



YORK COUNTY COUNTY COUNCIL

MINUTES • FEBRUARY 15, 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.

Oath of Office for newly appointed Board and Commission Members

Paul Cornley, Catawba Mental Health Board
Holly Ritger, Catawba Mental Health Board
Ryan Sanderson, Riverbend Steering Committee
Manning Kimmel, Riverbend Steering Committee
Greg Simmons, Planning Commission (At Large)
Luanne Kokolis, York County Culture and Heritage Commission (District 6)
John Edwards, Keep York County Beautiful (District 3)
Carey Tilley, York County Forever (Ex Officio)
Chris Tollefson, Flint Hill Fire Tax Board

Appearances

(6:02pm) Patrick Hamilton provided the quarterly update on Pennies for Progress. Mr. Hamilton reported that several projects are currently under construction, Hwy 160 West, Hwy 274/Pole Branch, Gold Hill/I-77, Barrett Connector Road, Anderson/Cowan Farm and Bate Harvey Road. Mr. Hamilton also reported that there are several upcoming projects, Galleria Blvd (bids received on 2-11), US 321/Kings Mountain intersection (scheduled to receive bids in March), and FM Parkway/Spratt intersection (scheduled to receive bids in late March). Patrick stated that the Pennies 4 revenue has been slightly impacted by COVID-19, February, March, April 2020 revenue down 4.2% compared to 2019, May, June, July 2020 revenue up 12.4% compared to 2019, August, September, October 2020 revenue up 9.5% compared to 2019 and he does not feel like there will be an impact moving forward with all projects. Finally, Mr. Hamilton provided an update on the SIB projects. Exit 85 - Hwy 160 includes widening Hwy 160 to 6 lane from Pleasant Road to US 21 and right of way acquisition to begin this summer. Also, Exit 82 ABC - Cherry/Celanese, SCDOT will advertise for consultant this spring.

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

Consent Agenda

(6:15pm)

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

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

1. Approval of February 1, 2021 Finance & Operations Committee Minutes

ACCEPTED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

2. Approval of February 1, 2021 County Council Meeting Minutes

ACCEPTED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

3. Approve the nominated applicants for service for Boards & Commissions from the Finance & Operations Committee meeting on February 1, 2021: John Segura, Bethel-Lake Wylie Land Acquisition and Preservation Parks District Board, Anne Violanti, Bethel-Lake Wylie Land Acquisition and Preservation Parks District Board, Richard Brake, Bethel-Lake Wylie Land Acquisition and Preservation Parks District Board, Tim Schilling, Bethel-Lake Wylie Land Acquisition and Preservation Parks District Board, Perry Johnston, Lake Wylie Parks and Recreation District Board, Tom Smith, Lake Wylie Parks and Recreation District Board and Russ Partin, Lake Wylie Parks and Recreation District Board.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

4. COUNCIL TO CONSIDER PROVIDING SECOND READING OF AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT AND INCENTIVE AGREEMENT BY AND BETWEEN YORK COUNTY, SOUTH CAROLINA AND A COMPANY OR COMPANIES KNOWN TO THE COUNTY AT THIS TIME AS “PROJECT CITRUS COOLER” WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY, WHEREBY SUCH PROPERTY WILL BE SUBJECT TO CERTAIN PAYMENTS IN LIEU OF TAXES, INCLUDING THE PROVISION OF CERTAIN SPECIAL SOURCE CREDITS; AND OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

5. Council to consider amending and Second Reading of an ordinance to amend the York County Code of Ordinances, Chapter 155, Zoning Code, within the Lake Wylie Overlay District section, to add sections that provide for residential development and design standards applicable only to new single-family attached and detached, multifamily, and accessory structures; to establish traditional lot development standards, to hold a public hearing, and to provide for other matters related thereto.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

6. Council to approve authorization for dedicated high speed internet services by AT&T, to Historic Brattonsville for a total cost of \$37,450.00.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

7. Council to approve a sole source purchase for twenty two gallon recycling containers and lids, for use by York County's Collection & Recycling Department, from Peninsula Plastics Ltd of Buffalo NY, for a total cost of \$48,021.60.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

8. Council to award RFP #2695 regarding the purchase of a Distributed Antenna System for use at the Moss Justice Center Complex and approve the Agreement with Harris Communications, LLC for a total cost not to exceed \$117,971.60.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

9. Council to approve a Traffic Improvement and Mitigation Agreement with "Beaver Creek CRE, LLC" for road improvements identified within the TIA for the development of Beaver Creek, a residential subdivision located off Pleasant Road in Fort Mill, referred as tax map numbers 653-00-00-210 and 020-09-01-028.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

10. Council to award Bid #2728 regarding the New Heritage Gravity Sewer Phase 2 Project to the lowest responsive and responsible bidder, Cleary Construction Inc., of Thompkinsville KY, in the amount of \$7,642,260.00, which includes a 10% contingency.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

11. Consider First Reading by Title Only of AN ORDINANCE TO AUTHORIZE THE SALE OF A 31,278 SQUARE FOOT (0.718 ACRE, MORE OR LESS) PORTION OF AN UNDEVELOPED PARCEL LOCATED IN FORT MILL AND IDENTIFIED BY TAX MAP NUMBER 719-00-00-027, AND THE SALE OF 20,961 SQUARE FEET (0.481 ACRE, MORE OR LESS), OF AN EXISTING RIGHT-OF-WAY ALONG S-1726 (GOLD HILL ROAD) ABUTTING THE PROPERTY IDENTIFIED BY TAX MAP NUMBER 719-00-00-027 IN FORT MILL; TO ENTERTAIN AN EXISTING OFFER TO PURCHASE BOTH PORTIONS OF PROPERTY IN EXCHANGE FOR GRANTING THE COUNTY A PORTION OF PROPERTY IDENTIFIED BY TAX MAP NUMBER 719-00-00-018 BY DEED IN ORDER TO ALLOW FOR THE WIDENING OF US 21/SC 51 AND THE REALIGNMENT OF OLD NATION ROAD AND GOLD HILL ROAD AS PART OF PENNIES FOR PROGRESS PROJECT NO. 11149-004, US 21/SC 51; TO AUTHORIZE THE CHAIRWOMAN TO EXECUTE THE PROPERTY EXCHANGE AGREEMENT AND DEEDS; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

12. Consider First Reading by Title Only of AN ORDINANCE TO AUTHORIZE THE SALE OF 663 SQUARE FEET (0.015 OF AN ACRE, MORE OR LESS) OF A PROPERTY IDENTIFIED BY TAX MAP NUMBER 725-00-00-034, AND 12,880 SQUARE FEET OF AN EXISTING RIGHT-OF-WAY (0.296 OF AN ACRE, MORE OR LESS) ALONG S-641 (FLINT HILL ROAD) BETWEEN SC HWY 51 AND SPRINGHILL FARM ROAD, IN FORT MILL; TO ENTERTAIN AN EXISTING OFFER TO PURCHASE THE PORTIONS OF PROPERTY IN EXCHANGE FOR GRANTING THE COUNTY A PORTION OF TAX MAP NUMBER 725-00-00-010 BY DEED TO ALLOW FOR THE RE-ALIGNMENT OF SPRINGHILL FARM ROAD AND FLINT HILL ROAD TO CREATE ONE INTERSECTION WITH SC HWY 51 AS PART OF PENNIES FOR PROGRESS PROJECT NO. 11149-004, US 21/SC 51; TO AUTHORIZE THE CHAIRWOMAN TO EXECUTE THE PROPERTY EXCHANGE AGREEMENT AND DEEDS; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

13. Consider First Reading by Title Only of AN ORDINANCE TO AUTHORIZE THE SALE OF 12,887 SQUARE FEET (0.296 OF AN ACRE, MORE OR LESS) OF AN EXISTING RIGHT-OF-WAY ALONG S-48 (SPRINGHILL FARM ROAD) IN FORT MILL; TO ENTERTAIN AN EXISTING OFFER TO PURCHASE THE PORTION OF PROPERTY IN EXCHANGE FOR GRANTING THE COUNTY PORTIONS OF PROPERTIES IDENTIFIED BY TAX MAP NUMBERS 725-00-00-007 AND 725-00-00-066 TO ALLOW FOR THE CONSTRUCTION OF THE NEW INTERSECTION AND SC 51 AS PART OF PENNIES FOR PROGRESS PROJECT NO. 11149-004, US 21/SC 51; TO AUTHORIZE THE CHAIRWOMAN TO EXECUTE THE PROPERTY EXCHANGE AGREEMENT AND DEEDS; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

14. Consider First Reading by Title Only of AN ORDINANCE TO AUTHORIZE THE SALE OF 34,438 SQUARE FEET (0.791 OF AN ACRE, MORE OR LESS) OF AN EXISTING RIGHT-OF-WAY ALONG S-48 (SPRINGHILL FARM ROAD) LOCATED NEAR SC HWY 51 IN FORT MILL; TO ENTERTAIN AN EXISTING OFFER TO PURCHASE THE PORTION OF PROPERTY IN EXCHANGE FOR GRANTING THE COUNTY A PORTION OF PROPERTY IDENTIFIED BY TAX MAP NUMBER 725-00-00-025 TO ALLOW FOR THE RELOCATION OF SPRINGHILL FARM ROAD AND CONSTRUCTION OF THE NEW INTERSECTION AS PART OF PENNIES FOR PROGRESS PROJECT NO. 11149-004, US 21/SC 51; TO AUTHORIZE THE CHAIRWOMAN TO EXECUTE THE PROPERTY EXCHANGE AGREEMENT AND DEEDS; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

Public Hearing(s)

Old Business

New Business

Committee and Other Reports

Council Member New/Non-agenda Comments

(6:15pm) Council member Tom Audette addressed Council and staff regarding the homeless population in York County and panhandling in the area and suggested that the County partner with pathways to support transportation for homeless in the area.

Mr. Audette also requested that the County create an ordinance to prohibit panhandling in the County

(6:17pm) Council member Robert Winkler requested that management revisit the tree save ordinance that was recently passed and amend the language to exempt the tree save provision to those outside the urban service boundary. This item will be sent to the Zoning Committee to review.

Citizen Concerns

Executive Session

Contractual Matter: 2 property acquisitions in the Fort Mill area.

Receipt of Legal Advice: Consider a joint representation agreement with the Culture and Heritage Commission for purposes in participating in the Robert Clawson/Clawson Construction's Zoning Board's special exception appeal pending in circuit court currently.

Matters for consideration following Executive Session

1. Motion to make an offer for property acquisition as discussed in Executive Session.

(6:33pm)

ALLOWED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Allison Love

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

ABSENT: William "Bump" Roddey

2. Motion to approve entering into the joint representation agreement and give the County Manager authority to execute on behalf of Council.

(6:33pm)

ALLOWED [Unanimous]

MOVANT: Joel Hamilton

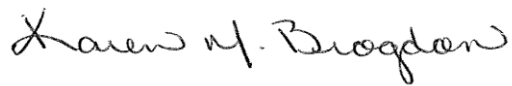
SECOND: Robert Winkler

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

ABSENT: William "Bump" Roddey

Adjourn

There being no further business, the meeting adjourned at 6:33pm.

A handwritten signature in black ink, reading "Karen M. Brogdon". The signature is written in a cursive, flowing style.

Karen M. Brogdon, Clerk to Council