



CHESTER COUNTY COUNCIL MEETING

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

November 19, 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 Holcombe
County Attorney Winters

Absent: Council Member Branham

I. Call to Order

II. Pledge of Allegiance & Invocation

III. Approval of Minutes

1. Chester County Council Meeting Minutes of November 5, 2012

Vice Chairman Lucas made the Motion to approve the Chester County Council Meeting Minutes of November 5, 2012, 2nd by Council Member Guy, Council vote was unanimous.

IV. Citizen's Comments

Mr. John Agee came before Council saying he was representing the Fire Chief's Association. Basically he said that the part time position the Fire Coordinator was asking for should not have access to medical records. A discussion started and County Winters reminded Council Members that this was Citizen's Comments and Council Members should not respond.

V. Public Hearing

Chairman Roddey opened the Public Hearing on:

1. 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

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

Chairman Roddey then opened the next portion of the Public Hearing on:

2. An Ordinance RATIFYING THE EXISTING MULTI-COUNTY PARK AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND CHEROKEE 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

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

3. 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

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

4. 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

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

VI. Ordinances & Resolutions

- 1 2nd 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.

Council Member Oliphant made the Motion to approve 2nd 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 Holcombe, Council vote was unanimous.

- 2 2nd Reading of an Ordinance RATIFYING THE EXISTING MULTI-COUNTY PARK AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND CHEROKEE 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 2nd Reading of an Ordinance RATIFYING THE EXISTING MULTI-COUNTY PARK AGREEMENT BETWEEN CHESTER COUNTY, SOUTH CAROLINA, AND CHEROKEE 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 Vice Chairman Lucas, Council vote was unanimous.

- 3 2nd 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 Jordan made a Motion to approve 2nd 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.

- 4 2nd 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

Council Member Holcombe made the Motion to approve 2nd 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 Vice Chairman Lucas, Council vote was unanimous.

5 2nd Reading of AN ORDINANCE AUTHORIZING CERTAIN ECONOMIC INCENTIVES, INCLUDING PAYMENE 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

Vice Chairman Lucas made the Motion to approve 2nd Reading of An Ordinance AUTHORIZING CERTAIN ECONOMIC INCENTIVES, INCLUDING PAYMENE 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 Holcombe, Council vote was unanimous.

6. 2nd 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

Council Member Guy made the Motion to approve 2nd 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, 2nd by Council Member Jordan, Council vote was unanimous.

7. A Resolution of Chester County, South Carolina providing preliminary approval for certain incentives to induce Outokumpu Stainless Bar, Inc. ("Company") 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

This Resolution was pulled from the Agenda per the attorney.

8. In Title Only – 1st Reading of AN ORDINANCE AUTHORIZING (1) THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AND INCENTIVE AGREEMENT (THE “INCENTIVE AGREEMENT”) BETWEEN CHESTER COUNTY, SOUTH CAROLINA (THE “COUNTY”) AND OUTOKUMPU STAINLESS BAR, INC., A COMPANY PREVIOUSLY IDENTIFIED BY THE COUNTY UNDER THE CODE NAME “PROJECT OK,” ACTING FOR ITSELF AND ONE OR MORE AFFILIATES OR OTHER PROJECT SPONSORS, (THE “COMPANY”), PURSUANT TO WHICH THE COUNTY SHALL COVENANT TO ACCEPT CERTAIN NEGOTIATED FEES IN LIEU OF *AD VALOREM* TAXES WITH RESPECT TO THE ESTABLISHMET OF CERTAIN MANUFACTURING FACILITIES LOCATED IN THE COUNTY (THE “PROJECT”); (2) CERTAIN SPECIAL SOURCE CREDITS IN CONNECTION WITH THE PROJECT; (3) THE BENEFITS OF A MULTI-COUNTY INDUSTRIAL OR BUSINESS PARK TO BE MADE AVAILABLE TO THE COMPANY; AND (4) OTHER MATTERS RELATING THERETO.

Vice Chairman Lucas made a Motion to approve 1st Reading of An Ordinance Authorizing (1) The Execution and Delivery of a Fee In Lieu of Tax and Incentive AGREEMENT (THE “INCENTIVE AGREEMENT”) BETWEEN CHESTER COUNTY, SOUTH CAROLINA (THE “COUNTY”) AND OUTOKUMPU STAINLESS BAR, INC., A COMPANY PREVIOUSLY IDENTIFIED BY THE COUNTY UNDER THE CODE NAME “PROJECT OK,” ACTING FOR ITSELF AND ONE OR MORE AFFILIATES OR OTHER PROJECT SPONSORS, (THE “COMPANY”), PURSUANT TO WHICH THE COUNTY SHALL COVENANT TO ACCEPT CERTAIN NEGOTIATED FEES IN LIEU OF *AD VALOREM* TAXES WITH RESPECT TO THE ESTABLISHMET OF CERTAIN MANUFACTURING FACILITIES LOCATED IN THE COUNTY (THE “PROJECT”); (2) CERTAIN SPECIAL SOURCE CREDITS IN CONNECTION WITH THE PROJECT; (3) THE BENEFITS OF A MULTI-COUNTY INDUSTRIAL OR BUSINESS PARK TO BE MADE AVAILABLE TO THE COMPANY; AND (4) OTHER MATTERS RELATING THERETO, 2nd by Council Member Holcombe, Council vote was unanimous.

VII. Old Business

PLANNING COMMISSIONS RECOMMENDATION TO COUNTY COUNCIL

- | | |
|--|----------------|
| 1. 2nd 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 2nd Reading of Planning Commission’s recommendations on Case #CCMA12-8, 2nd by Council Member Holcombe, Council vote was unanimous.

2. **2nd 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

Vice Chairman Lucas made the Motion to approve 2nd Reading of Planning Commission’s recommendations on Case #CCMA12-9, 2nd by Council Member Holcombe, Council vote was unanimous.

3. Part Time Fire Service Technician position
(Memo on bid for Fire Trucks under this tab as info only)

Chairman Roddey deferred to the County Attorney to discuss this position.

County Attorney Winters stated that she had “redefined the job description and that her concern was someone other than the designated person (HR Director) handling sensitive medical information. **Council Member Jordan** expressed concerns about the budget, namely overages paid from a different account and firemen needing equipment. **IT/EMS Director Britt Lineberger** was asked to speak on the 1st Responder saying that there is not specific definition for a 1st Responder and there are a considerable amount of classes and certifications that 1st Responders, EMS as well as fire personnel are required to take and someone absolutely has to keep up with this. A lengthy discussion followed. Afterwards, **Council Member Holcombe made a Motion to approve the part time Fire Service Technician position, 2nd by Vice Chairman Lucas (with reservations, he stated). Council vote was 3 to 2 with Council Members Oliphant and Jordan opposing.** **Council Member Holcombe** then made the statement that these Commissions that okayed the position were, in fact, appointed by Council Members.

VIII. New Business

1. EMS Bid for 2 Ambulances

Britt Lineberger came before Council to ask that a bid of \$327,258.00 from Taylor Made Sales for two ambulances be accepted.

Council Member Oliphant made the Motion to approve the bid from Taylor Made Sales in the amount of \$327,258.00 for two ambulances, 2nd by Council Member Jordan, Council vote was unanimous.

IX. Boards and Commissions

1. Re-appointment to Catawba Regional Council of Governments

Chairman Roddey made the Motion to re-appoint Joanie Winters to another Three year term with the Catawba Regional Workforce Investment Board, 2nd by Council Member Guy, Council vote was unanimous.

X. Council Comments

Council Member Jordan stated the Solar Lighting was finally going up at Exit 65.

Council Member Oliphant then said it was already up.

Chairman Roddey wished everyone a Happy Thanksgiving.

IX. Adjourn

Council Member Holcombe made a Motion to adjourn the Chester County Council Meeting, 2nd by Council Member Oliphant, 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

