

CHESTER COUNTY COUNCIL MEETING MINUTES

R. Carlisle Roddey Government Complex

1476 J A Cochran Bypass, Chester, SC

Tuesday, January 21st, 2020

MINUTES

Present: Chairman Shane Stuart, Vice Chairman Joe Branham, Councilman Pete Wilson, Councilman Alex Oliphant, Councilwoman Mary Guy, Councilman Brad Jordan, Councilman Mike Vaughn, County Attorney Joanie Winters and Clerk to Council Karen Lee.

1. **Call to Order**-Chairman Stuart called the meeting to order.
2. **Pledge of Allegiance and Invocation**- Pledge was recited in unison; Councilwoman Guy gave the invocation.
3. **Approval of Minutes**-January 6th, Council Minutes
Councilwoman Guy motioned to approve, second by Councilman Jordan. Vote 6-0 to approve.
4. **Citizen Comments**
Roxanne James, 3007 Steele Village Rd stated they would like an update concerning the Rodman Ball field and a meeting with Council to find out the status of the improvements, what monies have been spent from the one cents sale tax that was allotted for Rodman ballfield, want to know what the future projects and time lines are and what can they as citizens do to help the process, she stated if they need to have fund raisers they would.
5. **Public Hearing**-Chairman Stuart opened the public hearing. No one signed up to speak
 - a. **3rd Reading of Ordinance 2019-18** An Ordinance to Amend Chester County Ordinance No: 2019-6 The 2019-2020 Chester County Budget Ordinance, In Certain Limited Particulars Only.
 - b. **3rd Reading of Ordinance 2019-19** An Ordinance To Amend Chester County Ordinance No. 2019-6 The 2019-2020 Chester County Budget Ordinance, In Certain Limited Particulars Only.
 - c. **3rd Reading of Ordinance 2019-13** An Ordinance Amending Section 2-732, et seq. of the Chester County Code of Ordinances to provide the Richburg Fire Protection District with the Authority to Provide Ambulance and Related Emergency Medical Services in the District's Limits; and other related matters.
Chairman Stuart closed the public hearing.
6. **Ordinances/Resolutions/Proclamations**
 - a. **3rd Reading of Ordinance 2019-18** An Ordinance to Amend Chester County Ordinance No: 2019-6 The 2019-2020 Chester County Budget Ordinance, In Certain Limited Particulars Only. *FICA*. Chairman Stuart stated this was for federal insurance contributions and social security and Medicare taxes Sheriff Dorsey had requested for the ones paid without holding taxes and FICA. Vice Chairman Branham motioned to approve \$30,080.57 dollars to amend the budget, second by Councilman Wilson. Vote 6-0 to approve.

- b. **3rd Reading of Ordinance 2019-19 An Ordinance to Amend Chester County Ordinance No. 2019-6 The 2019-2020 Chester County Budget Ordinance, In Certain Limited Particulars Only.** *Raise.* Chairman Stuart stated this will amend the budget to cover phase two cost of living for those who did not receive a pay raise from phase one that started on July 1st, 2019. Councilwoman Guy motioned to approve \$117,050.00 dollars to amend the budget, second by Councilman Vaughn. Vote 6-0 to approve.
- c. **3rd Reading of Ordinance 2019-13 An Ordinance Amending Section 2-732, et seq. of the Chester County Code of Ordinances to provide the Richburg Fire Protection District with the Authority to Provide Ambulance and Related Emergency Medical Services in the District's Limits; and other related matters.** Councilman Jordan motioned to approve contingent upon the receipt of the mutual aid agreement with EMS and Richburg, second by Vice Chairman Branham. County Attorney Winters stated she would have the agreement ready for the February 3rd meeting. Vote 6-0 to approve.
- d. **2nd Reading of Ordinance 2020-1 An Ordinance to Renew the Chester Communications /dba/ as Truvista Franchise.** Councilman Oliphant motioned to approve, second by Councilman Wilson. Councilman Oliphant stated this was specifically for cable television franchise only, the ordinance states the County receives 5% of the gross. Treasure Tommy Darby stated currently the County receives about \$21,000 to \$22,000 dollars from TruVista annually for the franchise fees and pays per quarter which is about \$5500.00 dollars. The money goes to a general fund revenue budget set up for the money and is part of the general fund budget. Councilman Oliphant asked if he would send Council the most recent budget from CDA. Vote 6-0 to approve.
- e. **2nd Reading of Ordinance 2020-2 An Ordinance to Authorize the County Of Chester, By Chester County Council, To Sell the Real Estate Described on Attached Exhibit "A" Which Is Incorporated Herein By Reference to Mr. F.G. Delleney, Jr. Upon Such Terms and Conditions As Described In The Agreement Of Sale That Is Exhibit B.** Councilwoman Guy motioned to approve the sell of the property to Mr. F. G. Delleney for \$ 32,241.48 dollars, second by Councilman Wilson. Vote 6-0 to approve.
- f. **1st Reading of Ordinance 2020-3- An Ordinance to Amend Chester County Land Development Regulations, Article 5 Minimum Design Standards.** Councilman Vaughn motioned to approve, second by Councilwoman Guy. County Attorney Winters stated this was a small change in section 5.2-3 of the Land Development Ordinance under cul-de-sacs it states any exceptions to exceed 1000 feet requires approval of County Council. If Council wants to leave it that way they would, rightfully it should go before the Planning Commission to be reviewed and approved by them. Planning Director Levister found this when reviewing a cul-de-sac and wanted to see what Council would prefer. Vice Chairman agreed it should be brought before the Planning Commission. Vote was 6-0 to approve.
- g. **1st Reading of Ordinance 2020-4 An Ordinance Prohibiting the Entrance onto Chester County Convenience Sites After Operating Hours.** Councilman Vaughn motioned to approve, second by Councilman Oliphant. Litter Enforcement Officer T J Martin stated actually a non-scavenging ordinance would be better, other counties have one in place. Over past months there has been an increase problem with people breaking into the land field and recycling centers. If the non-scavenging ordinance was in place it would reinforce State Law. County Attorney Winters stated our laws are trumped by State Law, she cautioned Council stating just because other Counties has it doesn't mean it would be good for our County. But if it would help in Litter Enforcement it could be done, she also stated since Mr. Martin has cameras up at convenience centers, they must be posted showing they are under surveillance. This is a constitutional issue without posting, don't want to interfere with Mr. Martin's job but it must be done. Councilman Oliphant withdrew his second, Councilman Vaughn withdrew his motion. Chairman Stuart stated this would be brought back at a later meeting date.
- h. **1st Reading of Ordinance 2020-5- An Ordinance To Authorize The County Of Chester, By**

Chester County Council, To Sell The Real Estate Described On Attached Exhibit “A” Which Is Incorporated Herein By Reference To Spratt Savings Bank Upon Such Terms And Conditions As Described In The Agreement Of Sale That Is Exhibit B. Vice Chairman Branham motioned to approve, second by Councilman Jordan. Councilman Wilson recused due to his brother being on the Spratt’s Board of Directors. Chairman Stuart stated the property was located on Chester Ave in Great Falls and was once the old health department. The appraisal process was done, Spratt’s was interested in the building and made an offer to buy it. The selling price was \$84,000 dollars. Vote was 5-0 to approve. Councilman Wilson recused.

7. Old Business

a. Update on Fort Lawn Revitalization Efforts-Robin Currence

Robin Currence stated Libby Sweatt-Lambert, Director of the Fort Lawn Community Center along with Winthrop intern Blake Turner and team member Nick Harrington were in the audience. Mrs. Currence stated they have interviewed 640 people, participated in the Economic Development Strategic plan for Fort Lawn. Co-hosted community events along with many other opportunities geared for Fort Lawn. They look forward to future collaboration with other communities and municipalities along with addressing zoning for future growth and would like to identify needs to present to the one cents sales tax commission.

b. Litter Report for November and December and Litter Enforcement Report-Chairman Stuart. Chairman Stuart stated there was 575 bags picked up for December and 618 for the month of November.

c. Discussion Concerning Census Money-Earl Moore.

Mr. Moore was not present, Treasurer Tommy Darby stated Mr. Moore expected to receive up to \$12,500 dollars from Municipalities and \$2500 from Healthcare/United Way which added up to \$15,000 dollars. Mr. Darby suggested setting it up a special revenue fund, any money that was not spent would be reverted back to the general fund. Mr. Moore’s calculation for the money was \$6000 for marketing/promotion advertisement, \$2000 for expenses and \$7000 dollars for his salary which would extend his job to the end of June. Vice Chairman Branham motioned to allow the County Treasurer to set up a special revenue account in the sum of \$15,000 dollars for the census, second by Councilwoman Guy. Vote 6-0 to approve.

8. New Business

a. Discussion on Lando Fire District Millage -Councilman Jordan.

Councilman Jordan asked Michael Kozlerek, Bond Attorney for Chester County to give an update on the procedure to revise the Lando Fire District by resetting the millage. With the growth and new developments coming and the need for full time firefighters throughout the county. Mr. Kozlerek stated there were concerns with the current state of the millage due to Act 388. One way would be reconstituting the fire district by setting a budget based on legitimate needs, this would be done by an ordinance and public hearing and could be presented at the first or second meeting in February.

b. One Percent Sales Tax Project List by Dennis Corporation-Matt Hines

Matt Hines, Dennis Corporation stated they were currently working on estimates for six projects, a new animal shelter, improvements to a recycling center, improvements to the Library parking lots, surface parking at the County Courthouse along with building improvements, improvements to the county administration government complex. They plan to present it to the Capital Sales Tax Commission with the Council’s approval.

c. South Chester Fire Department Volunteer Strategic Assistance Fire Equipment Grant Match Request for \$54,416.83. -Gene Hudson.

Mr. Hudson was not present; Treasurer Darby stated the amount requested was not currently available and could be looked at during the budget process. More information was requested for a later date.

d. Discussion of Use of Fireworks within the County-Vice Chairman Branham

Vice Chairman Branham stated he wanted to have an ordinance or resolution preventing fireworks to be shot onto people's houses and yards. Chairman Stuart stated he would reach out to other counties and see if they had anything in place. County Attorney Winters stated a state law is in place she could do more research. Vice Chairman Branham once the information was gathered it could be brought back to Council.

e. Discussion to Add Signage on Village Drive-Councilman Oliphant

Councilman Oliphant stated Chester Freedom Ministries was requesting a "no thru trucks" sign be placed on the road since there is a school and retirement houses on Village Drive. The road is basically a cut through, this was done in the past for Blaney Road. Our clerk reached out to SCDOT, they stated it would have to be done by ordinance, but he recalls Blaney Road was done by a resolution. This will not stop trucks making deliveries on the road but would help stop usage of the road as a cut through. This would be brought back to the next meeting.

f. Approval of Desktop PC's and monitors – Bond Monies – Approximately \$16,482.99. –

Susan Cok. Mrs. Cok stated this would be using the remaining amount of bond money.

Chairman Stuart motioned to approve, second by Councilwoman Guy. Vote 6-0 to approve.

9. Executive Session-Councilwoman Guy motioned to go to Executive Session, second by Councilman Jordan. Vote 6-0 to approve.

a. Discuss Sharp Printing Service Contract.

b. Legal Advice Regarding Animal Shelter Policy.

10. Council Actions Following Executive Session-Vice Chairman Branham motioned to go back to Regular Session, second by Councilman Vaughn.

a. **Action Taken Regarding Sharp Printing Service Contract. -Taken as information.**

b. **Action Taken Regarding Legal Advice on Animal Shelter Policy.** Taken as information, would be discussed on another date.

11. Council Comments

Chairman Stuart reminded everyone on February 3rd a Needs and Assessment Public Hearing will be held, if anyone would like to bring up needs of the County that will be a good time to speak. Also don't forgot to vote on February 4th whether you are for or against the school bond referendum.

Councilwoman Guy thanked everyone who participated and supported the Martin Luther King Parade, it was a great success.

12. Adjourn-Councilman Jordan motioned to adjourn, second by Councilwoman Guy. Vote 6-0 to adjourn. Time: 8:30 pm

K. Shane Stuart, County Supervisor & Chairman

Karen Lee, Clerk to Council