



MINUTES

County Council Meeting

May 17, 2021

Spartanburg County Council met on Monday, May 17, 2021, in the County Council Chambers, 366 N. Church Street, Spartanburg, SC, at 5:15 p.m. The following attended: Honorable Manning Lynch, Chairman; Honorables Monier Abusoft, Jack Mabry, David Britt, Justin McCorkle, Bob Walker, and Jessica Coker, Council Members; along with Cole Alverson, County Administrator; Earl Alexander, Deputy County Administrator; John Harris, County Attorney; and Ginny Dupont, County Attorney.

In compliance with the Freedom of Information Act, notice of this meeting was provided in advance to the local news media and other interested parties.

Meeting was live streamed via YouTube. Links and instructions for how to access this meeting via computer or mobile device were made available on the County's webpage and provided to the local media.

I.

Chairman Lynch called the meeting to order.

II.

Invocation was rendered by Chaplain Amos Durham.

III.

Honorable Bob Walker led the Pledge of Allegiance.

IV.

- A. Motion made by Mr. Walker to adopt a Resolution giving honor and remembrance for **Rosemary Elizabeth Hill Byerly** and declaring May 17, 2021 as Rosemary Elizabeth Hill Byerly Day in Spartanburg County. Motion seconded by Mr. Britt and carried. Mr. Steve Byerly, Rosemary's husband, and Mr. Adam Byerly, Rosemary's son, received the Resolution.
- B. Resolution recognizing **Carolina Foothills Federal Credit Union** as a whole for their efforts in assisting Minority Businesses and the impact they made during the COVID-19 pandemic in 2020 and honoring all their Team Members for the many accomplishments and achievements they have bestowed upon Spartanburg County and its citizens was carried over to the June meeting.

- C. Mr. Lynch presented a plaque to **Reika Shirake** of Broome High School for being awarded SCAC's 2021 Presidential Scholarship.

V.

No Employee Recognitions were scheduled.

VI.

- A. Motion made by Mr. Britt to approve the minutes of April 19, 2021 (Regular Meeting). Motion seconded by Mr. Mabry and carried.

VII.

- A. Chairman Lynch declared open a public hearing to consider an Uncodified Ordinance to enter into an Amendment to Perpetual Easement Agreement for recreational use with **Drayton Holdings, LLC** with respect to an easement granted on the property identified as parcel number 7-08-16-043.00. No one appeared, and the matter was closed.
- B. Chairman Lynch declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Contec, Inc.** (Project Wiper). Mr. Mike Behnke, 240 Henry Court, Spartanburg, spoke in opposition to providing Fee in Lieu of Tax Agreements. No one else appeared, and the matter was closed.
- C. Chairman Lynch declared open a public hearing to consider an Ordinance to amend the Agreement for Development for Joint County Industrial Park by and between Spartanburg County and Cherokee County, South Carolina, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park, and other matters relating thereto. (**Pall Corporation; Magna Mirrors of America, Inc.; Limelight Solar I, LLC**) No one appeared, and the matter was closed.
- D. Chairman Lynch declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Inman Mills** (Project Sabre).
- E. Chairman Lynch declared open a public hearing to consider an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Exeter Pigeon Haven Land, LLC** (Project Skywalker). No one appeared, and the matter was closed.
- F. Chairman Lynch declared open a public hearing to consider a **Budget Ordinance** relating to the fiscal affairs of Spartanburg County making appropriations therefore, levying taxes for the fiscal year beginning July 1, 2021

and ending June 30, 2022; to provide for budget control of said appropriation by the Spartanburg County Council. No one appeared, and the matter was closed.

- G. Chairman Lynch declared open a public hearing to consider a Budget Ordinance to establish **Capital Project Budgets** for the FY 2021-2022 Budget Year of the Five-Year Capital Improvement Plan. No one appeared, and the matter was closed.

VIII.

Motion made by Mr. Britt to authorize the County Administrator to distribute the accommodations tax monies as discussed in Executive Session. Motion seconded by Mr. Mabry and carried.

IX.

Motion made by Mr. Mabry to appoint Scott Garrett, County Council District 1, to the Fire Prevention and Protection Advisory Committee. Motion seconded by Mr. Britt and carried. Motion made by Mr. McCorkle to appoint Ryan Brent Peeler, County Council District 4, to the Fire Prevention and Protection Advisory Committee. Motion seconded by Mr. Britt and carried. Twin Lakes Special Tax District Appointments were carried over.

X.

Mr. Allen Smith, President and CEO, and Mr. John Kimbrell, IOM, CCE, Chief Business Affairs Officer, presented the OneSpartanburg Vision Update – Four Year Plan. (Presentation included in backup) Mr. Smith presented information on the OneSpartanburg Vision Plan. The Plan was launched in January 2017. As a result of the Vision Plan, the Spartanburg Chamber was named in 2020 the outstanding Chamber of the Year for North and South Carolina. Their collaborative approach to business, economic, and tourism development was also recognized. Forty-two Strategic Recommendations were squared up into four categories which are talent, economic development, place and image. To compete for business, Spartanburg must boast a talented and skilled workforce, producing and retaining talent at every level of education and training. Spartanburg leads South Carolina in economic development for new investment. Few communities stack up when it comes to recent growth in manufacturing and distribution. Since January 1, thirty-five hundred building permits have been approved. Most of them have been residential. From an economy standpoint, \$771 million and 2,226 new jobs have been recruited to Spartanburg County since January 1, 2021. County Council approved \$62.5 million in new investment. Success has been seen in the diversification of our economic development efforts to the tune of \$34.5 million of investment and 75 new white collar jobs.

Mr. Kimbrell presented information regarding Bringing Back the Burg. Mr. Britt co-chairs this effort along with Dr. Kay Woodward. They have 34 other business and community leaders that work with them. This effort was launched last April as a response to COVID-19. When businesses reopened, Bringing Back the Burg had a business resource guide that told them how they could reopen and be safe. Secondly, they had a campaign called Commitment to Combating COVID-19. They also found a private lab that guaranteed the business community at least a 48-hour turnaround on getting COVID-19 test results. They were a resource for rapid testing. The Vision Plan contributed to the launch of the Bringing Back the Burg Small Business Fund. Designed to financially support small businesses impacted by COVID-19, the fund, managed by CommunityWorks, offers low interest and forgivable loans to small businesses. They raised around \$760,000, public and private money, to provide loans to small businesses in Spartanburg. Over 35 businesses in Spartanburg have taken advantage of this resource. Last fall, Bringing Back the Burg taskforce said vaccine is our ticket out of this. They want to make sure every business in Spartanburg knows about the vaccine.

Mr. Smith stated this is a data-based, results-driven effort. Retail in 2020 is 105% of what it was in 2019. Hospitality Tax is 96% in 2020 of what it was in 2019. Unemployment spiked during the pandemic at about 14.6%. Today, unemployment is just at 4.5%. Nancy Whitworth, joined OneSpartanburg, Inc. to consult on short- and long-term corporate and urban economic development projects, with a focus on recruiting high-paying office jobs and furthering the vibrancy of Downtown Spartanburg. Mr. Smith recognized the City of Spartanburg and how reactive they were to this situation. In May, they made the decision to close Main Street and give restaurants additional capacity. A free downtown valet and shuttle service was launched. OneSpartanburg has partnered with the County and many other organizations on supporting the beautification of key gateways. The City of Spartanburg is moving forward on code enforcement along West Main Street. InTheBurg was launched. This is a daily email that goes to 51,000 subscribers. The daily email continued to find ways to boost community pride despite a drop-off in event and social opportunities. OneSpartanburg has seen over 82,000 Instagram posts. Through marketing efforts, 3.4 million people have been reached. Mr. Smith expressed how much they appreciate their partnership with the County. Mr. Smith also discussed the importance of putting resources towards our roads and infrastructure.

Mr. Britt stated that it is a much different day than it was 30 years ago, 15 years ago, and even five years ago. There are a lot of people working behind the scenes to make Spartanburg a special place. We are very fortunate to have Allen Smith in Spartanburg. Mr. Britt thanked Mr. Smith, the OneSpartanburg Team, Council and everyone at the meeting for all their hard work in making Spartanburg different.

Mr. Abusaft stated that he would like to echo a lot of what Mr. Britt had said. He thinks OneSpartanburg is doing a great job. Mr. Abusaft was a recipient of some of the investments OneSpartanburg made. Before he was on Council, he was a part of the Minority Business Accelerator, a truly wonderful program that increased the capacity of his firm. Mr. Abusaft asked Mr. Smith to talk a little more about the Entrepreneur

Ecosystem and their diversity and inclusion efforts. Mr. Smith stated that in 2018, they committed along with the Spartanburg County Foundation, United Way and other partners committed to developing a Racial Equity Index Report. They know what our community's metrics are as it relates to per capital income, education, housing, and so forth. Prior to the Report, we did not know how every race was performing. We now know that whites are out earning blacks. Of those taking advantage of the Bringing Back the Burg Fund, 70% are women and 64% are black. Black women are the dominant beneficiary of this fund. We have more jobs than people right now. People are talking about talent. They are continuing to create a community where people feel welcome.

Mr. McCorkle thanked Mr. Smith for all they do. For a long time, a lot of people in his rural district felt left out. He thinks the approach of OneSpartanburg is really good and are good ways to start breaking down barriers to help everybody feel just as important as the next person in our County. Mr. Smith stated that one of their strengths is the Area Council approach.

XI.

Ms. Paige Stephenson, President & CEO, United Way of the Piedmont, presented the results of the Spartanburg State of the Nonprofits Survey. (Presentation included in backup.) In September of 2020, Together SC partnered with the Riley Center and Kahle Strategic Communications to conduct a survey of impact of pandemic on nonprofits throughout the state. The data helped from the SC Legislative response to the pandemic with \$25 million in support from the CARES Act for nonprofits. Spartanburg County, like the rest of the state, has significant resource needs to move through 2021. Two nonprofit Executive Directors, Ms. Mary Levens, Science Center, and Ms. Haley Grau, Middle Tyger Community Center, presented information regarding their organizations, the challenges they have faced with the pandemic, and how they are working to build back up. Ms. Stephenson stated that significant dollars are needed to make sure nonprofits survive.

Mr. Walker stated that Ms. Grau has been with Middle Tyger Community Center for three years and has done a great job. It is an honor for him to be a part of the program over there.

XII. **Economic Recruitment and Development Committee**

Honorable David Britt, Chairman
Honorable Manning Lynch, Member
Honorable Jack Mabry, Member

Mr. Britt presented an update on investments in Spartanburg County this year. To date, we have had \$854 million invested in Spartanburg County and 3,098 new jobs announced in 137 days.

- A. Motion made by Mr. Lynch to render first reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Project Black Bull**. Motion seconded by Mr. Mabry and carried.

Council Action:

Motion made by Mr. Britt to render first reading to Ordinance. Motion carried.

- B. Motion made by Mr. Lynch to adopt a Resolution authorizing the execution and delivery by Spartanburg County, South Carolina of a Fee in Lieu of Tax Agreement with **Project Spider**. Motion seconded by Mr. Mabry and carried.

Council Action:

Motion made by Mr. Britt to adopt Resolution. Motion carried.

- C. Motion made by Mr. Lynch to render first reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Project Spider**. Motion seconded by Mr. Mabry and carried.

Council Action:

Motion made by Mr. Britt to render first reading to Ordinance. Motion carried.

- D. Motion made by Mr. Lynch to render first reading to an Ordinance authorizing the execution and delivery of an Amended and Restated Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Project Otto**. Motion seconded by Mr. Mabry and carried.

Council Action:

Motion made by Mr. Britt to render first reading to Ordinance. Motion carried.

- E. Motion made by Mr. Lynch to adopt a Resolution authorizing the execution and delivery by Spartanburg County, South Carolina of a Fee in Lieu of Tax Agreement with **Project Carpet**. Motion seconded by Mr. Mabry and carried.

Council Action:

Motion made by Mr. Britt to adopt Resolution. Motion carried.

- F. Motion made by Mr. Lynch to render first reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement and Special Source Credit Agreement by and between Spartanburg County, South Carolina and **Project Carpet**. Motion seconded by Mr. Mabry and carried.

Council Action:

Motion made by Mr. Britt to render first reading to Ordinance. Motion carried.

- G. Motion made by Mr. Lynch to render first reading to an Ordinance authorizing the development of a jointly owned and operated Industrial/Business Park in conjunction with Cherokee County, such industrial/business park to be geographically located in Cherokee County and established pursuant to section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended; to provide for a written agreement with Cherokee County to provide for the expenses of the Park, the percentage of revenue application, and the distribution of fees in lieu of ad valorem taxation; and other matters related thereto. **(Project Thunder)** Motion seconded by Mr. Mabry and carried.

Council Action:

Motion made by Mr. Britt to render first reading to Ordinance. Motion carried.

XIII. Personnel and Finance Committee

Honorable Jack Mabry, Chairman
Honorable Bob Walker, Member
Honorable Jessica Coker, Member

- A. Mr. Cole Alverson presented information in reference to a request to approve acceptance of the **American Rescue Plan (ARP) Act Funding** from the US Department of the Treasury. The American Rescue Plan was signed into law on March 11, 2021 to aid in recovery from COVID-19. As part of this legislation, Congress allocated \$65.1 billion for the State and Local Coronavirus Fiscal Recovery Fund to provide funding directly to counties across the nation. Spartanburg County will be eligible to receive \$62,114,487 directly from the U.S. Department of the Treasury. As of Monday, May 10, the Treasury has issued interim final rules on how the funding may be used and has opened the funding portal to allow drawdown of the funds.

Funding will be drawn down in two tranches, the first of which is now available and will represent one half of the total funding allocation. The second tranche will be available no sooner than one year following drawdown of the first tranche. While Staff is still in the process of digesting the more than 150 pages of the interim final rule on how funds may be used, a few early takeaways have emerged. The County will be responsible for developing a strategic plan on the use of funds for submission to Treasury by late August of this year. All funding must be obligated no later than December 31, 2024 and must be fully spent by December 31, 2026.

While much discussion and debate will be needed to determine how best to allocate funds within the program requirements, Administration would like to proceed with drawing down the first half of funds in order to begin the process. This request is for Council's approval to proceed with this action with the commitment that no funding will be spent until Council has voted to authorize it. Administration would expect that future presentations will be dedicated to outlining the specifics of how funds may be used and how individual projects may fit into an overarching strategic plan. It is also expected that Council will need ample time to deliberate on how best to deploy these funds in a manner which would benefit the community the most.

Mr. Walker stated that he understands the funds will not be able to be used for roads, but they can be used for stormwater. This is an area that we definitely need help. Also, many people in our rural areas do not have broadband. This will allow us to reach rural areas with broadband technology.

Motion made by Mr. Walker to approve acceptance of ARP Funds. Motion seconded by Ms. Coker and carried.

Council Action:

Motion made by Mr. Mabry to approve acceptance of ARP Funds from the US Department of Treasury. Motion carried.

- B. Updated financial data and personnel vacancy reports were received.

XIV. Livability Committee

Honorable Jessica Coker, Chairman
Honorable Monier Abusoft, Member
Honorable Justin McCorkle, Member

- A. Information received regarding activities of the Parks Department.

XV. Public Safety and Judiciary Committee

Honorable Monier Abusoft, Chairman
Honorable David Britt, Member
Honorable Bob Walker, Member

- A. Motion made by Mr. Britt to approve a request from the **American Legion Boiling Springs Post No. 200** to solicit funds from motorists on Saturday, May 29, 2021 between the hours of 9:30 a.m. and 1:30 p.m. with a rain date of Saturday, June 5, 2021 to collect funds at 4th Street and Highway 9 Intersection at McDonalds; Valley Falls Road next to Ace Hardware; Intersection of Highway 9 and Rainbow Lake Road; and Old Furnace Road and Highway 9 Intersection

for Community Service, Palmetto Boys State and Law Cadet School. Motion seconded by Mr. Walker and carried.

Council Action:

Motion made by Mr. Abusaft to approve request. Motion carried.

- B. Updated information received regarding activities of Building Codes Department.

XVI. Land Use Committee

Honorable Justin McCorkle, Chairman
Honorable David Britt, Member
Honorable Manning Lynch, Member

- A. Mr. Earl Alexander, Deputy County Administrator, presented information in reference to an Ordinance amending Ordinance No. O-05-16 providing for the submission of **Digital Land Record Plats**. This Ordinance was originally passed in September of 2005. This Amendment seeks to clean up some of the language and keep the digital standards current with the latest technology. The technical and digital standards will be maintained in a separate policy document that will be reviewed by County Staff in conjunction with Spartanburg County Professional Land Surveyors. The standards will also be available on the County website on the Departmental pages for GIS and Planning. The information supplied in digital formal will be treated as confidential working data. The paper plats may continue to be submitted, but they will continue to follow our standard paper plat approval process before permits can be issued. This Amendment to the Ordinance will dovetail into the implementation of our County's Digital Project Plan Review Process that will reduce our standard paper plat processing time before permits can be issued. We are looking at going live with our Digital Plan Review Process later this fall.

Motion made by Mr. Lynch to render first reading to Ordinance. Motion seconded by Mr. Britt and carried.

Council Action:

Motion made by Mr. McCorkle to render first reading to Ordinance amending Ordinance No. O-05-06. Motion carried.

- B. Updated Planning Department Reports on Development Activity were received.

XVII. Public Works, Buildings and Grounds Committee

Honorable Manning Lynch, Chairman
Honorable Jack Mabry, Member
Honorable Jessica Coker, Member

- A. **Capital Penny Phase I Update** was presented by Mr. Alverson, County Administrator, Mr. Mike Thomas, Justice Planning Associates, and Mr. Jeff Miller, Turner Construction Company. (Presentation included in backup)

Mr. Alverson stated that we are quickly approaching the proper groundbreaking for the Courthouse. We are continuing to make good progress on the Parking Deck. The Parking Deck is on schedule to make its July 1 completion date. All the equipment has been set in the Central Energy Plant. It has been hooked up to the existing Courthouse. It has been powered up. In many ways, it is supplying power to the old Courthouse. Annex I is being abated currently. It is planned to be demolished in June which will clear the location. The groundbreaking should be scheduled the week of July 12 – July 16. Mr. Mike Thomas, Justice Planning Associates, and Mr. Jeff Miller, Senior Project Manager, Turner Construction Company, presented information about the project, shared updated internal images of the Courthouse, and discussed site logistics and what Council and the public can expect to see after July 1.

Our design team has been diligently working behind the scenes to put all the fine tuning details there. They are approaching 80% on the construction documents. They are getting very close to the end of the design. We have also conducted three different engagement sessions for our Minority and Women Owned Businesses, which are collectively referred to as our Underserved Business Enterprises (UBE). One UBE Listening Session was conducted where our UBE Businesses were brought in and asked to tell us the sorts of things that serve as impediments to them participating in the project. We try to take that feedback and incorporate it into how we actually plan out to bring a lot of contractors online. Our team has been going through and getting onboard Tier I contractors. We have a lot of local contractors who are Tier I contractors. Our goal is to make sure we get a lot of these funds into local contractors and local manufacturers who make products and who puts things together to make sure we are putting those funds back into those businesses, and therefore their employees, and therefore their families. Some of the names of the ones we have so far that are local in nature were provided. There are also some firms that are regional.

Construction on the new Spartanburg County Courthouse is scheduled to start July 1, 2021. It should take 27 months with a completion date of October 2023. The existing Courthouse move-in, abatement, demolition, plaza work should take eight months. It is scheduled for October 2023 through May 2024.

Mr. Alverson stated there will be lane closures on North Daniel Morgan. This will make the traffic one way headed from Magnolia Street back towards Saint John Street. Because of the tightness of the site, this is necessitated. Quite a large building has to be constructed in close proximity to an active Courthouse, and we have to make sure all the occupants are protected. The northbound lanes of Daniel Morgan will be blocked off. This will facilitate truck traffic coming in. The intent is to construct the building from the northern side of the property. The

piece closest to the Parking Deck. There is an access off of Magnolia Street next to the Judge's Temporary Parking lot where there will be construction traffic coming in and out off of Magnolia Street. Some portion of Library Street will also be used.

Mr. Britt stated the voters of Spartanburg made this possible. They voted for the One Cent Sales Tax, and everybody in Chambers and the City of Spartanburg had a part in making it happen. Everybody worked hard on getting it passed. Mr. Britt thanked Mr. Smith, his team, and everyone that worked together. More importantly, he wanted to thank Mr. Lynch and Mr. Alverson for showing the leadership they did a couple of years ago. They made a leadership call and got this project back on track. He also thanked Mr. Miller and Mr. Thomas. This building will last a long time and be a testament to the people of Spartanburg.

Mr. Abusaft asked Mr. Thomas to go back to the makeup of the building and asked where the defense attorneys will meet with their clients. Mr. Thomas stated that occurs at Central Holding for the clients in custody. Mr. Thomas stated that they know there has been recent controversy about this. Mr. Abusaft asked about someone who is not incarcerated. Mr. Thomas stated there are two conference rooms outside every Courtroom. Mr. Thomas explained the layout of the Courthouse. Mr. Abusaft stated that he appreciated the things Mr. Thomas said. He has spoken with the BAR at some length. There seems to be some issues with some of the BAR not feeling as included in the ideas or some of their ideas have been stifled. Mr. Abusaft asked Mr. Thomas to make sure they are engaging with the people that are going to be using the facility. Mr. Alverson is aware of this and is alleviating these issues. Mr. Thomas stated that we are into almost three years in the process. The strategic planning process was started in 2016. The BAR has been engaged. Judges have been engaged. The Clerk of Court, the Solicitor, and the Public Defender have been engaged for that entire period of time. At 80% construction documents, you are 95%-97% complete on your design. This is an extremely operational building which has a great deal of internal flexibility to let you use it any way you want to use it. Mr. Abusaft stated that he understands everything Mr. Thomas presented. He just asked that they engage with the people talking with him about issues so they at least feel that their issues are fulling heard. Mr. Abusaft stated that Mr. Alverson is going to facilitate those things.

Mr. Abusaft stated that he was contacted by one of our local minority contractors that had some success in getting involved. They came to one of the contractor meetings. He appreciates Mr. Miller getting those people connected. Some of them were distrustful of the process. Mr. Abusaft asked Mr. Miller if he had an update on how many of our local minority firms have been connected. Mr. Miller stated they have connected with everybody that has either come to the outreach meeting or the follow-up meeting. They are staying in touch with them at least once or twice a week just to continuously give them updates. They have broken them out into several different categories as to whether to link them up with a first

Tier contractor or to break down some bid packages allowing them to look at smaller bid packages. They have put them in different buckets and stayed in touch with them giving them direction. Mr. Abusaft stated he saw a bid, and he wants to make sure that local minority contractors are aware when bigger pieces are coming out and that we get it to our local people so they have every opportunity to bid, because some of them are not going to want to be subs to subs. They are going to want a big package as a part of building the Courthouse. Mr. Abusaft stated it was heavily City African American populations that got the Penny Sales Tax approved, and we need to make sure we are equitable at all times and consistently thinking about those things with this project.

Mr. Thomas showed renderings of the new Courthouse. (Presentation included in backup) Mr. Lynch thanked Mr. Thomas for his hard work

- B. Updated information received regarding activities of the Public Works Department.

XVIII.

Ms. Peggie Melton, P.O. Box 5602, Spartanburg, appeared in reference to Twin Lakes Special Tax District Commission. Ms. Sharon McFalls did not appear. Mr. Allen Smith, OneSpartanburg, appeared in reference to the growth in Spartanburg County and the importance of investing in our road infrastructure. Mr. Louis Nespeca, 420 John High Road, Campobello, appeared in reference to roads. Mr. Jim Von Schmittou, 100 Woodwind Drive, Spartanburg, appeared in reference to taxes and the budget. Ms. Kirsty Schenkel, 172 Dellwood Drive, Spartanburg, appeared in reference to County roads.

XIX.

- A. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Limelight Solar I** (Project Sunrise). Motion seconded by Mr. Abusaft and carried.
- B. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the reconveyance by Spartanburg County to **Isomedix Operations Inc.** (the "Company") of Fee Title to certain real property pursuant to the terms of a Lease Agreement with the County and Title [4], Chapter [29], South Carolina Code, 1976, as amended (the "Act"), as provided in the Act and the Lease Agreement; and other matters related thereto. Motion seconded by Mr. Abusaft and carried.
- C. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina, **Magna Mirrors of America, Inc., and ET**

- Spartanburg, LLC** (Project Slapshot). Motion seconded by Mr. Abusaft and carried.
- D. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina, **Royal Appliance MFG. Co. d/b/a TTI Floor Care North America, and Inland 85 Building C, LLC** (entities previously identified by the County as Project Spartan). Motion seconded by Mr. Abusaft and carried.
- E. Motion made by Mr. Britt to render third reading to an Ordinance authorizing the Amendment and Restatement of the Fee in Lieu of Tax Agreement heretofore entered into between Spartanburg County, South Carolina and **W/C GSP JV III, LLC and subsequently assigned to CP Greer, LLC and W/C GSP Lot 3 Owner, L.L.C.** (Project O'Hare) to add land to the project and other provisions therein; and other matters relating thereto. Motion seconded by Mr. Abusaft and carried.
- F. Motion made by Mr. Britt to render second reading to an Uncodified Ordinance to enter into an Amendment to Perpetual Easement Agreement for recreational use with **Drayton Holdings, LLC** with respect to an easement granted on the property identified as parcel number 7-08-16-043.00. Motion seconded by Mr. McCorkle and carried.
- G. Motion made by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Contec, Inc.** (Project Wiper). Motion seconded by Mr. Abusaft and carried.
- H. Motion made by Mr. Britt to render second reading to an Ordinance to amend the Agreement for Development for Joint County Industrial Park by and between Spartanburg County and Cherokee County, South Carolina, so as to include additional property in Spartanburg County as part of the Joint County Industrial Park, and other matters relating thereto. (**Pall Corporation; Magna Mirrors of America, Inc.; Limelight Solar I, LLC**) Motion seconded by Mr. Abusaft and carried.
- I. Motion made by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Inman Mills** (Project Sabre). Motion seconded by Mr. Abusaft and carried.
- J. Motion made by Mr. Britt to render second reading to an Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Spartanburg County, South Carolina and **Exeter Pigeon Haven Land, LLC** (Project Skywalker). Motion seconded by Mr. Abusaft and carried.
- K. Motion made by Mr. Britt to render second reading to a **Budget Ordinance** relating to the fiscal affairs of Spartanburg County making appropriations therefore, levying taxes for the fiscal year beginning July 1, 2021 and ending June 30, 2022; to provide for budget control of said appropriation by the Spartanburg County Council. Motion seconded by Mr. Abusaft and carried.
- L. Motion made by Mr. McCorkle to render second reading to a Budget Ordinance to establish **Capital Project Budgets** for the FY 2021-2022 Budget Year of the

Five-Year Capital Improvement Plan. Motion seconded by Mr. Abusaft and carried.

XX.

Discussion was held on changing the June County Council meeting from June 21, 2021 to June 28, 2021. All Council Members agreed to the change in meeting date.

Discussion was held on the Groundbreaking for the new Courthouse to be held on a morning during the week of July 12, 2021 through July 16, 2021. Council Members were asked to keep this week clear on their calendars.

- A. The following Budget Amendment Resolutions were provided to County Council. Budget Amendment Number 202-11 sets up budget for revenue received in April 2021 for the Gambling Fund, State Drug Fund, and Federal Drug Funds. Budget Amendment Number 211-11 sets up for use program income received from HOME and CDBG participants in April 2021. Budget Amendment Number 213-11 – The Upstate WIB received funds to provide training resources for businesses. Budget Amendment Number 219-11 sets up C-Fund projects approved at the April 15, 2021 CTC Meeting. Budget Amendment Number 454-11 transfers funding from the Double Branch Road intersection improvement project (CP30001220) and the Double Branch Road Widening project (CP30001320) to the Belcher Road Widening project (CP30000320). Budget Amendment Number 457-11 sets up additional funds in the Bicycle & Pedestrian Infrastructure (Trails Bank) CIP project for FY21 to restore it to its traditional level of funding. Budget Amendment Number 471-11 sets up revenue received from our insurance company for a totaled Sheriff's Office vehicle. Budget Amendment Number 473-11 sets up additional funding for the Robinson Road construction and widening project. Budget Amendment Number 474-11 recognizes additional revenue received by the Home Detention program at the Detention Facility. Budget Amendment Number 483-11 recognizes revenue in the Solid Waste Fund from Recycling Sales above the FY21 level as well as increases expenditure account budgets where the department is feeling unanticipated pressure. Budget Amendment Number 510-11 recognizes savings in the Solid Waste CIP expenditure accounts from the Solid Waste Equipment Replacements for FY19 and FY21 (Landfill) as well as increases the Solid Waste Equipment Replacement Collections expenditure account budget where the department is needing additional funds to purchase a new service truck. Budget Amendment Number 642-11 transfers funding between Building & Facility capital projects to provide funding for the completion of the Administration Building Fire Alarm Panel Replacement project (CP41200221). Budget Amendment Number 21026 acknowledges and accepts a sponsorship agreement for Spartanburg County Parks Department at Tyger River Park with T-Mobile for \$8,000 over a six-month period.

Spartanburg County Council
May 17, 2021

Motion made by Mr. Walker to approve the Budget Amendment Resolutions provided to Council. Motion seconded by Mr. Mabry and carried.

XXI.

Meeting adjourned.

SPARTANBURG COUNTY COUNCIL

By: _____

A. Manning Lynch, Chairman

Attest:



Deborah C. Ziegler
Clerk to Council