



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44

CHESTER COUNTY COUNCIL MEETING

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

December 1, 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. Presentation to Council

Sergeant Jeffery Page with the United States Air Force presented a plaque to Council for supporting the war against terrorism and an American Flag.

Chairman Roddey and Council thanked Sergeant Page for the plaque an American Flag and there was a standing ovation.

At this time, **Chairman Roddey** said a Resolution recognizing the Scott's Company needed to be added to the agenda.

Councilman Branham made a Motion to add the Resolution to the agenda, 2nd by Councilwoman Guy, Council vote was unanimous.

Chairman Roddey asked **Mr. Hal Stone, the Director for Existing Industries** to present a plaque to the Plant Manager of the Scott's Company, Mr. Ken Bradford. Mr. Bradford thanked Mr. Stone and Council and introduced his Grounds Keeper, Mr. Feaster and said Mr. Feaster had taken care of the improvements made at the plant.

1 **IV. Approval of Minutes**

2 1. Chester County Council Meeting Minutes of November 17th 2008

3 **Vice Chairman Lucas made a Motion to approve the Minutes of the November 17,**
4 **2008 County Council Meeting, 2nd by Councilwoman Guy, Council vote was 5-0**
5 **to approve.**

6 **V. Citizens Comments**

7 There were no Citizens Comments

8 **VI. Public Hearing(s)**

9 **Chairman Roddey** opened the Public Hearing(s) on the following Ordinances:

10 1. 3rd Reading of an Ordinance to Develop a Joint Industrial and Business Park in
11 Conjunction with Lancaster County, such Industrial and Business Park to be
12 Geographically Located in Chester County (Elliott Tract, Frances Tract, and H.W. Close
13 Plant) and Lancaster County (Two Gillette Company (Duracell) Parcels, Founders
14 Federal Credit Union Parcel and Five Haile Gold Mine, Inc. Tracts) and established
15 Pursuant to Section 4-1-170 of The Code of Laws of South Carolina 1976, as Amended;
16 to Provide for a Written Agreement with Lancaster County to Provide for the Expenses of
17 the Park, the Percentage of Revenue Application, and the Distribution of Fees In Lieu of
18 Ad Valorem Taxation; and Other Matters Related Thereto

19 There were no speakers on this Ordinance, therefore, **Chairman Roddey** closed the
20 Public Hearing and proceeded to the next.

21 2. 3rd Reading of an Ordinance to Authorize the Negotiation and Purchase of Property
22 Located at 214 Main Street, Richburg in the amount of \$179,000

23 There were no speakers on this Ordinance, therefore, **Chairman Roddey** closed the
24 Public Hearing and proceeded to the next.

25 3. 3rd Reading of an Ordinance to Authorize the Negotiation of Additional Property Located
26 on North Main Street, Richburg in an Amount to be Approved by Council prior to Purchase

27 There were no speakers on this Ordinance, therefore, **Chairman Roddey** closed the
28 Public Hearing and proceeded to the next.

29 4. 3rd Reading of An Ordinance Authorizing the Execution and Delivery of a Fee Agreement
30 by and between Chester County, South Carolina and PPG Industries, Inc. and Subsidiaries
31 Providing for a Payment of a Fee In Lieu of Taxes; Approving the Reconveyance of Certain
32 Real Property Subject to an Existing Lease Agreement Between Chester County, South
33 Carolina and PPG Industries, Inc.; Approving the Extension of the Existing Lease
34 Agreement; and Other Matters Related Thereto.

35 There were no speakers on this Ordinance, therefore, **Chairman Roddey** closed the
36 Public Hearing and proceeded to the next.

37 5. 3rd Reading of An Ordinance to Establish an Identity Theft Prevention Program; to Comply

1 with Federal Regulations Relating to Address Discrepancies; to Comply with Federal
2 Regulations Relating to Red Flags and Identity Theft; to Comply with South Carolina Act
3 190, the Financial Identity Fraud and Identity Theft Protection Act of 2008; to Provide for
4 Codification; to Provide for Severability; to Provide for an Adoption date; to Provide an
5 Effective date; and for other purposes Allowed by Law.

6 There were no speakers on this Ordinance, therefore, **Chairman Roddey** closed the
7 Public Hearing and proceeded to the next

- 8 6. 3rd Reading of An Ordinance to Authorize the Sale of a Portion of the Property Known
9 as Tax Map No. 147-00-00-004, Being a Tract or Parcel of Land Located on S.C.
10 Highway No. 99 in Chester County, South Carolina

11 There were no speakers on this Ordinance, therefore, **Chairman Roddey** closed the
12 Public Hearing.

13 **VII. Ordinances & Resolutions**

- 14 1. 3rd Reading of an Ordinance to Develop a Joint Industrial and Business Park in
15 Conjunction with Lancaster County, such Industrial and Business Park to be
16 Geographically Located in Chester County (Elliott Tract, Frances Tract, and H.W. Close
17 Plant) and Lancaster County (Two Gillette Company (Duracell) Parcels, Founders
18 Federal Credit Union Parcel and Five Haile Gold Mine, Inc. Tracts) and established
19 Pursuant to Section 4-1-170 of The Code of Laws of South Carolina 1976, as Amended;
20 to Provide for a Written Agreement with Lancaster County to Provide for the Expenses of
21 the Park, the Percentage of Revenue Application, and the Distribution of Fees In Lieu of
22 Ad Valorem Taxation; and Other Matters Related Thereto

23 **Councilwoman Guy made a Motion to approve 3rd and final Reading of an**
24 **Ordinance to Develop a Joint Industrial and Business Park in Conjunction with**
25 **Lancaster County, such Industrial and Business Park to be Geographically Located**
26 **in Chester County (Elliott Tract, Frances Tract, and H.W. Close Plant) and Lancaster**
27 **County (Two Gillette Company (Duracell) Parcels, Founders Federal Credit Union**
28 **Parcel and Five Haile Gold Mine, Inc. Tracts) and established Pursuant to Section**
29 **4-1-170 of The Code of Laws of South Carolina 1976, as Amended; to Provide for a**
30 **Written Agreement with Lancaster County to Provide for the Expenses of the Park,**
31 **the Percentage of Revenue Application, and the Distribution of Fees In Lieu of Ad**
32 **Valorem Taxation; and Other Matters Related Thereto, 2nd by Councilman Oliphant,**
33 **Council vote was unanimous.**

- 34 2. 3rd Reading of an Ordinance to Authorize the Negotiation and Purchase of Property
35 Located at 214 Main Street, Richburg in the amount of \$179,000

36 **Councilman Oliphant made a Motion approving 3rd and Final Reading of an**
37 **Ordinance to Authorize the Negotiation and Purchase of Property located**
38 **at 214 Main Street, Richburg in the amount of \$179,000, 2nd by Vice Chairman**

1 **Lucas , Council vote was unanimous.**

2 3.rd Reading of an Ordinance to Authorize the Negotiation of Additional Property Located
3 on North Main Street, Richburg in an Amount to be Approved by Council prior to Purchase
4 **Councilman Branham made a Motion approving 3rd and Final Reading of an**
5 **Ordinance to Authorize the Negotiation of Additional Property located on North**
6 **Main Street, Richburg in an Amount to be Approved by Council prior to Purchase,**
7 **2nd by Councilman Jordan, Council vote was unanimous.**

8 4. 3rd Reading of An Ordinance Authorizing the Execution and Delivery of a Fee Agreement
9 by and between Chester County, South Carolina and PPG Industries, Inc. and Subsidiaries
10 Providing for a Payment of a Fee In Lieu of Taxes; Approving the Reconveyance of Certain
11 Real Property Subject to an Existing Lease Agreement Between Chester County, South
12 Carolina and PPG Industries, Inc.; Approving the Extension of the Existing Lease Agreement;
13 and Other Matters Related Thereto.

14 **Councilwoman Guy made a Motion to approve 3rd and Final Reading of an**
15 **Ordinance Authorizing the Execution and Delivery of a Fee Agreement by and**
16 **between Chester County, South Carolina and PPG Industries, Inc. and Subsidiaries**
17 **Providing for a Payment of a Fee In Lieu of Taxes; Approving the Reconveyance**
18 **of Certain Real Property Subject to an Existing Lease Agreement Between Chester**
19 **County, South Carolina and PPG Industries, Inc.; Approving the Extension of the**
20 **Existing Lease Agreement Between Chester County, South Carolina and PPG**
21 **Industries, Inc.; Approving the Extension of the Existing Lease Agreement;**
22 **and Other Matters Related Thereto, 2nd by Vice Chairman Lucas, Council vote was**
23 **4-0 to Approve with Councilman Oliphant abstaining.**

24 5. 3rd Reading of An Ordinance to Establish an Identity Theft Prevention Program; to Comply
25 with Federal Regulations Relating to Address Discrepancies; to Comply with Federal
26 Regulations Relating to Red Flags and Identity Theft; to Comply with South Carolina Act 190,
27 the Financial Identity Fraud and Identity Theft Protection Act of 2008; to Provide for
28 Codification; to Provide for Severability; to Provide for an Adoption date; to Provide an
29 Effective date; and for other purposes Allowed by Law.

30 **Vice Chairman Lucas made a Motion to approve 3rd and Final Reading of an**
31 **Ordinance to Establish an Identity Theft Prevention Program; to Comply**
32 **with Federal Regulations Relating to Red Flags and Identity Theft; to Comply with**
33 **South Carolina Act 190, the Financial Identity Fraud and Identity Theft Protection Act**
34 **of 2008; to Provide for Severability; to Provide for an Adoption date; to Provide an**
35 **Effective date; and for other purposes Allowed by Law, 2nd by Councilwoman Guy,**
36 **Council vote was unanimous.**

37 6. 3rd Reading of An Ordinance to Authorize the Sale of a Portion of the Property Known
38 as Tax Map No. 147-00-00-004, Being a Tract or Parcel of Land Located on S.C.

1 Highway No. 99 in Chester County, South Carolina

2 **Councilman Branham made a Motion to approve 3rd and Final Reading of An**
3 **Ordinance to Authorize the Sale of a Portion of the Property Known as Tax Map**
4 **No. 147-00-00-004, Being a Tract or Parcel of Land Located on S.C. Highway No. 99**
5 **in Chester County, South Carolina, 2nd by Councilwoman Guy, Council vote was**
6 **unanimous.**

- 7
8 7. 2nd Reading of an Ordinance to Adopt a Solid Waste Management Plan for Fiscal
9 Years 2008-2028

10 **Vice Chairman Lucas made a Motion to approve 2nd Reading of an Ordinance to**
11 **Adopt a Solid Waste Management Plan for Fiscal Years 2008-2028, 2nd by**
12 **Councilman Branham, Council vote was unanimous. Councilman Branham**
13 asked how often does the Solid Waste Plan need to be updated and **Chairman**
14 **Roddey** replied every 5 years.

- 15 8. 1st Reading of an Ordinance to Amend that Certain Agreement for the Development of
16 a Joint Industrial and Business Park Between Chester County and York County dated
17 December 5, 2005

18 **Councilman Jordan** asked where was this tract located and **Chairman Roddey** asked
19 **Ms. Karlisa Parker, Economic Development Director** to respond to that question.

20 **Ms. Parker** said she did not know the tract site and that we were adding two
21 additional properties to the Ordinance but she would have an answer by the January
22 meeting.

23 **Vice Chairman Lucas made a Motion to approve 1st Reading of an Ordinance**
24 **to Amend that Certain Agreement for the Development of a Joint Industrial and**
25 **Business Park Between Chester County and York County dated December 5, 2005,**
26 **2nd by Councilman Oliphant, Council vote was unanimous.**

- 27
28 9. A Resolution transferring the Administrative Assistant from the County Supervisor Office
29 to the Finance Department, adding a Receptionist/Clerk to the County Supervisor
30 Department and adding Administrative Assistant to the Clerk to Council job description in
31 the County Supervisor Department

32 **Councilman Branham made a Motion approving a Resolution transferring the**
33 **Administrative Assistant from the County Supervisor Office to the Finance**
34 **Department, adding a Receptionist/Clerk to the County Supervisor Department and**
35 **adding Administrative Assistant to the Clerk to Council job description in the County**
36 **Supervisor Department, 2nd by Vice Chairman Lucas, Council vote was unanimous.**

- 37 10. A Resolution Authorizing Tax and Revenue Anticipation Note (Richburg Fire Department
38 purchase)

1 **Councilman Oliphant made a Motion to approve a Resolution Authorizing Tax and**
2 **Revenue Anticipation Note for the Richburg Fire Department purchase, 2nd by**
3 **Councilman Jordan, Council vote was unanimous.**

4 **VIII. New Business**

5 1. Request to Apply for Grant - \$4,000 County Match

6 **Judge Roddey** came before Council to request to apply for a Grant to purchase
7 equipment that will allow the transfer of Probate Court documents from microfilm
8 to digital media. Ms. Modlin, also said they were looking into other options and
9 it may be it would not be as much as \$4,000.

10 **Councilwoman Guy made a Motion to approve the request to apply for a Grant**
11 **for the Probate Department with a \$4,000 County Match to come from the**
12 **Contingency Fund, 2nd by Vice Chairman Lucas, Council vote was unanimous.**

13 2. Planning Commissions Recommendation to County Council

14
15

16 **First Reading: From Meeting of CCPC 11-18-08**

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

17
18
19
20 **MAP AMENDMENT # CCMA08-0013**

21
22

23 **From: R2 – Rural Two to GC – General Commercial**

24 **Name:** Robert Walsh

25 **Tax Map.....** 079-01-18-002-000

26 **Location.....**6.514 acres located on the NE corner of JA Cochran Bypass and Saluda Rd,
27 Chester, SC

28
29

30 **Vice Chairman Lucas made a Motion to approve 1st Reading from Planning Commission**
31 **on Map Amendment #CCMA08-0013, 2nd by Councilman Branham, Council vote was unanimous.**

32 **Councilman Jordan** then commented that the Planning Commission had put in the minutes that
33 this was in the comprehensive plan and he appreciated that.

34

35 3. From CCTC

36 a) Carobrooks Road off Edwards Drive in Ft. Lawn

37 **Chairman Roddey** stated this would go back to the attorney and LB Cannon for
38 further clarification.

39 b) Fishing Creek Dirt Rd. (old county road at Walton property)

40 **Chairman Roddey** stated this item was also sent back to the attorney and LB
41 Cannon to be discussed in January, 2009.

42 c) Eugina Drive (off Murdock near I-77)

1 Councilman Branham made a motion to accept Eugina Drive into the system
2 for Maintenance purposes only, 2nd by Councilman Oliphant, Council vote
3 was unanimous.

4 d) Haylie Lane (Edgemoor section with 66 ft. right-a way in place)

5 Councilman Jordan made a Motion to Approve to accept Haylie Lane into
6 the County Road System 2nd by Councilman Branham, Council vote was unanimous.

7 **IX. Council Members Comments**

8 **Vice Chairman Lucas** said he hoped the public in attendance tonight understood that the
9 Ordinances they adopted tonight as third reading had been reviewed twice prior to approval.

10 **Chairman Roddey** asked that everyone pray for the Cyclones to win the ballgame at Clemson
11 on Saturday.

12 **Councilman Branham** wished to thank Sergeant Page again because he thought that was
13 extremely nice of him to take time out to come to the meeting to make the presentation and
14 that we could not thank our service men and women enough for serving our country.

15 **Councilman Oliphant** said he concurred with **Councilman Branham** and that he had enjoyed
16 serving with everyone on Council this year and wished everyone a Merry Christmas.

17 18 **X. Adjournment**

19 Vice Chairman Lucas made a Motion to adjourn, 2nd Councilwoman Guy, Council
20 vote was unanimous. Time was approximately 6:40 pm

21
22
23
24 Pursuant to the Freedom of Information Act, the Chester News & Reporter,
25 The Herald in Rock Hill, SC, WSOC-TV, Channel 9 Eyewitness News, the Mfg. Housing
26 Institute of SC, WRHI Radio Station, C&N2 News, WCNC News and Capitol Consultants
27 were notified and a notice was posted on the bulletin board at the R. Carlisle Roddey
28 Government Complex 24 hours prior to the meeting
29
30
31
32
33
34

35 _____
36 **R. Carlisle Roddey**
37 **Chairman, Chester**
38 **County Council**

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

39
40 Chester County Council Meeting, December 1, 2008