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CHESTER COUNTY COUNCIL MEETING

R. Carlisle Roddey Government Complex
1476 J.A. Cochran By-Pass

April 6, 2009
6:00 p.m.

Carlisle Roddey, Chairman – Presiding

Minutes

In Attendance:

Chairman Roddey
Vice Chairman Lucas
Council Member Oliphant
Council Member Guy
Council Member Jordan
Council Member Branham
Council Member Holcombe
County Attorney Winters

I. Call to Order

II. Pledge of Allegiance & Invocation

III. Approval of Minutes

1. Chester County Council Meeting Minutes of March 16, 2009

Council Member Guy made a Motion to approve the Chester County Council Meeting Minutes of March 16, 2009, 2nd by Council Member Holcombe, Council vote was unanimous.

Chairman Roddey then stated that three grants needed to be added to the Agenda for the Sheriff's Department as item 4 under New Business.

Council Member Oliphant made the Motion to allow the 3 Grant Applications added to the Agenda as item 4 under New Business, 2nd by Council Member Guy, Council Vote was unanimous.

IV. Citizens Comments

There were no Citizens Comments

V. Public Hearing

Chairman Roddey opened the Public Hearing on:

1. An Ordinance Authorizing: (1) the Execution and Delivery of a Special Source Credit Agreement by and Between Chester County, South Carolina (The

1 County) and Project 0822 (The Company); and (2) other Matters related thereto
2 There were no speakers, therefore, **Chairman Roddey** closed this Public Hearing.

3 **Chairman Roddey** then opened the Public Hearing on:

- 4 2. An Ordinance to Develop a Joint Industrial /Business Park in
5 Conjunction with Lancaster County, such Industrial/Business Park to be Initially
6 Geographically Located in Lancaster County and Established Pursuant to Section
7 4-1-170 of The Code of Laws of South Carolina 1976, as Amended; to Provide for a
8 Written Agreement with Lancaster County to Provide for the Expenses of the Park, the
9 Percentage of Revenue Application, and the Distribution of Fees In Lieu of Ad Valorem
10 Taxation; and Other Matters Related Thereto. (MacMillan Investments II Site in
11 Lancaster).

12 There were no speakers, therefore, **Chairman Roddey** closed this Public Hearing.

13 **VI. Ordinances & Resolutions**

- 14 1. Proclamation Honoring Great Falls Red Devils Basketball Team

15 **Chairman Roddey** presented a Proclamation to **Coach Smith** of the Great Falls Red
16 Devils Basketball Team honoring them for another year of outstanding achievement.

- 17 2. Proclamation Honoring Great Falls High School's Basketball **Coach John Smith**

18 **Chairman Roddey** then presented a Proclamation to honor **Coach John Smith** for his
19 40 years as a coach and said he had won more games than any coach in South Carolina
20 and acknowledged his many achievements as the Great Falls High School
21 Basketball Coach.

- 22 3. Proclamation in Support of Fair and Equitable Housing

23 **Chairman Roddey** asked for a Motion adopting a proclamation in support of fair and
24 equitable housing.

25 **Council Member Branham made the Motion to Adopt a Proclamation in Support**
26 **of Fair and Equitable Housing, 2nd by Council Member Guy, Council vote was**
27 **Unanimous.**

- 28 4. 2010 Census Partner Proclamation

29 **Chairman Roddey** asked for a Motion adopting the 2010 Census Partner proclamation.

30 **Council Member Branham made a Motion to Adopt the 2010 Census Partner**
31 **Proclamation, 2nd by Council Member Jordan, Council vote was Unanimous.**

32 **Chairman Roddey** then presented to **Mr. Earl Moore** a 2010 Census Partner
33 Proclamation. **Mr. Moore** said the Census would employ about 100-150 people
34 and pay \$10-\$18 per hour. **Mr. Moore** also thanked **County Supervisor Roddey** and
35 **Council Members** for all of their support.

- 36 5. 3rd Reading of an Ordinance Authorizing: (1) the Execution and Delivery of a Special
37 Source Credit Agreement by and Between Chester County, South Carolina (The
38 County) and Project 0822 (The Company); and (2) other Matters related thereto

1 **Council Member Guy made a Motion to approve 3rd and final reading of an**
2 **Ordinance Authorizing: (1) the Execution and Delivery of a Special**
3 **Source Credit Agreement by and Between Chester County, South Carolina (The**
4 **County) and Project 0822 (The Company); and (2) other Matters related thereto,**
5 **2nd by Council Member Branham, Council vote was unanimous.**

- 6 6. 3rd Reading of an Ordinance to Develop a Joint Industrial /Business Park in
7 Conjunction with Lancaster County, such Industrial/Business Park to be Initially
8 Geographically Located in Lancaster County and Established Pursuant to Section
9 4-1-170 of The Code of Laws of South Carolina 1976, as Amended; to Provide for a
10 Written Agreement with Lancaster County to Provide for the Expenses of the Park, the
11 Percentage of Revenue Application, and the Distribution of Fees In Lieu of Ad Valorem
12 Taxation; and Other Matters Related Thereto. (MacMillan Investments II Site in
13 Lancaster).

14 **Council Member Branham made a Motion to approve 3rd and final reading of an**
15 **Ordinance to Develop a Joint Industrial /Business Park in Conjunction with**
16 **Lancaster County, such Industrial/Business Park to be Initially Geographically**
17 **Located in Lancaster County and Established Pursuant to Section**
18 **4-1-170 of The Code of Laws of South Carolina 1976, as Amended; to Provide for a**
19 **Written Agreement with Lancaster County to Provide for the Expenses of the Park,**
20 **the Percentage of Revenue Application, and the Distribution of Fees In Lieu of Ad**
21 **Valorem Taxation; and Other Matters Related Thereto. (MacMillan Investments II**
22 **Site in Lancaster), 2nd by Vice Chairman Lucas, Council vote was unanimous.**

- 23 7. 2nd Reading of an Ordinance to Create the Chester County Parks and Recreation
24 Advisory Commission

25 **Council Member Jordan made a Motion to approve 2nd Reading of an Ordinance to**
26 **Create the Chester County Parks and Recreation Advisory Commission, 2nd by**
27 **Council Member Holcombe, Council vote was unanimous. Council Member**

28 **Oliphant** asked the County Attorney if we were revising this Ordinance should Council
29 repeal the old Ordinance and **County Attorney Winters** said this Ordinance does
30 repeal the old Ordinance.

- 31 8. A Resolution of the County Council of Chester County, South Carolina, Designating
32 the Not Exceeding Eleven Million Dollars (\$11,000,000) General Obligation Bonds of
33 Chester County, South Carolina as Qualified Tax-Exempt Obligations Under Section
34 265(b)(3)(B)(i) (III) of the Internal Revenue Code

35 **Council Member Guy made a Motion to approve a Resolution of the County**
36 **Council of Chester County, South Carolina, Designating the Not Exceeding Eleven**
37 **Million Dollars (\$11,000,000) General Obligation Bonds of Chester County, South**
38 **Carolina as Qualified Tax-Exempt Obligations Under Section 265(b)(3)(B)(i) (III)**

1 of the Internal Revenue Code, 2nd by Council Member Jordan, Council vote was
2 unanimous. Council Member Oliphant then asked the County Attorney why
3 were we doing a Resolution when the Ordinance had passed on the Bonds and
4 **County Attorney Winters** stated that was the way the State Statute was written.
5 9. 1st Reading of an Ordinance to Provide for the Transfer of Full Authority to the Chester
6 County Election Commission for the Conduct of Municipal Elections for the City of
7 Conduct of Municipal Elections for the City of Chester
8 Council Member Oliphant made a Motion to approve 1st Reading of an Ordinance to
9 Provide for the Transfer of Full Authority to the Chester County Election
10 Commission for the Conduct of Municipal Elections for the City of Chester,
11 2nd by Vice Chairman Lucas, Council vote was unanimous.
12 **Council Member Jordan** asked if the other entities had come forward and asked
13 that Council grants full authority to have Chester run their elections and **County Attorney**
14 **Winters** replied they had not.

15 **VII. Old Business**

16
17 1 Planning Commissions Recommendation to County Council
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19 **Third Reading: From Meeting of February 17, 2009**

| | <u>Commission</u> | <u>Council</u> |
|--|-------------------|----------------|
| | <u>Vote</u> | <u>Vote</u> |
| | 7-0 to approve | 6-0 to approve |

24 **MAP AMENDMENT # CCMA09- 0003**

26 **From: RG1 (Multi Family) to GC (General Commercial)**

28 **Name:** Danny Plyler Jr
29 **Tax Map:**..... 080-01-01-024-000
30 **Location:**..... One lot located east on JA Cochran Bypass across from Chester Senior High, Chester,
31 SC

33 **Vice Chairman Lucas made a Motion to approve 3rd and Final Reading on Map**
34 **Amendment #CCMA09-0003, 2nd by Council Member Guy, Council vote was**
35 **unanimous.**

37 **VIII. New Business**

38 1. Planning Commissions Recommendation to County Council
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42 **First Reading: From Meeting of March 17, 2009**

Commission Council
Vote Vote
4-0 to DENY 6-0 to Uphold

MAP AMENDMENT # CCMA09- 0004

From: RG1 (Multi Family) to R2 (Rural Two)

Name: Daniel Clayton

Tax Map..... 069-03-00-033-000

Location..... One lot located on the corner of Pineridge Rd and Linden Dr in Chester, SC

Vice Chairman Lucas made a Motion to uphold 1st Reading of Planning Commissions Recommendation on Map Amendment #CCMA09-0004, 2nd by Council Member Branham, Council vote was unanimous.

Council Member Holcombe asked if there wasn't a mobile home located on this property already and Chairman **Roddey** replied there was not.

2. Request for Set Aside of Multi-County Business Parks (MCBP) Fees

Councilman Branham read the letter to Council Members that **Ms. Karlisa Parker**, Economic Development Director, had sent to him requesting that as of January 1, 2009 the delegation of 5% of monies from Multi County Park Agreements go into the Economic Development Budget. **Council Member Branham** then praised **Ms. Parker** and her Department for their hard work, professionalism, and also for obtaining \$1.8M in Grants. **Council Member Branham** stated that "Ms. Parker has brought Economic Development to the Fore Front in Chester County." **Council Member Oliphant** asked if this money would come through Council or just go into "a checkbook". **Ms. Parker** said she felt that the County would set up a line item budget for this money. **Council Member Jordan** asked how the 5% was determined. **Ms. Parker** said she had talked with **Attorney Edward Kluiters, Haynsworth Sinkler Boyd** and he thought this amount was adequate. **Council Member Jordan** then asked if this was new projects or existing projects and **Ms. Parker** said if someone new goes to a park then it would start. **Council Member Oliphant** then said if we could do this every year this would get the process started. **Chairman Roddey** then said when we had Economic Development with the Chamber we didn't have anything so we put a mileage on it. There were no further questions or discussions, therefore, **Council Member Branham made a Motion for Economic Development to delegate 5% of monies from the Multi County Park Agreements starting January 1, 2009, 2nd by Council Member Oliphant, Council vote was Unanimous.**

3. Organizational Change

Chairman Roddey said that he had split the EMS/911 position into two positions because the job was really too much for one person to handle. He said that **Ms. Ginny Sloan** was

1 OK with the decision and she would be Director of 911 reporting to **Sheriff Smith** since
2 911 would be located at the new jail and that **Britt Lineberger** would take over as
3 Director for EMS. **Vice Chairman Lucas** asked if this would save the County money in
4 the long run and **Chairman Roddey** stated in the “very long run”. **Council Member**
5 **Oliphant** then said the policies have changed so much and we all get along with each
6 other so well, what would happen if we starting disagreeing with the Sheriff. **Chairman**
7 **Roddey** said that 911 would be located at the Sheriff’s Department but legally the
8 Sheriff is over the jail and the stockade but that this office is ultimately over County
9 employees and she is a County employee. After no further discussion, **Chairman**
10 **Roddey then made a Motion to approve the Organization Change in the EMS/911**
11 **Department, 2nd by Council Member Jordan, Council vote was unanimous.**

12 4. Application of Grants for Sheriff’s Department

13 **Sheriff Smith** apologized for getting the applications in late but said the Grant
14 Applications were re-opened since the stimulus money came in from Washington.
15 **Sheriff Smith** said the Grants they wanted to apply for were:

- 16 1) Recovery Act Justice Assistance Grant in the amount of \$102,443.00 with no match.
17 This would allow for six extra personnel to be added to Sheriff’s Department.
- 18 2) Justice Assistance Grant, SC Dept. Public Safety – in the amount of \$502,786.00
19 with no match and this would allow for a drug task force agency like York County has.
- 20 3) US Dept. of Justice Office of Community Oriented Policing Services Office of the
21 Director Grant in the amount of \$856, 914.00 with no match and this would allow for
22 the purchase of equipment.

23 **Council Member Holcombe made a Motion to allow the Sheriff to apply for the Recovery**
24 **Act Justice Assistance Grant in the amount of \$102,443.00 with no match, 2nd by**
25 **Council Member Guy, Council vote was Unanimous.**

26 **Vice Chairman Lucas made a Motion to allow the Sheriff to apply for the Justice**
27 **Assistance Grant, SC Dept. Public Safety – in the amount of \$502,786.00 with no match,**
28 **2nd by Council Member Oliphant, Council vote was Unanimous.**

29 **Council Member Guy made a Motion to allow the Sheriff to apply to the US Dept. of**
30 **Justice Office of Community Oriented Policing Services Office of the Director Grant in**
31 **the amount of \$856, 914.00 with no match, 2nd by Council Member Jordan, Council vote**
32 **was Unanimous.**

33 **IX. Boards & Commissions Appointments & Re-Appointments**

34 1. A-Tax Commission

35 **Chairman Roddey made a Motion to re-appoint Bessie Vastis to the A-Tax Board,**
36 **2nd by Council Member Branham, Council vote was unanimous.**

37 2. Construction Board of Adjustment

38 **Council Member Oliphant made a Motion to appoint Lyles B. (L.B.) Cannon to the**

- 1 **Construction Board of Adjustments, 2nd by Vice Chairman Lucas, Council vote**
2 **was unanimous.**
- 3 3. Board of Assessment of Appeals
4 **Council Member Oliphant made a Motion to re-appoint Karen Whitesides to the Board**
5 **Board of Assessment of Appeals, 2nd by Council Member Guy, Council vote was**
6 **unanimous.**
- 7 4. A-Tax Commission
8 **Council Member Oliphant made a Motion to re-appoint Tina Blackwell to the A-Tax**
9 **Board , 2nd by Council Member Branham Council vote was unanimous.**
- 10 5. A-Tax Commission
11 **Council Member Jordan made a Motion to re-appoint M.S. Patel to the A-Tax**
12 **Board , 2nd by Council Member Oliphant, Council vote was unanimous.**
- 13 6. Olde English District Commission
14 **Council Member Jordan** said the Olde English District Commission requested that
15 a member to this Commission be appointed by Council (By-Laws attached),
16 therefore, **Council Member Jordan appointed Mozell Robinson to the Olde English**
17 **District Commission, 2nd by Council Member Guy, Council vote was unanimous.**
- 18 7. Richburg Fire Protection District Commission
19 **Council Member Jordan made a Motion to appoint William Gladden III to the**
20 **Richburg Fire Protection District Commission, 2nd by Council Member Branham**
21 **Council vote was unanimous.** **Council Member Jordan** stated that Mr. Barnette
22 did not want to remain on the Commission.
- 23 8. Construction Board of Adjustment
24 **Vice Chairman Lucas made a Motion to appoint William Burgess to the Construction**
25 **Board of Adjustments, 2nd by Council Member Holcombe, Council vote was unanimous.**
- 26 9. Richburg Fire Protection District Commission
27 **Chairman Roddey made a Motion to appoint Jerry Williams to the Richburg Fire**
28 **Protection District Commission, 2nd by Council Member Branham, Council vote was**
29 **unanimous.**

30 **X. Council Members Comments**

- 31 **Chairman Roddey** acknowledged **Mr. Mike Enoch** in the audience and stated he deserved
32 a great deal of credit for getting the one cent sales tax passed. **Mr. Enoch** had traveled
33 all over Chester County answering questions and “selling the jail”.
- 34 **Council Member Branham** also thanked **Mr. Enoch** for the great job he does behind the
35 scenes for Chester County and that the one cent sales tax would start May 1st.
- 36 **Council Member Oliphant** thanked **Chairman Roddey** and **Council** for the clean up efforts
37 in the County and the Chester Development Association for originally putting up the
38 money for the environmental study, thus starting the “clean up effort in Chester County”

1 **XI. Adjournment**

2 **Vice Chairman Lucas made a Motion to adjourn, 2nd Council Member Holcombe Council**
3 **vote was unanimous.** Time was approximately 7:10 pm

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

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17 _____
18 **R. Carlisle Roddey**
19 **Chairman, Chester**
20 **County Council**

_____ **Carolyn S. Clayton-Snipes, CCC**
Clerk to Chester County Council

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