



YORK COUNTY
COUNTY COUNCIL
MINUTES • MAY 15, 2023



FINAL

County Council Meeting

York County Government Center
6 South Congress Street
York, SC 29745

6:00 PM

District 1 Tom Audette: Present, Vice-Chairwoman Allison Love: Absent, District 3 Tommy Adkins: Present, District 4 William "Bump" Roddey: Present, Chairwoman Christi Cox: Present, District 6 Watts Huckabee: Present, District 7 Debi Cloninger: 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

(6:01pm) Representative from Keep York County Beautiful presented the annual report. It was reported that total volunteer hours were 75 which is a value to York County in the amount of \$15,000+ and \$19,945 grants in 2022. The annual operating budget is 100% grant funded. Keep York County Beautiful continues to promote litter prevention and beautification, mini-grants with outreach and education.

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

(6:10pm) Diana Simone, 375 Starlight Drive, Fort Mill, South Carolina addressed Council regarding her concerns with the inappropriate books that children have access to in the public library.

(6:12pm) Dave Felts, 8020 Hubert Lane, Fort Mill, South Carolina addressed Council regarding his concerns with the inappropriate books that children have access to in the public library.

(6:15pm) Larry Byrd, 375 Starlight Drive, Fort Mill, South Carolina addressed Council regarding his concerns with the inappropriate books that children have access to in the public library.

(6:16pm) Valerie Cosky, 524 Fear Oaks Drive, Fort Mill, South Carolina addressed Council regarding her concerns with the inappropriate books that children have access to in the public library.

(6:18pm) Tenley Middleton, 702 Maple Hill Drive, Fort Mill, South Carolina addressed Council regarding her concerns with censoring books from children and supports York County libraries and librarians.

(6:20pm) Michael Shinosky, 212 Pebble Creek Crossing, Fort Mill, South Carolina addressed Council regarding his concerns with the inappropriate books that children have access to in the public library.

(6:21pm) Katherine Gutteridge, 2164 Hanging Rock Road, Fort Mill, South Carolina addressed Council regarding her concerns with censoring books from children and supports freedom of speech.

(6:23pm) Carrie Gutzwiller Love, addressed Council on behalf of Lacey Layne, regarding her concerns with censoring books from children and supports York County libraries and librarians.

(6:25pm) Denise Bach, 254 Hammond Road, Fort Mill, South Carolina addressed Council regarding her concerns with the inappropriate books that children have access to in the public library. Also, Ms. Bach stated her opposition to the proposed solar plant in Fort Mill.

(6:27pm) Lori Moore, 1437 Broadcloth Street, Fort Mill, South Carolina addressed Council regarding her concerns with the inappropriate books that children have access to in the public library.

(6:28pm) Tom Bach, 254 Hammond Road, Fort Mill, South Carolina addressed Council regarding his concerns with the inappropriate books that children have access to in the public library.

(6:30pm) Katie Rutland, 12005 Forest Home Drive, Fort Mill, South Carolina addressed Council regarding her concerns with censoring books from children.

(6:32pm) Frank Hubeny, 411 Tayberry Lane, Fort Mill, South Carolina addressed Council regarding his concerns with the inappropriate books that children have access to in the public library.

(6:33pm) Sylvie Carey, 124 Charlotte Street, York, South Carolina addressed Council regarding her concerns with the inappropriate books that children have access to in the public library.

(6:34pm) Inga Carey, 705 Atherton Way, Rock Hill, South Carolina addressed Council regarding her concerns with censoring books from children and supports York County Libraries and librarians.

Consent Agenda

(6:37pm)

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

AYES: Audette, Adkins, Roddey, Cox, Huckabee, Cloninger

ABSENT: Allison Love

1. Approval of May 1, 2023 County Council Meeting Minutes

ACCEPTED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

2. Rezoning Action: Consider Second Reading

Case #	23-12
Tax Map #	267-00-00-012
Zoning Request:	To rezone from AGC to RUD
Acres:	6.86 +/- acres
Council District:	Three (3) - Adkins
Applicant:	Darla Seay Kern
Owner:	Darla Seay Kern
Location:	290 South Grandview Road, Clover
Planning Commission Date:	April 10, 2023
Staff Recommendation:	Approve
PC Recommendation:	Approve

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

3. Rezoning Action: Consider Second Reading

Case #	23-13
Tax Map #	605-00-00-033
Zoning Request:	To rezone from NC to RSF-40
Acres:	1.0 +/- acre
Council District:	Four (4) - Roddey
Applicant:	Daniel Cadieux
Owner:	Daniel Cadieux
Location:	938 Dunlap Roddey Road, Rock Hill

Planning Commission Date: April 10, 2023
Staff Recommendation: Approve
PC Recommendation: Approve

APPROVED [Unanimous]

MOVANT: Tom Audette
SECOND: William "Bump" Roddey

4. Rezoning Action: Consider Second Reading

Case # 23-14
Tax Map # 650-00-00-004
Zoning Request: To rezone from RMX-20 to GC
Acres: 4.170 +/- acres
Council District: One (1) - Audette
Applicant: Mike Boston
Owner: Tega Cay Baptist Church
Location: 1568 Gold Hill Road, Fort Mill
Planning Commission Date: April 10, 2023
Staff Recommendation: Approve
PC Recommendation: Approve

APPROVED [Unanimous]

MOVANT: Tom Audette
SECOND: William "Bump" Roddey

5. Rezoning Action: Consider Second Reading

Case # 23-16
Tax Map # 680-00-00-050; 614-00-00-036
Zoning Request: To rezone from RSF-40 to RUD
Acres: 4.63 +/- acre portion of two parcels that total 70.6 acres
Council District: Five (5) - Cox
Applicant: Craig Craze
Owner: Indigo Rush, LLC
Location: Mt. Holly Road, Rock Hill
Planning Commission Date: April 10, 2023
Staff Recommendation: Approve
PC Recommendation: Approve

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

6. Rezoning Action: Consider Second Reading

Case # 23-17
Tax Map # 634-00-00-074
Zoning Request: To rezone from RSF-30 to GC
Acres: 0.26 +/- acres
Council District: Six (6) - Huckabee
Applicant: Bob Miklosko
Owner: Jean Garrison Watts
Location: 2123 Farrow Street, Rock Hill
Planning Commission Date: April 10, 2023
Staff Recommendation: Approve
PC Recommendation: Approve

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

7. Rezoning Action: Consider Second Reading

Case # 23-18
Tax Map # 650-00-00-666
Zoning Request: Major PD Amendment
Council District: One (1) - Audette
Applicant: Vulcan Property Group
Owner: Xplore Sports, LLC
Location: 170 Grant Farms Road, Fort Mill
Planning Commission Date: April 10, 2023
Staff Recommendation: Approve
PC Recommendation: Approve

APPROVED [Unanimous]

MOVANT: Tom Audette
SECOND: William "Bump" Roddey

8. Council to authorize an agreement between the Consortium of Chief Local Elected Officials of Chester, Lancaster, and York Counties and The Catawba Workforce Development Board and The Catawba Regional Council of Governments.

APPROVED [Unanimous]

MOVANT: Tom Audette
SECOND: William "Bump" Roddey

9. Council to approve a request from Sheriff Tolson to allow retiring Sheriff's Corporal Daniel Hoberg to retain his service weapon.

APPROVED [Unanimous]

MOVANT: Tom Audette
SECOND: William "Bump" Roddey

10. Council to authorize a 3-year lease agreement with Rinehart Property Management to lease space for the Clover Sheriff's District Office located at 1474 Hwy. 55 East, Suite 200 in Clover.

APPROVED [Unanimous]

MOVANT: Tom Audette
SECOND: William "Bump" Roddey

11. Approve nominated applicants for service for Boards & Commissions from the Finance & Operations Committee meeting on May 1, 2023: Natalie Hoekstra, Rock Hill/York County Convention & Visitor's Bureau (At Large), Ben Boyles, Rock Hill/York County Convention & Visitor's Bureau (At Large), Jeff Hunter, Board of Zoning Appeals (District 1), Jeff Blair, Board of Zoning Appeals (District 5), John Robinson, Board of Disabilities and Special Needs (District 6), Adelle Spears, Board of Disabilities and Special Needs (At Large), Stephanie Johnson, Employee Grievance Committee, Jeffrey Grayson, Lake Wylie Parks and Recreation Committee, and James Lightsey, Flint Hill Fire Tax District Board.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

12. Council to approve and accept a Department of Homeland Security Urban Areas Security Initiative grant in the amount of \$15,000 for hazardous materials response equipment and \$15,000 for community preparedness.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

13. Council to authorize staff to use alternate methods of procurement to purchase via state contract and/or cooperative purchasing as defined in sections 35.010 (D) (3) and 35.008 (C)(2) of York County's Procurement Code regarding the purchase of one new, unused, 2022 model, 9,500 GVWR, Cab & Chassis with Animal Transport Body and of one new, unused 2022 Ford Transit Connect Van.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

14. Council to approve a one year contract renewal agreement for Chiller Preventative Maintenance Services at the Moss Justice Center, with Johnson Controls Inc. of Charlotte NC, for a total cost of \$36,156.00.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

15. Council to approve award regarding Bid #2857 for the roof replacement project at York County's K-9 facility, to the lowest responsive and responsible bidder, Robert W. Nunnery Roofing Company of Summerton, SC, for a total cost of \$49,722.00.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

16. Council to award purchase of one new Kubota SVL97-2 compact track loader for use at the Catawba Bend Preserve, to Comer Equipment of York SC, for a total cost of \$95,644.49, via cooperative purchasing as defined in section 35.008 (C)(2) of York County's Procurement Code.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

17. Council to approve award regarding Bid #2863 for 2022-2023 C-Fund Paving project, to the lowest responsive and responsible bidder, Blythe Brothers Asphalt Co., LLC of Charlotte NC, for a total cost of \$1,868,159.70.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

18. Council to approve award regarding Bid #2862 for vegetation management services along Highways 274 and 49 in the Lake Wylie area for FY 2023-2024, to the lowest responsive and responsible bidder, Bethel Lawn and Landscaping LLC of Clover SC, for a total cost of \$70,400.00.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

19. Council to approve Change Order #5 with Midwest Maintenance Inc., of Piqua OH, for the structural stabilization of Historic Brattonsville's Colonel Bratton and Homestead Houses project (RFP #2827) in the amount of \$25,242.00.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

20. Council to consider a contract amendment in favor of Bennett Preservation to provide a revised cost estimate for the McCelvey Roof restoration in the amount of \$2,015.

APPROVED [Unanimous]

MOVANT: Tom Audette

SECOND: William "Bump" Roddey

Public Hearing(s)

Old Business

1. COUNCIL TO CONSIDER APPROVING SECOND READING OF AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF YORK, SOUTH CAROLINA, CHAPTER 51.05, WATER AND SEWER RATES AND CHARGES, TERMS AND CONDITIONS OF SERVICE, SECTIONS (B)(2) AND (B)(10) IN ORDER TO AMEND THE WATER RATE SCHEDULE AND SEWER RATE SCHEDULE AND TO PROVIDE FOR MATTERS RELATED THERETO.

(6:38pm)

APPROVED [Unanimous]

MOVANT: William "Bump" Roddey

SECOND: Watts Huckabee

AYES: Audette, Adkins, Roddey, Cox, Huckabee, Cloninger

ABSENT: Allison Love

2. COUNCIL TO CONSIDER 2nd READING OF AN ORDINANCE TO ESTABLISH OPERATING AND CAPITAL BUDGETS FOR THE OPERATION OF THE COUNTY GOVERNMENT OF YORK COUNTY FOR THE FISCAL YEAR COMMENCING JULY 1, 2023; TO PROVIDE FOR THE LEVY OF TAXES FOR YORK COUNTY FOR THE FISCAL YEAR COMMENCING JULY 1, 2023; TO PROVIDE FOR THE EXPENDITURE OF TAX REVENUES AND OTHER COUNTY FUNDS; AND PROVIDE FOR OTHER FISCAL MATTERS RELATING TO COUNTY GOVERNMENT.

(6:40pm)

APPROVED [Unanimous]

MOVANT: William "Bump" Roddey

SECOND: Watts Huckabee

AYES: Audette, Adkins, Roddey, Cox, Huckabee, Cloninger

ABSENT: Allison Love

New Business

1. Council discussion regarding modifying the Zoning Code to increase the maximum building height in the general commercial district to sixty feet.

(6:41pm) Council member Watts Huckabee requested that the Zoning Code ordinance be modified to increase the maximum building height in the general commercial district to sixty feet to allow for hotels and that this topic be assigned to the Planning and Zoning Committee for additional discussion.

Chairwoman Christi Cox referred this item to the Planning & Zoning Committee for additional discussion.

2. Council discussion regarding remote attendance to Council meetings, workshops and committee meetings.

(6:51pm) Council member Watts Huckabee requested that council consider allowing virtual attendance to council meetings, workshops and committee meetings. Requested that this be referred to committee for further discussion.

After Council discussion, Chairwoman Christi Cox referred this item to the Justice and Public Safety Committee to consider virtual attendance at a workshop or committee meeting but not a council meeting.

3. Council to approve acceptance of grant funding from the South Carolina Rural Infrastructure Authority in the amount of \$10 Million under the SC Infrastructure Investment Program.

(7:06pm)

APPROVED [Unanimous]

MOVANT: William "Bump" Roddey
SECOND: Watts Huckabee
AYES: Audette, Adkins, Roddey, Cox, Huckabee, Cloninger
ABSENT: Allison Love

4. Council to approve award regarding RFP #2844 for the replacement of York County's geographic information system consisting of York County parcels, to Atlas Geographic Data Inc., of Wilmington North Carolina, for a total cost not to exceed \$475,500.00, as part of the Coronavirus State and Local Fiscal Recovery Funds.

(7:08pm)

APPROVED [Unanimous]

MOVANT: Tom Audette
SECOND: William "Bump" Roddey
AYES: Audette, Adkins, Roddey, Cox, Huckabee, Cloninger
ABSENT: Allison Love

5. COUNCIL TO APPROVE FIRST READING BY TITLE ONLY OF AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF YORK, SOUTH CAROLINA, DISPOSAL OF WASTE AT COUNTY LANDFILL, CHAPTER 33, SECTIONS 50.02 AND 50.33(B) AND (E); IN ORDER TO DEFINE PRIMARY RESIDENCE; TO PROVIDE FOR AN INCREASE IN FEES FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, CONSTRUCTION AND DEMOLITION DEBRIS, AND LAND CLEARING DEBRIS AT THE COUNTY LANDFILL; TO REMOVE FEES FOR CLEAN CONCRETE, BRICK, BLOCK AND ASPHALT; TO REVISE THE FEE EXEMPTION PROVISION AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

(7:09pm)

APPROVED [Unanimous]

MOVANT: William "Bump" Roddey
SECOND: Tom Audette
AYES: Audette, Adkins, Roddey, Cox, Huckabee, Cloninger
ABSENT: Allison Love

Committee and Other Reports

Citizen Concerns

(7:12pm) Josh Malkin with the ACLU addressed Council regarding the concerns with banning of books in the public library.

Council Member New/Non-agenda Comments

(7:21pm) Council member Tom Audette stated the he continues to receive concerns from the public regarding inappropriate books available to children at the public library. Mr. Audette stated that the public has requested through him that all gender identity books be moved to the adult section of the York County Library.

(7:26pm) Council member William "Bump" Roddey provided an update on the grave site of Willie Mason Chisholm and stated that they have been given permission to place a historical marker in his name. Also, Mr. Roddey stated that having controversial discussions can cause a divide in the community but he feels it is the parents responsibility to allow their children to read or not read certain books. Council member Roddey encouraged citizens to reach out to the Library Board and address their concerns.

Executive Session

Contractual Matter: No Trespass Agreement with Fort Mill Police Department

Contractual Matter/Receipt of Legal Advice: Project Freedom 1, Project Freedom 2

Matters for consideration following Executive Session

1. Motion to authorize outside Legal Counsel and County Management to participate in discussions on Project Freedom 1 and 2 as discussed in Executive Session.

(9:01pm)

ADOPTED [Unanimous]

MOVANT: Tom Audette

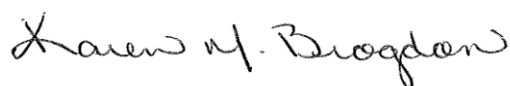
SECOND: William "Bump" Roddey

AYES: Audette, Adkins, Roddey, Cox, Huckabee, Cloninger

ABSENT: Allison Love

Adjourn

There being no further business, the meeting adjourned at 9:01pm.



Karen M. Brogdon, Clerk to Council