



CHESTER COUNTY COUNCIL MEETING

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

**June 7, 2010
Monday
6:00 p.m.**

Chairman Roddey– 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. Proclamation Honoring Lewisville Lions Baseball Team

Chairman Roddey stated that Coach Keels was not in attendance so he would present the proclamation at the next meeting.

IV. Approval of Minutes

1. Chester County Council Meeting Minutes of May 17, 2010
Vice Chairman Lucas made a Motion to approve the Chester County Council Meeting Minutes of May 17, 2010, 2nd by Council Member Guy, Council Vote was unanimous.
2. Chester County Council Special Meeting Minutes of May 24, 2010
Council Member Guy made a Motion to approve the Chester County Council Special Meeting Minutes of May 24, 2010, 2nd by Council Member Holcombe, Council Vote was unanimous.

V. Citizens Comments

Mr. Jim Gaston came before Council and stated he had heard a lot of criticism on Economic development. Mr. Gaston stated that our Economic Development Team was great and that the recession we are in had hit everyone hard. Mr. Gaston also stated he had heard about secret meetings and such but he knew everything Council has done has been out in the open. Mr. Gaston wished all the Council Members and Supervisor running in the election good luck tomorrow.

VI. Ordinances and Resolutions

1. Resolution to Approve the Execution and Delivery of a Memorandum of Understanding by and Among Chester County, South Carolina, Chester Sewer District, South Carolina and the Town of Great Falls, South Carolina; and Other Matters Relating Thereto

Council Member Oliphant made a Motion to approve a Resolution to Approve the Execution and Delivery of a Memorandum of Understanding by and Among Chester County, South Carolina, Chester Sewer District, South Carolina and the Town of Great Falls, South Carolina; and Other Matters Relating Thereto, 2nd by Council Member Branham, Council vote was unanimous.

Ms. Parker, Economic Development Director relayed to Council that this was a \$255M Investment and 261 jobs.

2. 1st Reading of the Proposed FY2010-2011 Chester County Budget Ordinance to Establish Operating and Capital Budgets for the Operation of the County Government of Chester County for the Fiscal Year Commencing July 1, 2010; to Provide for the Levy of Taxes for Chester County for the Fiscal Year Beginning July 1, 2010; to Provide for the Expenditure of Tax Revenues and Other County Funds; to Provide for Other County Purposes; to Authorize the County to Borrow Money in Anticipation of Taxes and to Provide for the Repayment of Sums Borrowed by the County Governing Body; to Provide for the Payment of Tort Claims and Worker's Compensation Claims against Chester County; to Provide certain Fiscal and Other Matters Relating to County Government

Council Member Branham made a Motion to approve 1st Reading of the Proposed FY2010-2011 Chester County Budget Ordinance to Establish Operating and Capital Budgets for the Operation of the County Government of Chester County for the Fiscal Year Commencing July 1, 2010; to Provide for the Levy of Taxes for Chester County for the Fiscal Year Beginning July 1, 2010; to Provide for the Expenditure of Tax Revenues and Other County Funds; to Provide for Other County Purposes; to Authorize the County to Borrow Money in Anticipation of Taxes and to Provide for the Repayment of Sums Borrowed by the County Governing Body; to Provide for the Payment of Tort Claims and Worker's Compensation Claims against Chester County; to Provide certain

Fiscal and Other Matters Relating to County Government, 2nd by Council Member Holcombe, Council vote was unanimous.

Council Member Jordan asked if services would be cut and Chairman Roddey replied they would not.

VII. Old Business

1. 2010 PLANNING COMMISSIONS RECOMMENDATION TO COUNTY COUNCIL

Third Reading: From Meeting of April 20, 2010

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

3-3.107 Accessory Structure

- a. No accessory structure or building shall be constructed prior to construction of the principal building on the lot. Buildings intended to serve as accessory structures constructed prior to the principal building shall be considered the principal building and shall meet all applicable district and building code regulations. (Exception: Property classified as Agriculture Use in the Tax Assessor's.)
- b. Accessory structures shall be located in the rear or sides of the principal building and shall meet accessory yard setbacks and applicable district regulations.
- c. Manufactured or Mobile homes cannot be used as accessory units.
- d. Accessory buildings shall occupy the same lot as the principal building unless identified as agriculture use.

a - Vice Chairman Lucas made a Motion to uphold 3rd and Final Reading of Planning Commissions Recommendations on 3-3.107 Accessory Structure, 2nd by Council Member Guy, Council vote was unanimous.

b - Council Member Guy made a Motion to uphold 3rd and Final Reading of Planning Commissions Recommendations on 3-3.107 Accessory Structure, 2nd by Council Member Branham, Council vote was unanimous.

c - Council Member Branham made a Motion to uphold 3rd and Final Reading of Planning Commissions Recommendations on 3-3.107 Accessory Structure, 2nd by Council Member Holcombe, Council vote was unanimous.

d - Council Member Guy made a Motion to uphold 3rd and Final Reading of Planning

Commissions Recommendations on 3-3.107 Accessory Structure, 2nd by Council Member Jordan, Council vote was unanimous.

2. Eureka Mill

County Attorney Winters updated Council on the Eureka Mill business. **Mrs. Winters** stated that she had received in her Trust Account a check for \$49,975.00 and that **Mr. Ramsey's attorney, Mr. Tom Hall** assured her he would add the other \$25.00. **Mrs. Winters** also had provided Council with a Memorandum of Understanding that outlined what was expected of both parties. **Mr. Tom Hall, Attorney for Mr. Larry Ramsey** then came to the podium and stated that his client had no problem with the MOU but it did say there were three phases and he wasn't sure where Phase I started and ended as well as the other two. **Council Member Branham** then stated that would be left up to **Mr. Mack Paul, Planning and Zoning Director**. **Council Member Oliphant** then said it was originally discussed cleaning up the exterior fist and since it was about a 200,000 sq. ft. area, you would divide it into three sections for the Phases. **County Attorney Winters** then said that Mr. Ramsey had submitted a proposal in three phases and **Mr. Paul** would check each phase. **Council Member Oliphant** added that he wanted to make sure the debris gets taken to a disposal site and the MOU doesn't specifically say that after each phase. **Council Member Branham** then said he felt sure **Mr. Paul** would make sure that happened. **County Attorney Winters** stated that the MOU specifically does say that in each phase and **Mr. Paul** could stop work if the debris was not removed properly after each phase. **Council Member Oliphant** said he had a problem with the person that was suppose to remove some of the debris (Timber Works).

With no further discussion, Council voted on the Memorandum of Understanding.

Council Member Branham made a Motion to accept the MOU, 2nd by Council Member Guy, Council vote was 4 to 2 to approve with Council Member Oliphant and Vice Chairman Lucas opposing.

VIII. New Business

1. **2010 PLANNING COMMISSIONS RECOMMENDATION TO COUNTY COUNCIL**

First Reading: From Meeting of May 18, 2010

Commission
Vote
6-0 to Approve

Council
Vote
6-0 to Approve

Case # 10-3

Joe Lanford
R1, R2 and R3 to PDD
TMS # 123-1, 123-2, 123-3, 123-13, 123-29, 123-35, 123-36,
123-65, 123-80, 123-81 and 123-83
640 +/- acres along Fishing Creek and Fronting on SC 901

Council Member Holcombe made a Motion to uphold 1st Reading on Case # 10-3 from The Planning Commission, 2nd by Council Member Jordan, Council vote was unanimous.

2. **2010 PLANNING COMMISSIONS RECOMMENDATION TO COUNTY COUNCIL**

First Reading: From Meeting of May 18, 2010

Commission
Vote

6-0 to Approve

Council
Vote

6-0 to Approve

Case #10-2

Kenneth St. John

R2 to ID1

TMS # 106-00-00-070-000

4.21 acres located at 2123 Lancaster Hwy, Chester SC

Council Member Branham made a Motion to uphold 1st Reading on Case # 10-2 from The Planning Commission, 2nd by Vice Chairman Lucas, Council vote was unanimous.

3. Request to Apply for JAG Grant (No Match)

Sheriff Smith came before Council to ask to apply for the JAG Grant to purchase equipment with no match.

Council Member Guy made a Motion to allow Sheriff Smith to apply for a JAG Grant with no match, 2nd by Vice Chairman Lucas, Council vote was unanimous.

4. Request to Apply for 2010 Richburg Fire Dept. FEMA Grant

“T” Melton came before Council to request permission to apply for a 2010 FEMA Grant

Council Member Branham made a Motion to allow the Richburg Fire Dept to apply for a FEMA Grant with a \$5,655.00 match, 2nd by Council Member Holcombe, Council vote was unanimous.

Council Member Oliphant reminded Mr. Melton that if the County could not come up with the match the Richburg Fire Dept. would need to.

5. Request to Re-Apply for 2010 COPS Hiring Grant

Sheriff Smith came before Council to ask to re-apply for the 2010 COPS Grant with no match.

Council Member Guy made a Motion to allow Sheriff Smith to re-apply for the 2010

JAG Grant with no match, 2nd by Council Member Holcombe, Council vote was

unanimous. **Council Member Branham** asked if this was for personnel and Sheriff Smith

replied it was, **Council Member Branham** then reminded the Sheriff that after the Grant

monies were used; the County would not be able to keep the personnel hired. Sheriff

Smith said he knew that but he was obligated to keep the person(s) for one year after

the Grant ran out.

6. Request to Apply for SC Site Certification Grant

Karlisa Parker/Economic Development Director came before Council to request to apply for the SC Site Certification Grant with a \$26,625 match from the County.

Council Member Oliphant recused himself from this agenda item because of Oliphant property included in the Site Certification.

Council Member Branham made a Motion to allow Ms. Parker to apply for the SC Site Certification Grant, 2nd by Council Member Jordan, Council vote was unanimous.

Council Member Branham then stated the only monies Chester County were putting in was for the Chester County owned property and Ms. Parker replied that was correct.

IX. Boards and Commissions

1. Appointment to Hazel Pittman Board

Chairman Roddey made a Motion to appoint Ms. Danelle Faulkenberry to the Hazel

Pittman Board, 2nd by Council Member Guy, Council vote was unanimous.

2. Resignation from Hazel Pittman Board

Council Member Branham made a Motion to accept the resignation of Betty Wishert

from the Hazel Pittman Board, 2nd by Council Member Guy, Council vote was unanimous.

X. Council Members Comments

There were no Council Members Comments

XI. Adjournment

Council Member Branham made a Motion to adjourn, 2nd by Council Member Guy,

Council vote was unanimous. (Time was approximately 7:00pm)

Pursuant to the Freedom of Information Act, **the Chester News & Reporter, The Herald In Rock Hill, SC, WSOC-TV, Channel 9 Eyewitness News, the Mfg. Housing Institute of SC, WRHI Radio Station, CN2 News, WCNC News, WBTW News and Capitol Consultants** were notified and a notice was posted on the bulletin board at the R.

Carlisle Roddey Government Complex 24 hours prior to the meeting.

**R. Carlisle Roddey
Chairman, Chester County Council**

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

Chester County Council Meeting of June 7, 2010