

DATE: 12/3/24 FILE NO: DATE631
TO: Cherokee County Council
SUBJECT: Minutes of PH & Regular Meeting, 12/2/24

There was a Public Hearing & Regular Meeting of County Council Monday, 12/2/24, 5 PM in Council Chambers. Chairman Tim Spencer presided with Tracy McDaniel leading in prayer. All council members were present along with Administrator Merv Bishop, Attorney Joe Mathis & Master Clerk Doris Pearson. The news media was informed by agenda and it was posted in accordance with the FOIA. Two news media were present along with 13 visitors.

Councilman David Smith made the motion to adopt the amended agenda for the Public Hearing & Regular Meeting of 12/2/24 as received and posted in accordance with the FOIA. Quay Little seconded and council voted in favor.

Councilman Tracy McDaniel made the motion to approve the minutes of the Regular Meeting of 11/18/24 as received. David Smith seconded and council voted in favor.

Councilman Tracy McDaniel made the motion to approve the claims for Cherokee County in the amount of \$456,870.99. Quay Little seconded and council voted in favor.

Attorney at Law Monier (MO) Abusaft did not show.

Chairman Tim Spencer opened the public hearing on Ordinance No. 2024-29 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 Co. as part of the Joint County Industrial Park and other matters related thereto. (UCP Building 1 Owner, LLC). No one was present to speak and the public hearing was closed.

Chairman Tim Spencer opened the public hearing on Ordinance No. 2024-30 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 Co. as part of the Joint County Industrial Park, and other matters relating thereto. (Novara Realty, LLC, Carbotech Mfg., LLC, and Copenhens 5365, LLC). No one was present to speak and the public hearing was closed.

Chairman Tim Spencer opened the public hearing on Ordinance No. 2024-31 to authorize the execution & delivery of an Amended and Restated Agreement for Development of Joint County Industrial/Business Park (City of Spartanburg Economic Development Partnership Park) with Cherokee County. No one was present to speak and the public hearing was closed.

Councilman Quay Little made the motion to adopt 3rd Reading of Ordinance No. 2024-29 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, (UCP Building 1 Owner, LLC). David Smith seconded and council voted in favor.

Councilman Tracy McDaniel made the motion to adopt 3rd Reading of Ordinance No. 2024-30 to amend the Agreement for Development for 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. (Novara Realty, LLC, Carbotech Manufacturing, LLC, and Cowpens 5365, LLC). Quay Little seconded and council voted in favor.

Councilman Quay Little made the motion to adopt 3rd Reading of Ordinance No. 2024-31 to authorize the Execution & Delivery of an Amended and Restated Agreement for Development of Joint Count Industrial/Business Park (City of Spartanburg Economic Development Partnership Park) with Cherokee County. David Smith seconded and council voted in favor.

Councilman David Smith made the motion to adopt 1st Reading of Ordinance No. 2024-32 authorizing the execution & delivery of an Infrastructure Credit Agreement between Cherokee County & Project Charm to provide for the provision of Special Source Revenue Credits; and other related matters. Quay Little seconded and council voted in favor.

PWC Chair Tracy McDaniel made the motion coming from the committee to award Bid No. 2025-12 Hurricane Storm Debris/Limb & Brush to BMP Construction, Gaffney, for their low bid of \$70,000. Quay Little seconded and council voted in favor.

Administrator Merv Bishop reported that 2 bids were received for the RFP#2025-13 Consulting Services for Disaster Recovery and FEMA Public Assistance: **1)** Integrated Solutions, Edwardsville, IL. and **2)** iParamerics, LLC, Alpharetta, Ga. I will get with the Finance Director Christy Howell and we will review these and report back to the Finance Committee at the next scheduled meeting for 12/16/24.

Administrator Merv Bishop reminded council that Tuesday, 12/3/24, is the Christmas Tree Lighting Event which will be out front on the Administration Building lawn beginning at 6 PM. We have the DSN & Limestone College choirs coming to sing for us; Tree lighting & opening prayer; Santa & Mrs. Claus will be here; hot chocolate will be served; bounces, trail rides, writing letters to Santa, etc. for the kids. Come out, join us and have lots of fun.

Councilman Tracy McDaniel made the motion for council to go into Executive Session at 5:20 PM on two matters pursuant to Section 30-4-70(a)(2): **1)** for the receipt of legal advice where the legal advice relates to a pending litigation covered by the attorney/client privilege; and **2)** discussion of negotiations incident to proposed contractual arrangements covered by the attorney-client privilege specifically the Coroner's Office. David Smith seconded and council voted in favor.

Councilman Tracy McDaniel made the motion for council to come out of Executive Session at 5:59 PM and enter back into the Regular Meeting. David Smith seconded and council voted in favor. Attorney Mathis reported no vote or action was taken by council during Executive Session.

Councilman Quay Little made the motion to pay \$55,000 to COC Brandy McBee for full & complete settlement of her lawsuit against Cherokee County and to pay it from the Contingency Account. Tracy McDaniel seconded and council voted in favor.

Councilman David Smith re-appointed Jason Panther & Brad Howington to serve another term on the Buffalo Fire District Board. Quay Little seconded and council voted in favor.

Councilman David Smith re-appointed Gayle Phillips to serve another term on the Commission of Alcohol & Drug Abuse. Tracy McDaniel seconded and council voted in favor. with Quay Little abstaining from voting due to conflict of interest.

Councilman David Smith re-appointed Linda Falls to serve another term on the Library Board. Quay Little seconded and council voted in favor.

Councilman David Smith re-appointed Darrin Brown to serve another term on the Tax Assessor/Board of Appeals. Tracy McDaniel seconded and council voted in favor.

Councilman Bill Blanton appointed Gale Jackson to serve a term on the Commission on Alcohol & Drug Abuse Board. Tracy McDaniel seconded and council voted in favor with Quay Little abstaining from voting due to conflict of interest.

Councilman Tracy McDaniel appointed Amanda Walker to serve a term on the Commission on Alcohol & Drug Abuse Board. David Smith seconded and council voted in favor with Quay Little abstaining from voting due to conflict of interest.

Council/Chair Tim Spencer appointed Councilman Billy Blanton to serve on the Appalachian COG Board. Tracy McDaniel seconded and council voted in favor.

Councilman Elliott Hughes made the motion based on the fines that the county has imposed on Thorne Ambulance Service since April 2024, to give them a 60 day notice that we are going to end our contract with them for our ambulance service. Quay Little seconded. Voting in favor: Elliott Hughes, Quay Little & Tim Spencer. Voting against: David Smith, Bill Blanton & Tracy McDaniel. Motion died due to tie vote.

As there was no other business to come before council at this time, Chairman Tim Spencer adjourned the meeting at 6:04 PM.

APPROVED: 12/16/24

BY ITS CHAIR: Tim Spencer

Respectfully submitted,

Doris F. Pearson, Master Clerk to Council