

**MINUTES OF THE MEETING OF CITY COUNCIL
OF THE CITY OF GREER
SOUTH CAROLINA**

July 11, 2006

**MEETING LOCATION: 1306 West Poinsett Street
Greer, SC 29650**

REGULAR SESSION

Greer City Council met in regular session with Mayor Rick Danner presiding. Council members present: Wryley Bettis, Wayne Griffin, Sandra Anderson, Jay Arrowood and Belle Coxe Mercado. Councilman Joseph Baldwin was absent. Also present: Ed Driggers City Administrator; Tammela Duncan Municipal Clerk and various other staff and media.

Mayor Danner called the Regular Session to order at 6:34 p.m.

Invocation was given by Councilman Jay Arrowood.

EXECUTIVE SESSION

Mayor Danner stated an Executive Session was needed to discuss one contractual matter.

Councilman Bettis made a motion to go into Executive Session to discuss the matter as stated by the Mayor. Councilwoman Mercado seconded the motion.

Motion carries unanimously 6-0.

The Mayor stated that Council had discussed one contractual matter in executive session with no action needed.

Councilman Bettis made a motion to come out of Executive Session. Councilwoman Mercado seconded the motion.

Motion carried unanimously 6-0.

Regular session resumed at 7:20 p.m.

PUBLIC FORUM

Two citizens signed up for the Public Forum session however, they did not speak due to having their questions answered while Council was in executive session.

MINUTES OF June 27, 2006

Councilman Bettis made a motion that the minutes of June 27, 2006, be received as written. Councilwoman Anderson seconded the motion.

Motion unanimously carried 6-0.

ADMINISTRATOR'S REPORT

Ed Driggers

Reminder:

Municipal Association Summer Meeting – July 26th – 30th. You should also have received some information from Upstate Alliance, if you plan to attend that event please RSVP to them.

Community Meeting – This Thursday evening at 7:00pm at the Village at Pelham. Concerning the annexations taking place in Reidville.

TIF Projects – Are under way if you are in those areas you should see activity taking place.

With Council's permission, under New Business I would like to ask for your consideration to consider four (4) annexation ordinances. I have that information provided to the Mayor under title only.

Budget – If you have not yet received a copy of the budget please let us know, that information is also available on our website as well.

Retirement System - There was some information copied to me and provided to the media regarding the retirement system contribution provided to our employees. I am investigating the events that lead up to that. I have interviewed both Mr. Seifert and Ms. Bennett, I understand that several of you have had conversations with one or two of those individuals and gained some information, some insight into what is going on with this. I feel very strongly that our employees followed the instructions they were given by the South Carolina Retirement System. There was no written communications with us, in fact the only communication I had concerning this event was when I was copied on the letter sent to you. I am greatly disturbed at how the retirement system handled the notification for this, but what is most important is that at no time was there ever any issue of us paying our contribution to the South Carolina Retirement System. Those contributions were withheld from our employees and they were being held in escrow to be paid to them. This has had absolutely no negative affect on our budget what so

ever. Again, our staff was following instructions given to them by the staff at the retirement system. In an effort to clarify this I have requested a meeting with the director of the agency Mrs. Peggy Boykin and it is my intent to request the retirement system not to assess any penalties for late payment of those fees once we provide the documentation to them on why those fees were remitted to them in the manner they were. What has happened is that an employee in the detention center goes over to the police department or vice versa, they are in two different retirement systems. One is called the South Carolina Police Officers Retirement System which withholds a larger percentage from the employee and us. If you are a member of the South Carolina Retirement System then you have the standard deduction. When an employee goes from one status to the other we literally have to change them from one program to the other program. What we discovered in our software application is that when you make that change it carries with the employee their old rate. So it was putting in the new rate and the old rate and we caught that and recognized that we would be over paying the retirement system if that indeed that was occurring. We contacted the retirement system told them what the error was in our reporting and inquired of them how we should handle it. Our instructions were to hold those payments until we could get the reporting corrected. That is what we did. Our staff was well aware of the situation and was in contact with the retirement system throughout that process and we recognize we have been assessed some fines in that process, it is our intent to ask them to reconsider those fines.

Discussion followed.

Mr. Driggers stated he had no further items to discuss.

OLD BUSINESS

SECOND READING OF ANNEXATION ORDINANCE NUMBER 33-2006 **AN ORDINANCE TO CHANGE THE ZONING CLASSIFICATION OF PROPERTY OWNED BY THE PROGROUP LLC LOCATED AT 219 FOREST STREET FROM R-12 (RESIDENTIAL, SINGLE FAMILY) TO C-3 (HIGHWAY COMMERCIAL).**

No new information presented.

Councilman Griffin made a motion that Second Reading of Ordinance 33-2006 be approved. Councilman Bettis seconded the motion.

Brief discussion followed.

Motion carried unanimously 6-0.

SECOND READING OF ORDINANCE NUMBER 34-2006 **AN ORDINANCE TO CHANGE THE ZONING CLASSIFICATION OF PROPERTY OWNED BY WILLIAM WARDLAW SMITH, JR.**

**LOCATED AT 321 MORROW STREET FROM R-12 (RESIDENTIAL,
SINGLE FAMILY) TO C-3 (HIGHWAY COMMERCIAL).**

Councilman Bettis made a motion that Second Reading of Ordinance 34-2006 be approved. Councilwoman Mercado seconded the motion.

Glenn Pace to check with the Storm water Department regarding the stabilization of the location.

Motion carried 5-1 with Councilman Griffin voting in opposition.

**SECOND READING OF ORDINANCE NUMBER 35-2006
AN ORDINANCE TO APPROVE THE REVISED STATEMENT OF
INTENT AND PLANS FOR THE PLANNED DEVELOPMENT KNOWN
AS O'NEAL VILLAGE, LLC**

Councilwoman Mercado made a motion that Second Reading of Ordinance 35-2006 be approved. Councilman Griffin seconded the motion.

No new information presented.

Motion carried unanimously 6-0.

**SECOND READING OF ORDINANCE NUMBER 36-2006
AN ORDINANCE TO APPROVE THE REVISED STATEMENT OF
INTENT AND PLANS FOR THE PLANNED DEVELOPMENT
KNOWN AS BUTLER PLANTATION, LLC**

Councilman Bettis made a motion that Second Reading of Ordinance 36-2006 be approved. Councilman Arrowood seconded the motion.

Glenn Pace stated the name of the development will be changed to Harkins Bluff.

Motion carried unanimously 6-0.

NEW BUSINESS

Mayor Danner asked that under New Business four (4) items need to be added.

Councilwoman Mercado made a motion to add four items to the agenda. Councilman Arrowood seconded the motion.

Motion carried 5-1 with Councilwoman Anderson voting in opposition.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 37-2006
AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF
PROPERTIES OWNED BY RIDGEWOOD DRIVE LLC AND LOCATED
AT 505 EAST WADE HAMPTON BLVD AND 407 RIDGEWOOD
DRIVE BY ONE HUNDRED PERCENT PETITION; AND TO
ESTABLISH A ZONING CLASSIFICATION OF C-3 (HIGHWAY -
COMMERCIAL) FOR SAID PROPERTIES

Glenn Pace presented the ordinance.

A representative (Roy Palmer) of the owner of the Property was present and did address Council.

Councilman Arrowood made a motion that First Reading of Ordinance 37-2006 be approved. Councilwoman Mercado seconded the motion.

Motion carried unanimously 6-0.

Mayor Danner recognized Greenville County Councilman Joe Dill.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 38-2006
AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF
PROPERTIES OWNED BY WESTMINSTER PROPERTIES, LLC AND
LOCATED AT 649 ARLINGTON ROAD AND 655 ARLINGTON ROAD
BY ONE HUNDRED PERCENT PETITION; AND TO ESTABLISH A
ZONING CLASSIFICATION OF R 7.5 (RESIDENTIAL – SINGLE
FAMILY) FOR SAID PROPERTIES

Glenn Pace presented the ordinance.

The developer Mr. Harper spoke.

Brief discussion followed.

Councilman Arrowood made a motion that First Reading of Ordinance 38-2006 be approved. Councilwoman Mercado seconded the motion.

Motion carried unanimously 6-0.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 39-2006
AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF
PROPERTY OWNED BY GREENVILLE COUNTY REDEVELOPMENT
AUTHORITY AND LOCATED AT LOT 56 VALENTINE LANE BY ONE
HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING

**CLASSIFICATION OF R-12 (RESIDENTIAL – SINGLE FAMILY)
FOR SAID PROPERTY**

Glenn Pace presented the ordinance.

Martin Livingston, Executive Director of Greenville County Redevelopment Authority spoke.

Councilman Griffin made a motion that First Reading of Ordinance 39-2006 be approved. Councilman Arrowood seconded the motion.

Motion carried unanimously 6-0.

**FIRST READING OF ANNEXATION ORDINANCE NUMBER 40-2006
AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF
PROPERTIES OWNED BY PATTON DEVELOPMENT, CK
PROPERTIES AND LOCATED ON McELRATH ROAD BY ONE
HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING
CLASSIFICATION OF R-5 (PATIO HOMES) FOR SAID
PROPERTIES**

Glenn Pace presented the ordinance.

Discussion followed.

Councilman Bettis made a motion that First Reading of Ordinance 40-2006 be approved. Councilwoman Mercado seconded the motion.

Motion carried unanimously 6-0.

**FIRST READING OF ANNEXATION ORDINANCE NUMBER 41-2006
AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF
PROPERTIES OWNED BY CHARLES ALLAN FOWLER AND
LOCATED AT 3375 BRUSHY CREEK ROAD AND 3381 BRUSHY
CREEK ROAD BY ONE HUNDRED PERCENT PETITION; AND TO
ESTABLISH A ZONING CLASSIFICATION OF OD (OFFICE
DISTRICT) AND S-1 (SERVICE DISTRICT) FOR SAID
PROPERTIES**

Glenn Pace presented the ordinance.

A representative (David Langley) of the owner was present and briefed Council.

Councilwoman Mercado made a motion to table Ordinance 41-2006. Councilman Bettis seconded the motion.

Motion carried unanimously 6-0.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 42-2006

AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF A PORTION OF PROPERTY OWNED BY CINDY C. ROBISON, TARA R. DESTEFANI, JOHN BERRY ROBISON AND TIA JENEAL ROBISON LOCATED ON THE EAST CORNER OF HIGHWAY 101 AND MAYFIELD ROAD (S-42-133) BY ONE HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING CLASSIFICATION OF R-S (RESIDENTIAL – SUBURBAN DISTRICT) FOR SAID PROPERTY

Glenn Pace presented the ordinance.

Councilman Bettis made a motion that First Reading of Ordinance 42-2006 be approved. Councilman Arrowood seconded the motion.

Motion carried 4-2 with Councilman Griffin abstaining from the vote and Councilwoman Anderson voting in opposition.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 43-2006

AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF A PORTION OF THE PROPERTY OWNED BY FCR ESTATE PARTNERSHIP LOCATED ON FREEMAN FARM ROAD BY ONE HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING CLASSIFICATION OF R-S (RESIDENTIAL – SUBURBAN) FOR SAID PROPERTY

Glenn Pace presented the ordinance.

Councilman Bettis made a motion that First Reading of Ordinance 43-2006 be approved. Councilwoman Mercado seconded the motion.

Motion carried 4-2 with Councilman Griffin abstaining from the vote and Councilwoman Anderson voting in opposition.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 44-2006

AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF A PORTION OF THE PROPERTY OWNED BY CLISBY H. KRELL, JR. LOCATED ON MAYFIELD ROAD BY ONE HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING CLASSIFICATION OF R-S (RESIDENTIAL – SUBURBAN) FOR SAID PROPERTY

Glenn Pace presented the ordinance.

Councilman Bettis made a motion that First Reading of Ordinance 44-2006 be approved. Councilwoman Mercado seconded the motion.

Motion carried 4-2 with Councilman Griffin abstaining from the vote and Councilwoman Anderson voting in opposition.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 45-2006
AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF A PORTION OF THE PROPERTY OWNED BY ABNER CREEK/MAYFIELD ROAD, LLC LOCATED ON ABNER CREEK ROAD AND MAYFIELD ROAD BY ONE HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING CLASSIFICATION OF R-S (RESIDENTIAL – SURBURBAN DISTRICT) FOR SAID PROPERTY

Glenn Pace presented the ordinance.

Councilman Bettis made a motion that First Reading of Ordinance 45-2006 be approved. Councilman Arrowood seconded the motion.

Motion carried 4-2 with Councilman Griffin abstaining from the vote and Councilwoman Anderson voting in opposition.

The meeting adjourned at 8:02 p.m.

Richard W. Danner, Mayor

Tammela Duncan, Municipal Clerk