



CHESTER COUNTY COUNCIL MEETING

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

December 3, 2012

6:00 p.m.

Chairman Carlisle 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. Approval of Minutes

1. Chester County Council Meeting Minutes of November 19, 2012

Vice Chairman Lucas made the Motion to approve the Chester County Council Meeting Minutes of November 19th, 2012, 2nd by Council Member Holcombe, Council vote was unanimous.

IV. Citizen's Comments

Mr. Jay Williams, 1652 Woods Rd. came before Council and stated that at the last County Council meeting Mr. Britt Lineberger submitted information on the extent that Firefighters were trained, what training as First Responders had to have. Mr. Williams said he was a First Responder and they had to attend a 40 hour course that was very intensive. Also, that there were specific things First Responders could and could not do. Mr. Williams said that First Responders were held to a higher standard.

Mr. Andy Martin, 1760 Pinckney Rd. stated he currently served on the Rural Fire Board and there were 11 rural Fire Departments. He went on to say that the Fire Coordinator

fulfills the duties of the Commission and that each Council Member appoints a Commission member and he was asking that they support the Commission.

V. Public Hearing

Chairman Roddey opened the Public Hearing on:

- 1 AN ORDINANCE AUTHORIZING CERTAIN ECONOMIC INCENTIVES, INCLUDING PAYMENT OF A FEE IN LIEU OF PROPERTY TAXES AND OTHER RELATED MATTERS PURSUANT TO A FEE AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND PROJECT BB, PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; AND OTHER RELATED MATTERS

There were no speakers, therefore, Chairman Roddey closed this portion of the Public Hearing.

Chairman Roddey then opened the Public Hearing on:

2. AN ORDINANCE AUTHORIZING (1) THE EXECUTION AND DELIVERY OF AN AMENDMENT TO THAT CERTAIN SPECIAL SOURCE CREDIT AGREEMENT PREVIOUSLY ENTERED INTO BY AND BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND INSURANCE INSTITUTE FOR BUSINESS AND HOME SAFETY (FORMERLY KNOWN TO THE COUNTY AS PROJECT 0822 AND, SUBSEQUENTLY, AS INSTITUTE FOR BUSINESS AND HOME SAFETY); AND (2) OTHER MATTERS RELATED THERETO.

There were no speakers, therefore, Chairman Roddey closed the Public Hearing.

VI. Ordinances & Resolutions

1. 3rd Reading of an Ordinance RATIFYING THE EXISTING MULTI-COUNTY PARK AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND YORK COUNTY, SOUTH CAROLINA; RATIFYING THE EXISTING PARK BOUNDARIES; AUTHORIZING THE EXECUTION AND DELIVERY OF A REVISED AND RESTATED MULTI-COUNTY PARK AGREEMENT; AND OTHER RELATED MATTERS

Vice Chairman Lucas made the Motion to approve 3rd and Final Reading of an Ordinance RATIFYING THE EXISTING MULTI-COUNTY PARK AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND YORK COUNTY, SOUTH CAROLINA; RATIFYING THE EXISTING PARK BOUNDARIES; AUTHORIZING THE EXECUTION AND DELIVERY OF A REVISED AND RESTATED MULTI-COUNTY PARK AGREEMENT; AND OTHER RELATED MATTERS, 2nd by Council Member Branham, Council vote was unanimous.

- 2 3rd Reading of an Ordinance RATIFYING THE EXISTING MULTI-COUNTY PARK AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND LANCASTER COUNTY, SOUTH CAROLINA; RATIFYING THE EXISTING PARK BOUNDARIES; AUTHORIZING THE EXECUTION AND DELIVERY OF A REVISED

AND RESTATED MULTI-COUNTY PARK AGREEMENT; AND OTHER RELATED MATTERS

Council Member Guy made the Motion to approve 3rd and Final Reading of an Ordinance RATIFYING THE EXISTING MULTI-COUNTY PARK AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND LANCASTER COUNTY, SOUTH CAROLINA; RATIFYING THE EXISTING PARK BOUNDARIES; AUTHORIZING THE EXECUTION AND DELIVERY OF A REVISED AND RESTATED MULTI-COUNTY PARK AGREEMENT; AND OTHER RELATED MATTERS, 2nd by Council Member Holcombe, Council vote was unanimous.

- 3 3rd Reading of AN ORDINANCE AUTHORIZING (1) THE EXECUTION AND DELIVERY OF A SPECIAL SOURCE REVENUE CREDIT AGREEMENT BY AND BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND LANCASTER & CHESTER RAILROAD, LLC, AND ANY AFFILIATES, TO PROVIDE FOR CERTAIN SPECIAL SOURCE REVENUE CREDITS IN CONNECTION WITH CERTAIN PROPERTY LOCATED IN CHESTER COUNTY; (2) THE BENEFITS OF A MULTI-COUNTY INDUSTRIAL OR BUSINESS PARK TO BE MADE AVAILABLE TO THE COMPANY AND THE PROPERTY; AND (3) OTHER RELATED MATTERS

Vice Chairman Lucas made the Motion to approve 3rd and Final Reading of AN ORDINANCE AUTHORIZING (1) THE EXECUTION AND DELIVERY OF A SPECIAL SOURCE REVENUE CREDIT AGREEMENT BY AND BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND LANCASTER & CHESTER RAILROAD, LLC, AND ANY AFFILIATES, TO PROVIDE FOR CERTAIN SPECIAL SOURCE REVENUE CREDITS IN CONNECTION WITH CERTAIN PROPERTY LOCATED IN CHESTER COUNTY; (2) THE BENEFITS OF A MULTI-COUNTY INDUSTRIAL OR BUSINESS PARK TO BE MADE AVAILABLE TO THE COMPANY AND THE PROPERTY; AND (3) OTHER RELATED MATTERS, 2nd by Council Member Branham, Council vote was unanimous.

- 4 3rd Reading of AN ORDINANCE AUTHORIZING CERTAIN ECONOMIC INCENTIVES, INCLUDING PAYMANE OF A FEE IN LIEU OF PROPERTY TAXES AND OTHER RELATED MATTERS PURSUANT TO A FEE AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND PROJECT BB, PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; AND OTHER RELATED MATTERS

Council Member Holcombe made the Motion to approve 3rd and Final Reading of AN ORDINANCE AUTHORIZING CERTAIN ECONOMIC INCENTIVES, INCLUDING PAYMANE OF A FEE IN LIEU OF PROPERTY TAXES AND OTHER RELATED MATTERS PURSUANT TO A FEE AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND PROJECT BB, PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; AND OTHER RELATED MATTERS, 2nd by Council Member Branham, Council vote was unanimous.

5. 3rd Reading of AN ORDINANCE AUTHORIZING (1) THE EXECUTION AND DELIVERY OF AN AMENDMENT TO THAT CERTAIN SPECIAL SOURCE CREDIT AGREEMENT PREVIOUSLY ENTERED INTO BY AND BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND INSURANCE INSTITUTE FOR BUSINESS AND HOME SAFETY (FORMERLY KNOWN TO THE COUNTY AS PROJECT 0822 AND, SUBSEQUENTLY, AS INSTITUTE FOR BUSINESS AND HOME SAFETY); AND (2) OTHER MATTERS RELATED THERETO.

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6. A Resolution consenting to an extension of the term of the Lease Purchase Agreement between Chester County, South Carolina and Allvac, a Division of TDY Industries Inc., dated June 27, 1991, as amended and restated, pursuant to Section 4-29-67©(3) of the Code; and other matters related thereto

Vice Chairman Lucas made the Motion to approve a Resolution consenting to an extension of the term of the Lease Purchase Agreement between Chester County, South Carolina and Allvac, a Division of TDY Industries Inc., dated June 27, 1991, as amended and restated, pursuant to Section 4-29-67©(3) of the Code; and other matters related thereto, 2nd by Council Member Jordan , Council vote was unanimous.

7. A Resolution consenting to an extension of the term of the Lease Purchase Agreement between Chester County, South Carolina and Allvac, a division of TDY Industries, Inc. dated June 27, 1991, as amended and restated, pursuant to Section 4-12-30©4 of the Code; and other matters related thereto

Council Member Guy made the Motion to approve a Resolution consenting to an extension of the term of the Lease Purchase Agreement between Chester County, South Carolina and Allvac, a division of TDY Industries, Inc. dated June 27, 1991, as amended and restated, pursuant to Section 4-12-30©4 of the Code; and other matters related thereto, 2nd by Vice Chairman Lucas. Council Member Guy then questioned why both had the same date when the text had 2002. County Attorney Winters replied she thought that was an error and suggested that Council Member Guy withdraw her Motion and Vice Chairman Lucas withdraw his second and restate to change the date to December 1, 2002.

Council Member Guy then made the Motion to approve a Resolution consenting to an extension of the term of the Lease Purchase Agreement between Chester County, South Carolina and Allvac, a division of TDY Industries, Inc. dated December 1, 2002, as amended and restated, pursuant to Section 4-12-30©4 of the Code; and other matters related thereto, 2nd by Vice Chairman Lucas

8. A Resolution providing preliminary approval for certain incentives to induce Outokumpu Stainless Bar, Inc. to establish certain manufacturing facilities within Chester County, South

Carolina, including certain (1) negotiated Fee In Lieu of *Ad Valorem* Tax Arrangements; (2) Special Source Credits; (3) Multi-County Industrial or Business Park Arrangements and (4) Other Related Matters

Vice Chairman Lucas made the Motion to approve a Resolution providing preliminary approval for certain incentives to induce Outokumpu Stainless Bar, Inc. to establish certain manufacturing facilities within Chester County, South Carolina, including certain (1) negotiated Fee In Lieu of *Ad Valorem* Tax Arrangements; (2) Special Source Credits; (3) Multi-County Industrial or Business Park Arrangements and (4) Other Related Matters, 2nd by Council Member Branham, Council vote was unanimous.

VII. Old Business

PLANNING COMMISSIONS RECOMMENDATION TO COUNTY COUNCIL

1. **3rd Reading: From Meeting of OCT 16, 2012**

<u>Commission</u>	<u>Council</u>
<u>Vote</u>	<u>Vote</u>
7-0 approve	6-0 to approve

REZONING

Case #CCMA12-8

Theodore & Bertha Roddey

Tax Map # 142-79

8 acres located at 4663 Catawba River Rd, Catawba SC 29704

Request: Change zoning from RS1 –Single Family to R2- Rural Two

Council Member Guy made the Motion to approve 3rd and Final Reading of Planning Commission's Recommendations on Case #CCMA12-8, 2nd by Council Member Holcombe, Council vote was unanimous.

2. **3rd Reading: From Meeting of OCT 16, 2012**

<u>Commission</u>	<u>Council</u>
<u>Vote</u>	<u>Vote</u>
7-0 approve	6-0 to approve

REZONING

Case #CCMA12-9

F. Shawn Hough

Tax Map # 134-228
2.00 acres located at 4454 Lazy H. Rd, Fort Lawn, SC 29714
Request: Change zoning from R2-Rural Two to R1- Rural One

Council Member Holcombe made the Motion to approve 3rd and Final Reading of Planning Commission's Recommendations on Case #CCMA12-9, 2nd by Council Member Oliphant, Council vote was unanimous

VIII. New Business

1. Approval of County Council Meeting Dates for 2013

Council Member Holcombe made the Motion to approve the County Council Meeting Dates for 2013, 2nd by Council Member Guy, Council vote was unanimous.

2. Fire Service Technician Position

Mr. John Agee spoke at length concerning budgets and firefighters. Basically he stated that it was very important for the Rural Fire Departments to sit down at budget time with the Commissioners and Fire Coordinator to discuss their needs. He also brought up the fact that the Fire Coordinator can hire a part time person and equipment is badly needed. **Vice Chairman Lucas** then said that it was not Council's problem if the Chiefs are not happy with the budget. **Chairman Roddey** then suggested that when the budget process was started this next year each rural fire department set a budget.

3. Election & Status report

Mr. Bill Marion said they had been working hard to conduct good elections and now they are at a critical time. They are in dire need of batteries and new machines. He estimates the cost of the batteries to be approximately \$10,400 and new machines about \$20,000. Also, a machine that counts ballots needs to be replaced. Mr. Marion said that Legislature Mandates the type of machines needed.

Mr. Earl Moore then come before Council to request an additional person for his department to allow his department to issue passports and that since he had taken over the IT responsibilities for his department he had saved the County over \$300,000. Mr. Moore also had a lengthy presentation to council concerning the election. He did state that in the next election he planned to combine some wards in Great Falls. He also went on to say that out of 21,000 voters in Chester County there were only 89 voters that had problems voting. Vice Chairman Lucas said he would like to see the election results in the News & Reporter, the Rock Hill and Lancaster papers had theirs in the newspaper but not Chester. Mr. Moore said that he did send the information to the News & Reporter.

IX. Council Comments

Vice Chairman Lucas wished everyone a Merry Christmas.

X. Adjourn

Vice Chairman Lucas made a Motion to adjourn the Chester County Council Meeting, 2nd by Council Member Holcombe, Council vote was unanimous.

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, C&N2 News, WCNC 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 December 3, 2012