



YORK COUNTY
COUNTY COUNCIL
MINUTES • MARCH 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

Georgette Fuhr, Catawba Mental Health Board

Rob Cooper, Board of Disabilities and Special Needs (Maxabilities) ABSENT

Rease Hagner, Catawba REgional Workforce Investment Board

Appearances

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

(6:11pm) Donald Jenkins wanted to speak regarding a development on Oakridge Road. However, this was not on an agenda. Mr. Jenkins was directed to staff for assistance.

(6:12pm) Nancy DeLeon, addressed Council regarding her concerns regarding the proposed rezoning on Viesta Road. Ms. DeLeon stated that she is concerned with the safety of her neighborhood that is adjacent to the proposed campground.

(6:15pm) Michael Gomez, addressed Council regarding his concerns with the rezoning on Viesta Road and if security is going to be available on the property. Mr. Gomez stated that he is concerned with the safety of his neighborhood that is adjacent to the proposed campground.

(6:16pm) Ronald King absent

Consent Agenda

(6:16pm)

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

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

1. Approval of February 19, 2021 Workshop Minutes

ACCEPTED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

2. Approval of February 25, 2021 Regular Meeting Minutes

ACCEPTED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

3. Approval of March 1, 2021 County Council Meeting Minutes

ACCEPTED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

4. Council to approve Second Reading of AN ORDINANCE TO AUTHORIZE THE SALE OF A 31,278 SQUARE FOOT (0.718 ACRES, MORE OR LESS) PORTION OF A 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 ACRES, 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 A PARCEL IDENTIFIED BY TAX MAP NUMBER 719-00-00-018 BY DEED IN ORDER TO ALLOW FOR THE WIDENING OF US 21 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: Tom Audette

5. Consider to approve Second Reading of AN ORDINANCE TO AUTHORIZE THE SALE OF 663 SQUARE FEET (0.015 ACRES, MORE OR LESS) OF A PROPERTY IDENTIFIED BY TAX MAP NUMBER 725-00-00-034, AND 12,880 SQUARE FEET (0.296 ACRES, MORE OR LESS) OF AN EXISTING RIGHT-OF-WAY 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: Tom Audette

6. Council to approve Second Reading of AN ORDINANCE TO AUTHORIZE THE SALE OF 12,887 SQUARE FEET (0.296 ACRES, 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: Tom Audette

7. Council to approve Second Reading of AN ORDINANCE TO AUTHORIZE THE SALE OF 34,438 SQUARE FEET (0.791 ACRES, 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: Tom Audette

8. Council to declare 416 +/- tactical ballistic vests previously used by the Sheriff's Office as surplus, and to authorize the Sheriff's Office to enter into an agreement with Davy Textiles of Statesville NC, for the disposal of the equipment.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

9. Council to approve the purchase of one 2020 Ford Police Interceptor Utility AWD SUV via state contract, for use by the Sheriff's Office, from Santee Automotive LLC of Manning SC, for a total cost of \$35,596.00.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

10. Council to declare a wrecked 2016 York County Ford Taurus Police Interceptor as surplus.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

11. Council to approve the Sheriff's Office request to apply for and accept if awarded the 2021/2022 Victims of Crime Act (VOCA) grant in the amount of \$49,520. Grant consists of 80% grantor funding (\$39,616) with a 20% match (\$9,904).

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

12. The Solicitor's Office requests permission to apply for and to accept if awarded a FFY 2021-2022 Victims of Crime Act Continuation Grant in the amount of \$116,658.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

13. Council give permission for the Solicitor's Office to apply for, and to accept if awarded, a fiscal year 2021-2022 US Department of Justice Grant, Office of Violence Against Women, in the amount of \$499,942.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

14. Council to approve award of Bid #2731 regarding the Galleria Boulevard Road Extension Project, to the lowest responsive and responsible bidder, Blythe Development Company of Charlotte, NC, for a total amount of \$6,251,410.00.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

15. Council to approve award regarding RFP #2700 for the purchase and implementation of a new Revenue Billing and Tax Collection Software system, to PCI, LLC of Tampa FL, for a total cost not to exceed \$1,375,900.00.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

16. Council to approve the extension of the existing Clover Magistrate agreement until April 1, 2022.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

17. Council to Adopt the YORK COUNTY COUNCIL EMERGENCY ORDINANCE RELATING TO THE CONTINUED AND PERSISTENT THREAT AND SPREAD OF COVID-19 AND TEMPORARILY SUSPENDING CERTAIN ASPECTS OF THE RULES OF COUNCIL FOR THE CONDUCTION OF COUNCIL MEETINGS, WORKSHOPS, AND COMMITTEE MEETINGS AND RELATED COUNCIL RULES FOR THE CONDUCTION OF COUNTY COUNCIL BUSINESS; ESTABLISHING A REMOTE MEETING PARTICIPATION PROCESS INCLUDING THE RULES FOR THE CONSTITUTION OF A QUORUM OF COUNCIL AT REGULAR AND SPECIAL MEETINGS AND COMMITTEE MEETINGS; CALLING FOR THE APPLICATION OF THE REMOTE MEETING PROCESS TO APPLY SIMILARLY TO COUNTY BOARDS AND COMMISSIONS; AND PROVIDING FOR OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

Public Hearing(s)

1. Public Hearing

The following individuals spoke in favor of the proposed rezoning ordinance:

(6:17pm) Emily Blackwell, on behalf of the petitioner, Stewart, Inc. addressed Council regarding her support for the proposed rezoning. Ms. Blackwell stated that there will be a guard gate at the park entrance and the park will be closed at night unless the individuals are registered campers and the camp sites will be on the opposite side of the park from the neighbors that surround the property. Ms. Blackwell also explained that she would be glad to speak to the surrounding neighbors regarding their concerns.

(6:19pm) Billy Hagner, 1909 Voyager Road, York, South Carolina addressed Council regarding his support for the proposed rezoning. Mr. Hagner stated that he feels the proposed park will be a benefit to the County. However, Mr. Hagner explained that he is concerned with the increased traffic in the area and requested that a traffic signal be placed at the intersection of Hwy 274 and Allison Creek Road.

(6:30pm) Sam MacGregor, Pastor at Allison Creek Presbyterian Church addressed Council regarding his support for the proposed rezoning. Pastor MacGregor did request that a traffic signal be placed at the intersection of Hwy 274 and Allison Creek Road.

(6:32pm) There being no one else interested in speaking for or against the proposed ordinance a motion was made by Council member William "Bump" Roddey and seconded by Council member Robert Winkler to close the public hearing.

ADOPTED [Unanimous]

MOVANT: William "Bump" Roddey

SECOND: Robert Winkler

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

Rezoning Action: Hold Public Hearing and Consider Second Reading

Case #	21-01
Tax Map #	5500000114, 5500000115, 5510000043
Zoning Request:	To rezone from RD-II to AGC
Acres:	164.22 +/- acres
Council District:	Two (2) Allison Love
Applicant:	Stewart Inc.
Owner:	Duke Energy Carolinas, LLC
Location:	2499 Viesta Road, York
Planning Commission Date:	February 8, 2021
Staff Recommendation:	Approve
PC Recommendation:	Approve

(6:32pm)

APPROVED [Unanimous]

MOVANT: Allison Love

SECOND: William "Bump" Roddey

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

2. Public Hearing

(6:34pm) There being no one interested in speaking for or against the proposed ordinance a motion was made by Council member Robert Winkler and seconded by Council member William "Bump" Roddey to close the public hearing.

ADOPTED [Unanimous]

MOVANT: Robert Winkler

SECOND: William "Bump" Roddey

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

Council to Hold a Public Hearing and Consider Second Reading of an Ordinance TO AMEND THE YORK COUNTY ZONING CODE SECTION 155.347 "TEMPORARY PROHIBITION OF NEW DEVELOPMENT" WITHIN THE LAKE WYLIE ZONING OVERLAY DISTRICT TO REMOVE EXPIRING PROHIBITIONS ON APPLICATIONS FOR REZONING AND LOT DEVELOPMENT REQUIREMENTS; TO EXTEND THE TEMPORARY PROHIBITION ON APARTMENTS, CONDOMINIUMS, AND TOWNHOME DWELLINGS; TO EXTEND THE SECTION'S EXPIRATION DATE; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

(6:34pm)

APPROVED [Unanimous]

MOVANT: Allison Love

SECOND: Joel Hamilton

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

Old Business

New Business

1. Council to approve the replacement of the Moss Justice Center's Guyed Radio Tower and to authorize the purchase, installation, and maintenance of the new tower by SC state contract awarded vendor, Motorola Solutions Inc., for a total cost of \$1,208,567.22.

(6:37pm)

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Allison Love

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

2. Council to approve award of Bid #2729 regarding the Stockbridge Regional Wastewater Pump Station and Force Main project, to the lowest responsive and responsible bidder, State Utility Contractors, Inc. of in the amount of \$2,494,220.30 which includes a 10% contingency.

(6:37pm)

CHECK VOTERS

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

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

Committee and Other Reports

(6:38pm) Finance & Operations Committee Meeting, Monday, March 15, 2021, 5:30pm, Chairman Robert Winkler

Council Member New/Non-agenda Comments

(6:41pm) Council member Robert Winkler recognized York City Police Officer Pierre King for starting an organization "Be the King of Change" that promotes kindness and equality.

(6:42pm) Council member Tom Audette reported that he is on the RFATS subcommittee that will be addressing TABS and C&M funding.

(6:43pm) Council member William "Bump" Roddey stated that York County is doing a tremendous job getting everyone vaccinated against COVID-19 but now the next step is trying to figure out how to get the homeless and/or less fortunate population vaccinated. Mr. Roddey explained that Pathways is assisting in this effort by providing a location for them to go to.

(6:46pm) Council member Allison Love thanked the York County Sheriff's Department and the Highway Patrol for patrolling the Lake Wylie area for speeding vehicles. Also, Ms. Love has put together 9 teams of people to assist with litter pick up in Lake Wylie/Clover this Saturday.

(6:48pm) Chairwoman Christi Cox thanked Ryan Sanderson with Knowledge Perk for arranging a visit to Greenville to learn about a program called Next and Next Accelerate that supports

small businesses and stated that she would like to create a program similar to this in York County.

Citizen Concerns

Executive Session

Receipt of Legal Advice: Meriway Pointe Mediated Settlement Agreement

Receipt of Legal Advice: Condemnation of Pennies Project No. 11149-014 (SC RTE 72 Road Widening), Tracts 56 and 57

Contractual Matter: CHM/McCelvey Center Lease Agreement

Matters for consideration following Executive Session

1. Motion to approve the CHM/McCelvey lease agreement.

(7:47pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

2. Motion to approve the Meriway Pointe Settlement Agreement.

(7:47pm)

ADOPTED [4 to 3]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

AYES: Robert Winkler, William "Bump" Roddey, Christi Cox, Joel Hamilton

NAYS: Tom Audette, Allison Love, Brandon Guffey

3. Motion to authorize condemnation of Pennies Project No. 11149-014 (SC RTE 72 Road Widening), Tracts 56 and 57.

(7:50pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

Adjourn

7:50pm