

# **CHESTER COUNTY COUNCIL MINUTES**

R. Carlisle Roddey Chester County Government Building

1476 J.A. Cochran Bypass Chester, SC 29706

Tuesday, February 20th, 2018 at 6:00 PM

## **MINUTES**

**Present:** Chairman Shane Stuart, Council Member Archie Lucas, Council Member Pete Wilson, Council Member Alex Oliphant, Council Member Brad Jordan, Council Member Mary Guy, County Attorney Joanie Winters and Clerk to Council Karen Lee. Vice Chairman Joe Branham was absent with prior notification.

**1. Call to Order-** Meeting called to order by Chairman Stuart and stated if Council did not object he would like to put items 5.d thru 5.j. into one vote under consent agenda from Roberts Rule of Order. With no objections from Council the meeting continued.

**2. Pledge of Allegiance and Invocation --** Pledge was recited in unison; Council Member Lucas opened in prayer.

### **3. Citizen Comments**

Jenna Johnson of 622 Still Street, Chester, SC stated her goal is to save as many pets in the County she can along with other animal lovers. Ms. Johnson stated talk about how the dogs at the animal shelter are terrified and would like a new home

Paula Love of 1681 Pinckney St, Chester, SC stated they are still not allowed at the animal shelter, volunteers can't interact with animals. She stated the temp testing is still not being performed at the shelter thus making it hard to adopt out any of the animals

Raymond Carter of 881 Yarbrough Rd, Chester, SC stated the police department in Chester County is corrupt.

### **4. Public Hearing**

**a. 3<sup>rd</sup> Reading of an Ordinance to Amend Chester County Ordinance Section 6-26 Cruelty Prohibited.** No one signed up to speak.

### **5. Old Business**

**a. 2<sup>nd</sup> Reading of CCMA18-01: Malinda Washington (J.F. Construction), representing Marwan R Elnatshe requests Tax Map # 079-01-10-005-000, located at 636 Saluda Rd, Chester, SC; be rezoned from RS-1 (Single Family Residential) to GC (General Commercial). Planning Commission voted 6-0 approve. Council Member Wilson motioned to approve, second by Council Member Lucas. Vote was 5-0 to approve.**

b. **2<sup>nd</sup> Reading of CCMA18-02: Tonya T Vinson, representing Norman and Linda Trent, request Tax Map # 161-04-02-008-000, located at 5435 Old Winnsboro Road, Great Falls SC 29055, be rezoned from RG-1 (Multifamily Residential) to RG-2 (General Residential). Planning Commission voted 6-0 approve. Council Member Lucas motioned to approve, second by Council Member Guy. Vote was 5-0 to approve.**

c. **2<sup>nd</sup> Reading of CCMA18-03: Bobby MacNaughton (LGI Homes, Inc.) representing St Katherine Properties, LLC request Tax Map # 124-00-00-048-000 and Tax Map # 124-00-00-080-000, located on Edgeland Rd in Richburg, SC be rezoned from RS-1 (Single Family Residential) to PD (Planned Development District) Planning Commission voted 5-1 to approve. Council Member Jordan stated he still has concerns about the large number of houses, buffers, sewer and water issues along with the properties being in split fire districts. He stated the school will be affected and the County needs impact fees but needs to plan for this first. Council Member Oliphant motioned to approve, second by Council Member Lucas. Vote was 4-1 to approve. Council Member Jordan opposed.**

*Consent agenda for 5d. thru 5j. submitted by Chairman Stuart*

d. **2<sup>nd</sup> Reading of CCLDTA18-01: Article 5 § 5-2.3: Cul-de-sacs**

**Add:** *unless approved by County Council.*

Planning Commission voted 6-0 approve

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

e. **2<sup>nd</sup> Reading of CCLDTA18-02: Article 5 § 5-2.6: Intersections -**

**Delete:** *sixty (60)*      **Replace with:** *seventy (70)*

**Delete:** *Curved s*      **Replace with:** *S*

**Delete:** *tangent*      **Replace with:** *throat length*

Planning Commission voted 6-0 approve

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

f. **2<sup>nd</sup> Reading of CCLDTA18-03: Article 5 § 5-2.9: Reverse Curves**

**Delete:** *the State Highway Department*      **Replace with:** *SCDOT*

Planning Commission voted 6-0 approve

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

g. **2<sup>nd</sup> Reading of CCLDTA18-04: Article 5 § 5-5.17: Vertical Curves**

**Add:** *and SCDOT*

Planning Commission voted 6-0 approve

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

**h. 2<sup>nd</sup> Reading of CCLDTA18-05: Article 5 § 5-9: Cemeteries**

**Delete:** yard (three deletions – each immediately after “buffer”)

Planning Commission voted 6-0 approve

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

**i. 2<sup>nd</sup> Reading of CCLDTA18-06: Article 6 § 6-6: Curbs and Gutters**

**Add:** *Item 3: Curbs and gutters may be installed and may be roll-type or standard 90-degree curb.*

Planning Commission voted 6-0 approve

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

**j. 2<sup>nd</sup> Reading of CCLDTA18-07: **Add:** Article 14: Exhibits**

**Existing Text:** None

**New text will read:**

**Article 14: Exhibits**

*Exhibit A Cul-de-sacs: Designs and Uses*

*Exhibit B Curves*

*Exhibit C Grades*

*Exhibit D Intersections*

*Exhibit E Lot Design*

*Exhibit F Lot Layout Related to Stream Beds and Drainage Way*

*Exhibit G Methods of Subdividing Along Major Thoroughfares*

*Exhibit H Setback*

Planning Commission voted 6-0 approve

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

**k. Update on Inmate Trash Collection Pickup-Chairman Stuart**

Chairman Stuart stated the running total of bags picked up year to date was 5135 along with 75 tires. In January 919 bags were picked up along with 22 tires.

**6. New Business**

**From CCTC:**

**Approval of Bid for Colonel’s Pointe Pavement Repair in the Amount of \$21,135.00**

Council Member Lucas motioned to approve, second by Council Member Jordan. Vote was 4-0 to approve. Council Member Guy was not present at the CCTC meeting and did not vote.

**a. Recycling Information-Sharon Bickett**

Sharon Bickett stated the recycling program would be different. Sunoco a company used for many years by Chester County did not renew their contract. Making a different approach of collecting plastic. Currently dumpsters are in place at five of the convenience sites for plastic, metal and aluminum cans, they are still picking up cardboard. Ms. Bickett stated Sunoco is still taking the plastic

but, the County must take it to their site. Sunoco was charging for each pull they made to pick up, now since its being taken to them they would pay more for the cardboard since they're not traveling here to pick up small trailers. They were charging for each pull they made for glass, plastic, newspaper etc. Glass is out of the program; the market fell in China therefore no one wants to buy it. Citizens bringing glass to the convenience sites now has to throw the glass into the compactor. Council Member Lucas asked if Sun Fiber would accept the plastic. Ms. Bickett stated no they could not accept the plastic. Council Member Wilson stated he had questions from citizens, he was told York County accepts tires, and asked if she had investigated how much the cost would be if Chester County was to do this also. Ms. Bickett stated this was discussed four years ago, after they did the cost to do it, it would be more than what the budget would allow. Council Member Wilson asked if she could do an update for the cost and for a limited number of tires. Ms. Bickett stated she could come up with some figures.

Council Member Wilson asked what were the hours for the convenience sites and wondered if some of them could be opened on different days so one would always be opened. Ms. Bickett stated the landfill is open six days a week, if the load is under 100 pounds its free. If it's over 100 pounds the minimum cost is around \$5.00 dollars. The convenience sites are open on Monday's from 7 to 6, Wednesday from 7 to 4, Friday's 7 to 6 and Saturday 8 to 5. She stated opening on other days would require hiring more people, currently part time workers can only get twenty hours a week. Council Member Wilson asked if she could get him the numbers to hire additional workers. Chairman Stuart asked if this could be discussed at budget time, Council Member Wilson stated yes. Ms. Bickett stated household waste and paper shredding will be held April 28<sup>th</sup> from 10:00 am until 2:00 pm. here in the back-parking lot.

**b. Approval of Bid for CCDC – Commercial Washer/Dryer in The Amount of \$12,204.00**

Council Member Lucas motioned to approve, second by Council Member Jordan. Vote was unanimous.

**c. Approval of Bid for EMA – Plumbing for New Building in The Amount of \$17,300.00**

Council Member Oliphant motioned to approve, second by Council Member Jordan. Vote was unanimous.

**d. Approval of Bid for Transfer Station Hopper Repair - \$19,030.00**

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was unanimous.

**e. USDA Loan Grant and Discussion Concerning the Issuance of a Bond for the Richburg Fire**

**District**-John Agee thanked Council for the ladder truck that was purchased last year, without it Foot Prints would have burned to the ground but was able to put the fire out and employees were able to go back to work. He also thanked all the volunteers from each fire district that came out to help. Mr. Agee stated they built the fire station on Knox Station Road and financed it through construction loans. Working on a grant right now to obtain a new fire truck that will help out with all of the different types of businesses coming to Chester County. The truck would be paid for with tax district funds out of the Richburg Fire Tax District.

Michael Kozlarek stated they are asking for a \$50,000-dollar USDA grant along with 1.2-million-dollar revenue bond to purchase a new fire truck along with paying off other things. He stated the first portion of the money would be permanent financing for the Knox Station Road building, additional money would be used for the truck along with any other equipment to go with it. Council Member Oliphant motioned to approve 1<sup>st</sup> Reading of an Ordinance to Authorize the issuance and sale of not exceeding \$1,200,000 Richburg fire protection improvement revenue bond and a \$50,000-dollar grant, second by Council Member Jordan. Vote was unanimous.

**f. Proposed Improvements to the Gateway Conference Center Exterior Lighting**

Karlisa Dean stated currently the cost for lighting is \$35,000 dollars annually. If this is approved the cost annually would run \$6728.00 which would be a huge savings. She stated the lights would be LED and would use local ATAX money to pay for the installation of \$64,685.00 since the gateway attracts tourism. Thomas Jordan had met with Duke Energy to get this started and all the hard work on this goes to him. Chairman Stuart motioned to approve the Duke project in the exterior lighting at the Gateway of \$68,685.00 along with the installation up to 15,000 totaling \$79,685.00, second by Council Member Wilson. Vote was unanimous.

**g. Discussion on Gateway Steering Committee Appointments**

Chairman Stuart stated Karlisa Dean would make the recommendations to him, Council Member Oliphant stated the bylaws need to have a clause added giving more emphasis to remove a member, currently it states if they miss more than three unexcused meetings they can be removed. After much discussion it was agreed to bring this back as a resolution to amend the bylaws to the next meeting.

**h. Discussion on Chester Catawba Regional Airport Overlay Contract**

Council Member Guy motioned to approve, second by Council Member Wilson. Vote was 5-0 to approve.

**i. Discussion on TruVista Contract Approval**

Chairman Stuart motioned to approve, second by Council Member Oliphant. Vote was 5-0 to approve.

**7. Executive Session-**Council Member Lucas motioned to go into executive session, second by Council Member Jordan. Vote was 5-0 to approve.

- a. Receive legal advice concerning FOIA
- b. Economic Development Project 1233 Update
- c. Economic Development Project 1508
- d. Economic Development Project 1744
- e. Economic Development Project 1753

- 8. Council Actions Following Executive Session-**Council Member Lucas motioned to go back into regular session, second by Council Member Wilson. Vote was 5-0 to approve.
- a. Action Taken Regarding Legal Advice on FOIA- Taken as information only.
  - b. Action Taken Regarding Economic Development Project 1233 Update. Taken as information only.
  - c. Action Taken Regarding Economic Development Project 1508. Chairman Stuart stated this should be project number 1533. And was taken as information only.
  - d. Action Taken Regarding Economic Development Project 1744. Chairman Stuart stated this was taken as information only.
  - e. Action Taken Regarding Economic Development Project 1753. Chairman Stuart motioned to allow Karlisa Dean to continue to negotiate, second by Council Member Wilson. Vote was 4-0 to approve. Council Member Oliphant recused.
- 9. Council Comments-**None.
- 10. Adjourn**
- Council Member Guy motioned to adjourn, second by Council Member Jordan. Vote was 5-0 to adjourn.

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**K. Shane Stuart, County Supervisor & Chairman**

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**Karen Lee, Clerk to Council**

**Pursuant to the Freedom of Information Act, the Chester News & Reporter, The Herald in Rock Hill, SC, WSOC-TV, Channel 9 Eyewitness News, the Mfg. Housing Institute of SC, WRHI Radio Station, C&N2 News, WCNC News and Capitol Consultants were notified and a notice was posted on the bulletin board at the Chester County Government Building 24 hours prior to the meeting**