

DATE: 7/7/2020 FILE NO: DATE485

TO: Cherokee County Council

SUBJECT: Minutes of Regular Meeting, 7/6/2020

There was a Regular Meeting of County Council Monday, 7/6/2020, 5 PM in Council Chambers. Due to the COVID19 virus, the meeting was streamlined online at www.cherokeecountysc.gov and made available by zoom. Vice-Chairman Quay Little presided with Mike Fowlkes leading in prayer after a moment of silence remembering Charles Mathis's family. Present: Tracy McDaniel, Mike Fowlkes, Quay Little, Lyman Dawkins, David Smith, Administrator Steve Bratton, Attorney Joe Mathis and Master Clerk Doris Pearson. Chairman Tim Spencer was present by zoom. The news media was informed by agenda and it was posted in accordance with the SCFOIA. One news media was present. There were 4 visitors. All councilmembers expressed their memories of Charles Mathis and how he was a great leader and truly will be missed.

Councilman Tracy McDaniel made the motion to adopt the agenda of the Regular Meeting of Monday, 7/6/2020 as received and posted in accordance with the SCFOIA. David Smith seconded and council voted in favor by roll call.

Councilman Lyman Dawkins made the motion to approve the minutes of the PH & Regular Meeting of 6/22/2020 as received. David Smith seconded and council voted in favor by roll call.

Councilman David Smith made the motion to approve the claims for Cherokee County in the amount of \$387,446.70. Lyman Dawkins seconded and council voted in favor by roll call.

Councilman Tracy McDaniel made the motion to adopt Resolution No. 2020-04 authorizing & ratifying the transfer and assignment of two separate Fee in Lieu of Tax Agreements and rights related thereto by ACE Bakery, LLC to a related entity; the continuation in force of such agreements following such transfer; the execution & delivery of agreements requesting and approving the transfers by & between the County and the Transferee; and other matters related thereto. Mike Fowlkes seconded and council voted in favor by roll call.

Petition to remove Scruggs Trail from County Road System was tabled.

Councilman David Smith made the motion to adopt the 2nd Reading of Ordinance No. 2020-16 authorizing & approving (1) the Development of a New Joint County Industrial & Business Park (Nestle Prepared Foods Co.) pursuant to Section 4-1-170 of the SC Code of Laws 1976, as amended, in conjunction with Spartanburg Co. (the "Park") such Park to be geographically located in Cherokee Co. and to include the aforementioned Project: (2) the execution & delivery of a Written Park Agreement with Spartanburg Co. as to the requirement of payments of Fee in Lieu of Ad Valorem Taxes with respect to Park Property and the sharing of the revenues & expenses of The Park; (3) the distribution of revenues from The Park to the counties & relevant taxing entities; and (4) other matters related thereto. Lyman Dawkins seconded and council voted in favor by roll call.

Councilman Tracy McDaniel made the motion to adopt the 2nd Reading of Ordinance No. 2020-17 authorizing & approving (1) the development of a New Joint County Industrial & Business Park (Old Castle APG South, Inc.) pursuant to Section 4-1-170 of the SC Code, 1976, as amended, in conjunction with Spartanburg Co. (The Park) such park to be geographically located in Cherokee Co. and to include the aforementioned project: (2) the execution & delivery of a Written Park Agreement with Spartanburg Co. as to the requirement of payments of Fee in Lieu of Ad Valorem Taxes with respect to Park Project and the sharing of the revenue & expenses of the Park; (3) the distribution of revenues from The Park to the Counties and relevant Taxing Entities; and (4) other matters related thereto. Mike Fowlkes seconded and council voted in favor by roll call.

PWC Chair Tracy McDaniel made the motion coming from the committee to authorize Administrator Steve Bratton to reject the bid received for Bid No. 2020-20 – Clearing of Timber; and to rebid it again to see if there will be more interest. Mike Fowlkes seconded and council voted in favor by roll call.

PWC Chair Tracy McDaniel made the motion coming from the committee to approve DP3 Architect's Change Order No. 1 Public Works Complex - for the design, permitting & construction consisting of a 6" water line along Lemuel Road in the amount of \$39,750. Lyman Dawkins seconded and council voted in favor by roll call.

Administrator Bratton reported that RFQ's (request for qualifications) were received for the Long-Range Plan/Community Vision & Strategic Action Plan. Nine packages were received but I did not bring them to open because there was no price involved. The nine are: EL Robinson Engineering; System Wide Solutions; Cardno Inc.; Elliott Davis; Evergreen Solutions; The Novak Consulting Group; The Palladian Group; Management Partners; and Lockerbie. I will form a small committee to study these and bring back a recommendation to council at our next Regular Meeting. Mike Fowlkes asked did you consult Appalachian COG to see if they could assist in this? Steve replied they do more of comprehensive studies and I don't know of them doing long-range planning but I will certainly reach out to them. We are looking for somebody who can handle the technological side of this; be able to handle large groups of people; on-line surveys; where we can truly get a community-vision put together. Quay Little stated that he did not want just you and your committee to go through these and come to us with a recommendation. I feel council needs to know what each company has to offer; therefore, you need to include clip notes on each one and give to council for us to review. Administrator Bratton consented.

Councilman Tracy McDaniel made the motion to allow Administration to purchase from Carolina Environmental System, Inc. the purchase of two Heil PT1000-20 Yd/2020 Freightliner garbage trucks @ \$163,630/each for a grand total of \$327,260. Mike Fowlkes seconded and council voted in favor by roll call.

Councilman Mike Fowlkes made the motion to allow Administrator Bratton to sign a contract with The Palladian Group to redesign the Cherokee County website for a total price of \$19,500. David Smith seconded and council voted in favor by roll call.

Administrator Steve Bratton informed council that all tax related payments or requests dealing with the Treasurer Office, Auditor Office or Delinquent Tax Office are now being funneled through the drive-thru window located at the Treasurer Office. No one will be allowed to go into their offices. We have another case of COVID reported in our building. We will be waiving the credit card fees beginning Tuesday, 7/7/2020, to encourage people to use the on-line service. This will be put back on our website in the morning.

Councilman Tracy McDaniel made the motion for council to go into Executive Session pursuant to Section 30-4-70(a)(2) to discuss a contractual matter. Lyman Dawkins seconded and council voted in favor by roll call to go in to Executive Session at 5:35 PM.

Councilman Tracy McDaniel made the motion for council to come out of Executive Session and enter back into the Regular Meeting at 6:25 PM. Lyman Dawkins seconded and council voted in favor by roll call. Attorney Mathis reported no action was taken during Executive Session.

As there was no other business to come before council at this time, Vice-Chair Quay Little adjourned the meeting at 6:27 PM.

APPROVED: 7/20/2020

BY ITS VICE-CHAIR: Quay Little

Respectfully submitted,

Doris Pearson, Master Clerk to Council