



YORK COUNTY
COUNTY COUNCIL
MINUTES • JANUARY 3, 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: Absent, 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

Nicholas Ober, Riverview Fire Tax District
Justin Laroche, Riverview Fire Tax District

Appearances

Council to recognize Corporal Tim Carroll on his service and retirement with York County.
ABSENT

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

Consent Agenda

(6:06pm)

APPROVED [Unanimous]

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

1. Approval of December 20, 2021 Finance & Operations Committee Minutes

ACCEPTED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

2. Approval of December 20, 2021 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 20, 2021: Philip Keenan, Board of Assessment Appeals (District 7), Johnny Walker, York County Forever (District 5), Debi Cloninger, Planning Commission (At Large), John Gregory, Catawba Mental Health Board, and Ellen Goff, Bethel Fire Tax District Board.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

4. Council to approve a request from Sheriff Tolson to allow retired Sheriff's Office Major Robbie Hudgins to retain his service weapons.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

5. Council to approve a request from Sheriff Tolson to allow Corporal Timothy Carroll to retain his service weapon upon his retirement.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

6. Council to approve contract renewal agreement with Tetra Tech Inc., of Maitland FL regarding Bid #2395, for on call Disaster Debris Monitoring & Recovery Services.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

7. Rezoning Action: Consider Third Reading

Case # 21-20
Tax Map # 714-00-00-023
Zoning Request: To rezone from AGC to LI
Acres: 9.92 +/- acres
Council District: Seven (7) - Hamilton
Applicant: Tim Helline
Owner: William and Doris Coltharp
Limited Family Partnership
Location: 2120 Coltharp Road, Fort Mill
Planning Commission Date: November 8, 2021
Staff Recommendation: Approve
PC Recommendation: Approve (6-2)

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

8. COUNCIL TO CONSIDER THIRD READING OF AN ORDINANCE TO AMEND THE EXISTING AGREEMENT GOVERNING THE YORK-CHESTER INDUSTRIAL PARK TO ADD PARCELS WITHIN THE GEOGRAPHICAL BOUNDARIES OF YORK COUNTY TO THE MULTI-COUNTY PARK TO ACCOUNT FOR PARCELS ADDED TO THE PARK IN YEAR 2021; TO REVISE TAX MAP NUMBERS, COMPANY NAMES, OR PROPERTY OWNERS ASSOCIATED WITH CERTAIN PARCELS; TO REMOVE PARCELS FROM THE PARK, IF NECESSARY; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

9. COUNCIL TO CONSIDER SECOND READING OF AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF YORK, SOUTH CAROLINA, CHAPTER 30, SECTIONS 30.07 AND 30.11, IN ORDER TO CLARIFY THE ROLES OF COUNCIL COMMITTEES, ENUMERATION, APPOINTMENT THERETO, TO RENAME TWO STANDING COMMITTEES, TO CLARIFY THE PROCESS BY WHICH STANDING COMMITTEES RECEIVE AND PROMULGATE ORDINANCES; TO CLARIFY AND CONFORM THE CODE AND RULES OF COUNCIL TO THE COUNCIL'S CUSTOM AND PRACTICE REGARDING ORDINANCES, RESOLUTIONS AND ITS LEGISLATIVE PROCESS AND FURTHER CLARIFY THE COUNCIL REQUIREMENTS AS TO ORDINANCE AND RESOLUTION FORM, APPROVAL, WRITING, REFERRAL, READINGS, AND ADOPTION; TO DISTINGUISH EMERGENCY ORDINANCES; AND, TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton

SECOND: Robert Winkler

10. COUNCIL TO PROVIDE SECOND READING OF AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BY AND BETWEEN YORK COUNTY, SOUTH CAROLINA AND A COMPANY OR COMPANIES KNOWN TO THE COUNTY AT THIS TIME AS "PROJECT WALKER" WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY, WHEREBY SUCH PROPERTY WILL BE SUBJECT TO CERTAIN PAYMENTS IN LIEU OF TAXES; AND OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

11. COUNCIL TO PROVIDE SECOND READING OF AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BY AND BETWEEN YORK COUNTY, SOUTH CAROLINA AND A COMPANY OR COMPANIES IDENTIFIED AT THIS TIME UNDER THE CODE NAME "PROJECT SIMA" WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY, WHEREBY SUCH PROPERTY WILL BE SUBJECT TO CERTAIN PAYMENTS IN LIEU OF TAXES; AND OTHER MATTERS RELATED THERETO.

APPROVED [Unanimous]

MOVANT: Joel Hamilton
SECOND: Robert Winkler

Public Hearing(s)

1. Public Hearing

(6:06pm) Diane Dil Planning Manager provided a brief overview of the proposed rezoning.

(6:08pm) 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 Allison Love to close the public hearing.

ADOPTED [Unanimous]

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

Rezoning Action: Hold Public Hearing and Consider First Reading

Case #	21-23
Tax Map #	484-00-00-024
Zoning Request:	To rezone from RC-I to BD-III
Acres:	1.0 +/- acres
Council District:	Two (2) - Love
Applicant:	Lee Whitley

Owner: W.F. Papke III Income/Expense, LLC
Location: 6166 Charlotte Highway, Clover
Planning Commission Date: December 13, 2021
Staff Recommendation: Approve
PC Recommendation: Approve

(6:09pm)

Motion to approve with the Planning Commission's recommendations as follows:

The property shall be recombined into parcel number 484-00-00-005 prior to site plan approval for development.

APPROVED [Unanimous]

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

2. Public Hearing

(6:09pm) There being no one interested in speaking for or against the proposed ordinance a motion was made by Council member Allison Love and seconded by Council member Robert Winkler to close the public hearing.

ADOPTED [Unanimous]

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

COUNCIL TO CONSIDER SECOND READING OF AN ORDINANCE TO REDISTRICT AND REDEFINE THE VOTING DISTRICTS WITHIN YORK COUNTY THROUGH REAPPORTIONMENT, AS TO POPULATION, OF THE SEVEN SINGLE-MEMBER ELECTORAL DISTRICTS WITHIN THE COUNTY FOR THE ELECTION OF MEMBERS OF YORK COUNTY COUNCIL PURSUANT TO THE UNITED STATES CENSUS OF 2020 AND IN COMPLIANCE WITH SECTION 4-9-90 OF THE SOUTH CAROLINA CODE OF LAWS, 1976, AS AMENDED; TO AMEND SECTION 11.04 OF THE YORK COUNTY CODE TO CODIFY THE BLOCK INFORMATION PERTAINING TO THE NEW DISTRICTING; AND TO ADOPT THE CONFORMING REDISTRICTING MAP; AND TO PROVIDE FOR OTHER MATTERS RELATING TO THE REDISTRICTING AND REAPPORTIONMENT OF COUNTY COUNCIL DISTRICTS IN YORK COUNTY.

(6:10pm)

DEFERRED [Unanimous]

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

3. Public Hearing

(6:11pm) 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 Tom Audette to close the public hearing.

ADOPTED [Unanimous]

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

Council to Hold a Public Hearing, Consider Amending, and Providing Second Reading of AN ORDINANCE AMENDING CHAPTER 56 OF THE YORK COUNTY CODE OF ORDINANCES, NUISANCES; LITTERING; TO RENAME CHAPTER 56 AS "PUBLIC NUISANCES"; TO RENAME, RENUMBER, REORDER, AND CLARIFY THE REQUIREMENTS FOR NUISANCES THROUGHOUT CHAPTER 56; TO RELOCATE AND CONSOLIDATE THE LEGISLATIVE FINDINGS TO THE INTRODUCTORY PROVISIONS OF THE CHAPTER WHERE POSSIBLE IN ORDER TO PROVIDE CLARITY AND UNIFORMITY AS TO THE PURPOSE AND APPROACH FOR ADDRESSING ALL ACTIONS OR CONDITIONS WHICH CONSTITUTE A PUBLIC NUISANCE; TO PROVIDE A GENERAL DEFINITIONS SECTION FOR THOSE TERMS OR PHRASES APPLICABLE TO THE ENTIRE CHAPTER AND TO DEFINE CERTAIN TERMS INCLUDING, BUT NOT LIMITED TO, PUBLIC NUISANCE, RESPONSIBLE PARTY, AND ABATEMENT THEREIN; TO PROVIDE FOR UNIFORMITY IN PROCEDURES FOR SERVING NOTICE OF A VIOLATION OR COMPLAINT; TO CLARIFY PROCEDURES BY WHICH THE COUNTY MAY ADDRESS INABILITY OR UNWILLINGNESS TO ABATE A PUBLIC NUISANCE; TO CLARIFY AND AMEND THE PENALTIES FOR FAILURE TO ABATE A PUBLIC NUISANCE INCLUDING, BUT NOT LIMITED TO, APPLICABLE FINES AND ABATEMENT ACTION BY THE COUNTY IN CONJUNCTION WITH THE PLACEMENT OF A LIEN FOR THE COST OF SUCH ABATEMENT TO BE COLLECTED IN THE SAME MANNER AS DELINQUENT TAXES; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

(6:12pm)

APPROVED [Unanimous]

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

Old Business

New Business

1. COUNCIL TO CONSIDER FIRST READING OF AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF YORK, SOUTH CAROLINA, CHAPTER 153, SECTIONS 153.30 THROUGH 153.34, IN ORDER TO REVISE, RESTRUCTURE, AND REESTABLISH THE COUNTY ECONOMIC DEVELOPMENT BOARD, TO PRESCRIBE ITS COMPOSITION, MEMBERSHIP, AND TERMS FOR ITS MEMBERS, TO DELINEATE AND DEFINE ITS PURPOSE, OBJECTIVES, DUTIES AND POWERS; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

(6:14pm)

DEFERRED [Unanimous]

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

Committee and Other Reports

(6:15pm) Planning and Economic Development Committee Meeting, Monday, January 3, 2022
5:00pm Chairman Joel Hamilton

Council Member New/Non-agenda Comments

(6:16pm) Council member Tom Audette addressed the challenges we are seeing with increased COVID testing in the area. Council member Audette requested that Management and Staff look into the issue to see if the County can be of assistance.

(6:17pm) Chairwoman Christi Cox requested that the County continue to look into the ongoing mental health issues in the County.

Citizen Concerns

Executive Session

Receipt of Legal Advice/Contractual Matter: Association of Legal Counsel

Receipt of Legal Advice: Rock Hill TIF

Receipt of Legal Advice: Municipal Jail Agreements

Matters for consideration following Executive Session

1. Motion to associate Brian Autry for a legal matter as discussed in Executive Session.
(7:03pm)

ADOPTED [Unanimous]

MOVANT: Joel Hamilton

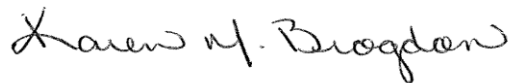
SECOND: Robert Winkler

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

ABSENT: William "Bump" Roddey

Adjourn

There being no further business, the meeting adjourned at 7:03pm.



Karen M. Brogdon, Clerk to Council