



YORK COUNTY
COUNTY COUNCIL
MINUTES • JULY 18, 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: Late, 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

Appearances

(6:02pm) Council recognized the Fort Mill High School Baseball and Softball Teams on their outstanding seasons.

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

(6:05pm) Cyndi Helms 2276 Williford Road, Rock Hill, South Carolina addressed Council regarding her opposition to the proposed Resolution for elected official term limits.

(6:06pm) Scott Webb, 5877 Fletcher Court, Rock Hill, South Carolina addressed Council regarding his support for proposed rezoning 22-14.

(6:09pm) Jeff Wilburn, 1691 Hands Mill Highway, Rock Hill, South Carolina addressed Council regarding his support for proposed rezoning 22-14.

Consent Agenda

(6:10pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

ABSENT: William "Bump" Roddey

1. Approval of June 16, 2022 Health and Environmental Protection Committee Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

2. Approval of June 20, 2022 Finance & Operations Committee Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

3. Approval of June 20, 2022 County Council Meeting Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

4. Approval of July 11, 2022 Regular Meeting Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

5. Rezoning Action: Consider Third Reading

Case #	22-10
Tax Map #	592-02-01-122 and 592-02-01-123
Zoning Request:	To rezone from RSF-40 to OI
Acres:	1.72 +/- acres
Council District:	Six (6) - Guffey
Applicant:	Rees and Retha Russell
Owner:	R and R Property Holdings, LLC
Location:	3217 Celanese Road, Rock Hill
Planning Commission Date:	May 9, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

6. Council to Consider Amending and Providing Second Reading of AN ORDINANCE TO AMEND CHAPTER 33 OF THE YORK COUNTY CODE OF ORDINANCES, SECTION 33.069, OFFICIAL HOLIDAYS, SO AS TO ADD JUNETEENTH AND VETERANS DAY AS HOLIDAYS FOR REGULAR FULL-TIME EMPLOYEES AND REGULAR PART-TIME EMPLOYEES THAT HAVE WORK SCHEDULES OF MORE THAN 20 HOURS PER WEEK; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

7. Approve nominated applicants for service for Boards & Commissions from the Finance & Operations Committee meeting on June 20, 2022, along with nominations from the floor: Don Love, York County Forever (District 2), Donny Mitchell, York County Forever (District 3, Chrissy Stewart, Keep York County Beautiful (District 3), Jonathan Winn, Keep York County Beautiful (At Large), Megan Hylton, Keep York County Beautiful (At Large), David Duncan, Culture and Heritage Commission (District 3), and Annie Wheat, Culture and Heritage Commission (District 6).

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

8. Council to approve a request from Sheriff Tolson to allow retiring Sheriff's Office Lt. Mike Ligon to retain his service weapons.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

9. Council to approve a request from Sheriff Tolson to allow retiring Sheriff's Corporal Andrew Boone to retain his service weapons.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

10. Council to approve a request from Sheriff Tolson to allow retiring Sheriff's Lt. Terry Vinesett to retain his service weapons.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

11. Council to approve consulting services for use by the Coroner's Office to Forensic Pathology Consultants, for a total cost not to exceed \$50,000.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

12. Council to approve toxicology testing of decedent's for use by the Coroner's Office to Forensic Science Network, for a total cost not to exceed \$40,000.00

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

13. Council to approve toxicology testing services for use by the Coroner's Office to NMS Labs, for a total amount of \$40,000.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

14. Council to approve autopsies to be performed by York Pathology for the Coroner's Office, for a total cost not to exceed \$200,000.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

15. Council to approve transport services for the Coroner's Office, for a total cost not to exceed \$200,000.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

16. Council to approve the use of Cooperative Purchasing as defined in section 35.008 (C)(2) of the York County Procurement Code for the purchase of one new 2023 Cab and Chassis with Roll Off Truck from Autocar of Birmingham AL, for use by Public Works Collection and Recycling, for a total cost of \$227,484.85, including sales tax.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

17. 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 \$50,000.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

18. Council to approve York County MOUs with Fort Mill EMS, Piedmont Medical EMS, River Hills EMS, Rock Hill Fire Dept., Tega Cay Fire Dept., and the Carolina Dive and Rescue Emergency Response Team for purposes of establishing Comprehensive Consolidated Emergency Communications, and authorizing the County Manager to sign each agreement on behalf of the County

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

19. Council to approve Utility Relocation Agreements with York County Natural Gas Authority, Comporium and York Electric Cooperative, Inc totaling \$230,601.98 for Pennies 4 Project 17228-010 Sutton Rd/New Gray Rock Rd Intersection Improvements, and authorizing The County Manager to execute the Relocation Agreements.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

20. Council to approve the purchase of pipe materials for use by the Public Works and Engineering Departments for a total cost not to exceed \$160,000.00 for FY2022-2023.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

21. Council to approve FY 2022-2023 insurance premium services for the administration of York County's Worker's Compensation Insurance program by USI Insurance Services, for a total cost of \$435,354.00.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

22. Council to give authorization to accept if awarded the FY2022 Edward Byrne Memorial Justice Assistance Grant in the amount of \$31,428 to be used for law enforcement programs and equipment.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

23. Council to give authorization to accept if awarded the FY2022 DNA Capacity Enhancement for Backlog Reduction Grant in the amount of \$250,000 to be used for equipment, training, and supplies.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

24. Council to approve radio service and maintenance agreement with Motorola Solutions Inc. for a total amount of \$2,309,395.02.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

25. Council to approve service and maintenance agreement with Intrado Life and Safety Inc., of Chicago IL regarding 911 services, for a total amount of \$291,719.13

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

26. Council to approve the first of two one year contract renewal options with South Data Inc. of Mt Airy NC, regarding RFP #2598 for printing services for tax forms, envelopes, and tax notices, for use by the County Auditor's and Treasurer's offices, for a total cost of \$38,000.00 for FY 2022-2023.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

Public Hearing(s)

1. Public Hearing

(6:11pm) Jonathan Buono, Planning Director provided an overview of the proposed rezoning

(6:12pm) There being no one interested in speaking for or against the proposed rezoning a motion was made by Council member Robert Winkler and seconded by Council member Joel Hamilton to close the public hearing.

ALLOWED [Unanimous]

MOVANT: Robert Winkler

SECOND: Joel Hamilton

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

ABSENT: William "Bump" Roddey

Rezoning Action: Hold a Public Hearing and Consider First Reading

Case #	22-13
Tax Map #	654-00-00-008
Zoning Request:	To rezone from AGC to RSF-40
Acres:	2.88 acres
Council District:	One (1) - Audette
Applicant:	New Old, LLC
Owner:	New Old, LLC
Location:	2270 New Gray Rock Road, Fort Mill
Planning Commission Date:	June 13, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve

(6:12pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Tom Audette

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

ABSENT: William "Bump" Roddey

2. Public Hearing

(6:12pm) Jonathan Buono, Planning Director provided an overview of the proposed rezoning

The following individuals spoke in favor of the proposed rezoning

(6:16pm) Bridget Wilburn, property owner, addressed Council regarding her support for the proposed rezoning.

(6:17pm) Jeff Wilburn, property owner, addressed Council regarding his support for the proposed rezoning. Mr. Wilburn stated that his family has had the animals for quite some time and it has never been a problem.

(6:20pm) Scott Webb, addressed Council regarding his support for the proposed rezoning

The following individuals spoke in opposition of the proposed rezoning:

(6:22pm) Bill Van Nordstrand, 1530 Meadowdale Road, Rock Hill, South Carolina addressed Council regarding his opposition to the proposed rezoning.

(6:24pm) Mike Fiddell, 1585 Meadowdale Road, Rock Hill, South Carolina addressed Council regarding his opposition to the proposed rezoning.

(6:26pm) Chris Matthews, 1430 Farmstead Road, Rock Hill, South Carolina addressed Council regarding his opposition to the proposed rezoning.

(6:27pm) Richard Carpenter, 1680 Meadowdale Road, Rock Hill, South Carolina addressed Council regarding his opposition to the proposed rezoning.

(6:29pm) Chuck Greene, 1746 Wedgefield Drive, Rock Hill, South Carolina addressed Council regarding his opposition to the proposed rezoning.

(6:31pm) 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 #	22-14
Tax Map #	789-00-00-018
Zoning Request:	To rezone from RSF-40 to RUD-I
Acres:	5.05 +/- acres
Council District:	Six (6) - Guffey
Applicant:	Jeffrey Wilburn
Owner:	Jeffrey Wilburn
Location:	1691 Hands Mill Highway, Rock Hill
Planning Commission Date:	June 13, 2022
Staff Recommendation:	Deny
PC Recommendation:	Deny

(6:32pm) A motion was made by Council member Brandon Guffey and seconded by Council member Joel Hamilton to deny first reading of the proposed rezoning.

After Council discussion, the motion was withdrawn by Council member Brandon Guffey at 6:41pm.

(6:41pm) A motion to approve was made by Council member Joel Hamilton and seconded by Council member Tom Audette.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Tom Audette

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

3. Public Hearing

(6:41pm) Jonathan Buono, Planning Director provided an overview of the proposed rezoning

The following individuals spoke in favor of the proposed rezoning:

(6:44pm) Mike Pitts, on behalf of the owners of the dealership addressed Council regarding his support for the proposed rezoning.

(6:45pm) 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 #	22-15
Tax Map #	716-00-00-086
Zoning Request:	To rezone from LI to GC
Acres:	6.69 +/- acres
Council District:	One (1) - Audette
Applicant:	Michael S. Pitts
Owner:	TT of Fort Mill Property, LLC
Location:	805 Gold Hill Road, Fort Mill
Planning Commission Date:	June 13, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve

(6:45pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Tom Audette

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

4. Public Hearing

(6:45pm) Jonathan Buono, Planning Director provided an overview of the proposed rezoning

(6:46pm) 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: Hold a Public Hearing and Consider First Reading

Case # 22-16
Tax Map # 726-00-00-087 (portion)
Zoning Request: To rezone from RMX-20 and NC to LI
Acres: 7 +/- acre portion of 52.5 acre parcel
Council District: One (1) - Audette
Applicant: Salem Builders
Owner: Pats Properties
Location: 7573 Regent Parkway, Fort Mill
Planning Commission Date: June 13, 2022
Staff Recommendation: Deny
PC Recommendation: Approve

(6:46pm)

DEFERRED [Unanimous]

MOVANT: Tom Audette

SECOND: Joel Hamilton

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

Old Business

1. Rezoning Action: Consider Second Reading

Case # 22-11
Tax Map # 525-00-00-012
Zoning Request: To rezone from AGC to RUD
Acres: 14.02 +/- acres
Council District: Five (5) - Cox
Applicant: T&T Express; Timario Gayton
Owner: Tina S. Bobo
Location: 3967-4015 Saluda Road, Rock Hill
Planning Commission Date: May 9, 2022
Staff Recommendation: Approve
PC Recommendation: Approve

(6:46pm)

DEFERRED [Unanimous]

MOVANT: Robert Winkler

SECOND: Allison Love

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

2. Rezoning Action: Consider Second Reading

Case #	22-17
Tax Map #	721-00-00-064; 721-00-00-005 (portion)
Zoning Request:	To rezone from UD to GC
Acres:	1.96 +/- acres
Council District:	One (1) - Audette
Applicant:	Henry Breaux; Sterling York, LLC
Owner:	Sterling York, LLC; A&P Car Care Center
Location:	1905 Highway 21, Fort Mill
Planning Commission Date:	June 13, 2022
Staff Recommendation:	Approve
PC Recommendation:	Approve

(6:47pm)

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Tom Audette

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

3. COUNCIL TO CONSIDER APPROVING SECOND READING OF AN ORDINANCE TO ABOLISH THE SPECIAL TAX DISTRICT KNOWN AS THE YORK COUNTY RECREATION TAX DISTRICT IN YORK COUNTY EFFECTIVE AS OF DECEMBER 31, 2022, AS DESCRIBED MORE PARTICULARLY HEREIN; TO SPECIFY THE TIME AND APPLICATION OF THE FINAL LEVY OF TAXES FOR THE OPERATION AND MAINTENANCE OF THE YORK COUNTY RECREATION TAX DISTRICT; TO PROVIDE FOR THE WINDING DOWN AND CESSATION OF OPERATIONS OF THE YORK COUNTY RECREATION TAX DISTRICT AS AN ADMINISTRATIVE DIVISION OF THE COUNTY; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

(6:47pm)

APPROVED [5 to 2]

MOVANT: Tom Audette
SECOND: Allison Love
AYES: Audette, Love, Roddey, Cox, Guffey
NAYS: Robert Winkler, Joel Hamilton

New Business

1. Council to Consider Adopting A RESOLUTION OF THE YORK COUNTY COUNCIL SUPPORTING THE IMPOSITION OF TERM LIMITS AT ALL LEVELS OF GOVERNMENT WITHIN SOUTH CAROLINA; ENDORSING THE PASSAGE OF STATE LEGISLATION TO IMPOSE TERM LIMITS; AND PROVIDING FOR OTHER MATTERS RELATING THERETO.

(7:00pm) Motion was made by Council member Joel Hamilton and seconded by Council member Brandon Guffey to approve the proposed Resolution.

FAILED [3 to 4]

MOVANT: Joel Hamilton
SECOND: Brandon Guffey
AYES: Robert Winkler, Brandon Guffey, Joel Hamilton
NAYS: Tom Audette, Allison Love, William "Bump" Roddey, Christi Cox

Motion to defer the item to a workshop in September for additional discussion by Council.

(7:26pm)

DEFERRED [Unanimous]

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

2. Council discussion regarding maternity/paternity leave for employees.

(7:38pm)

Council member Brandon Guffey requested that staff research the cost to the taxpayers if maternity/paternity leave is allowed for employees.

This topic shall be referred to the Finance & Operations Committee meeting for additional review.

3. Council to approve the purchase of additional public safety software licensing for use by the Sheriff's Office, from Centralsquare Technologies (formerly Zuercher Technologies, LLC) of Lake Mary FL, for a total cost of \$43,781.03, as part pf the Coronavirus State and Local Fiscal Recovery Funds.

(7:43pm)

APPROVED [Unanimous]

MOVANT: Allison Love
SECOND: Robert Winkler
AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

4. Council to approve award regarding Bid #2814 for the purchase of 130 rugged Getac V110 G6 Mobile Data Computers (laptops), 130 Havis Docks and 10 Getac V110 Office Docks to the lowest responsive and responsible bidder, Preferred Communications Inc., of Butner NC, for a total cost of \$528,826.40, as part of the Coronavirus State and Local Fiscal Recovery Funds.

(7:45pm)

APPROVED [Unanimous]

MOVANT: Robert Winkler
SECOND: Allison Love
AYES: Audette, Love, Winkler, Roddey, Cox, Guffey, Hamilton

Committee and Other Reports

(7:46pm) Planning and Zoning Committee Meeting, Monday, July 11, 2022 10:00am
Chairwoman Allison Love

(7:48pm) Finance & Operations Committee Meeting, Monday, July 18, 2022 5:30pm Chairman
Robert Winkler

Council Member New/Non-agenda Comments

(7:49pm) Council member Robert Winkler requested that the Planning and Zoning Committee research the TIA requirements

(7:50pm) Council member Tom Audette stated that the RFATS Committee has been working with Access Transportation to get transportation to the Tega Cay, Fort Mill and Lake Wylie areas. Mr. Audette stated that as of September 2022 this program will be available to those citizens.

(7:52pm) Council member William "Bump" Roddey encouraged everyone to support the back to school programs that provides school supplies for children.

(7:53pm) Council member Brandon Guffey requested that the topic of digital billboards be put on a council agenda for a vote and a discussion regarding animals being allowed on smaller lot sizes.

(7:54pm) Council member Allison Love requested that some animal welfare issues be added to the Council workshop agenda in September.

Citizen Concerns

Executive Session

Personnel Matter: Commercial Appraiser V

Contractual Matter: Consideration of COG Operating Agreement and Resolution in support thereof

Receipt of Legal Advice/Contractual Matter: Retention of Kirsten Small (Nexsen Pruet)

Receipt of Legal Advice/Contractual Matter: Retention of Murrell Smith (Smith Robinson)

Receipt of Legal Advice: Request to Authorize Condemnation regarding Project No. 17228-12, Tract 4 (SC 161/US21/S-50)

Receipt of Legal Advice: Request to Authorize Condemnation regarding Project No. 11149-004, Tract 55 (US Route 21/SC Route 51)

Receipt of Legal Advice: Blue Granite

Receipt of Legal Advice/Contractual Matter: Municipal Inmate Jail Agreement

Matters for consideration following Executive Session

1. Motion to authorize the County Attorney to retain outside counsel as discussed in Executive Session.

(9:37pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

ABSENT: Brandon Guffey

2. Motion to authorize condemnation regarding Project No. 17228-12, Tract 4 (SC 161/US21/S-50)

(9:37pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Tom Audette

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

ABSENT: Brandon Guffey

3. Motion to authorize condemnation regarding Project No. 11149-004, Tract 55 (US Route 21/SC Route 51)

(9:37pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

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

ABSENT: Brandon Guffey

4. Motion to authorize the amount as discussed in Executive Session regarding the appraiser position.

(9:38pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

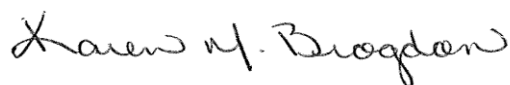
AYES: Audette, Love, Winkler, Roddey, Cox, Hamilton

ABSENT: Brandon Guffey

Adjourn

9:38pm

There being no further business, the meeting adjourned at 9:38pm.



Karen M. Brogdon, Clerk to Council