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CHESTER COUNTY COUNCIL MEETING

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

July 20, 2009

Monday

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 July 6, 2009

Vice Chairman Lucas made a Motion to approve the Chester County Council Meeting Minutes of July 6, 2009, 2nd by Council Member Guy, Council vote was unanimous.

IV. Citizens Comments

There were no Citizens Comments

V. Old Business

1. Planning Commissions Recommendation to County Council

Third Reading From Meeting of April 20, 2009

<u>Commission</u>	<u>Council</u>
<u>Vote</u>	<u>Vote</u>
6-0 TO Approve	6-0 To Uphold

1
2 **TEXT AMENDMENT #CCT09-0004** amending the *Chester County Zoning Ordinance*
3 *2000* by adding to Article 5-610 a. A sexually oriented business may be located only
4 within a GC- General Commercial district. adding: as a **Special Exception when**
5 **authorized as such by the ZBA. A person having a substantial interest in a decision**
6 **of the Zoning Board of Appeals may appeal a decision as provided under Section 7-**
7 **103 of this Code.**

8
9 **Council Member Guy made a Motion to Uphold and Approve 3rd and Final Reading**
10 **of Planning Commissions recommendations to Text Amendment #CCT09-0004, 2nd by Council**
11 **Member Holcombe.** At this time, **Vice Chairman Lucas** that after due consideration he had changed his
12 mind and would vote in favor of this recommendation. **Council then voted 6-0 to Approve and Uphold with**
13 **third and final reading.**

14
15 2. **Second Reading: From Meeting of June 16, 2009**

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

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21 **MAP AMENDMENT # CCMA09- 0009**

22
23 **From: R2 (Rural Two) to GC (General Commercial)**

24 **Name:Shawn Grigsby**

25 **Tax Map..... 146-00-00-008-000**

26 **Location.....One Lot located at 5113 Thrailkill South Rd, Ft. Lawn, SC**

27 **Council Member Branham made a Motion to Uphold and Approve 2nd Reading**
28 **of Planning Commissions recommendations to Map Amendment #CCMA09-0009, 2nd by Council**
29 **Member Jordan, Council vote was 6-0 to Approve and Uphold.**

30
31 3. **Second Reading: From Meeting of June 16, 2009**

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

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37 **MAP AMENDMENT # CCMA09- 0007**

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39 **From: R2 (Rural Two) to GC (General Commercial)**

40 **Name:Shawn Grigsby**

41 **Tax Map..... 146-00-00-010-000**

42 **Location.....One Lot located at 5106 Thrailkill South Rd, Ft. Lawn, SC**

43 **Council Member Guy made a Motion to Uphold and Approve 2nd Reading**

1 of Planning Commissions recommendations to Map Amendment #CCMA09-0007, 2nd by Council
2 Member Branham, Council vote was 6-0 to Approve and Uphold.

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5 4. Second Reading: From Meeting of June 16, 2009

<u>Commission</u>	<u>Council</u>
<u>Vote</u>	<u>Vote</u>
5-0 to Deny	6-0 to uphold

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11 MAP AMENDMENT # CCMA09- 0006

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13 **From: RS1 (Single Family) to R2 (Rural Two)**
14 **Name: Jeheil E. Taylor**
15 **Tax Map..... 079-04-03-002-000**
16 **Location.....0.506 acres located at 616 Morningside Dr, Chester, SC**

17 Council Member Holcombe made a Motion to Uphold and Approve 2nd Reading
18 of Planning Commissions recommendations to Map Amendment #CCMA09-0006, 2nd by Council
19 Member Guy, Council vote was 6-0 to Approve and Uphold.

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22 5. Second Reading: From Meeting of June 16, 2009

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

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28 MAP AMENDMENT # CCMA09- 0010

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30 **From: R2 (Rural Two) to GC (General Commercial)**
31 **Name:Donald Collins**
32 **Tax Map..... 146-00-00-009-000**
33 **Location.....One Lot located at 5122 Thrailkill South Rd, Ft. Lawn, SC**

34 Council Member Branham made a Motion to Uphold and Approve 2nd Reading
35 of Planning Commissions recommendations to Map Amendment #CCMA09-0010, 2nd by Council
36 Member Jordan, Council vote was 6-0 to Approve and Uphold.

37
38 6. Second Reading: From Meeting of June 16, 2009

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

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44 MAP AMENDMENT # CCMA09- 0008

1 **From: R2 (Rural Two) to GC (General Commercial)**
2 **Name:Shawn Grigsby**
3 **Tax Map..... 146-00-00-050-000**
4 **Location.....One Lot located at Thraikill South Rd, Ft. Lawn, SC**

5 **Council Member Guy made a Motion to Uphold and Approve 2nd Reading**
6 **of Planning Commissions recommendations to Map Amendment #CCMA09-0008, 2nd by Council**
7 **Member Jordan, Council vote was 6-0 to Approve and Uphold.**

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10 7. **Second Reading: From Meeting of June 16, 2009**

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

16 **TEXT AMENDMENT #CCT09-0005** amending the *Chester County Zoning Ordinance*
17 2000 by moving Article VI 5-600 thru 5-613 Sexually Oriented Business and adding to
18 Chapter 4-117 General Commercial District as special exception # 4

19 **Council Member Oliphant made a Motion to Uphold and Approve 2nd Reading**
20 **of Planning Commissions recommendations to Text Amendment #CCT09-0005, 2nd by**
21 **Council Member Holcombe, Council vote was unanimous.**

22

23 **VI. New Business**

24 1. DHEC Grant in Aid – **Britt Lineberger/EMS Director**

25 **Britt Lineberger, EMS Director**, came before Council to ask for approval to apply for a DHEC
26 Grant in Aid in the amount of \$14,567 with a County match of \$801 for EMS and rescue squad
27 equipment.

28 **Council Member Oliphant made a Motion to approve the application of a DHEC Grant in**
29 **Aid, 2nd by Council Member Guy, Council vote was unanimous.**

30 2. Discussion on Road Signs (vandalism)

31 **Chairman Roddey** discussed with Council the 85 signs and some posts that had been taken in
32 the last three weeks and the expense it generated especially during the summer when school
33 was out and ask that Council approve offering a reward to anyone that reports seeing someone
34 steal these signs. **Council Member Oliphant** asked if we also replaced State Road signs and
35 **Chairman Roddey** replied we did. **Council Member Branham** said the State used numbers and
36 not names on signs and that this was a very serious offense especially when EMS or Fire would
37 be looking for a location. **Chairman Roddey** said that **EMS Director Britt Lineberger** had
38 already had a problem and there had been a problem with the Fire Service as well. **Council**
39 **Member Holcombe** then asked Mr. L.B. Cannon, formerly with SCDOT if the State crossed
40 referenced numbers and names and Mr. Cannon said they did but still used the numbers.

1 **Council Member Holcombe** then said that there were specific colors for different roads, i.e.
2 green and white and black and white. **Council Member Jordan** said he thought there was a
3 statute that parents were responsible for up to \$5,000. **Council Member Oliphant made the**
4 **motion to allow the County Supervisor to offer a \$500 reward to anyone reporting**
5 **someone stealing street/road signs for arrest and conviction and they make restitution,**
6 **2nd by Council Member Branham, Council vote was unanimous.**

7 3. "Free Day" at Landfill Report

8 **Chairman Roddey** gave Council an update on "Free Day". It cost the County approximately
9 \$12,000 and since a limited amount of tires were allowed this time, Ms. Bickett had reported
10 two sites that tires had been dumped on. **Council Member Jordan** said he was still seeing trash
11 all round the County especially appliances. Council Member Oliphant said he saw trash bags
12 being thrown out. **Council Member Jordan** said obviously we still had issues and that many
13 people were not taking advantage of Free Day and disposing of their trash on the roadside.
14 **Council Member Oliphant** suggested that should be ticketed.

15 4. Discussion on Electronic Voting Machines

16 **Vice Chairman Lucas** relayed to Council his concern about our voting system. **Vice Chairman**
17 **Lucas** said our system was probably crooked and when we voted there were people that could
18 manipulate these machines and a vote may not even be counted. **Vice Chairman Lucas** said
19 our voting machines could be fixed to show when a vote was cast, by whom and the time. He
20 suggested that Chester County spearhead the effort and write our State Legislature
21 Representatives and push hard to have a paper trail on all of our machines and in the letter we
22 would request a reply from each of them. **Vice Chairman Lucas then made a Motion for the**
23 **Chairman to write the State Legislatures and request a paper trail on the electronic voting**
24 **machines, 2nd by Council Member Branham.** Discussion: **Council Member Oliphant** said he
25 was aware of this but had not seen the documentary on TV that **Vice Chairman Lucas** had
26 referred to in his request and said he would ask that Mr. Lucas give Council until the next meeting
27 to research and understand this item better. **Council Member Jordan** also said he would like
28 more information and had questions. **Chairman Roddey** suggested that we have the Voter and
29 Elections Director at the next meeting to provide information as to if our present voting machines
30 could do what **Vice Chairman Lucas** suggested. At this time, **Council Member Branham**
31 withdrew his 2nd and **Vice Chairman Lucas** withdrew his Motion to write our State Legislatures to
32 have a paper trail on our electronic voting machines. **Chairman Roddey** then stated we would
33 take this agenda item as information and bring back to the August 17th Council Meeting and have
34 Mr. Moore present.

35 VII. Executive Session

36 **Chairman Roddey** stated that an Economic Development Matter regarding a FILOT
37 discussion needed to be discussed in Executive Session. **Vice Chairman Lucas made**
38 **a Motion to adjourn to Executive Session, 2nd by Council Member Guy, Council vote was**

1 **unanimous.** Time was approximately 6:40 p.m.
2 1. Economic Development Matter – Re: FILOT Discussion
3 Council returned from Executive Session at approximately 7:05 p.m. and **Vice Chairman Lucas**
4 **made a Motion to return to Regular Session, 2nd by Council Member Oliphant, Council vote**
5 **was unanimous.** Chairman Roddey stated in Executive Session a FILOT had been discussed
6 and asked **Ms. Parker, Economic Development Director** to speak on the discussion that took
7 place in Executive Session. Ms. Parker then asked that Council allow the process to begin with
8 Poly Eastern to amend the present Fee in Lieu Agreement. **Council Member Branham then**
9 **made the Motion to allow Ms. Parker to enter into another Fee-in-Lieu Agreement with Poly**
10 **Eastern, 2nd by Council Member Holcombe, Council vote was unanimous.**

11 **VIII. Council Members Comments**

12 There were no Council Member Comments

13 **IX. Adjournment**

14 **Vice Chairman Lucas made a Motion to adjourn, 2nd Council Member Oliphant Council**
15 **vote was unanimous.** Time was approximately 7:15 pm

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

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R. Carlisle Roddey
Chairman, Chester
County Council

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

33 Chester County Council Meeting of July 20, 2009