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## CHESTER COUNTY COUNCIL MEETING

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

November 17, 2008  
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  
County Attorney Winters

**Absent:**

Council Member Martin

#### I. Call to Order

#### II. Pledge of Allegiance & Invocation

#### III. Approval of Minutes

1. Chester County Council Meeting Minutes of November 3<sup>rd</sup>, 2008

**Council Member Branham made a Motion to approve the Chester County Council Meeting Minutes of November 3, 2008, 2<sup>nd</sup> by Vice Chairman Lucas, Council vote was unanimous.**

**Chairman Roddey** stated that he and Council had just reviewed the Solid Waste Management Plan, 2008 through 2028 and that it would need to be added to the agenda for approval.

**Vice Chairman Lucas made a Motion to add the Solid Waste Management Plan to the agenda, 2<sup>nd</sup> by Council Member Branham, Council vote was unanimous.**

#### IV. Citizens Comments

There were no Citizens Comments

#### V. Ordinances & Resolutions

1. 3<sup>rd</sup> Reading of an Ordinance to Adopt Various International and Standard Codes Relating to Inspection Activities of the County of Chester, South Carolina and Enforcement

1 of building Provisions as Provided in said Codes.

2 **Council Member Guy made a Motion to approve 3<sup>rd</sup> Reading of an Ordinance to Adopt**  
3 **Various International and Standard Codes Relating to Inspection Activities of the County**  
4 **of Chester, South Carolina and Enforcement of building Provisions as Provided in said**  
5 **Codes, 2<sup>nd</sup> by Council Member Oliphant, Council vote was unanimous**

6 2. 2<sup>nd</sup> Reading of an Ordinance to Develop a Joint Industrial and Business Park in  
7 Conjunction with Lancaster County, such Industrial and Business Park to be  
8 Geographically Located in Chester County (Elliott Tract, Frances Tract, and H.W. Close  
9 Plant) and Lancaster County (Two Gillette Company (Duracell) Parcels, Founders  
10 Federal Credit Union Parcel and Five Haile Gold Mine, Inc. Tracts) and established  
11 Pursuant to Section 4-1-170 of The Code of Laws of South Carolina 1976, as Amended;  
12 to Provide for a Written Agreement with Lancaster County to Provide for the Expenses of  
13 the Park, the Percentage of Revenue Application, and the Distribution of Fees In Lieu of  
14 Ad Valorem Taxation; and Other Matters Related Thereto

15 **Council Member Oliphant made a Motion to approve 2<sup>nd</sup> Reading of an Ordinance to**  
16 **Develop a Joint Industrial and Business Park in Conjunction with Lancaster County, such**  
17 **Industrial and Business Park to be Geographically Located in Chester County (Elliott**  
18 **Tract, Frances Tract, and H.W. Close Plant) and Lancaster County (Two Gillette Company**  
19 **(Duracell) Parcels, Founders Federal Credit Union Parcel and Five Haile Gold Mine, Inc.**  
20 **Tracts) and established Pursuant to Section 4-1-170 of The Code of Laws of South**  
21 **Carolina 1976, as Amended; to Provide for a Written Agreement with Lancaster County to**  
22 **Provide for the Expenses of the Park, the Percentage of Revenue Application, and the**  
23 **Distribution of Fees In Lieu of Ad Valorem Taxation; and Other Matters Related Thereto,**  
24 **2<sup>nd</sup> by Councilwoman Guy, Council vote was unanimous.**

25 **Vice Chairman Lucas** asked how much is this costing the County in taxes and **Chairman**  
26 **Roddey** replied “not a dime”. **Vice Chairman Lucas** then said that Duracell had been there  
27 at least 40 years, why were they mentioned in the agreement and **Chairman Roddey** replied  
28 they were expanding. **Chairman Roddey** then said the Multi County Park Agreement had been  
29 going on for years and the first one was with Cherokee County. **Vice Chairman Lucas** said  
30 he did not know what Ad Valorem was and **Chairman Roddey** replied it was regular property  
31 taxes. **Councilman Oliphant** then said that most of our industrial properties are in these  
32 agreements and it gives us the ability to get money for each person they hire.

33 3. 2<sup>nd</sup> Reading of An Ordinance Authorizing the Execution and Delivery of a Fee Agreement  
34 by and between Chester County, South Carolina and PPG Industries, Inc. and  
35 Subsidiaries Providing for a Payment of a Fee In Lieu of Taxes; Approving the  
36 Reconveyance of Certain Real Property Subject to an Existing Lease Agreement Between  
37 Chester County, South Carolina and PPG Industries, Inc.; Approving the Extension of the  
38 Existing Lease Agreement; and Other Matters Related Thereto

1 **Councilman Branham made a Motion to approve 2<sup>nd</sup> Reading of an Ordinance**  
2 **Authorizing the Execution and Delivery of a Fee Agreement by and between**  
3 **Chester County, South Carolina and PPG Industries, Inc. and Subsidiaries**  
4 **Providing for a Payment of a Fee In Lieu of Taxes; Approving the Reconveyance of**  
5 **Certain Real Property Subject to an Existing Lease Agreement Between Chester**  
6 **County, South Carolina and PPG Industries, Inc.; Approving the Extension of the**  
7 **Existing Lease Agreement; and Other Matters Related Thereto, 2<sup>nd</sup> by**  
8 **Vice Chairman Lucas, Council vote was 4-0 to approve with Councilman Oliphant**  
9 **abstaining.** County Attorney Winters relayed to Council that this document referred to a

10 County Manager and would be changed to County Supervisor.

11 4. 2<sup>nd</sup> Reading of An Ordinance to Establish an Identity Theft Prevention Program; to Comply  
12 with Federal Regulations Relating to Address Discrepancies; to Comply with Federal  
13 Regulations Relating to Red Flags and Identity Theft; to Comply with South Carolina Act 190,  
14 the Financial Identity Fraud and Identity Theft Protection Act of 2008; to Provide for  
15 Codification; to Provide for Severability; to Provide for an Adoption date; to Provide an  
16 Effective date; and for other purposes Allowed by Law.

17 **Councilman Oliphant made a Motion to approve 2<sup>nd</sup> Reading of an Ordinance**  
18 **to Establish an Identity Theft Prevention Program; to Comply with Federal Regulations**  
19 **Relating to Address Discrepancies; to Comply with Federal Regulations Relating to**  
20 **Red Flags and Identity Theft; to Comply with South Carolina Act 190, the Financial**  
21 **Identity Fraud and Identity Theft Protection Act of 2008; to Provide for Codification; to**  
22 **Provide for Severability; to Provide for an Adoption date; to Provide an Effective date;**  
23 **and for other purposes Allowed by Law, 2<sup>nd</sup> by Councilman Jordan, Council vote was**

24 **5 to 0 to approve.** Councilwoman Guy asked if any dates had been set up for workshops and  
25 Chairman Roddey replied it would be after the first of the year. Councilman Branham asked if  
26 “red flags meant that was an accounting process” and County Attorney Winters replied that  
27 all entities that collect information would be involved.

28 5. 2<sup>nd</sup> Reading of An Ordinance to Authorize the Sale of a Portion of the Property Known  
29 as Tax Map No. 147-00-00-004, Being a Tract or Parcel of Land Located on S.C.  
30 Highway No. 99 in Chester County, South Carolina

31 **Councilwoman Guy made a Motion to approve 2<sup>nd</sup> Reading of an Ordinance**  
32 **to Authorize the Sale of a Portion of the Property Known as Tax Map No.**  
33 **147-00-00-004, Being a Tract or Parcel of Land Located on S.C. Highway No. 99**  
34 **in Chester County, South Carolina, 2<sup>nd</sup> by Councilman Jordan, Council vote was**  
35 **unanimous.**

36  
37 6. A Resolution to Declare the Results of a Referendum Held in Chester County, South  
38 Carolina on November 4, 2008

1 **Chairman Roddey** stated this pertained to the one cent sales tax referendum.

2 **Councilwoman Guy made a Motion to approve A Resolution to Declare the Results**  
3 **of a Referendum Held in Chester County, South Carolina on November 4, 2008, 2<sup>nd</sup> by**  
4 **Councilman Branham, Council vote was unanimous.**

5 Item added to the agenda.

6 1<sup>st</sup> Reading on Solid Waste Management Plan in Title Only

7 **Vice Chairman Lucas made a Motion to approve 1<sup>st</sup> Reading on the Solid Waste**  
8 **Management Plan in Title Only, 2<sup>nd</sup> by Councilwoman Guy, Council vote was**  
9 **unanimous.** **Councilman Oliphant** stated that Council would do a review every year.

10 **Councilman Branham** thanked the Committee for doing a great job.

## 11 **VI. Old Business**

### 12 1. Codification of Ordinances

13 **Councilman Oliphant** stated he had this item as information only for Council. He stated  
14 that the Codification had been received in March and he had checked the contract we  
15 had with Municipal Code Corporation and that every year they would do a supplement for  
16 the County and they would charge \$18 a page. He asked the County Attorney if all  
17 ordinances go into the Codification and she replied that they did. **Councilman Jordan**  
18 asked if ordinances could be put online and **Councilman Oliphant** replied yes for \$400  
19 and could access them on the internet. **Vice Chairman Lucas** asked at what point do  
20 we make a decision and **Councilman Branham** suggested that the Chairman look into  
21 this. **Councilman Oliphant** said it would be a simple process for the Purchasing  
22 Department to get prices and **Councilman Jordan** said he would like to see this included  
23 on the website. **County Attorney Winters** said we needed to make sure the contract we  
24 signed doesn't keep us from putting it on-line. **Councilman Oliphant** said he was presenting  
25 this as information only and asked that the Chairman look into the options.

### 26 2. Request for Additional Personnel

27 **Bill Marion, Chairman of the Election Commission** spoke to Council first. He gave some  
28 statistics about the recent election. 76% of Chester County voted and he said that basically  
29 the office was shut down two weeks before the election for early voting. Mr. Marion said that  
30 at times there were over a 100 people in line before 7:00am and that they would not have  
31 made it if it had not been for the employee that came on part time in August. In 2010 the  
32 County would be undertaking a new census count and that the office would need additional  
33 help and also that during elections they would still need part time help. Mr. Marion said  
34 that another full time person would definitely ease the comp time situation. **Mr. Earl Moore,**  
35 **Director of Voter Registration and Elections** then gave Council a handout and said that  
36 basically the State would be refunding approximately \$35,000 total and that he would  
37 like to use that money to hire a full time person. **Councilman Oliphant** thanked Earl and  
38 his staff for the best election that had ever been held in this County. **Councilwoman Guy**

1 also thanked him and said he ran a great department. **Councilman Branham** echoed the  
2 sentiments and appreciated the initiative that Mr. Moore had taken running the department.  
3 At this time **Councilman Oliphant made a Motion to allow Mr. Moore to hire a full time**  
4 **person in his office and pay for this person from State funding he would be**  
5 **reimbursed for, 2<sup>nd</sup> by Councilman Branham, Council vote was unanimous.**  
6

## 7 **VII. New Business**

- 8 1. Approval of 2009 County Council Meeting Dates

9 **Councilwoman Guy made a Motion to approve the County Council 2009 Meeting**  
10 **Dates, 2<sup>nd</sup> by Vice Chairman Lucas, Council vote was unanimous.**

- 11 2. County E-Mail Policy

12 **Councilman Oliphant** said he had received an e-mail back in the Spring and that  
13 it was inappropriate and he noticed several County Employees listed on that e-mail.  
14 He responded to the sender and told them not to send any further e-mails to him.  
15 **Councilman Oliphant** stated the handbook said employees were not suppose to  
16 use their computers for personal use. **Councilman Oliphant** asked if they continued  
17 to use their e-mail inappropriately what can be done. **County Attorney Winters**  
18 replied that if an employee received offensive e-mail they can inform the IT  
19 Department so that it can be blocked in the future. **Chairman Roddey** then said he  
20 was having a Department Head meeting on Tuesday morning and also remind  
21 Department Heads to inform their employees about misuse of e-mail.  
22

## 23 **VIII. Executive Session**

24 **Chairman Roddey** stated that Council needed to go into Executive Session to discuss:

- 25 1. Personnel Matter – Re: All County Employees  
26 2. Economic Development Matter – Re: Project 0844

27 **Vice Chairman Lucas made a Motion to go into Executive Session, 2<sup>nd</sup> by Council**  
28 **Member Branham, Council vote was unanimous.** Time was approximately 7:00p.m.

29 Council returned from Executive Session at approximately 8:25pm and **Council Member**  
30 **Guy made a Motion to Return to Regular Session, 2<sup>nd</sup> by Councilman Branham,**  
31 **Council vote was unanimous.**

32 **Chairman Roddey** stated that a personnel matter regarding all County Employees had  
33 been discussed and it was concerning putting in a time and attendance system.  
34 **Councilman Oliphant made a Motion to allow the Finance Director to proceed with a**  
35 **new time system and the money would come from the reserve fund, 2<sup>nd</sup> by Councilman**  
36 **Jordan, Council vote was unanimous.** **Councilman Branham** asked the Chairman what  
37 would be the cost savings and **Chairman Roddey** replied about \$100,000 a year.  
38 **Chairman Roddey** said the second item discussed in Executive Session was an

1 Economic Development Matter and it was taken as information only.

2 **IX. Council Members Comments**

3 **Chairman Roddey** reminded Council Members that because of the Thanksgiving  
4 Holiday, agenda items would need to be into the Clerk to Council by noon on  
5 Tuesday, November 25 and packages would go out Wednesday at noon on the  
6 26<sup>th</sup>. **Chairman Roddey** also reminded everyone about the Employee Thanksgiving  
7 Dinner on Thursday, November 20<sup>th</sup>.

8 **Vice Chairman Lucas** reminded Council about the Christmas Parade this coming  
9 Sunday and the Masonic Lodge in Great Falls will celebrate their 100<sup>th</sup> Anniversary  
10 on December 6, 2008 and everyone was invited to attend and also the 1<sup>st</sup> Baptist  
11 Church in Chester would celebrate their 175<sup>th</sup> Anniversary on November 30<sup>th</sup> and  
12 everyone was invited to attend service that morning.

13 **X. Adjournment**

14 **Councilman Oliphant made a Motion to adjourn, 2<sup>nd</sup> Vice Chairman Lucas, Council**  
15 **vote was unanimous.** Time was approximately 8:30 pm

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

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31 **R. Carlisle Roddey**  
32 **Chairman, Chester**  
33 **County Council**

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