



YORK COUNTY
COUNTY COUNCIL
MINUTES • MARCH 7, 2022



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

Tabatha Jefferies, Keep York County Beautiful (At Large) **ABSENT**

Kristin Kelly, Keep York County Beautiful (At Large) **ABSENT**

Appearances

(6:02pm) Public Works Director, Eric Rekitt and Council to recognize Wes Blackwelder on his service and retirement with York County.

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

(6:04pm) Jeff Carroll, 375 Starlight Drive, Fort Mill, South Carolina addressed Council regarding his support for the Morningstar Tower Project and asked Council to stop discriminating against York County seniors and to stop discriminating against churches in York County.

(6:05pm) Nicholas Papanocho, 375 Starlight Drive, Fort Mill, South Carolina addressed Council regarding his support for the Morningstar Tower Project.

(6:07pm) Diana Simone, 375 Starlight Drive, Fort Mill, South Carolina addressed Council regarding her support for the Morningstar Tower Project.

(6:10pm) Bill Nugent, 375 Starlight Drive, Fort Mill, South Carolina addressed Council regarding his support for the Morningstar Tower Project.

(6:12pm) Debbie Anthony, 117 David Court, Fort Mill, South Carolina addressed Council regarding her support for the Morningstar Tower Project.

(6:14pm) Larry Byrd, 375 Starlight Drive, Fort Mill, South Carolina addressed Council regarding his support for the Morningstar Tower Project.

(6:16pm) Matt Martin, 2429 Gibson Street, Rock Hill, South Carolina addressed Council regarding his support for the Morningstar Tower Project.

(6:18pm) Douglas Smith, 1573 Faires Road, Rock Hill, South Carolina addressed Council regarding his support for the 1555 Faires Road rezoning.

(6:19pm) Mike Delaney, 1555 Faires Road, Rock Hill, South Carolina addressed Council regarding his support for the 1555 Faires Road rezoning.

Consent Agenda

(6:22pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

1. Approval of February 21, 2022 Finance & Operations Committee Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

2. Approval of February 21, 2022 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 February 21, 2022: Elizabeth Bowers, Rock Hill/York County Convention and Visitor's Bureau (At Large), Thomas "Bud" Smith, Zoning Board of Appeals (District 6), and Dean Faile, Catawba Regional Council of Governments (At Large).

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

4. The York County Code of Ordinances §153.57(B) requires an annual report on impact fees at the first Council meeting in March. The impact fee report provides Council with all of the information required by ordinance, as well as summary data for impact fee collection in 2021.
5. Council to provide Second Reading of AN ORDINANCE AUTHORIZING THE SALE OF THE E.C. BLACK BUILDING LOCATED AT 13 SOUTH CONGRESS STREET, YORK, SOUTH CAROLINA, 29745, IDENTIFIED BY TAX MAP NUMBERS 070-11-01-008 and 009, "AS IS, WHERE IS" TO THE CITY OF YORK, AND AUTHORIZING THE CHAIRWOMAN, COUNTY MANAGER, AND OTHER COUNTY OFFICIALS TO EXECUTE SUCH DOCUMENTS INCIDENT TO THE CLOSING AND SALE OF THE PROPERTY, INCLUDING THE DEED FOR THE PROPERTY; PROVIDING FOR A PUBLIC HEARING, AND PROVIDING FOR OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

6. Council to approve the Sheriff's Office request to apply for and accept if awarded the 2022/2023 Victims of Crime Act (VOCA) grant in the amount of \$40,606. Grant consists of 80% grantor funding (\$32,485) with a 20% match (\$8,121).

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

7. Council to approve award of Bid #2785 for the purchase of two new, unused, 2022 model, Crossover SUVs to the lowest responsive and responsible bidder, Benson Nissan of Easley, SC for the total cost of \$49,690.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

8. Council to approve award of Bid #2786 for the purchase of two new, unused, 2022 model, Intermediate SUVs to the lowest responsive and responsible bidder, Friendship Ford of Bristol, TN, for the total cost of \$63,706.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

9. Council to approve award of Bid #2789 for the purchase of two new, unused, 2022 model, Full Size, 4x4, Standard Cab Trucks to the lowest responsive and responsible bidder, Vic Bailey Ford of Spartanburg SC, for the total cost of \$64,576.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

10. Council to approve award of Bid #2792 for the purchase of four (4) each, new, unused, 2022 model, Full Size, 4x4, Crew Cab Trucks to the lowest responsive and responsible bidder, Vic Bailey Ford of Spartanburg SC, for the total cost of \$146,367.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

11. Council to approve award regarding Bid #2811 for Vegetation Management Services along Highways 274 and 49 in the Lake Wylie Area, to the lowest responsive and responsible bidder, Bethel Lawn and Landscaping LLC of Clover SC, for a total cost of \$47,000.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

12. Council to approve change orders for awarded BID #2732 to A3 Communications of Charlotte NC, for the Moss Justice Center's camera and door access security package in the amount of \$49,475.44.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

13. Council to approve a professional services contract with S&ME Inc. of Charlotte NC for \$94,600.00 plus a 10% contingency to conduct Dam Evaluations, Natural Resources and Cultural Resources services for Catawba Bend Preserve Park.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

14. Rezoning Action: Consider Third Reading

Case #	21-24
Tax Map #	339-00-00-010
Zoning Request:	To rezone from AGC to RUD
Acres:	9.639 +/- acres
Council District:	Three (3) - Winkler
Applicant:	Travis Boyd
Owner:	Travis Boyd Construction, LLC
Location:	2321 Chester Highway, York
Planning Commission Date:	January 10, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

15. Council to approve a contractual agreement with sole source provider Axon Enterprise Inc. of Scottsdale AZ, for the purchase and upgrade of tasers, body worn and dash cameras, and integrated services for use by the Sheriff's office, for an additional cost of \$362,746, for a grand total contract amount of \$2,512,776.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

Public Hearing(s)

1. Public Hearing

(6:23pm) Diane Dil, Planning Manager provided a brief overview of the proposed rezoning.

(6:25pm) 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 Tom Audette to close the public hearing.

ALLOWED [Unanimous]

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

Rezoning Action: Hold a Public Hearing and Consider First Reading

Case #	21-22
Tax Map #	653-00-00-010; 653-00-00-024; 653-00-00-025
Zoning Request:	To rezone from BD-II to BD-III
Acres:	3.5 +/- acres
Council District:	One (1) - Audette
Applicant:	Hall Johnston
Owner:	Millwood, Powell, McMurry
Location:	W. Highway 160, Fort Mill
Planning Commission Date:	February 14, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve with condition (9-0)

(6:25pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Tom Audette

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

2. Public Hearing

(6:25pm) Diane Dil, Planning Manager provided a brief overview of the proposed rezoning.

The following individuals spoke in favor of the proposed rezoning:

(6:27pm) Brannon Spangenberg, Rock Hill, South Carolina and Debbie Spangenberg, Jacksonville, North Carolina addressed Council regarding their support for the proposed rezoning.

(6:29pm) 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 Brandon Guffey to close the public hearing.

ALLOWED [Unanimous]

MOVANT: Robert Winkler

SECOND: Brandon Guffey

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

Rezoning Action: Hold a Public Hearing and Consider First Reading

Case #	22-01
Tax Map #	436-00-00-013(portion)
Zoning Request:	To rezone from AGC to RUD
Acres:	1.0 +/- acres
Council District:	Five (5) - Cox
Applicant:	Debra Spangenberg
Owner:	Brannon and Ashlyn Spangenberg
Location:	4211 Madonna Drive, Rock Hill
Planning Commission Date:	February 14, 2022
Staff Recommendation:	Approve with condition
PC Recommendation:	Approve with condition (9-0)

(6:29pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

3. Public Hearing

(6:29pm) Diane Dil, Planning Manager provided a brief overview of the proposed rezoning.

The following individuals spoke in favor of the proposed rezoning:

(6:31pm) Sean Sides, 5062 Matthews Simril Road, Rock Hill, South Carolina addressed Council regarding his support for the proposed rezoning.

(6:32pm) Name Unknown, 5078 Matthews Simril Road, Rock Hill, South Carolina addressed Council regarding her support for the proposed rezoning.

(6:33pm) 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 Tom Audette to close the public hearing.

ALLOWED [Unanimous]

MOVANT: Robert Winkler

SECOND: Tom Audette

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

Rezoning Action: Hold a Public Hearing and Consider First Reading

Case #	22-02
Tax Map #	543-00-00-052
Zoning Request:	To rezone from ID to RUD
Acres:	7.46 +/- acres
Council District:	Six (6) - Guffey
Applicant:	Sean Sides and Lori Galster
Owner:	Sean Sides and Lori Galster
Location:	5062 Matthews Simril Road, Rock Hill
Planning Commission Date:	February 14, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve (9-0)

(6:33pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Brandon Guffey

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

Old Business

1. Rezoning Action: Consider Third Reading

Case #	21-25
Tax Map #	434-00-00-019
Zoning Request:	To rezone from AGC to RUD
Acres:	1.0 +/- acres
Council District:	Five (5) - Cox
Applicant:	Michael Delaney
Owner:	Julie Delaney
Location:	1555 Faires Road, Rock Hill
Planning Commission Date:	January 10, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve

(6:33pm)

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

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

New Business

1. Council to approve award of Bid #2809 regarding the US 321/Johnson/Railroad Avenue Intersection Improvement Construction Project (Project 11149-008c:), to the lowest responsive and responsible bidder, Carolina Civil LLC of Clover SC, for a total cost of \$2,074,750.70, and to further approve the transfer of necessary funds for this project.

(6:35pm)

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

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

2. Council to Adopt A RESOLUTION RATIFYING AND CONFIRMING THE ADDITION OF ANDERSON CRANE & BRIDGE TECHNOLOGIES INC., AS A SPONSOR AFFILIATE TO THE FEE-IN-LIEU OF AD VALOREM TAXES AGREEMENT BETWEEN YORK COUNTY, SOUTH CAROLINA, AND ANDERSON HYDRA PLATFORMS INC. ("COMPANY"), AS SPONSOR; AND OTHER RELATED MATTERS.

(6:36pm)

APPROVED [Unanimous]

MOVANT: Robert Winkler

SECOND: Brandon Guffey

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

Committee and Other Reports

(6:37pm) Health and Environmental Protection Committee Meeting, Tuesday, March 1, 2022,
6:00pm Chairman Tom Audette

(6:38pm) Economic Development Committee Meeting, Monday, March 7, 2022, 5:00pm
Chairman Joel Hamilton

Council Member New/Non-agenda Comments

(6:39pm) Council member William "Bump" Roddey stated that the Panthers deal needs to be finalized as quickly as possible to avoid any potential litigation.

(6:41pm) Council member Allison Love invited everyone to Clover on March 10 and 11th for the St Patrick's Day Festival.

(6:41pm) Council member Robert Winkler stated that he will not be filing for Council re-election this year.

(6:42pm) Council member Joel Hamilton congratulated the Women's Rock Hill Bearcat Basketball team on the State Championship and the Winthrop Eagles Big South Championship.

(6:43pm) Council member Tom Audette addressed the BH4608 bill that is in front of the Senate that will protect women's sports and requested citizens to reach out to their Legislator's to help protect women's sports.

(6:44pm) Chairwoman Christi Cox also congratulated the Women's Rock Hill Bearcat Basketball team on the State Championship.

Citizen Concerns

(6:44pm) Charles Graham, 6970 Montgomery Road, Lake Wylie, South Carolina addressed Council regarding mental health awareness and the current fentanyl crisis. Mr. Graham requested that Council be proactive in allocating budget funds for fentanyl use and mental health treatment.

Executive Session

Receipt of Legal Advice/Contractual Matter: Bond Issue Due Diligence Contracts

Receipt of Legal Advice: Update on Ongoing Litigation Matters

Contractual Matter: Agency Real Property Acquisition

Contractual Matter: Emergency Procurement Change Orders regarding the McCelvey Center

Matters for consideration following Executive Session

1. Motion to authorize the County Attorney to approve and ratify the 3 bond issue due diligence contracts.

(7:58pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

2. Motion to approve the Emergency Procurement Change Order with Scaffolding Solutions regarding the McCelvey Center.

(7:59pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

3. Motion to authorize Management to engage and negotiate regarding agency property acquisition.

(7:59pm)

ADOPTED [Unanimous]

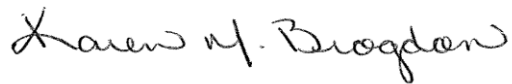
MOVANT: Joel Hamilton

SECOND: Allison Love

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

Adjourn

There being no further business, the meeting adjourned at 7:59pm

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