

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

May 9, 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, Joseph Baldwin, Jay Arrowood and Belle Coxe Mercado. Councilman Wayne Griffin arrived at 6:38 pm and Councilwoman Sandra Anderson 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 Mayor Rick Danner.

PUBLIC FORUM

Sorrell Strange, Snow Street Place Apartments spoke in favor of the new Municipal Complex.

Mayor Danner informed everyone the Police Departments 14th Annual Memorial Ceremony in honor of Police Officers killed in the line of Duty will be held as part of the celebration of Law Enforcement Week on Tuesday, May 16th at 11:00am in front of the Police Department.

MINUTES OF April 25, 2006

Councilman Bettis made a motion that the minutes of April 25, 2006, be received as written. Councilman Arrowood seconded the motion.

Motion unanimously carried 5-0.

ADMINISTRATOR'S REPORT
Ed Driggers

Reminders:

Greer Family Festival – Is this weekend Friday, May 12th and Saturday, May 13th. The fireworks Saturday night will be sponsored by the City of Greer.

PalmettoPride / GreerPride – We had a very successful event. We had seventy-three (73) participants; four (4) parks were cleaned. The downtown area and six (6) miles of medians on Wade Hampton Blvd were also cleaned. The four (4) parks and the downtown area accounted for twenty (20) acres of land area. We collected one hundred and fifty (150) bags of debris. We think this is a program we will want to continue in the future. We hope to involve more of our community, many of our homeowners associations and that type of participation in the future. We would like to coordinate within each of our district some type of organized event during the PalmettoPride awareness week.

MASC Conference – You should have received some information regarding the MASC Summer Conference, I mention that because you may recall last year the host hotel sold out of rooms in ten (10) minutes. We have been very fortunate in years past to make our reservations in the host hotel. We don't know that we will be able to do that, but we will try our best. We need to know what your attendance plans are for that training session for this summer.

2006 Edition of the Team Greer Publication – This will go out in the mail tonight hopefully to be distributed tomorrow and Wednesday City wide. These will go to every residence property in the City limit of Greer.

Mr. Driggers had one contractual matter to discuss in Executive Session. Mayor Danner added one contractual matter to discuss in Executive Session also.

OLD BUSINESS

SECOND READING OF ORDINANCE NUMBER 24-2006 **AN ORDINANCE TO CHANGE THE ZONING CLASSIFICATION OF PROPERTY OWNED BY RONALD VAN ERKEL, LOCATED AT 103 PENNSYLVANIA AVENUE FROM I-1 (INDUSTRIAL) TO RM-1 (RESIDENTIAL, MULTI-FAMILY).**

Councilman Arrowood made a motion that Second Reading of Ordinance 24-2006 be approved. Councilman Griffin seconded the motion.

Motion carried unanimously 6-0.

SECOND READING OF ORDINANCE NUMBER 54-2006 **AN ORDINANCE TO AMEND CITY CODE SECTION 10-7 OF THE GREER BURNING ORDINANCE, ORDINANCE NUMBER 29-2002**

Councilwoman Mercado made a motion that Second Reading of Ordinance 54-2006 be approved. Councilman Arrowood seconded the motion.

Lengthy discussion followed.

Chief Harvey spoke briefly.

Motion carried 4-2 with Councilman Bettis and Mayor Danner voting in opposition.

NEW BUSINESS

FIRST READING OF ANNEXATION ORDINANCE NUMBER 25-2006

AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY OWNED BY FRANK W. BEACHAM AND LOCATED ON BRUSHY CREEK ROAD BY ONE HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING CLASSIFICATION OF PD-R (PLANNED DEVELOPMENT - RESIDENTIAL) FOR SAID PROPERTY

Mr. Driggers presented the property.

Mike Ballenger, 3 Lillian Lane, representative of the owner spoke.

Discussion followed.

Councilman Baldwin made a motion that First Reading of Ordinance 25-2006 be approved. Councilman Arrowood seconded the motion.

Motion carried unanimously 6-0.

FIRST READING OF ANNEXATION ORDINANCE NUMBER 26-2006

AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY OWNED BY JOHN R. MEDLOCK SR. & MARGIE D. MEDLOCK AND MARY LOUISE DILL AND LOCATED AT SOUTH SUBER ROAD & SUBER MILL ROAD BY ONE HUNDRED PERCENT PETITION; AND TO ESTABLISH A ZONING CLASSIFICATION OF PD-R (PLANNED DEVELOPMENT - RESIDENTIAL) FOR SAID PROPERTY

Mr. Driggers presented the ordinance.

Keary Warner, 106B Woodside Circle, Greenville, 29609 with PHC Communities representing the owner spoke.

Councilman Bettis made a motion that First Reading of Ordinance 26-2006 be approved. Councilwoman Mercado seconded the motion.

Motion carried unanimously 6-0.

FIRST READING OF ORDINANCE NUMBER 30-2006
AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATING TO THE PROVISION OF MUNICIPAL FACILITIES; CONSENTING TO AND APPROVING THE ISSUANCE OF NOT EXCEEDING \$5,000,000 THE GREER TRUST TAXABLE INSTALLMENT PURCHASE REVENUE BOND (CITY OF GREER MUNICIPAL COMPLEX PROJECT) SERIES 2006C BY THE GREER TRUST TO PROVIDE FUNDING TO FINANCE THE COSTS OF ACQUIRING, CONSTRUCTING, EQUIPPING, AND INSTALLING MUNICIPAL FACILITIES; CONSENTING TO AND APPROVING THE EXECUTION OF A FIRST SUPPLEMENTAL BASE LEASE AGREEMENT BY AND BETWEEN THE CITY OF GREER, SOUTH CAROLINA AND THE GREER TRUST; CONSENTING TO AND APPROVING THE EXECUTION OF A FIRST SUPPLEMENTAL MUNICIPAL FACILITIES PURCHASE AND OCCUPANCY AGREEMENT RELATING THERETO BY AND BETWEEN THE CITY OF GREER, SOUTH CAROLINA AND THE GREER TRUST; CONSENTING TO THE FORM OF A FIRST SUPPLEMENTAL INDENTURE TO BE ENTERED INTO BY THE GREER TRUST AND THE PURCHASER OF THE BOND; AND TOGETHER THEREWITH AN ASSIGNMENT TO THE PURCHASER OF CERTAIN RIGHTS TO PAYMENT AND OTHER RIGHTS OF THE GREER TRUST, UNDER THE FIRST SUPPLEMENTAL MUNICIPAL FACILITIES PURCHASE AND OCCUPANCY AGREEMENT; AND MAKING PROVISION FOR ALL OTHER MATTERS RELATING TO THE FOREGOING.

Mr. Driggers, Ed Armendariz and David Seifert presented the ordinance. Each spoke in-depth regarding the financing of the bond. Information distributed attached to minutes.

Lengthy discussion followed.

Councilman Bettis made a motion that First Reading of Ordinance 30-2006 be approved. Councilwoman Mercado seconded the motion.

Motion carried unanimously 6-0.

BID RECOMMENDATION – 2006 STREET RESURFACING PROJECT
Requested by Wes Wagner

Wes Wagner presented the bids and recommended Council reject the current bids and re-bid the project later in the year.

Councilman Griffin made a motion to postpone the 2006 Street Resurfacing Project until a later date. Councilwoman Mercado seconded the motion.

Motion carried unanimously 6-0.

**BID RECOMMENDATION – ROADWAY IMPROVEMENT TO CHICK
SPRINGS ROAD & LORLA STREET**
Requested by Wes Wagner

Wes Wagner presented the bids. Mr. Wagner stated there is a shortage in the TIF for the Chick Springs Road improvements. Mr. Driggers explained the shortage can be borrowed from the Lorla Street TIF account and paid back with interest (funding mechanism). A note payable will be placed in our general ledger; our next financial statement will contain a note that states there is a transfer and the conditions of the transfer (how it has to be paid back).

Discussion followed.

Councilman Baldwin made a motion to accept the lowest bid from S and S Construction, Inc. for \$1,737,086.00 for Roadway Improvements to Chick Springs Road and Lorla Street and we accept the recommendation of Mr. Driggers regarding the funding mechanism. Councilman Bettis seconded the motion.

Motion carried unanimously 6-0.

MINORITY HIRING POLICE DEPARTMENT / CODES DEPARTMENT
Requested by Councilman Griffin

Councilman Griffin requested for this item to be carried over to the next Council Meeting to allow Chief Dan Reynolds and Phil Rhoads to attend the meeting.

BUSINESS LICENSE ISSUE - Gloria Bentley
Requested by Vicki Adams, Business License Inspector

Vicki Adams stated Gloria Bentley was issued a regular season peddler's business license in September 2005. Since that time Ms. Bentley has started to sell personal and durable goods, the South Carolina Department of Revenue requires that a retail sales license be obtained and sales tax be collected and remitted in order to sell those types of goods. An administrative suspension was issued on April 13, 2006 and I am requesting the Council uphold that decision to revoke Mrs. Bentley license until she can show proof of her retail sales license. After April 30th the license had expired. She has not requested a renewal at this time.

Discussion followed

Council determined no action was required.

EXECUTIVE SESSION

Mayor Danner stated an Executive Session was needed to discuss two contractual matters.

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

Motion carries unanimously 6-0.

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

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

Motion carried unanimously 6-0.

Councilman Bettis made a motion to allow Mayor Danner to enter into negotiations with Mr. Driggers regarding his compensation. Councilman Arrowood seconded the motion.

Motion carried unanimously 6-0.

The meeting adjourned at 10:23 p.m.

Richard W. Danner, Mayor

Tammela Duncan, Municipal Clerk