

UNION COUNTY COUNCIL
TUESDAY, FEBRUARY 14, 2017 AT 5:30 P.M.
GRAND JURY ROOM AT UNION COUNTY COURTHOUSE

Present: Chairman Frank Hart, Councilman Ralph Tucker, Councilman Ben Ivey, Councilman Tommie Hill, Councilwoman Kacie Petrie, County Attorney Sammy Diamaduros and Clerk to Council Linda G. Jolly

Absent: Councilwoman Joan Little and Councilman David Sinclair

Notice of the meeting and a copy of the agenda giving the date, time and place of the meeting was posted on the bulletin board in the hall of the Union County Courthouse and a copy was mailed to the members of the Union County Council, the County Attorney, the Union County Development Board, Mrs. Anne Brock with Clemson Extension, Mr. Mickey Gist, Mr. Robert Small, Mr. James Kollock, Mrs. Curtis Hunter and emailed to Mike Stevens at WBCU Radio Station, to Graham Williams at the County News, to Charles Warner at the Union Times, to Jason Spencer with the Spartanburg Herald Journal, to Allison Roberts with the Spartanburg Herald Journal, to the News Room at the Spartanburg Herald Journal, to Ed Schafer at MHISC and to Randall Hanvey. A notice of the meeting was also posted on the County's website.

Chairman Frank Hart called the meeting to order. Councilman Ben Ivey gave the invocation followed by the Pledge of Allegiance.

The Clerk to Council gave the Roll Call with the following results:

Joan Little, District 1 – Absent

Ralph Tucker, District 2 – Present

David Sinclair, District 3 - Absent

Ben Ivey, District 4 - Present

Tommie Hill, District 5 - Present

Kacie Petrie, District 6 – Present

Ben Ivey: Made a motion to dispense with reading of the minutes of the regular monthly meeting of the Union County Council held on January 10, 2017 and to adopt the minutes as written.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Chairman Frank Hart presented a service award certificate and gift card to Holly Blackwell for 25 years of dedicated service to Union County.

Assistant Solicitor John Anthony introduced Meghan Gilmer who is now working for their office as an assistant solicitor.

Chairman Frank Hart handed out the new list of Standing Committees for the Union County Councilmembers for the next two years.

Greta Bailey with the Union County Health Care Foundation gave Council an outline of what the Foundation does and outlook for their future. They are volunteers that comprise a separate entity

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from the hospital with funding from individuals, sponsorships from businesses, and funds raised from events. Their next event is Shag Night on March 4th. She went over the funds raised and what those funds were used for. They are planning to expand their community outreach program and welcome any input. She thanked Council for their continued support.

Sheriff David Taylor and Scott Coffey appeared before Council concerning the wrecker ordinance. They asked Council if they want to match the increase on wrecker fees established by the South Carolina Highway Patrol. They increased their standard fee by \$14 for a total of \$214, their special operations fee is \$126, and the storage fee is \$32 per day which starts twelve hours after they have the vehicle on their lot. The County currently has six wrecker services on the rotation list. The City of Union uses the same rates as the Highway Patrol. Councilwoman Kacie Petrie said the County ordinance stipulates Union County adopts the fee schedule established by the South Carolina Highway Patrol.

Tommie Hill: Made a motion to match the South Carolina Highway Patrol wrecker service rates.
Ralph Tucker: Seconded the motion. The vote was unanimous.

Sheriff David Taylor stated they had received a quote from A-1 Fence Company to fence in the Jail and Detention Center compound at a cost of \$38,633.00. This was the only bid they received after requesting bids from multiple companies. Sheriff Taylor went over the specifics of what was covered in that cost. Chairman Frank Hart stated the cost could be divided between the Non-Departmental Capital Expenditures account and the Non-Departmental Contingency Fund.

Kacie Petrie: Made a motion to accept the quote from A-1 Fence Company as presented at a cost not to exceed \$38,633.00 to be paid from the accounts suggested.

Ben Ivey: Seconded the motion. The vote was unanimous.

Sheriff David Taylor stated they needed additional cameras that would cover blind areas in the facility at the jail due to security issues. They received a quote from MSS in the amount of \$15,300.00 for 13 new cameras. Chairman Frank Hart stated the cost could be divided between the Non-Departmental Capital Expenditures account and the Non-Departmental Contingency Fund.

Kacie Petrie: Made a motion to accept the quote from MSS as presented in the amount of \$15,300.00 for 13 new additional cameras for the jail to be paid from the accounts suggested.

Ben Ivey: Seconded the motion. The vote was unanimous.

Chairman Frank Hart presented a request from Voter Registration to purchase two additional voting machines at an estimated cost of \$5,000.00. They have received reimbursement from the School District and the City of Union for conducting their election in the amount of \$5,000.00 which would be deposited to the County. He recommended this be paid from either the Non-Departmental Capital Expenditures account or the Non-Departmental Contingency Fund.

Ben Ivey: Made a motion to approve the purchase of two additional voting machines at an estimated cost of \$5,000.00 with the funds to come from either the Non-Departmental Capital Expenditures account or the Non-Departmental Contingency Fund.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated there are some offices in the Courthouse that open at 9:00 a.m. which are the Probate Judge's Office, the Treasurer's Office, the Clerk of Court's Office, and the

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Delinquent Tax Office. The Tax Assessor's Office, the Supervisor's Office and the Auditor's Office open at 8:00 a.m. He proposed standardizing the County office hours for all of our agencies including Veterans Affairs by being open to the public from 9:00 a.m. until 5:00 p.m.

Ben Ivey: Made a motion to standardize the County office hours for all of our agencies including Veterans Affairs by being open to the public from 9:00 a.m. until 5:00 p.m.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Council needed to consider appointments to the boards and commissions. The Building Code Board of Appeals still has a vacancy for an alternate member. There were no applicants and he asked the Councilmembers to recruit someone to fill that vacancy.

Chairman Frank Hart stated Council needed to consider appointments to the Airport Commission. There are five vacancies and six applicants who are Michael M. Mahan, Nancy C. Mahan, John L. McKnight, Michael A. Gregory, Joey English and Robert Steve Bogan.

Ralph Tucker: Made a motion to appoint Michael A. Gregory to serve on the Airport Commission.

Tommie Hill: Seconded the motion. The vote was unanimous.

Tommie Hill: Made a motion to appoint Joey English to serve on the Airport Commission.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Kacie Petrie: Made a motion to appoint John L. McKnight to serve on the Airport Commission.

Ben Ivey: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Councilman David Sinclair and Councilwoman Joan Little were not present to make their recommendations.

Chairman Frank Hart suggested holding off on the appointments for the Alcohol and Drug Abuse Commission until their executive director makes a presentation to Council.

Chairman Frank Hart stated Council needed to consider appointments to the Tax Assessor Appeals Board. There are four vacancies but no applicants. He asked the Councilmembers making the recommendations to recruit someone to fill those vacancies.

Chairman Frank Hart stated Council needed to consider appointments to the Fair Board. There are four vacancies and nineteen applicants. The applicants were Andrew Tyler Shugart, Harold Mark Cope, Heather Kimbrell, Debra L. Eaves, Pamela J. Ray, James S. Hunter, Scott Austin, Amanda Black, Weldon Eugene Rodgers, Steve Lewis, Phillip A. Hagan, Brian Gaston, Stephen Stone, Carolyn A. Glenn, Tommy E. Ford, Monty Cooke, Lyman David Owens, John Glenn and Mark C. Wade.

Ralph Tucker: Made a motion to appoint Mark Wade to serve on the Fair Board.

Tommie Hill: Seconded the motion. The vote was unanimous.

Tommie Hill: Made a motion to appoint Carolyn Glenn to serve on the Fair Board.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Kacie Petrie: Made a motion to appoint Tyler Shugart to serve on the Fair Board.

Ben Ivey: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Councilman David Sinclair was not present to make his recommendation.

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Chairman Frank Hart stated Council needed to consider appointments to the Library Board. There are four vacancies and four applicants. The applicants were William M. Rochester, Sally Palmer, Gary Farnsworth, and Cynthia G. Langley.

Ralph Tucker: Made a motion to appoint Gary Farnsworth to serve on the Library Board.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Tommie Hill: Made a motion to appoint Cindy Langley to serve on the Library Board.

Ben Ivey: Seconded the motion. The vote was unanimous.

Kacie Petrie: Made a motion to appoint William Rochester to serve on the Library Board.

Ben Ivey: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Councilman David Sinclair was not present to make his recommendation.

Chairman Frank Hart stated Council needed to consider appointments to the Stadium Commission. There were four vacancies and three applicants. The applicants were Tony Gregory, Chris Woodson and Paul Winters.

Ralph Tucker: Made a motion to appoint Chris Woodson to serve on the Stadium Commission.

Ben Ivey: Seconded the motion. The vote was unanimous.

Tommie Hill: Made a motion to appoint Tony Gregory to serve on the Stadium Commission.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Kacie Petrie: Made a motion to appoint Paul Winters to serve on the Stadium Commission.

Ben Ivey: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Councilman David Sinclair was not present to make his recommendation.

Chairman Frank Hart stated Council needed to consider appointments to the Tourism Commission. There were four vacancies for full-term positions and two vacancies for unexpired terms. There were six applicants who were Melody Porter, Elizabeth (Libby) Oliver, Lynda Casey-Clark, Margaret C. (Margie) Ruff, Elly Smith and Tracy Rash.

Ralph Tucker: Made a motion to appoint Lynda Casey-Clark to serve on the Tourism Commission.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Tommie Hill: Made a motion to appoint Melody Porter to serve on the Tourism Commission.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Kacie Petrie: Made a motion to appoint Margie Ruff to serve on the Tourism Commission.

Tommie Hill: Seconded the motion. The vote was unanimous.

Chairman Frank Hart recommended the appointment of Libby Oliver to fill an unexpired term on the Tourism Commission.

Ben Ivey: Made a motion to appoint Libby Oliver to fill an unexpired term on the Tourism Commission.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Ben Ivey: Made a motion to appoint Tracy Rash to fill an unexpired term on the Tourism Commission.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Councilman David Sinclair was not present to make his recommendation.

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Kathy Jo Lancaster stated the Union County Development Board recommends the appointment of Joe Nichols representing public utilities, Andrena Powell-Baker representing private utilities and Ray Switzer to fill her unexpired term representing higher education on the Development Board. She also recommended Joe Hines, Jr. as her recommendation as Executive Director for the at-large member. Dr. Bill Roach is serving as the ex-officio member as the present School Superintendent. That still leaves the seat for someone representing an industry with over fifty employees to be filled.

Ben Ivey: Made a motion to accept the recommendations of the Union County Development Board to appoint Joe Nichols, Andrena Powell-Baker, Ray Switzer and Joe Hines, Jr. to serve on the Development Board.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Council needed to consider appointments to the Board for Bonham Fire District. There were four vacancies and six applicants. The applicants were Philip A. Garner, Crystal Austin, Chastity Crawford, Jeff Cannon, Rodney V. Gallman, and Mark A. Foster.

Ben Ivey: Made a motion to appoint Philip Garner, Jeff Cannon, Rodney Gallman and Mark Foster to serve on the Board of Fire Control for Bonham Fire District for terms which expire on December 31, 2020.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Council needed to consider appointments to the Board for Buffalo Fire District. There were three vacancies and four applicants. The applicants were Leslie K. Gibson, Sr., Maxie Ponder, Craig D. Price, and Maxie Lawson.

Ben Ivey: Made a motion to appoint Leslie K. Gibson, Sr., Maxie Ponder and Craig D. Price to serve on the Board of Fire Control for Buffalo Fire District for terms which expire on December 31, 2020.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Council needed to consider appointments to the Board of Fire Control for Carlisle Fire District. There were three vacancies and four applicants. The applicants were Bennie Gilliam, Jr., Terry Worthy, Robert J. Clark and Willie Gist.

Ralph Tucker: Made a motion to appoint Terry Worthy, Robert J. Clark and Willie Gist to serve on the Board of Fire Control for Carlisle Fire District for terms which expire on December 31, 2020.

Tommie Hill: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Council needed to consider appointments to the Board of Fire Control for Cross Keys Fire District. There were eight vacancies and nine applicants. The applicants were James R. Rice, Michael R. Smith, Chastity B. Rochester, Jimmy Estes, Billy Lawson, Elly Smith, Lewis Dustin Harmon, Mary B. Nations and Sabrina M. Heuring.

Ralph Tucker: Made a motion to appoint James R. Rice, Michael R. Smith, Sabrina M. Heuring and Jimmy Estes to serve on the Board of Fire Control for Cross Keys Fire District for terms that expire on December 31, 2018 and to appoint Billy Lawson, Elly Smith, Lewis Dustin Harmon

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and Mary B. Nations to serve on the Board of Fire Control for Cross Keys Fire District for terms that expire on December 31, 2020.

Kacie Petrie: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Council needed to consider appointments to the Board of Fire Control for the Kelly-Kelton Fire District. There were three vacancies and two applicants. The two applicants were James R. Garner and Nancy J. Garner.

Ben Ivey: Made a motion to appoint James R. Garner to serve on the Board of Fire Control for Kelly-Kelton Fire District for a term that expires on December 31, 2020.

Tommie Hill: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated Council needed to consider appointments to the Board of Fire Control for Philippi Fire District. There were six vacancies and six applicants. The six applicants were Olin Robinson, Jerry Nance, Richard Owens, Chuck Montgomery, Carrol Alexander, Jr. and Mike O'Dell.

Ben Ivey: Made a motion to appoint Olin Robinson, Jerry Nance and Chuck Montgomery to serve on the Board of Fire Control for Phillipi Fire District for terms that would expire on December 31, 2018 and to appoint Richard Owens, Carrol Alexander, Jr. and Mike O'Dell to serve on the Board of Fire Control for Phillipi Fire District for terms that would expire on December 31, 2020.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Chairman Frank Hart called for any elected officials or department heads that wished to address Council.

Code Enforcement Officer David Kitchens stated the clean-up program will continue next week within the Jonesville town limits on Wednesday and Thursday.

Mr. Keith Vanderford with the Election Commission stated that the Town of Lockhart would be holding an election on March 7th for the Town Council and Mayor.

Airport Manager Ronnie Wade stated he had attended a conference and had talked to representatives with the FAA and State about four or five projects. They mentioned an Awal weather system, fencing, and four graves that need to be moved before they can start moving dirt for the airport project.

Rieta Drinkwine with Carnegie Library stated they should be moving forward with the renovations soon. They are determining the final stages of the budget and should post the RFP for the design build by the end of the month.

Katherine Pendergrass as Workforce Development Coordinator stated they put the word out that Goodwill was willing to pay for people to get their CNA certification and they had twenty five that were interested. Ellen Sagar, Heartland and the hospital need CNAs so they will have a job once they are certified. She told Council the South Carolina Works office won the Paint the Town Red contest. Union County is a nationally certified career readiness Work Ready

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Community but they have to maintain that. They have two years to get two hundred people and they have just tested twenty four people. They had ten job referrals last month.

Tourism Director Curtis Hunter stated they would be holding Southeastern Treeing Walker Days next weekend.

Chairman Frank Hart presented for second reading an ordinance authorizing an amendment to an existing Fee-In-Lieu of Tax Agreement between Union County, South Carolina (“The County”) and a company known to the County as “Project Wolverine” (“The Company”) because of a new expansion involving a total of not less than two hundred seventy-eight million, two hundred thousand dollars (\$278,200,000) in new, taxable investment and the creation of at least 100 new, full-time jobs; the conveyance of certain real estate by County to the Company; consenting to and seeking the judicial closure and abandonment of a portion of Fire Station Road, and the subsequent conveyance of that property by the County to the Company; the authorization of certain other benefits and incentives related to Project Wolverine; and other matters relating to the foregoing.

Ben Ivey: Made a motion to accept second reading of the ordinance authorizing an amendment to an existing Fee-In-Lieu of Tax Agreement between Union County, South Carolina (“The County”) and a company known to the County as “Project Wolverine” (“The Company”) because of a new expansion involving a total of not less than two hundred seventy-eight million, two hundred thousand dollars (\$278,200,000) in new, taxable investment and the creation of at least 100 new, full-time jobs; the conveyance of certain real estate by County to the Company; consenting to and seeking the judicial closure and abandonment of a portion of Fire Station Road, and the subsequent conveyance of that property by the County to the Company; the authorization of certain other benefits and incentives related to Project Wolverine; and other matters relating to the foregoing.

Ralph Tucker: Seconded the motion. The vote on the motion was unanimous.

Chairman Frank Hart introduced for first reading an ordinance authorizing the first amendment of that certain fee agreement by and between Union County, South Carolina and Gonvauto South Carolina, LLC effective as of July 25, 2012 and relating to, without limitation, the addition of GES Recycling, South Carolina, LLC as a sponsor affiliate under the fee agreement for certain matters, and other matters related thereto.

Ben Ivey: Made a motion to dispense with referring the ordinance to a committee and to accept first reading of the ordinance authorizing the first amendment of that certain fee agreement by and between Union County, South Carolina and Gonvauto South Carolina, LLC effective as of July 25, 2012 and relating to, without limitation, the addition of GES Recycling, South Carolina, LLC as a sponsor affiliate under the fee agreement for certain matters, and other matters related thereto.

Tommie Hill: Seconded the motion. The vote was unanimous.

Chairman Frank Hart introduced in title only for first reading of an ordinance authorizing the organization of Union County Facilities Corporation, a South Carolina nonprofit organization; authorizing the appropriation of certain funds and the execution and delivery of certain documents and instruments in connection with the development by Lockhart Power Company or its affiliates of an industrial building in Union County; authorizing the County Supervisor to take

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such actions as may be necessary in furtherance of the foregoing; and other matters related thereto.

Ben Ivey: Made a motion to dispense with referring the ordinance to a committee and to accept first reading of the ordinance authorizing the organization of Union County Facilities Corporation, a South Carolina nonprofit organization; authorizing the appropriation of certain funds and the execution and delivery of certain documents and instruments in connection with the development by Lockhart Power Company or its affiliates of an industrial building in Union County; authorizing the County Supervisor to take such actions as may be necessary in furtherance of the foregoing; and other matters related thereto.

Tommie Hill: Seconded the motion. The vote was unanimous.

Chairman Frank Hart referred to some information concerning a Water Well Trust who are a nonprofit entity helping low income Americans get access to clean, safe water via wells on their property. He suggested Councilmembers share this information with their constituents if they need assistance.

Chairman Frank Hart stated they had completed the documentation on the bond for the new Bonham Fire Department building. They have a notice to proceed, the contract has been awarded and they will be scheduling a groundbreaking.

Chairman Frank Hart called for any committee reports but there were none.

Chairman Frank Hart called for any other business.

Councilman Ben Ivey stated American Legion Post 22 had approached him about a recommendation and asked Torance Inman to make his presentation to Council.

Torance Inman stated for many years they had played all their games at the stadium and at Timken Park as their home field. Last year the State Baseball Committee allowed a non-legion independent team to come into the league. Post 22 is the only American Legion post-sponsored team in Union County. He asked Council to designate Timken Park as American Legion Post 22 baseball team's home field and not allow any other non-legion or individual sponsored team such designation. He asked that Post 22 be allowed to play all their home games and have limited practice at Timken Park. Chairman Frank Hart stated Council would take this under advisement. Since this was not on the agenda Council cannot take any action.

Development Board Director Kathy Jo Lancaster stated the first few months of the year were very busy and thought we would have a good year.

Chairman Frank Hart entertained a motion to go into executive session to discuss a personnel issue and an economic development related issue.

Ben Ivey: Made a motion to go into executive session to discuss a personnel issue and an economic development related issue.

Ralph Tucker: Seconded the motion. The vote was unanimous.

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After a brief recess, the Union County Council went into executive session to discuss a personnel issue and an economic development related issue.

Ben Ivey: Made a motion to close executive session and return to regular session.

Ralph Tucker: Seconded the motion. The vote was unanimous.

Chairman Frank Hart stated they had come out of executive session and no votes were taken.

The Union County Council returned to regular session.

Ralph Tucker: Made a motion to fill an open position in the Public Works Department using the budgeted salary for the Building Official.

Tommie Hill: Seconded the motion. The vote was unanimous.

Chairman Frank Hart called for any other business but there was none.

Ralph Tucker: Made a motion to adjourn the meeting.

Tommie Hill: Seconded the motion. The vote was unanimous.

The meeting was adjourned at 7:15 p.m.

Frank Hart, Chairman
Union County Council

Linda G. Jolly, Clerk to Council