

DATE: 4/19/22 FILE NO: DATE542

TO: Cherokee County Council

SUBJECT: Minutes of Regular Meeting of Monday, 4/18/22

There was a Regular Meeting of County Council Monday, 4/18/22, 5 PM in Council Chambers. Chairman Tim Spencer presided with Pastor Dwight Easler of Corinth Baptist Church leading in prayer. All councilmembers were present along with Administrator Bratton, Asst. Admin. Merv Bishop, Attorney 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. There were 22 visitors.

Councilman Tracy McDaniel made the motion to adopt the agenda of the Regular Meeting of 4/18/22 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 Regular Meeting of 4/4/22 as received. Quay Little seconded and council voted in favor.

Councilman Tracy McDaniel made the motion to approve the claims for Cherokee County in the amount of \$633,884.96. Lyman Dawkins seconded and council voted in favor.

Appalachian COG Executive Director Steve Pelissier was present to give his annual report. He recognized Cherokee Co. Citizen Representative Ed Elliott and well as Councilman Representative Lyman Dawkins. Annual investment for Cherokee Co. is \$29,055; the return on investment to Cherokee County in 20/21 was \$4.5 million representing a return-on-investment ratio of \$15 on every \$1.00. Some of our investments were Services to Senior's around \$442,424; Transportation Improvement Program \$4,050,000 for a total into Cherokee Co., of \$4,492,424 with an annual contribution to ACOG of \$29,055. Grant maintained was Blacksburg Lime Street Trail around \$499,954 ARC. We assist with Senior advocacy services and provided in-home help to 24 seniors; \$37,167 in caregiver respite services; 36,193 hot, frozen & shelf-stable meals delivered to 165 seniors; 234 assessments of seniors for needed services; assisted 895 seniors with navigating Medicare enrollment & options; and answered 40 complaints resulting in the investigation of 14 cases regarding quality of care in long-term care facilities. Planning Services completed update of the Gaffney Comprehensive Plan; \$4 million allocated to intersection improvements at SC 150 & O'Neal Street and SC 11 at Old Post Road; reviewed 2 requests for 208 Water Quality Conformance on sewer projects in Cherokee County; and etc.

Councilman Quay Little made the motion to go into Executive Session at 5:15 PM pursuant to two matters: (1) Section 30-4-70(a)(2) discussion of negotiations incident to proposed contractual arrangements; and (2) Section 30-4-70(a)(5) discussion of matters relating to the proposed locations, expansions, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the public body. Mike Fowlkes seconded and council voted in favor.

Councilman David Smith made the motion for council to come out of Executive Session at 6 PM. Lyman Dawkins seconded and council voted in favor. Attorney Mathis stated no vote or action was taken during Executive Session.

Councilman Quay Little made the motion to adopt the 1st Reading of Ordinance No. 2022-03 to authorize the transfer of a 50' county road easement held by Cherokee County in exchange for the county's receipt of a 50' strip of property to re-route Mill Gin Road at the intersection of Mill Gin Road & Chesnee Highway. Mike Fowlkes seconded and council voted in favor. Attorney Mathis showed the map of the area in question.

Councilman Quay Little made the motion to adopt Resolution No. 2022-04 authorizing, under certain conditions, the execution & delivery by Cherokee County, SC of a FILOT Agreement with Project Dog Leg with respect to a Project in the county whereby the project would be subject to payment of certain FILOT, would be provided certain Special Source Credits against fee payment. Tracy McDaniel seconded and council voted in favor.

Councilman Quay Little made the motion to adopt Resolution No. 2022-05 authorizing & ratifying the partial transfer and assignment of two separate FILOT Agreements and rights related thereto by WB Frozen US, LLC to a related entity; the continuation in force of such agreements following such transfer; the execution & delivery of agreements requesting & approving the transfers by & between the county and the transfer; and other matters related thereto. Lyman Dawkins seconded and council voted in favor. Admin. Steve Bratton stated this is Weston Foods US, LLC who changed its name to WB Frozen US, LLC and the parent company as we know it as ACE Bakery, LLC.

Administrator Steve Bratton stated that we are experiencing tremendous growth in certain areas in our county with residential housing, industrial sites, digital billboards and a lot of family farms being sold for residential & other purposes. We have heard from citizens their concerns regarding the speed of growth that is happening. We favor growth but we want to grow in a smart way. I have been looking at some sort of zoning. I don't see the need for county wide zoning but we certainly can justify the need for some type of protection where we are seeing a tremendous amount of growth. One option available to us by state law is the performance area zoning. Basically, we would designate areas of the county as high growth areas and you can put some sort of zoning in place there. I am requesting council to allow me to bring in ACOG in the next month or two to do a workshop with council and talk about some options and specifically performance zoning areas; the pros & cons of that; and what that process would look like. It will be a long and tedious process to implement something like this so we will not be in any kind of rush and I am not telling you this is the way to go but I feel council needs to look at this especially in facing some of the challenges & opportunities ahead for our county. **[Council consented to allow Administrator Bratton to work with ACOG in setting up workshops to discuss the preliminary performance area zoning for our county.]**

Administrator Steve Bratton passed out a list of the FILOT for the Macedonia Fire District. These are all existing industries; no new industries are listed on here. None of these are on the current list pay

Page 3 – Minutes of Regular Meeting, 4/18/22

the IDC tax. Dollar Tree pays approximately \$1.3 million and ½ of that goes to Spartanburg County. These listed do not have the 15% taken off the top. Macedonia Fire District receives from these some \$38,876.75.

Asst. Administrator Merv Bishop presented the new “Welcome to Cherokee County” Road Sign. This sign lets people know that they are entering Cherokee County, South Carolina. I am requesting permission to purchase 10 of these signs to be placed throughout the county. **[Quay Little made the motion to allow the purchase of 10 signs from Image Plus for the total amount of \$7,218.02 to be paid from the Local Accommodations Tax Fund. Tracy McDaniel seconded and council voted in favor.]**

As there was no other business to come before council at this time, Chairman Spencer adjourned the meeting at 6:18 PM.

APPROVED: 5/2/22

BY ITS CHAIR: Tim Spencer

Respectfully submitted,

Doris F. Pearson, Master Clerk to Council