



YORK COUNTY
COUNTY COUNCIL
MINUTES • JANUARY 4, 2021
FINAL



County Council Meeting

York County Government Center
6 South Congress Street
York, SC 29745

6:00 PM

District 1 Tom Audette: Present, District 2 Allison Love: Present, Vice-Chairman Robert Winkler: Present, District 4 William "Bump" Roddey: Present, Chairwoman Christi Cox: Present, District 6 Brandon Guffey: Present, District 7 Joel Hamilton: Present.

Notice of Meeting

Notice of the meeting was forwarded to members of Council, the news media, to staff, to the York County Library and all branches, to citizens requesting notification and posted to the county's web page.

1. Consider nominations and elect the York County Council Chairman.

(6:00pm) Motion to elect Christi Cox as Chair of York County Council.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

AYES: Audette, Winkler, Roddey, Cox, Guffey, Hamilton

ABSENT: Allison Love

2. Consider nominations and elect the York County Council Vice Chairman.

(6:01pm) Motion to elect Robert Winkler as Vice-Chairman.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: Joel Hamilton

AYES: Audette, Winkler, Roddey, Cox, Guffey, Hamilton

ABSENT: Allison Love

Oath of Office for newly appointed Board and Commission Members

Appearances

Public Forum Session (limited to thirty (30) minutes, two (2) minutes per person)

Consent Agenda

(6L03pm) Council moved item #7 (FMSB/Spratt Intersection Utility Contracts) to new business #2.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

1. Approval of December 21, 2020 Finance & Operations Committee Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

2. Approval of December 21, 2020 County Council Meeting Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

3. Approve nominated applicants for service for Boards & Commissions from the Finance & Operations Committee meeting on December 21, 2020: Antonio Mickel, York County Planning Commission (District 4).

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

4. Council to consider THIRD READING OF AN ORDINANCE ACCEPTING THE RECOMMENDATIONS OF THE RIVERBEND PARK AD HOC COMMITTEE; CREATING AND EMPOWERING THE RIVERBEND PARK STEERING COMMITTEE; AND OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

5. Council to provide Second Reading of AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT TO AN EXISTING FEE-IN-LIEU OF AD VALOREM TAXES AGREEMENT TO PROVIDE FOR CHANGES TO AN EXISTING FEE-IN-LIEU OF AD VALOREM TAX INCENTIVE TO A COMPANY NOW IDENTIFIED UNDER THE CODE NAME OF “PROJECT DALEY AND FORD”; THE INCLUSION OF CERTAIN PROPERTY IN YORK COUNTY, SOUTH CAROLINA IN THE COUNTY’S MULTI-COUNTY INDUSTRIAL PARK AGREEMENT WITH CHESTER COUNTY, S.C.; AND OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

6. Council to provide third reading to AN ORDINANCE REMOVING EPIROC USA LLC (F/K/A MINING, ROCK EXCAVATION AND CONSTRUCTION, LLC) (“EPIROC”) AS A SPONSOR UNDER AN EXISTING FEE AGREEMENT WITH YORK COUNTY, SOUTH CAROLINA, PURSUANT TO TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, SO AS TO RELIEVE TO EPIROC OF ANY RIGHTS, INTERESTS AND OBLIGATIONS THEREUNDER; APPROVING THE FIRST AMENDMENT TO SUCH FEE AGREEMENT REFERENCED HEREIN; AND PROVIDING FOR OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

7. COUNCIL TO ADOPT A RESOLUTION FOR THE ABANDONMENT OF ITS INTEREST IN ULTRA AVENUE, LOCATED ADJACENT TO THE TOWN OF CLOVER, AT THE REQUEST OF THE ADJACENT PROPERTY OWNERS AND THE TOWN OF CLOVER

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

8. Council to consider the declaration of a wrecked county vehicle as salvage; the acceptance of the insurance settlement from American Southern Insurance Companies of Columbia, SC; and the authorization of County Management and any of its designees to execute requested insurance documentation to transfer title

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

9. Council to approve award regarding Bid #2718 for the purchase of a motor grader for use by Road Maintenance, to the second lowest responsive and responsible bidder, James River Equipment of Rock Hill SC, for a total cost of \$213,381.03.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

10. Council to approve the execution of a contract with Pace Analytical, of West Columbia SC to provide Water Sampling Services for the York County Water & Sewer Utilities Department for an estimated cost of \$27,300.00 annually, plus additional testing services as required.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

11. Council to approve the purchase of four Ford Police Interceptor Utility AWD SUV's via state contract, for use by the Sheriff's Office, from Santee Automotive LLC of Manning SC, for a total cost of \$142,384.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

12. Council to approve Change Order No. 3 in the amount of \$99,918.00 for work associated with the New Family Court.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

13. Council to Adopt a RESOLUTION IN SUPPORT OF THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION “NO THRU TRUCK ROUTE” DESIGNATION UPON WILLIFORD ROAD (S46-917) FROM THE INTERSECTION OF PORTER ROAD (S46-245) TO THE INTERSECTION WITH NEELEYS CREEK ROAD (S46-31), IN YORK COUNTY, SOUTH CAROLINA, AND IN SUPPORT OF THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION POSTING NOTICES LIMITING THE OPERATION OF SPECIFIED CLASSES, SIZES, AND WEIGHTS OF MOTOR VEHICLES, TRAILERS, OR SEMI-TRAILERS UPON THIS PORTION OF WILLIFORD ROAD (S46-917).

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

14. COUNCIL TO ADOPT A RESOLUTION IN SUPPORT OF THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION “NO THRU TRUCK ROUTE” DESIGNATION UPON OAK POND ROAD (S46-730) FROM THE INTERSECTION OF PORTER ROAD (S46-245) TO THE INTERSECTION WITH NEELEY CREEK ROAD (S46-31), IN YORK COUNTY, SOUTH CAROLINA, AND IN SUPPORT OF THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION POSTING NOTICES LIMITING THE OPERATION OF SPECIFIED CLASSES, SIZES, AND WEIGHTS OF MOTOR VEHICLES, TRAILERS, OR SEMI-TRAILERS UPON THIS PORTION OF OAK POND ROAD (S46-730).

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

15. Council to Adopt a RESOLUTION IN SUPPORT OF THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION “NO THRU TRUCK ROUTE” DESIGNATION UPON HOVIS ROAD (S46-708) FROM THE INTERSECTION OF LEISURE LANE TO THE INTERSECTION WITH NEELYS CREEK ROAD, IN YORK COUNTY, SOUTH CAROLINA, AND IN SUPPORT OF THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION POSTING NOTICES LIMITING THE OPERATION OF SPECIFIED CLASSES, SIZES, AND WEIGHTS OF MOTOR VEHICLES, TRAILERS, OR SEMI-TRAILERS UPON THIS PORTION OF HOVIS ROAD (S46-708).

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

16. Council to approve the Intergovernmental Agreement between York County and the Town of Clover for purposes of setting out the terms and conditions governing the collection and administration of the Public Education Facilities Impact Fee imposed by Council Ordinance 3020 within the Town of Clover

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

17. Council to approve the Intergovernmental Agreement between York County and Clover School District No. 2 for purposes of setting out the terms and conditions governing the collection and administration of the Public Education Facilities Impact Fee imposed by Council Ordinance 3020

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

18. Council to Amend and Provide Second Reading of AN ORDINANCE TO ESTABLISH AND CREATE A SPECIAL TAX DISTRICT TO BE KNOWN AS BETHEL-LAKE WYLIE LAND ACQUISITION AND PRESERVATION PARKS DISTRICT IN YORK COUNTY, SOUTH CAROLINA, TO BE ADMINISTERED AS AN AGENCY OF THE COUNTY; TO DEFINE ITS AREAS AND BOUNDARIES; TO DEFINE THE NATURE OF THE SERVICES TO BE RENDERED THEREIN; TO FIX THE MAXIMUM LEVEL OF TAXES WHICH MAY BE LEVIED TO PROVIDE FOR THE OPERATION AND MAINTENANCE OF BETHEL-LAKE WYLIE LAND ACQUISITION AND PRESERVATION PARKS DISTRICT; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

Public Hearing(s)

1. Public Hearing

The following individuals spoke in favor of the proposed rezoning:

(6:07pm) Owner of property addressed Council regarding her support for the proposed ordinance and stated that she wanted to divide the property to give a portion to her son.

The following individuals spoke in opposition of the proposed rezoning:

(6:04pm) Josh Elkins, 36547 Armstrong Ford Road, Rock Hill, addressed Council regarding his opposition to the proposed rezoning.

(6:08pm) Brian Shaw, 3595 Armstrong Ford Road, Rock Hill, addressed Council regarding his opposition to the proposed rezoning.

(6:09pm) Leslie Workman, represents a homeowner and a local horse farm addressed Council regarding her opposition to the proposed rezoning.

(6:10pm) There being no one else interested in speaking for or against the proposed rezoning a motion was made by Council member Robert Winkler and seconded by Council member William "Bump" Roddey to close the public hearing.

ALLOWED [Unanimous]

MOVANT: Robert Winkler

SECOND: William "Bump" Roddey

AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

Rezoning Action: Public Hearing and Consider First Reading

Case #	20-11
Tax Map #	4080000120
Zoning Request:	To rezone from AGC to RUD
Acres:	4.0 +/- acres
Council District:	Five (5) Christi Cox
Applicant:	Robert Lee Carter
Owner:	Robert Lee Carter
Location:	3555 Armstrong Ford Road, Rock Hill
Planning Commission Date:	December 14, 2020
Staff Recommendation:	Approve
PC Recommendation:	Approve

(6:10pm)

APPROVED [4 to 3]

MOVANT: William "Bump" Roddey

SECOND: Joel Hamilton

AYES: Robert Winkler, William "Bump" Roddey, Brandon Guffey, Joel Hamilton

NAYS: Tom Audette, Allison Love, Christi Cox

2. Public Hearing

(6:20pm) There being no one interested in speaking for or against the proposed rezoning a motion was made by Council member William "Bump" Roddey and seconded by Council member Robert Winkler to close the public hearing.

ALLOWED [Unanimous]

MOVANT: William "Bump" Roddey

SECOND: Robert Winkler

AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

Rezoning Action: Public Hearing and Consider First Reading

Case # 20-12
Tax Map # 7200000260
Zoning Request: To rezone from RC-I to LI
Acres: 1.0 +/- acres
Council District: One (1) Tom Audette
Applicant: Jesus and Nancy Laris
Owner: Jesus and Nancy Laris
Location: 1291 Altura Road, Fort Mill
Planning Commission Date: December 14, 2020
Staff Recommendation: Deny
PC Recommendation: Deny

(6:20pm)

DENIED [6 to 1]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

AYES: Love, Winkler, Roddey, Cox, Guffey, Hamilton

NAYS: Tom Audette

3. Public Hearing

(6:21pm) There being no one interested in speaking for or against the proposed rezoning a motion was made by Council member William "Bump" Roddey and seconded by Council member Joel Hamilton to close the public hearing.

ALLOWED [Unanimous]

MOVANT: William "Bump" Roddey

SECOND: Joel Hamilton

AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

Rezoning Action: Public Hearing and Consider First Reading

Case # 20-13
Tax Map # 6700000013

Zoning Request: To rezone from UD to RC-II
Acres: 0.17 +/- acres
Council District: Four (4) Bump Roddey
Applicant: Mabel Alfonso
Owner: Mabel Alfonso
Location: 334 Rock Grove Ave, Rock Hill
Planning Commission Date: December 14, 2020
Staff Recommendation: Approve
PC Recommendation: Approve

(6:21pm)

APPROVED [Unanimous]

MOVANT: William "Bump" Roddey
SECOND: Robert Winkler
AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

Old Business

New Business

1. Council to consider First Reading of an ordinance to amend the York County Code of Ordinances, Chapter 154, Subdivision Code, to remove development criteria for the reduction in lot sizes, to reduce the spacing of certain buffer tree plantings, to establish "Cluster Subdivisions" which includes the following provisions: purpose, applicability, open space standards, perimeter buffer, and subdivision design; to amend the York County Code of Ordinances, Chapter 155, Zoning Code, to remove the required amenities and density bonuses for residential planned developments, to differentiate the required impervious ratio requirements between uses, to revise minimum lot sizes for residential uses, to establish lot sizes for Cluster Subdivision, to simplify the residential density table, to amend the open space section in its entirety, to remove the site amenities from the commercial design guidelines, to amend the tree protection section: to add a definition for tree save area, to clarify the process to remove a grand tree, to clarify which developments require a tree save area, to clarify when an aerial photograph may replace a physical tree survey; to provide for a public hearing; and to provide for other matters related thereto.

(6:22pm)

APPROVED [Unanimous]

MOVANT: Allison Love

SECOND: Joel Hamilton

AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

2. Council to approve Utility Relocation Agreements with Duke Energy, York County Natural Gas Authority and Comporium totaling \$440,560.74 for Pennies 3 Project 11149-008j, FMSB/Spratt Street Intersection Improvement, and authorizing The County Manager to execute the Relocation Agreements.

(6:26pm)

DEFERRED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

Committee and Other Reports

Council Member New/Non-agenda Comments

(6:28pm) Council member William "Bump" Roddey, Council member Robert Winkler, and Council member Joel Hamilton welcomed the two new Council members Tom Audette and Brandon Guffey to the York County Council.

(6:29pm) Council member Brandon Guffey and Council member Tom Audette stated that they are excited to get started.

Citizen Concerns

Executive Session

Contractual Matter: Convenience Center

Contractual Matter: Economic Development Incentive Project Healthcare

Contractual Matter: Intergovernmental Agreement with the York County Magistrates

Matters for consideration following Executive Session

1. Motion to allow staff to issue a 60 day notice to the City of York for termination of our current Intergovernmental Agreement.

(7:05pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

AYES: Audette, Winkler, Roddey, Cox, Guffey, Hamilton

ABSENT: Allison Love

2. Motion to give staff authority to continue discussions regarding the convenience center as discussed in Executive Session.

(7:06pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

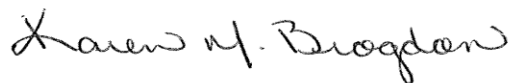
SECOND: Robert Winkler

AYES: Audette, Winkler, Roddey, Cox, Guffey, Hamilton

ABSENT: Allison Love

Adjourn

There being no further business, the meeting adjourned at 7:07pm.



Karen M. Brogdon, Clerk to Council