhood. She is concerned about the safety of the children in the neighborhood. Councilman Lane asked if the gentleman who owned the garage lives in the neighborhood. Ms. Crosby answered that he does not.

OLD BUSINESS

- A. Acceptance of Manley Garvin FY2018 Final Audit for Greenwood County. – Josh Garvin, Manley Garvin

Chairman Brown reported that this item will be postponed until the next meeting on February 19, 2019 to give Council the opportunity to review the audit.

- B. Consideration of Hospitality Tax application for Cokesbury College Historical and Recreational Commission in the amount of \$35,000 for projects related to the preservation of the College building. – Rob Jones, Chairman

Chairman Brown read the title of the request and asked for the pleasure of Council. Councilman Allison motioned to approve the request, seconded by Councilman Lane. Councilman Lane added comments in support of Mr. Jones and all of the work that has been done with the renovation of Cokesbury College. He went on to recognize the relation of the site to the historical significance to the African American community. The motion carried by unanimous vote.

ACTION: Council approved the Hospitality Tax application request for Cokesbury College.

- C. Consideration of Hospitality Tax application for Town of Ninety Six Parks Commission to use funds in the amount of \$75,000 for the use of building a 3,000 feet walking trail for 96 Mill Park. – Toby Chappell, County Manager

Chairman Brown read the title of the request and asked for further clarification from the County Manager. Mr. Chappell reminded Council that this request was made at an earlier Council meeting. He reported that the H-Tax request appears to be the same request that

has been approved for the Capital Project Sales Tax. There was further discussion by Council about the use of the money that would be awarded and if the request is for the same project. Councilman Templeton asked if the request would comply with the requirements of the Hospitality Tax. He asked who would be using the trail. Mr. Chappell answered that he feels the primary users would be the residents. He read the application for the same project that was submitted for the CPST projects which stated that it would be for the residents and community. Chairman Brown shared his concerns about the two funds being used for the same project. Councilman Allison commented that he does not see the need for another walking trail in the area. He added that he does not feel that the request complies with the requirements for Hospitality Tax. Chairman Brown asked for a motion. Vice Chairman Moates motioned to deny the request, seconded by Councilwoman Spencer, and the motioned carried by unanimous vote. Chairman Brown asked that Mr. Chappell draft a letter to the individuals of the request.

ACTION: Council denied the request for Hospitality Tax for the Town of Ninety Six.

- D. Consideration of the Appointment of Tax Commissioners for the following Subdivision – Elizabeth Meadows, Treasurer:

Reynolds Colony – Cheryl Agnew-Bell, District Three

Chairman Brown read the item and asked for the pleasure of Council. Councilman Allison motioned to approve the appointment, seconded by Councilwoman Childs, and the motioned carried by unanimous vote.

ACTION: Council approved the appointment of Cheryl Agney-Bell as Commissioner for Reynolds Colony.

- E. Resolution 2019-01 regarding 2019 County Goals – Toby Chappell, County Manager

Chairman Brown read the item and asked for the pleasure of Council. Councilman Allison motioned to approve, seconded by Vice Chairman Moates, and the motioned carried by unanimous vote.

ACTION: Council approved Resolution 2019-01 regarding the 2019 County Goals.

- F. Resolution 2019-02 regarding Clerk to Council Appointment – Toby Chappell, County Manager

Chairman Brown read the item and reminded Council that he had asked for the resolution to be amended to include a two year term. He asked to withdraw his recommendation to amend and to approve as written. Chairman Brown asked for the pleasure of Council. Councilman Lane motioned to approve as written, seconded by Vice Chairman Moates, and the motioned carried by unanimous vote.

ACTION: Council approved Resolution 2019-02 regarding the appointment of the Clerk to Council to be Susan McIntyre.

- G. Resolution 2019-03 establishing regulations for the Cottages and the Village at Palmetto Crossing docks at west side of 72/221 bridge within Lake Greenwood. – Robert Russian, County Engineer

Chairman Brown read the item and asked for the pleasure of Council. Councilman Templeton motioned to approve, seconded by Councilman Lane, and the motion carried by unanimous vote.

ACTION: Council approved Resolution 2019-03 regarding the Cottages and the Village at Palmetto Crossing.

- H. Resolution 2019-04 making a transfer of funds from the Airport Improvement Fund to the Airport Operating Fund.

Chairman Brown read the item and asked for the pleasure of Council. Councilman Allison motioned to approve, seconded by Councilwoman Childs, and the motion carried by unanimous vote.

ACTION: Council approved Resolution 2019-04 regarding the transfer of funds from the Airport Improvement Fund to the Airport Operating Fund.

- I. Ordinance 2019-01 to amend the Greenwood County Zoning Ordinance, being Ordinance 13-86, as and if amended, so that one (1) parcel of land owned by Kendrick Williams located at 308 Old Mount Moriah Road (G-Pin # 6854-439-475) in Greenwood, South Carolina changes zoning classifications from C-2 (General Commercial) and R-2 (Single Family Residential) to C-2 (General Commercial) (Title Only). – Phil Lindler, Planning Director

FIRST READING

Chairman Brown read First Reading of Ordinance 2019-01.

- J. Ordinance 2019-02 to amend the Greenwood County Zoning Ordinance, being Ordinance 13-86, as and if amended, as it pertains to Section 6-3-29 and 6-3-47 (Title Only). – Phil Lindler, Planning Director

FIRST READING

Chairman Brown read the First Reading of Ordinance 2019-02. He reminded Council that they will have a work session to discuss the ordinance.

- K. Ordinance 2019-03 establishing the appointment, duties and responsibilities of the County Fire Marshall, and other matters related thereto (Title Only). – Elizabeth Taylor, County Attorney

FIRST READING

Chairman Brown read the item and stated they will postpone this item until the next meeting, February 19, 2019.

DISTRICT REPORT

District One – Edith Childs

- Ms. Childs reported that the County won the Food Drive challenge this year. She thanked everyone for their support and hard work. She presented Council and others with a fruit basket on behalf of her and Mr. Childs.
- She reminded Council that they were invited to a luncheon on March 5th with the State Commander at the American Legion Post 224.
- Chairman Brown gave further explanation of the Greenwood County City Food Drive fun competition.

District Two – Mark Allison

- Mr. Allison thanked everyone who worked hard on the Food Drive
- All is well in District Two

District Three – Melissa Spencer

- Ms. Spencer reported that she had the opportunity to visit Melissa Webb at the Brewer Center
- She also shared that she had the opportunity to meet with some of her constituents who stated they were pleased to have a Councilwoman.
- Mr. Brown added that Council is happy to have her on the Council as well.

District Four – Chuck Moates

- Mr. Moates thanked Ms. Childs for the fruit.
- He added that Spring means spring training and Lander baseball. He invited everyone out to the games for the season.

District Six – Robbie Templeton

- Mr. Templeton thanked Ms. Childs for the fruit and for a great job with the Food Drive
- All is well in District Six

District Seven – Theo Lane

- Mr. Lane thanked Mr. Jones with Cokesbury College and reminded him of the report for the Hospitality Tax once the project is completed.
- He thanked Mr. Chappell for following up on the Ware Shoals Fire Station project.
- He recognized a member of the audience, Mr. D. J. Floyd, as a guest and as an old friend, and thanked him for coming to the meeting.

District Five – Steven J. Brown

- Mr. Brown reported that he has been contacted by members of the community who would like to have Council recognize the local member of Clemson University's National Championship team, Gage Cervenca. He will be reaching out to Mr. Cervenca's family for further information and invite him to Council.

MANAGER'S REPORT, County Manager Toby Chappell

Mr. Chappell reported on the update of the punch list page of the opening of the Ware Shoals Fire Department. Secondly, he reported on a meeting that he had with DHEC staff. He stated that the meeting was positive and they are moving in the right direction.

COUNTY ATTORNEY REPORT, Elizabeth Taylor

No report.

Chairman Brown asked the County Engineer to give Council an update on Mathis Road. Mr. Russian reported that the bid will be put out before the end of the month of February and will be out for 30 days. He will present back to Council within the next two months and begin construction in three months.

EXECUTIVE SESSION

Action may be taken on items discussed in executive session.

1. Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body; however, if an adversary hearing involving the employee or client is held, the employee or client has the right to demand that the hearing be conducted publicly. Nothing contained in this item shall prevent the public body, in its discretion, from deleting the names of the other employees or clients whose records are submitted for use at the hearing. **(Board Appointment – Personnel Matter; Treasurer’s Office – Personnel Matter; County Manager’s Office – Personnel Matter)**
2. Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim. **(County Attorney - Litigation; Land Purchase)**
3. Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the public body. **(Project Cloud; Project GS1)**

Councilman Lane motioned go into executive session, seconded by Councilwoman Spencer, and the motion carried by unanimous vote.

ACTION: At 6:20 p.m., Council entered into executive session.

Councilman Allison motioned to exit the executive session, seconded by Vice Chairman Moates, and the motion carried by unanimous vote.

ACTION: At 9:45 p.m., Council exited the executive to take action.

Councilwoman Childs motioned that Council extend the employment contract for Toby Chappell, the County Manager, to December 31, 2020. The motion was seconded by Councilman Templeton, and the motion carried by unanimous vote.

ACTION: Council approved to extend the employment contract for Toby Chappell, County Manager, to December 31, 2020.

ADJOURNMENT

Chairman Brown adjourned the meeting.

Susan McIntyre transcribed the minutes.