

DATE: 10/8/19 FILE NO: DATE453  
TO: Cherokee County Council  
SUBJECT: Minutes of PH & Regular Meeting of 10/7/19

There was a Public Hearing & Regular Meeting of County Council, Monday, 10/7/19, 5 PM in Council Chambers. Chairman Tim Spencer presided with Steve Bratton leading in prayer. All council members were present along with Administrator Bratton, Attorneys Jim Thompson & Joe Mathis and Master Clerk Doris Pearson. The news media was informed by agenda and it was posted in accordance with the SCFOIA. One news media was present along with 13 visitors.

**Councilman Tracy McDaniel made the motion to adopt the agenda of the PH & Regular Meeting of Monday, 10/7/19 as received and posted in accordance with the SCFOIA. David Smith seconded and council voted in favor.**

**Councilman Charles Mathis made the motion to approve the minutes of the PH & Regular Meeting of 9/16/19 as received in the agenda package. David Smith seconded and council voted in favor.**

**Chairman Tracy McDaniel made the motion to approve the claims for Cherokee County in the amount of \$914,959.66. Mike Fowlkes seconded and council voted in favor.**

Petitioner Phillip Eggers was present speaking regarding the law enforcement in Cherokee County. He requested help for the Cherokee Avenue/East Gaffney area. There is so much crime in our area and it seems nobody cares. These guys & gals are on bicycles, carrying back packs and they are stealing everything they can get their hands on. It doesn't matter if we have security on our property or not; nothing seems to stop them. They stole my neighbor's trash can and filled it up stuff they stole. They go around with Dollar General shopping carts and even have cars to come by and pick up their backpacks filled with stolen stuff. When we call 911 to send a patrol car out, it takes them about 55 minutes and then they still do nothing. They broke in on an 85 year old man and he shot at them. Next thing he knows, the police arrested him and put him in jail for attempted assault with a deadly weapon. One time when I called 911 it took me 3 times to explain to them where I lived which isn't hard to find at all. Sometimes I feel 911 is telling the Deputies the wrong information when we call in. We are asking council to talk with the Sheriff and see if he can have someone in our area at all times or at least until they can do something about this stealing in our neighborhood. Chairman Spencer asked Administrator Bratton to check into this and talk with Sheriff Mueller to see what can be done to help this neighborhood.

Chairman Tim Spencer opened the public hearing for Ordinance No. 2019-23 regarding a Joint County Industrial Park by & between Spartanburg & Cherokee Counties, SC, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park and other matters relating thereto. No one was present to speak and the Public Hearing was closed.

**Councilman Mike Fowlkes made the motion to adopt Resolution No. 2019-07 committing to extend a Fee in Lieu of Tax Agreement and to enter into a Special Source Revenue Credit**

**Agreement between Cherokee County and Project Bison and to amend an existing Fee Agreement between Cherokee County and Project Bison; identifying the Project; and other matters related thereto. Quay Little seconded and council voted in favor.** Administrator Steve Bratton reported that this is an expansion of an existing facility here in Cherokee and comes with a promise of 193 additional jobs. Some will be white collar jobs and good paying jobs. This will be amending an existing FILOT Agreement with the current company and also offering to them 35% Special Source Revenue Credit for 15 years that we frontloaded.

**Councilman Quay Little made the motion to adopt the 3<sup>rd</sup> Reading of Ordinance No. 2019-23 to amend the Agreement for Development for Joint County Industrial Park by & between Spartanburg & Cherokee Counties, SC, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park and other matters relating thereto (Limelight Solar, et al). Lyman Dawkins seconded and council voted in favor.**

**Councilman Mike Fowlkes made the motion to adopt the 1<sup>st</sup> Reading of Ordinance No. 2019-24 authorizing the execution & delivery of an amended Fee Agreement between Cherokee County & American Decorative Fabrics Reality, LLC, including the inclusion of Home Fashions International, LLC., as Co-Sponsor and amending the Fee Agreement dated as of 10/1/17; and other matters related thereto. Lyman Dawkins seconded and council voted in favor.** Administrator Bratton reported this is an amendment to an existing fee with American Decorative Fabrics (known as Home Fashions). The company will be Palmetto Pedic, LLC. They are a mattress manufacturer and they promise 60 new jobs for our county with pay from \$15/hr. to \$25/hr. City of Gaffney will also need to adopt their ordinance on this as well.

**Councilman Mike Fowlkes made the motion to adopt the 1<sup>st</sup> Reading of Ordinance No. 2019-25 authorizing pursuant to Chapter 44 of Title 12; Title , Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina, 1976, as amended, the execution & delivery of a Special Source Revenue Credit Agreement between Cherokee County, SC, and Project Bison; and matters relating thereto. Tracy McDaniel seconded and council voted in favor.**

Local Sales Tax Accommodations Chairman Jim Cook made the following recommendations for the 2019 Accommodations Tax: CAVA - \$2013; Broad River Antique Power Assoc. - \$4,989.63; Downtown Business Assoc. - \$4,380.64; CHAPS - \$6900; Cherokee Co. Veterans - \$4200; American Legion Museum - \$5000; Blacksburg Business Assoc - \$6489.63; SC Peach Festival - \$8076.65; & Limestone College - \$12,298.62 for a total of \$54,348.13. **Councilman Tracy McDaniel made the motion to adopt this recommendation from the Local Sales Tax Accommodations Committee as presented. Mike Fowlkes seconded and council voted in favor.**

**PWC Chair Tracy McDaniel made the motion coming from the committee to allow Administrator Bratton to go out for RFP's to outsource the entire Cherokee County Vehicle Maintenance Dept. Mike Fowlkes seconded and council voted in favor.**

Administrator Steve Bratton opened the one bid received for bid No. 2020-08 Road Side Drainage Ditcher. It was from US Ditcher out of Spartanburg for \$127,600. This will be paid for out of the FYB 2019/20 Capital Equipment which was budgeted for \$127,600. **[Mike Fowlkes made the motion to place this bid in the Public Works Committee for review. David Smith seconded and council voted in favor.]**

Attorney Joe Mathis requested council to go into Executive Session pursuant to Section 30-4-70 for the purpose of discussing a contractual matter regarding the following: 1) the Gaffney Fire Protection Area; 2) county real property and 3) personnel matters involving the offices of the COC, Probate Court, Sheriff, Coroner & Register of Deeds. **[Councilman Tracy McDaniel made the motion to go into Executive Session regarding these three matters. Quay Little seconded and council voted in favor and went into Executive Session at 5:55 PM.]**

**Councilman Tracy McDaniel made the motion for council to come out of Executive Session at 7:15 PM and enter back into their Regular Meeting. Charles Mathis seconded and council voted in favor.** Attorney Joe Mathis stated that no action was taken during Executive Session.

Administrator Bratton reported that he will be going out for bid for asphalt sealing, coating, striping and crack sealing of the administration & adjacent parking lots. These bids are due in at your Regular Meeting of 10/21/19. This project is in the 2019/20 FYB Capital Contingency Acct.

Councilman Lyman Dawkins reminded council of the Cherokee County Branch of the NAACP Banquet that will be Sat., 10/26/19, Buford Street United Methodist Church FLC. They will be presenting Sheriff Mueller the 2018 Hall of Fame Award. I encourage council to attend.

As there was no other business to come before council at this time, Chairman Spencer adjourned the meeting at 7:20 PM.

APPROVED: **10/21/19**

Respectfully submitted,

BY ITS CHAIR: **Tim Spencer**

Doris F. Pearson, Master Clerk to Council