

Main Agenda
Spartanburg County Council
Monday, May 21, 2018
5:30 PM
County Council Chambers
County Administrative Office Building

I. **Call to Order**

Honorable Jeff Horton, Chairman

II. **Invocation**

Chaplain Amos Durham

III. **Pledge of Allegiance**

IV. **Presentations**

- A. Resolution congratulating and expressing appreciation for the pride and honor bestowed upon Spartanburg County by the outstanding achievements of the **Spartanburg County Early College High School (SCECHS) Cohort 1 Students**. (Dr. Claretta Kerns, Dean, and SCECHS Cohort 1 Students to receive)
- B. Resolution congratulating and expressing appreciation for the pride and honor bestowed upon Spartanburg County by the outstanding achievements of the **Viking Early College (VEC) Students**. (Dr. Gloria Close, Viking Early College Counselor; Dr. Leonard Starks, Viking Early College Dean of Students; and Verotta Kennedy, District Seven Coordinator of Special Programs & Site Administrator for Viking Early College, and Viking Early College Students to receive)
- C. Resolution proclaiming the month of May 2018 as **Mental Health Month** in Spartanburg County. (Sharyn Pittman, Executive Director, NAMI Spartanburg, to receive)
- D. Recognition of Graduates of Spartanburg County Citizens' Academy.

V. **Employee Recognition**

Katherine O'Neill, County Administrator

VI. **Conduct Public Hearings Pertaining to the Following**

- A. To consider an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **Huvis Indorama Advanced Materials, LLC** (Project Columbus) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain Special Source Credits; and other matters related thereto. The Agreement will be delivered by the County pursuant to Title 12, Chapter 44, Code of Laws of South Carolina 1976, as amended, and the Ordinance.
- B. To consider an Ordinance amending the Unified Land Management Ordinance (ULMO), Ordinance No. O-99-15, as amended, so as to define **Rural Event Venues**, parking requirements for said venues, including rural wedding venues, agritourism facilities, and natural/passive park facilities, and provide a process for said venues to obtain temporary operating permits.
- C. To consider an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **Pinestone Warehouse LLC** (Project Pendleton) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto.
- D. To consider an Ordinance accepting and approving a Plan of Consolidation; authorizing the **Consolidation of the Enoree Community Fire Service Area and the Hobbysville Fire Service Area into the Cross Anchor Community Fire Service Area**; authorizing certain amendments, modifications and changes to the County's Code of Ordinances; recognizing the dissolution of certain Nonprofit Corporations; authorizing the acceptance of certain real and personal property assets of the Consolidated Fire Service areas and the Nonprofit Corporations; and other matters relating thereto.

- E. To consider an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and A.L. Industries, Inc. [Project Gator] with respect to certain economic development property in the County, whereby

such property will be subject to certain payments in lieu of taxes; and other matters related thereto.

- F. To consider a **Budget Ordinance** relating to the fiscal affairs of Spartanburg County making appropriations therefore, levying taxes for the fiscal year beginning July 1, 2018 and ending June 30, 2019; to provide for budget control of said appropriation by the Spartanburg County Council.
- G. To consider a Budget Ordinance to establish **Capital Project Budgets** for the 2018-2019 Budget Year of the Five-Year Capital Improvement Plan.
- H. To consider an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Greer Dragway** from 4:00 p.m. until 11:30 p.m. on Saturday, June 16, 2018 and Saturday, June 30, 2018 for a drag race at 1792 Dragway Road, Greer.

VII. **Committee Reports**

Committee Meetings to be held at 4:00 p.m.

A. **Economic Recruitment and Development Committee**

Honorable David Britt, Chairman

1. Receive information and take desired action in reference to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **Huvis Indorama Advanced Materials, LLC** (Project Columbus) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain Special Source Credits; and other matters related thereto. The Agreement will be delivered by the County pursuant to Title 12, Chapter 44, Code of Laws of South Carolina 1976, as amended, and the Ordinance.

Action Requested: Render second reading to Ordinance

2. Receive information and take desired action in reference to an Ordinance to develop, pursuant to Sec. 4-1-170 of the South Carolina Code of Laws, 1976, as amended, a jointly owned and operated Industrial/Business Park, to be known as the **Project TRP Multi-County Park**, in conjunction with Union County, South Carolina, such Industrial/Business Park to be geographically located in Union County, South Carolina; to provide for a written agreement with Union County as to the sharing of the revenues and expenses of the Park; to provide for the distribution of revenues from the Park among the taxing entities having jurisdiction over the Park; to provide for a User Fee in Lieu of Ad Valorem Taxation; and other matters related thereto.

Action Requested: Render first reading to Ordinance

3. Receive information and take desired action in reference to an Ordinance to amend the Agreement for Development for Joint County Industrial Park by and between Spartanburg County and Cherokee County, South Carolina, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park, and other matters relating thereto. (**Precision Jig and Fixture South, LLC; Pinestone Warehouse, LLC; Inland 85 Logistics Center, LLC; and other parcels in District 5**)

Action Requested: Render first reading to Ordinance

B. Public Health and Human Services Committee

Honorable Whitney Farr, Chairman

No Items Scheduled.

C. Personnel and Finance Committee

Honorable Bob Walker, Chairman

1. Receive information and take desired action in reference to the Accommodations Tax Advisory Committee Recommendations for Fiscal Year 2019.

Action Requested: Approve Recommendations

2. Receive information and take desired action in reference to a request from the **Public Defender's Office** to reclassify a Senior Public Defender II position (Grade 86) to a Senior Assistant Public Defender position (Grade 85).

Action Requested: Approval of request

3. Receive information and take desired action in reference to a request from the **Register of Deeds Office** to reclassify the Administrative Assistant position (Grade 45) in the Register of Deeds office to a Data Recording Technician III position (Grade 43).

Action Requested: Approval of request

4. Receive updated financial data and personnel vacancy report.

D. **Livability Committee**

Honorable Justin Bradley, Chairman

1. Receive Parks Department Activities Update.

E. **Public Safety and Judiciary Committee**

Honorable Michael Brown, Chairman

1. Receive information and take desired action in reference to a request from the **American Legion Boiling Springs Post No. 200** to solicit funds from motorists on Saturday, May 26, 2018 between the hours of 9:30 a.m. and 1:30 p.m. with a rain date of Saturday, June 9, 2018 to collect funds at Rainbow Lake Road/Entrance and Wal-Mart and Lowe's Exits; Double Bridge Road next to Firehouse Subs; Valley Falls Road next to Rite Aid; the intersection of 4th Street at McDonalds and Shoally Creek Road at CVS; and Old Furnace Road off Highway No. 9 at McDonalds Exit and Bi-Lo Plaza Exit for Community Service and Palmetto Boys State & Law Cadet School.

Action Requested: Approval of request

2. Receive information and take desired action in reference to authorizing the **Commission of Mr. Noah H. Strength**, Property Maintenance Division, as a Spartanburg County Code Enforcement Officer.

Action Requested: Authorize Commission

3. Receive information regarding activities of Building Codes Department.

F. **Land Use Committee**

Honorable Jeff Horton, Chairman

1. Receive information and take desired action in reference to an Ordinance amending the Spartanburg County Unified Land Management Ordinance, Ordinance Number O-99-015, as amended, to clarify the requirements for parking lot construction for Rural Event Venues, to clarify and update Standards and Requirements for Temporary Rural Event Venues, and to clarify certain associated definitions.

Action Requested: Render second reading to Ordinance

2. Receive information and take desired action in reference to a Resolution authorizing the Spartanburg County Planning Commission to hold a public hearing regarding the Performance Zoning Ordinance in the Southwest Area (commonly known as Area Performance Planning) as required by S.C. Code Ann Section 6-29-760.

Action Requested: Adopt Resolution

3. Receive Planning Department Reports on Development Activity.

G. Public Works, Buildings and Grounds Committee

Honorable Roger Nutt, Chairman

1. Receive information and take desired action in reference to an Uncodified Ordinance to grant a right of way easement to 700 Buffington, LLC to allow for construction of a site access drive to a new warehouse.

Action Requested: Render first reading to Ordinance

2. Receive information regarding activities of Public Works Department.

VIII. Public Comment Period

IX. Old Business

- A. Render third reading to an Ordinance amending Chapter 62 of the Spartanburg County Code of Ordinances entitled "Roads and Bridges" to provide for Updated General Provisions, a Policy for Roadway Construction and Design Standards.

- B. Render third reading to an Ordinance authorizing the execution and delivery of a Special Source Revenue Credit Agreement by and between Spartanburg County, South Carolina and **Inland 85 Logistics Center, LLC** with respect to Special Source Revenue Credits to be applied against fee in lieu of tax payments related to certain investments in the County; and other matters related thereto.
- C. Render third reading to an Ordinance authorizing the conversion by Spartanburg County of certain rights of **Henkel Corporation** (the "Company") under an existing Lease Agreement with the County to a Fee Agreement pursuant to Title 12, Chapter 44, South Carolina Code, 1976, as amended (the "Act"), as provided in the Act; authorizing the execution and delivery of a Fee In Lieu Of Tax (Conversion) Agreement by and between the County and the Company; authorizing the reconveyance by the County to the Company of the property subject to such Lease Agreement; and other matters related thereto.
- D. Render third reading to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and **Plastic Omnium Auto Exteriors, LLC** (Project Henry) with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes, including the provision of certain special source credits; and other matters related thereto.
- E. Render third reading to an Uncodified Ordinance for the certification by Spartanburg County Council that **620 West Blackstock Road** (former Hush Nightclub) now owned by Blackstock Development, LLC is an Abandoned Building Site under the South Carolina Abandoned Buildings Revitalization Act.
- F. Render third reading to an Ordinance accepting and approving a Plan of Consolidation; authorizing the **Consolidation of the Enoree Community Fire Service Area and the Hobbysville Fire Service Area into the Cross Anchor Community Fire Service Area**; authorizing certain amendments, modifications and changes to the County's Code of Ordinances; recognizing the dissolution of certain Nonprofit Corporations; authorizing the acceptance of certain real and personal property assets of the Consolidated Fire Service areas and the Nonprofit Corporations; and other matters relating thereto.

G. Render second reading to an Ordinance authorizing the execution and delivery of a Fee In Lieu Of Tax Agreement by and between Spartanburg County, South Carolina and A.L. Industries, Inc. [Project Gator] with respect to certain economic development property in the County, whereby such property will be subject to certain payments in lieu of taxes; and other matters related thereto.

H. Render second reading to a **Budget Ordinance** relating to the fiscal affairs of Spartanburg County making appropriations therefore, levying taxes for the fiscal year beginning July 1, 2018 and ending June 30, 2019; to provide for budget control of said appropriation by the Spartanburg County Council.

I. Render second reading to a Budget Ordinance to establish **Capital Project Budgets** for the 2018-2019 Budget Year of the Five-Year Capital Improvement Plan.

X. **New Business**

A. Consider an Application for Special Public Event Exclusion from the Noise Ordinance requested by **Greer Dragway** from 4:00 p.m. until 11:30 p.m. on Saturday, June 16, 2018 and Saturday, June 30, 2018 for a drag race at 1792 Dragway Road, Greer.

XI. **Miscellaneous Council/Administrative Matters and Budget Amendment Resolutions**

A. **Budget Amendment Resolutions if Needed**

General Fund
Road Maintenance Fee Fund
Storm Water Management Fund
Solid Waste Management Fund
Fleet Services Fund
Forfeited Gambling Fund
Behavioral Health Commission Fund (The Forrester Center)
Drug Enforcement Fund
Special Revenue Fund
Facilities Maintenance Fund
Sheriff Federal Sharing Fund
Public Defender 7th Circuit Fund
Transportation Services Bureau
Community Development Fund
Methane Fund
Detention Facility Fund
C/P Roads State Grants
911 Phone System Fund
Information Technologies Fund
Spartanburg Parks Fund
Hospitality Tax Fund
Insurance Fund
Victim Assistance Fund
Workforce Investment Board Fund
CIP Fund
Technical College Fund
Charles Lea Center Fund

Library System Fund
Debt Service Fund

XII. **Approval of Minutes**

- A. April 16, 2018 (Regular Meeting)
- B. May 9, 2018 (Special Meeting)

XIII. **Adjourn**