

DATE : May 17, 2021

FILE NO: DATE512

TO: Cherokee County Council

SUBJECT: Minutes of PH & Regular Meeting, 5/17/21

There was a PH & Regular Meeting of Monday, 5/17/21, 5 PM in Council Chambers. Chairman Tim Spencer presided with Mike Fowlkes leading in prayer. All council members were present along with Administrator Steve Bratton, Attorney Joe Mathis & 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. There were 14 visitors.

**Councilman Tracy McDaniel made the motion to adopt the agenda for the Public Hearing & Regular Meeting of 5/17/21 as received and posted in accordance with the SCFOIA. David Smith seconded and council voted in favor.**

**Councilman Lyman Dawkins made the motion to approve the minutes of the PH & Regular Meeting of 5/3/21 and Planning Workshop of 5/10/21 as received. Quay Little seconded and council voted in favor.**

**Councilman Quay Little made the motion to pay the claims for Cherokee County in the amount of \$315,355.75. Lyman Dawkins seconded and council voted in favor.**

Chairman Tim Spencer opened the Public Hearing on four ordinances: **1) Ordinance No. 2021-04 Campgrounds & Recreational Vehicle Parks** to better accommodate Campgrounds & RV Parks within the unincorporated areas of Cherokee Co.; to minimize any adverse effects of said properties, both physically & psychologically; to provide a sound orderly & healthy environment sufficient to meet the needs of property inhabitants; and to establish rules & regulations for the development of said recreational properties. **2) Ordinance No. 2021-08 authorizing the Sale & Transfer of County Owned Property located on 6<sup>th</sup> Street, Gaffney, SC;** **3) Ordinance No. 2021-07 authorizing 1) the execution & delivery of a Fee in Lieu of Tax & Incentive Agreement by & between Cherokee Co., SC and a Company known to the County as Project Thunder,** acting for itself, one or more affiliates, and/or other project sponsors (collectively, The "Company") pursuant to which the county shall covenant to accept certain negotiated Fees in Lieu of Ad Valorem Taxes with respect to the establishment and/or expansion of certain facilities in the county (the "Project"); 2) the benefits of a Multi-County Industrial or Business Park to be made available to the Company and the Project; 3) certain Special Source Revenue Credits in connection with the Project; and 4) other matters relating thereto. **4) Ordinance No. 2021-06 authorizing the development of a Jointly Owned & Operated Industrial Business Park in conjunction with Spartanburg Co.,** such Industrial Business Park to be geographically located in Cherokee County and established pursuant to Section 4-1-170 of the Code of Laws of SC, 1976, as amended; to provide for a Written Agreement with Spartanburg County to provide for the expenses of the park, the percentage of revenue application and the distribution of Fee in Lieu of Ad Valorem Taxation; and other matters related thereto. No one was present to speak on any of these matters therefore Chairman Spencer closed the public hearing.

**Councilman Tracy McDaniel made the motion to pass the 3<sup>rd</sup> Reading of Ordinance No. 2021-04 Campgrounds & Recreational Vehicle Parks to better accommodate Campgrounds & RV Parks within the unincorporated areas of Cherokee County; to minimize any adverse effects of said properties, both physically & psychologically; to provide a sound, orderly & healthy environment sufficient to meet the needs of property inhabitants; and to establish rules and regulations for the development of said recreational properties. Mike Fowlkes seconded and council voted in favor.** Quay Little asked Administrator Bratton to make sure all existing parks have a clear understanding that if they alter their campground in anyway, they must follow this ordinance. Make sure you reach out to each individual owner so they are aware of this ordinance. Steve Bratton replied we will notify every owner of this ordinance and the changes. I plan to have drone footage of each park so we know how many spots they have.

**Councilman Lyman Dawkins made the motion to pass the 3<sup>rd</sup> Reading of Ordinance No. 2021-08 Proposed Sale of County Property. Mike Fowlkes seconded and council voted in favor.**

**Councilman Quay Little made the motion to pass the 3<sup>rd</sup> Reading of Ordinance No. 2021-06 authorizing the development of a Jointly Owned & Operated Industrial/Business Park in conjunction with Spartanburg Co., such Industrial/Business Park to be geographically located in Cherokee County & established pursuant to Section 4-1-170 of the Code of Laws of SC, 1976, as amended; to provide for a Written Agreement with Spartanburg County to provide for the expenses of the Park; the percentage of revenue application; the distribution of Fees In Lieu of Ad Valorem Taxation; and other matters related thereto. Lyman Dawkins seconded and council voted in favor.**

**Councilman Tracy McDaniel made the motion to pass the 3<sup>rd</sup> Reading of Ordinance No. 2021-07 authorizing 1) the execution & delivery of a Fee in Lieu of Tax & Incentive Agreement by & between Cherokee Co., SC (the “County”) and a company known to the county as Project Thunder, acting for itself, one or more affiliates, and/or other project sponsors (collectively, the “Company”), pursuant to which the county shall covenant to accept Certain Negotiated Fees in Lieu of Ad Valorem Taxes with respect to the establishment and/or expansion of certain facilities in the County (the “Project”); 2) the benefits of a Multi-County Industrial or Business Park, to be made available to the Company and the Project; 3) Certain Special Source Revenue Credits in connection with the Project; and 4) other matters relating thereto. Mike Fowlkes seconded and council voted in favor.**

Administrator Steve Bratton introduced Project Thunder as Kerns Trucking from NC. They will be locating in Carolina Foothills Park of Commerce here in Cherokee County. It will be a \$7.9 million investment and will create 136 new jobs. Owner & President Clyde Kerns introduced his wife Faye Kerns, 4<sup>th</sup> generation Allison Kerns Grey & Clay Grey. We are a dump truck carrier that specializes in local & long-distance dump trucking, various residential dump trucking, etc. Council welcomed Kerns Trucking and Chairman Spencer stated we look forward to the great partnership.

**Councilman Quay Little made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-09 adopting a budget for the County of Cherokee and to provide for the levying of taxes and fees for**

**county purposes for the Fiscal Year beginning 7/1/21 and ending 6/30/22 and declaring that the same shall constitute the budget of the County of Cherokee for such fiscal year. Lyman Dawkins seconded and council voted in favor.**

Administrator Bratton presented the 1<sup>st</sup> Reading of Ordinances adopting a budget proposed by the County Administrator containing estimates of proposed revenues & expenditures by the County of Cherokee and to provide for the proposal of the following fire departments for the Fiscal Year beginning 7/1/21 and ending 6/30/22 and declaring that the same shall constitute the budgets for the following fire departments for such fiscal year:

**Councilman Tracy McDaniel made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-10 Antioch VFD for the FYB 7/1/21-6/30/22. Mike Fowlkes seconded and council voted in favor.**

**Councilman David Smith made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-11 Buffalo VFD for the FYB 7/1/21 – 6/30/22. Tracy McDaniel seconded and council voted in favor.**

**Councilman Mike Fowlkes made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-12 Cherokee Creek VFD for the FYB 7/1/21 – 6/30/22. Quay Little seconded and council voted in favor.**

**Councilman Tracy McDaniel made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-13 CKC VFD for the FYB 7/1/21 – 6/30/22. Mike Fowlkes seconded and council voted in favor.**

**Councilman Elliott Hughes made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-14 Corinth VFD for the FYB 7/1/21 – 6/30/22. Mike Fowlkes seconded and council voted in favor.**

**Councilman Quay Little made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-15 The Gaffney Fire Protection Area for the FYB 7/1/21–6/30/22. Mike Fowlkes seconded and council voted in favor.**

**Councilman Mike Fowlkes made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-16 Grassy Pond VFD for the FYB 7/1/21 – 6/30/22. Quay Little seconded and council voted in favor.**

**Councilman Elliott Hughes made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-17 Goucher/White Plains VFD for the FYB 7/1/21-6/30/22. David Smith seconded and council voted in favor.**

**Councilman David Smith made the motion to pass the 1<sup>st</sup> Reading of Ordinance No. 2021-18 The DMW (Draytonville, McKowns Mountain & Wilkinsville) VFD for the FYB 7/1/21-6/30/22. Quay Little seconded and council voted in favor.**

**Councilman Lyman Dawkins made the motion for council to go into Executive Session at 5:21 pm pursuant to Section 30-4-70(a)(1) discussion of a personnel matter in Administration. David Smith seconded and council voted in favor.**

**Councilman Quay Little made the motion for council to come out of Executive Session at 6:21 PM and enter back into the Regular Meeting. Lyman Dawkins seconded and council voted in favor. Attorney Mathis reported that no action was taken during Executive Session.**

Administrator Steve Bratton updated council on the Community Clean Up Day that was held Sat., 5/8/21. Around 150 participated on 15 roads throughout the county. Sheriff's Office employees cleaned up ramps leading onto & off I-85. Sierra Walker partnered with Palmetto Pride and they furnished us with supplies. They also donated the left-over supplies to us to use at a later date. If anyone wants to continue to clean up on a certain road, they need to just let us know and we will supply them with supplies and will send out our work crew to pick up the trash after they finish.

Administrator Steve Bratton reported that the new compactor that was ordered for the county landfill arrived today. They will be doing some training on it and hopefully will get started grading at the landfill next week.

**Councilman David Smith made the motion to appoint Patty Lippard to serve the unexpired term of Sissy Brock on the Cherokee Co. Alcohol & Drug Abuse Board. Mike Fowlkes seconded and council voted in favor with Quay Little recused from voting due to conflict.**

As there was no other business to come before council at this time, Chairman Tim Spencer adjourned the meeting at 6:25 PM.

APPROVED: 6/7/21

BY ITS CHAIR: Tim Spencer

Respectfully submitted,

Doris F. Pearson, Master Clerk to Council