Minutes  
Special Called Council Meeting  
Wednesday, May 13, 2020

The Anderson County Council Special Called Meeting of Wednesday, May 13, 2020 was called to order at 11:00 am by Chairman Tommy Dunn. Mr. Craig Wooten, Ms. M. Cindy Wilson, Ms. Gracie S. Floyd, Mr. Ray Graham, Mr. Brett Sanders and Mr. Jimmy Davis were in attendance for the meeting. The Invocation and Pledge of Allegiance was provided by Mr. Jimmy Davis.

The following items were discussed by the council:

3. Approval of minutes for March 3, 2020:

Ms. Wilson requested a change to page 38 to include a note: Mr. Graham and Mr. Harmon were in discussion and not in the meeting during the motion to table. Mr. Davis made the motion to accept minutes as corrected to include the conversation between Mr. Graham and Mr. Harmon in the note and a second from Ms. Wilson. Mr. Davis, Mr. Sanders, Mr. Dunn, Mr. Wooten, Mr. Graham and Ms. Wilson voted in favor to accept the minutes as corrected and Ms. Floyd abstained.

4. Citizens Comments, Agenda items only:

A citizen microphone was not available at this time due to the safety concerns of COVID-19.

The Council heard comments from the following citizens:

David Standard, District 2 – speaking against Tiny Homes  
Frank Scalise, Powdersville, speaking in favor of Second Amendment Ordinance 2020-008  
Russell Ramsey, District 1- speaking in favor of Second Amendment Ordinance 2020-008  
Pastor Dave Neal, South Point Baptist Church- speaking against Tiny Homes

5. Housing Information for District 2:

Ms. Floyd addressed issues related to the tiny home development in District 2.

No votes were taken for this item.

6. Ordinance Third Reading:

There are no third readings.

7a. Ordinance Second Reading 2020-006:

Ordinance 2020-006 is an ordinance to amend the zoning map to rezone +/- 50.26 acres from R-20 (Single Family Residential) to R-A (Residential-Agricultural) at 1061 Asbury Park Road, TMS# 045-00-04-009.

Mr. Dunn made the motion to accept the second reading of Ordinance 2020-006 with a second from Ms. Wilson. The motion carried 6-1 with Mr. Davis, Mr. Sanders, Mr. Dunn, Ms. Wilson, Mr. Wooten, and Mr. Graham in favor and Ms. Floyd abstained.
8a. Ordinance First Reading Ordinance 2020-008:

Ordinance 2020-008 is an ordinance to amend the Code of Ordinances, Anderson County South Carolina, by adding Article X to Chapter 42 Titled Second Amendment Protection.

Mr. Graham read the proposed Ordinance and made the motion to accept the first reading of Ordinance 2020-008 with a second from Ms. M. Cindy Wilson. The motion carried 6-1 with Mr. Davis, Mr. Sanders, Mr. Dunn, Mr. Graham, Mr. Wooten, and Ms. Wilson in favor and Ms. Floyd abstained.

8b. Ordinance First Reading Ordinance 2020-009:

Ordinance 2020-009 is an ordinance authorizing the execution and delivery of certain agreements by and between Anderson County, South Carolina, and Company A/ Company B whereby, under certain conditions, said Companies will acquire, by construction and purchase, certain property in Anderson County and create certain jobs in Anderson County will execute amendments to certain Fee-in-Lieu-Tax Agreement(s) and Special Source Revenue Agreements and provide certain Economic Development Inducements to Company A/ Company B and an additional sponsor Affiliate and enact certain further Legislation for said Companies’ Project MIT involving an expected Nine Million Five Hundred Thousand Dollars ($9,500,000) in total investment and the creation of an expected Fifty (50) new jobs in the County.

Ms. Wilson made the motion to accept first reading of Ordinance 2020-009 with a second from Mr. Sanders. The motion carried unanimously 7-0.

8c. Ordinance First Reading 2020-011:

Ordinance 2020-011 is an ordinance declaring a moratorium for six (6) months on the issuance of approvals of development permits for recreational vehicles (“RV”) parks and tiny home subdivisions in Anderson County to allow for development of revised standards.

Ms. Floyd made the motion to accept first reading of Ordinance 2020-011 with a second from Mr. Wooten. The motion carried unanimously 7-0.

9a. Resolution R2020-011:

Resolution R2020-011 is a resolution supporting local participation in the 2020 Census.

Ms. Wilson made the motion to accept resolution R2020-011 with a second from Mr. Graham. The motion carried unanimously 7-0.

9b. Resolution R2020-012:

Resolution R2020-012 is a resolution of the Anderson County Council to request the assistance and cooperation of the South Carolina Department of Health and Environmental Control (“DHEC”) in re-requiring additional testing and remediation at the site of the Kinder Morgan Plantation Pipeline release near Belton, South Carolina to more expeditiously address the clean-up of the release.
Ms. Wilson made the motion to accept resolution R2020-012 with a second from Mr. Davis. The motion carried unanimously 7-0.

9c. Resolution R2020-013:

Resolution R2020-013 is a resolution authorizing execution of a Certificate of Waiver pursuant to the declaration of covenants, conditions, restrictions, and easements for Anderson Regional Airport Industrial Air Park regarding the sale of a parcel within the Air Park by Lakeshore, Inc. to P.R.T. R., LLC for Project Westwind.

Ms. Wilson made the motion to accept resolution R2020-013 with a second from Mr. Sanders. The motion carried unanimously 6-0. (Ms. Floyd was not in attendance for agenda items 9c-16.)

9d. Resolution R2020-014:

Resolution R2020-014 is a resolution authorizing, under certain conditions, the execution and delivery by Anderson County, South Carolina of a Fee in Lieu of Tax Agreement with Project Westwind with respect to an Industrial Project in the County whereby the Project would be subject to payment of certain Fee in Lieu Taxes, and whereby Project Westwind will be provided certain credits against fee payments in reimbursement of investment in related qualified infrastructure.

Ms. Wilson made the motion to accept resolution R2020-014 with a second from Mr. Graham. The motion carried unanimously 6-0.

9e. Resolution R2020-015:

Resolution R2020-015 is a resolution authorizing continuing appropriations for Fiscal Year 2019-2020 until such time that the 2020-2021 Fiscal Year Budget Ordinance is duly enacted.

Mr. Sanders made the motion to accept resolution R2020-015 with a second from Ms. Wilson. The motion carried unanimously 6-0.

10a. Grant Approval Undiscovered SC Grant for Green Pond Landing:

The State of South Carolina would like to give Anderson County an Undiscovered SC Grant for $103,000 to be used to complete recreation work at Green Pond Landing. The funding will cover bid alternates under the current construction contract that will be awarded with Council approval.

Mr. Davis made the motion to accept approval of the Undiscovered SC Grant with a second from Ms. Wilson. The motion carried unanimously 6-0.

10b. Grant Approval Re-Entry Navigator Sub Grant Award:

The Re-entry Navigator Sub Grant will allow Anderson County to partner with South Carolina Department of Employment and Workforce and the local Workforce Investment Board. Anderson County as a subcontractor will hire an employee to serve as a Re-entry Navigator to serve people who are released out of incarceration at the state level. They will work with Vocational Rehab, WorkLink and other agencies to provide assistance of transitioning into gainful employment. It is a 24 month project that is funded by the State. There will be a contract with WorkLink. The employer will be based in Anderson County and will also provide services in Pickens and Oconee Counties.
Ms. Wilson made the motion to accept approval of the Re-Entry Navigator Sub Grant with a second from Mr. Davis. The motion carried unanimously 6-0. Ms. Floyd was not in attendance for consideration of this motion.

11. Approval of In-Kind Commitment Letter of Support:

Anderson County participates annually with Upstate Forever’s nonpoint source pollutant reduction program. This year Upstate Forever will be targeting the Three and Twenty Basin for this work. Anderson County will provide in-house support from Storm Water Management office, and part of this project will include work on demonstrations through restoration projects at the Civic Center in Anderson, South Carolina.

Ms. Wilson made the motion to accept approval of In-Kind Commitment Letter of Support with a second from Mr. Davis. The motion carried unanimously 6-0. Ms. Floyd was not in attendance for consideration of this motion.

12a. Bid Approval Bid # 20-37 for Audit Services

A request for proposals for Audit Services for the upcoming year was sent with 14 requests, and three responses received. The staff evaluated the requests and recommended award to Greene Finney, LLP for a one year contract with an option to renew for three additional years.

Mr. Davis made the motion to accept approval of Bid #20-037 with a second from Mr. Graham. The motion carried unanimously 6-0. Ms. Floyd was not in attendance for consideration of this motion.

12b. Bid Approval Bid # 20-043 for Asphalt Lab Renovation:

There were 17 requests received with a response for work regimen with Tri-County Tech and the Asphalt Lab. The staff evaluated and recommended award to Glenn Constructors, in Anderson, South Carolina for the amount of $328,150.00.

Ms. Wilson made the motion to accept approval of Bid #20-043 with a second from Mr. Sanders. The motion carried unanimously 6-0. Ms. Floyd was not in attendance for consideration of this motion.

12c. Bid Approval Bid # 20-044 for Dolly Cooper Kayak Launch:

There were 31 member requests with two responses for Bid #20-044. The staff evaluated and recommended the base bid and alternates for award to Belk Construction in the amount $276,658.00.

Mr. Davis made the motion to accept approval of Bid #20-044 with a second from Mr. Graham. The motion carried unanimously 6-0. Ms. Floyd was not in attendance for consideration of this motion.

13. Transfers

Mr. Graham made the motion to accept all transfers with a second from Mr. Davis. The motion carried unanimously 6-0. Ms. Floyd was not in attendance for consideration of this motion.
14. Road Acceptance:

This Road acceptance provides approval for Hemlock Subdivision Phase II roads, Pennington Farms Subdivision roads, and Sullivan Hills Subdivision Phase II roads to be added into the County Maintenance System.

Ms. Wilson made the motion to accept the Roads into County Inventory with a second Mr. Graham. The motion carried unanimously 6-0.

15. Report from Planning and Public Works Meeting Held on Monday, March 9, 2020:

Ms. Wilson provided the report of Planning and Public Works meeting that was held on Monday, March 9, 2020. This agenda included the approval of minutes for February 28, 2020 with some corrections, a presentation on Sewer updates and conditions from Mr. Derrick Singleton, and a discussion on Capital Improvements for the upcoming Budget Year.

16. Executive Session:

Ms. Wilson made the motion to go into executive session with a second from Mr. Graham. The motion carried unanimously 6-0.

In Executive Session all Council members present received Legal advice involving contractual matters related to the Civic Center, a Legal Update on Preston Bankruptcy, a Legal update on Joey Beeson Case, and Legal advice regarding the acquisition or sewer easement for Welpine Project.

Ms. Wilson made the motion to come out of executive session after receiving legal advice and updates on contractual matter related to the Civic Center, Preston Bankruptcy, Joey Beeson Case, and the acquisition of the sewer easement for the Welpine Project with no action taken with a second from Mr. Davis. The motion carried unanimously 7-0. (Ms. Floyd was in attendance for the rest of the agenda items.)

Mr. Graham made the motion for approval of the agreement with Music Farm Entertainment, LLC to conduct concert events at the Civic Center and amphitheater as discussed in Executive Session and with a second from Ms. Wilson. The motion carried unanimously 7-0.

Mr. Sanders made the motion for approval of the resolution for the sewer right away issues on Welpine project as discussed in Executive Session with a second from Mr. Davis. The motion carried unanimously 7-0.

17. Appointments:

There are no appointments at this time.

18. Requests by Council:

Mr. Davis made the motion from the Special Projects Fund from District 6 to appropriate $1000 to the Piedmont Historical Preservation Society, and $1000 to Powdersville League of Athletic Youth (PLAY) to help with the baseball program with a second from Ms. Wilson. The motion carried unanimously 7-0.

Mr. Sanders made the motion to appropriate $500.00 from District 4 recreation account to Safe Harbor with a second from Ms. Wilson. The motion carried unanimously 7-0.
Mr. Graham made the motion to appropriate $500.00 from District 3 recreation fund to Safe Harbor with a second from Ms. Wilson. The motion carried unanimously 7-0.

Ms. Wilson made the motion to appropriate from District 7 for recreational projects for the Town of Williamston $2400, Pelzer $1500, West Pelzer $1500, and Honea Path $1500 with a second from Mr. Sanders. The motion carried unanimously 7-0.

Mr. Dunn made the motion to appropriate from District 5 Special Projects $1500 to Aim, $1000 for Friends of the Museum, and $500 for Safe Harbor with a second from Ms. Wilson. The motion carried unanimously 7-0.

19. Administrators Report:

The Administrators Report did not include matters beyond what was in the County Council packet.

20. Citizens Comments, All Other Matters:

A citizen microphone was not available at this time due to the safety concerns of COVID-19.

The Council heard comments from the following citizens:

Randy Jones, speaking in favor of the Second Amendment Ordinance

Following comments from the County Council Members, the Special Called Council meeting was adjourned at 1:00pm.