

DATE: 3/4/25 FILE NO: DATE638

TO: Cherokee County Council

SUBJECT: Minutes of Regular Meeting, 3/3/25

There was a Regular Meeting of County Council Monday, 3/3/25, 5 PM in Council Chambers. Chairman Tim Spencer presided with Teresa Bonner leading in prayer. All council members were present except Bill Blanton who was absent due to sickness. Admin. Merv Bishop, Asst. Admin. Kristy Bradley, Attorney Joe Mathis and Master Clerk Doris Pearson were present. The news media was informed by agenda and it was posted in accordance with the SCFOIA. Two news media were present along with 28 visitors.

Chairman Spencer recognized several students who were present representing Jr. Leadership Cherokee: Alyssah Richards, Jaslyn Dinh, Levi Strain & Joshiah Ferguson.

Councilman David Smith made the motion to adopt the agenda of the Regular Meeting, Monday, 3/3/25 as received and posted in accordance with the SCFOIA. Elliott Hughes seconded and council voted in favor.

Councilman Tracy McDaniel made the motion to adopt the minutes of the Public Hearing & Regular Meeting of 2/18/25 as received. Donnie Hardin seconded and council voted in favor.

Councilman David Smith made the motion to approve the claims as received for Cherokee County to be paid in the amount of \$383,096.09. Donnie Hardin seconded and council voted in favor.

After Council returned from Executive Session, Attorney Mathis reported that Master Clerk Doris Pearson stated to him that she needed clarification on the vote for a motion previously stated. Therefore, County Council voted again on that previous motion. **Councilman Tracy McDaniel made the motion to adopt 2nd Reading of Ordinance No. 2025-02 authorizing the purchase of Real Property, North Petty Street by Cherokee Co. David Smith seconded and council voted in favor.**

Again, after Council returned from Executive Session, Attorney Mathis reported that Master Clerk Doris Pearson stated to him that she needed clarification on the vote for a motion previously stated. Therefore, County Council voted again on that previous motion. **Councilman Tracy McDaniel made the motion to adopt 2nd Reading of Ordinance No. 2025-03 authorizing the purchase of Real Property, East Floyd Baker., by Cherokee County. David Smith seconded. Voting in favor: Donnie Hardin, Tracy McDaniel, Elliott Hughes & David Smith. Tim Spencer & Teresa Bonner voted no until they have the opportunity to review the results of the appraisal. Motion carried.**

Councilman Tracy McDaniel made the motion to adopt 1st Reading of Ordinance No. 2025-04 authorizing & approving an Agreement for the Development of a Joint Industrial & Business Park (Aero Park) by & between Cherokee Co. and Spartanburg Co., SC, such Industrial & Business Park

to be geographically located in Cherokee Co. & Spartanburg Co. and established pursuant to Section 4-1-170 of the Code of Laws of SC 1976, as amended; and addressing other related matters. David Smith seconded and council voted in favor.

Councilman David Smith made the motion to adopt 1st Reading of Ordinance No. 2025-05 authorizing the Execution & Delivery of an Infrastructure Credit Agreement between Cherokee County, SC and Project Aero to provide for the issuance of Special Source Revenue Credits; and addressing other related matters. Donnie Hardin seconded and council voted in favor.

Councilman Donnie Hardin made the motion to award RFP 2025-18 Roof Replacement at the Cherokee Co. Law Enforcement Center to Pickens Contracting, Inc., Reidville, SC for their price of \$324,524. David Smith seconded and council voted in favor.

Councilman David Smith made the motion to award RFP 2025-19 Scrap Metal Bid at the Landfill to Metal Recycling Services, LLC, Gastonia, NC for their bid of \$220/ton. Donnie Hardin seconded and council voted in favor.

Councilman Donnie Hardin made the motion to award RFP 2025-20 Replacement of Ridge/hip Caps at the Cherokee Co. Administration Complex to Standard Roofing Systems, Roebuck, SC for their bid price of 16,537.82. David Smith seconded and council voted in favor.

Councilman Tracy McDaniel made the motion to allow Administration to purchase a new 655K John Deere loader for the Cherokee Co. Landfill for at a total price of \$367,900 which includes an extended warranty for 84 months/7000hrs. for \$75,00 + tax and to pay it from the 29% Local Option Sales Tax Monies. The loader will be delivered 4/25/25. Donnie Hardin seconded and council voted in favor.

Asst. Admin. Kristy Bradley stated the agenda item stated I am requesting permission to update the Cherokee County FOIA Policy. What I am requesting is not necessarily a change to anything we are currently doing with FOIA because we do follow SCFOIA statues and will continue to do so. This just puts into writing an established FOIA rate policy and gives us the opportunity to update our County FOIA request form to allow us to understand each request better. Attorney Joe Mathis quoted the SC Code of Law that provided the fee schedule. Kristy replied that we don't intend to enforce the fee schedule when the requests are simple; but in case there is a case possibly from out of state that requires a lot of research and copy, we will go by the fee schedule.

Councilman David Smith made the motion to go into Executive Session at 5:37 PM for two matters: 1) pursuant to Section 30-4-70(a)(2) regarding discussion of negotiations incident to proposed contractual arrangements and for the receipt of legal advice both of which pertain to public works; and 2) pursuant to Section 30-4-70(a)(5) discussion of matters relating to the proposed location, expansion or the provision of services encouraging location or expansion of industries or

other businesses in the area served by the public body of Cherokee County specifically Project Aero. Donnie Hardin seconded and council voted in favor.

Councilman David Smith made the motion for council to come out of Executive Session at 7:10 PM. Donnie Hardin seconded and council voted in favor. Attorney Mathis reported that no vote or action was taken during Executive Session.

Attorney Joe Mathis stated that Master Clerk Doris Pearson reported to me that she needed clarification of the vote taken for Ordinance 2025-02 & 2025-03. Attorney Mathis stated the motion again and the vote was taken & recorded on Page 1 of these minutes.

Councilman Donnie Hardin appointed George Morgan to serve a term of 3 yrs. on the Cherokee Co. Citizen Planning Commission. David Smith seconded and council voted in favor.

As there was no other business to come before council at this time, Chair Spencer adjourned the meeting at 7:16 PM.

APPROVED: 3/17/25

BY ITS CHAIR: Tim Spencer

Respectfully submitted,

Doris F. Pearson, Master Clerk to Council