

MINUTES  
UNION COUNTY COUNCIL MEETING  
TUESDAY, AUGUST 9, 2022 AT 5:30 P.M.  
GRAND JURY ROOM AT UNION COUNTY COURTHOUSE

Present: Chairman Robert L. Love, Vice-Chairman Ben Ivey, Councilwoman Tracie Campbell, Councilman David Sinclair, Councilwoman Carolyn Rutherford (via telephone), Councilman John Flood, Clerk to Council Linda G. Jolly and County Attorney Sammy Diamaduros.

Absent: Councilman Ralph Tucker

Notice of the meeting and a copy of the agenda giving the date, time and place of the meeting was posted on the bulletin board in the hall of the Union County Courthouse and a copy was mailed or emailed to the members of the Union County Council, the County Attorney, Jeff Fellers with Clemson Extension, Mr. Mickey Gist, Mr. Robert Small, Mr. James Kollock, Mrs. Casie Jolly, Daniel Prince at WBCU Radio Station, Graham Williams at the County News, the News Room at the Spartanburg Herald Journal, Shell Suber at MHISC, and Michael Lee with MHISC as well as to elected officials and heads of various county departments and offices. A notice of the meeting and a copy of the agenda were also posted on the County's website.

Chairman Robert L. Love called the meeting to order. Council Chaplin David Sinclair gave the invocation followed by the Pledge of Allegiance.

The Clerk to Council gave the Roll Call with the following results:

Tracie Campbell, District 1 – Present

Ralph Tucker, District 2 – Absent

David Sinclair, District 3 - Present

Ben Ivey, District 4 - Present

Carolyn Rutherford, District 5 – Present via telephone

John Flood, District 6 – Present

David Sinclair: Made a motion to approve the minutes as written of the regular monthly meeting of the Union County Council held on July 12, 2022.

Carolyn Rutherford: Seconded the motion.

Chairman Robert L. Love did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Chairman Robert L. Love presented service award certificates and gift certificates for Sue Farr for 20 years, to Kindra Horne for 20 years, for Harriette Belk for 30 years and for Linda Mitchell for 30 years of service to Union County.

Chairman Robert L. Love asked Vice-Chairman Ben Ivey to officiate the meeting for the other items on the agenda.

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Jami Trammell stated two years ago the City and the County entered into an agreement with Retail Strategies with her being the contact person between the entities. They had a good reputation for retail production in our neighboring counties. We first entered into the agreement in 2020 and the first year is a get-to-know-you year and don't expect any results. We have been lucky that we have seen results in the second year and it is time to contract for the third year. Mrs. Trammell said we had asked that they put a caveat in the contract that if we were not happy then we could get out. It is time to discuss renewal for the third year and Council knows some of the things going on in the background. T-Mobile and Starbucks are businesses we know Retail Strategies was a part of bringing to Union. She requested we continue that contract and pay the last portion to complete the third year with them. Councilman Ben Ivey stated Retail Strategies has been looking at the lower bracket and they would like to see it stepped up a notch to find some more mid-range retail opportunities. Mrs. Trammell said Starbucks is not geared toward the lower income. She said she had learned from Retail Strategies that retail brings retail. They are working with a national burger chain and some others that she can't talk about right now. Tractor Supply is coming to Union. They have asked Retail Strategies to look more closely at a mid-range restaurant and Retail Strategies wants to help find a hotel to locate in Union.

David Sinclair: Made a motion to continue with the third year with Retail Strategies as we have the other two years.

John Flood: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Mark Wade as Chief of the Santuc Fire Department stated they have had issues with the parking lot at the fire station. He talked to former Supervisor Frank Hart who had Public Works Director Rusty Snider look at it and suggested it be resurfaced with asphalt at an estimated cost of \$15,086.75. In an email to the fire district, Former Supervisor Frank Hart recommended County Council approve up to \$5,000 from the Council Contingency account to assist them in making these improvements to the parking lot. Mr. Hart had further suggested this support be contingent upon Santuc Fire Department Board approving the balance of funds required to complete the project. Mr. Wade had provided a letter signed by the members of the Santuc Fire Board stating the Board had voted to pay \$10,086.75 for resurfacing the parking lot at Santuc Fire Department #2 located at 2804 Santuc Carlisle Highway in Union.

John Flood: Made a motion to provide \$5,000.00 from the Contingency account for the paving of the parking lot at Santuc Fire Department #2 as requested.

David Sinclair: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Vice-Chairman Ben Ivey stated next on the agenda was to consider any requests to fill vacant budgeted positions but there were no requests.

Vice-Chairman Ben Ivey stated next on the agenda was to consider any requests for capital expenditures. Public Works Director Rusty Snider stated they were approved for a Solid Waste Grant in

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the amount of \$15,000 to be used toward the purchase of a bailer for their cardboard recycling. He requested he be allowed to make that purchase which will be reimbursed by DHEC from the grant funds. David Sinclair: Made a motion to approve the purchase of the bailer with the funds being reimbursed from the grant.

Tracie Campbell: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Neil McKeown as Director of the Detention Center stated they needed to replace an air conditioning unit at the Detention Center to facilitate the lower dorm and the kitchen area. The current unit is 10 to 12 years old and will not hold freon. They need a 10 to 12 ton unit at an estimated cost of \$9,318 but it will take 26 weeks to get the unit. He said they may have some funds from the Commissary money that could be used to help pay for that.

John Flood: Made a motion to proceed with ordering the air conditioning unit and determine where to assign the purchase against a capital budget account.

David Sinclair: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Vice-Chairman Ben Ivey stated there were some expenses charged against the 2021 General Obligation Bond proceeds that Council needed to approve. Council had been provided a breakdown on those charges which included \$42,960.00 paid to Langley & Associates for design work on the old South State Bank building, \$8,880.00 paid to Langley & Association for work provided on the old Wells Fargo Bank building and \$23,767.66 paid to replace the wiring at the old Wells Fargo Bank building for a total of \$75,607.66. There had been an uncommitted balance of \$100,000.00 in those bond proceeds which would be reduced to \$24,392.34 if these charges are approved.

David Sinclair: Made a motion to approve the \$76,607.66 paid from the 2021 General Obligation Bond proceeds.

Carolyn Rutherford: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Vice-Chairman Ben Ivey asked if Council had any recommendations for any vacant positions on any boards and commissions. Councilman David Sinclair asked if they were still holding off on appointments to the Stadium Commission. The response was yes and it was suggested they wait to allow the new administration to make those appointments.

Vice-Chairman Ben Ivey called for any comments from elected officials but there were none.

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Vice-Chairman Ben Ivey introduced a resolution stating the support of Union County for an application for funding from the South Carolina Rural Infrastructure pledging matching funds for the regional infrastructure grants for Union County, and other matters related thereto. Union County would agree to support the Union Jonesville Regional Infrastructure Project and to provide local funds of up to \$719,335.00, if necessary, for the completion of the project.

Tracie Campbell: Made a motion to dispense with referring the resolution to a committee and to adopt the resolution stating the support of Union County for an application for funding from the South Carolina Rural Infrastructure pledging matching funds for the regional infrastructure grants for Union County, and other matters related thereto by providing local funds up to \$719,335.00, if necessary, for completion of the project.

David Sinclair: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Vice-Chairman Ben Ivey presented for second reading an ordinance to develop, pursuant to Sec. 4-1-170 of the South Carolina Code of Laws, 1976, as amended, a joint county industrial and business park, to be known as the Dolgencorp, LLC Multi-County Park, in conjunction with Spartanburg County, South Carolina, such Industrial/Business Park to be geographically located in Union County, South Carolina; to provide for a written agreement with Spartanburg County as to the sharing of the revenues and expenses of the Park; to provide for the distribution of revenues from the Park among the taxing entities having jurisdiction over the Park; to provide for a User Fee in Lieu of Ad Valorem Taxation; and other matters related thereto.

David Sinclair: Made a motion to accept second reading of the ordinance to develop, pursuant to Sec. 4-1-170 of the South Carolina Code of Laws, 1976, as amended, a joint county industrial and business park, to be known as the Dolgencorp, LLC Multi-County Park, in conjunction with Spartanburg County, South Carolina, such Industrial/Business Park to be geographically located in Union County, South Carolina; to provide for a written agreement with Spartanburg County as to the sharing of the revenues and expenses of the Park; to provide for the distribution of revenues from the Park among the taxing entities having jurisdiction over the Park; to provide for a User Fee in Lieu of Ad Valorem Taxation; and other matters related thereto.

John Flood: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Vice-Chairman Ben Ivey presented for second reading an ordinance authorizing the leasing of certain Union County Airport real property, space, improvements, and facilities; the granting of certain privileges to limited fixed-base operators; the sale of aviation fuel at bulk rates; the approval and ratification of certain other leases and grants of rights at the Union County Airport; and other matters related thereto. Councilman John Flood asked about the outcome of the meeting of the Airport Commission held on Thursday. Councilman David Sinclair said the clarification he needed was that it looked like the County was renting the entire airport property to a company when in reality we are

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leasing them a hangar and some spaces there. After meeting with the Airport Commission and the company, he did not see how it could be anything but beneficial for Union.

Tracie Campbell: Made a motion to accept second reading of the ordinance authorizing the leasing of certain Union County Airport real property, space, improvements, and facilities; the granting of certain privileges to limited fixed-base operators; the sale of aviation fuel at bulk rates; the approval and ratification of certain other leases and grants of rights at the Union County Airport; and other matters related thereto.

David Sinclair: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Vice-Chairman Ben Ivey presented for second reading an ordinance authorizing the conveyance of certain interest in and to Union County-owned real property to Savvy Builders LLC; and other matters related thereto. He said this pertains to the easement at the Trakas property for water rights for the neighbor.

David Sinclair: Made a motion to accept second reading of the ordinance authorizing the conveyance of certain interest in and to Union County-owned real property to Savvy Builders LLC; and other matters related thereto.

Carolyn Rutherford: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion, Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

Vice-Chairman Ben Ivey presented for second reading an ordinance authorizing the execution and delivery of an Infrastructure Credit Agreement by and among Union County, South Carolina and a company known to the County as Project Pluto, including any related entities or sponsor affiliates; (2) authorizing the County to include certain property located in Union County, South Carolina now or to be hereafter owned or operated by Project Pluto, within a multi-county industrial or business park; and (3) other matters related thereto

David Sinclair: Made a motion to accept second reading of the ordinance authorizing the execution and delivery of an Infrastructure Credit Agreement by and among Union County, South Carolina and a company known to the County as Project Pluto, including any related entities or sponsor affiliates; (2) authorizing the County to include certain property located in Union County, South Carolina now or to be hereafter owned or operated by Project Pluto, within a multi-county industrial or business park; and (3) other matters related thereto

Tracie Campbell: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion and Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

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Chairman Robert L. Love gave his Supervisor's Report. He stated the Development Board had applied for a grant for the Cudd Project through the South Carolina Department of Commerce. That grant has been awarded in the amount of \$300,000.00.

Chairman Robert L. Love called for any committee reports. Councilman John Flood stated the Council Committee on Public Health and Social Services had met to discuss EMS transporting individuals from the scene to the morgue. They had asked that EMS Director Eric Harold, Coroner William Holcombe and Kenneth Black with Fire and Rescue hold a meeting to come up with policies and procedures they could agree upon. He did not think that meeting had been coordinated yet.

Chairman Robert L. Love called for any other business but there was none.

John Flood: Made a motion to go into executive session to discuss a personnel matter.

Tracie Campbell: Seconded the motion. Vice-Chairman Ben Ivey did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion and Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

The Union County Council went into executive session to discuss a personnel matter.

Chairman Robert L. Love stated they were ready to come out of executive session and no votes were taken during executive session.

John Flood: Made a motion to close executive session.

David Sinclair: Seconded the motion. Chairman Robert L. Love did a call for votes with Councilwoman Tracie Campbell voting in favor of the motion, Councilman David Sinclair voting in favor of the motion, Councilman Ben Ivey voting in favor of the motion and Councilwoman Carolyn Rutherford via telephone voting in favor of the motion and Councilman John Flood voting in favor of the motion resulting in a unanimous vote.

The Union County Council returned to regular session.

Tracie Campbell: Made a motion to adjourn the meeting.

David Sinclair: Seconded the motion. The vote was unanimous.

The meeting was adjourned at 6:23 p.m.

Robert L. Love, Chairman  
Union County Council

Linda G. Jolly, Clerk to Council