



**YORK COUNTY
COUNTY COUNCIL**

AGENDA • MARCH 16, 2020



County Council Meeting

**York County Government Center
6 South Congress Street
York, SC 29745**

6:00 PM

Call to Order

Michael Johnson, Chairman

Invocation and Pledge of Allegiance

Council member Joel Hamilton, District 7

Oath of Office for newly appointed Board and Commission Members

Brian Musgrave, Keep York County Beautiful (District 1)

Appearances

Public Forum Session (limited to thirty (30) minutes, two (2) minutes per person)

Consent Agenda

1. Minutes of Finance & Operations Committee - Finance & Operations Committee - Mar 2, 2020 5:15 PM
2. Minutes of Transportation Committee - Transportation Committee - Mar 2, 2020 5:55 PM
3. Minutes of County Council - County Council Meeting - Mar 2, 2020 6:00 PM
4. Minutes of County Council - Special Called Meeting - Mar 11, 2020 6:00 PM

5. Rezoning Action: Consider Second Reading

Case #	19-30
Tax Map #	1710000010
Zoning Request:	To rezone from PD to LI
Acres:	22.75 acres
Council District:	Three (3) Robert Winkler
Applicant:	Duane F. Christopher & Assoc., LLC
Owner:	Jose Luis Sugashima Poma
Location:	130 Highway 161 North, Clover
Planning Commission Date:	February 10, 2020
Staff Recommendation:	Approve
PC Recommendation:	Approve

6. Rezoning Action: Consider Second Reading

Case #	20-03 (UD Rezoning Project)
--------	-----------------------------

“York County is committed to assuring accessibility with reasonable accommodation, of county services, facilities, employment and programs for all individuals, in compliance with federal law. Please contact the County Manager’s Office at 803-684-8511 if you need assistance.”

Council District: 4 (Roddey) 5(Cox)
 Applicant: York County
 Planning Commission Date: February 10, 2020
 Staff Recommendation: Approve
 PC Recommendation: Approve

TAX MAP #	PROPERTY OWNER(S)	STREET ADDRESS	ACRES	NEW ZONING	2035 PLAN
6240000046	THOMPSON MAE RUTH	NONE	0.16	RC-II	MI
6240000047	THOMPSON MAE RUTH	NONE	0.16	RC-II	MI
6240000064	THOMPSON PRISCILLA A	NONE	0.16	RC-II	MI
6240000104	HENDERSON JANET	1040 JOE LOUIS BLVD	0.16	RC-II	MI
6240000105	HENDERSON JANET	1036 JOE LOUIS BLVD	0.16	RC-II	MI
6240000106	WELDON RAY CHARLES	NONE	0.16	RC-II	MI
6240000108	MCFADDEN GLENICE, GRAHAM, & PAUL	NONE	0.10	RC-II	MI
6240000109	MCFADDEN GLENICE, GRAHAM, & PAUL	NONE	0.10	RC-II	MI
6240000113	MCFADDEN GLENICE, GRAHAM, & PAUL	NONE	0.29	RC-II	MI
6240000138	WHITLOCK HELEN	1067 ARCHER DR	0.23	RC-II	MI
6240000142	KIRK CLEVELAND J II	1081 ARCHER DR	0.23	RC-II	MI
6240000185	MCFADDEN GLENICE, GRAHAM, & PAUL	NONE	0.16	RC-II	MI
6240000139	WALKER ALICE GENEVA	NONE	0.23	RC-II	MI

“York County is committed to assuring accessibility with reasonable accommodation, of county services, facilities, employment and programs for all individuals, in compliance with federal law. Please contact the County Manager’s Office at 803-684-8511 if you need assistance.”

6240000066	THE COUNTY OF YORK / TEMPLE OF AMUN	NONE	0.16	RC-II	MI
6240000067	THE COUNTY OF YORK / TEMPLE OF AMUN	NONE	0.16	RC-II	MI
6770000039	WFRI LLC	NONE	60.03	RUD	SFR
6770000026	WFRI LLC	NONE	35.80	RUD	I-77 CE

7. Council to Provide 2nd Reading of AN ORDINANCE TO AMEND CHAPTER 33 OF THE YORK COUNTY CODE OF ORDINANCES SECTION 33.119(A) TO CLASSIFY THE EMPLOYMENT STATUS OF PAID STUDENT INTERNS, PROVIDE FOR DRUG SCREENINGS, ASSIGN MANAGEMENT OF THE INTERN PROGRAM TO HUMAN RESOURCES, AND CLARIFY EDUCATIONAL REQUIREMENTS FOR PAID INTERNS; SECTION 33.119(B) TO REMOVE NON-PAID STUDENT INTERNS AND PROVIDE A TIME PERIOD FOR PAID INTERNSHIPS; TO DELETE SECTIONS 33.119(C), (D), (E), AND (F) PROVIDING FOR PROCEDURES AND CRITERIA FOR UNPAID STUDENT INTERNS; TO ADD SECTION 33.120 ENTITLED VOLUNTEER PROGRAM; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

8. Consider approval of nominated applicants for service for Boards & Commissions from the Finance & Operations Committee meeting on March 2, 2020, along with nominations from the floor: Shea Maple, Rock Hill/York County convention & Visitor's Bureau (At Large), Jeffrey Hunter, Zoning Board of Appeals (District 1), John Gast, Zoning Board of Appeals (District 7), Mark Shumpert, Keep York County Beautiful (District 6), Al Hanlon, York County Natural Gas Board, Mike Fuesser, Catawba Regional Council of Governments, Bill Gamble, Accommodations Tax Advisory Committee, Brant Henkel, Accommodations Tax Advisory Committee and Andy Stahr, Accommodations Tax Advisory Committee.

9. Council to approve authorizing the expenditure of up to \$20,145 in York County Forever Commission funds to Nation Ford Land Trust (NFLT) to cover the appraisal, legal fees and land trust stewardship costs required for the placement of a conservation easement on approximately 24 acres (TM 484-00-00-013). The property is located on the east side of Charlotte Highway, north of Charter Oaks Lane. The property is owned by DCP, LLC.

10. Council to approve the Sheriff's Office request to apply for and accept if awarded the 2020/2021 Victims of Crime Act (VOCA) grant in the amount of \$52,127. Grant consists of 80% grantor funding (\$41,702) with a 20% in-kind match (\$10,425). The grant will fund the 6th year of continuing operations for a Sheriff's Office Law Enforcement Victim Advocate.

“York County is committed to assuring accessibility with reasonable accommodation, of county services, facilities, employment and programs for all individuals, in compliance with federal law. Please contact the County Manager’s Office at 803-684-8511 if you need assistance.”

11. Council to approve the Solicitor's Office request to apply for, and to accept if awarded, a fiscal year 2020-2021 Victims of Crime Act Continuation Grant in the amount of \$129,620.
12. Council to approve amendment to increase the purchase amount for law enforcement equipment for use by the Sheriff's Office, to Craig's Firearm Supply Inc. of Columbia SC, for a total amount of \$45,000.00.
13. Council to approve purchase requisition of approximately \$310,750 for a software and instrumentation upgrade project. The project will be funded entirely through the FY 2018 and 2019 DNA Capacity Enhancement and Backlog Reduction Program with no required matching funds.
14. Council to approve contract renewal agreement with Southern Disaster Recovery LLC, of Simpsonville SC regarding RFP #2394, for on call Disaster Debris Management Services.
15. Council to approve award of Bid #2647 regarding the purchase of one new 2020 model, Sprinter Van for use by the York County Library, to the lowest responsive and responsible bidder, Matthews Specialty Vehicles of Greensboro, NC, for the total cost of \$159,559.00.
16. Council to approve award of Bid #2670 regarding the HVAC replacement at the Fort Mill Library, to the lowest responsive and responsible bidder, Salem Builders LLC of York, SC, for a total cost of \$118,900.00.
17. Council to approve Utility Relocation Agreements with York Electric Cooperative, York County Natural Gas and AT&T totaling \$155,529.55 for Pennies 4 Project 17228-014, Bate Harvey Road Rehabilitation, and authorizing The County Manager to execute the Relocation Agreements.
18. Council to declare County-owned Real Property, a portion of parcel number 020-20-01-057 and parcel number 020-06-01-068, as surplus, and authorize its sale in accordance with the County Code regarding the disposition of County property.
19. Council to Approve a Utility Relocation Agreement with AT&T totaling \$21,501.05 for Pennies 4 Project 17228-008, US 321/Kings Mountain Road Intersection, and authorize the County Manager to execute the Relocation Agreement.
20. Consider approval for the County to enter into an Agreement with Taylors Creek Associates, LLC and purchase mitigation credits for the Pennies 4 Project 17228-003 Cel River Road/Galleria Blvd.

“York County is committed to assuring accessibility with reasonable accommodation, of county services, facilities, employment and programs for all individuals, in compliance with federal law. Please contact the County Manager's Office at 803-684-8511 if you need assistance.”

21. Council to Approve First Reading of AN ORDINANCE TO AUTHORIZE THE SALE OF TWO SMALL, UNDEVELOPED PARCELS LOCATED ON JOE LOUIS BOULEVARD IN THE ARCHER HEIGHTS SUBDIVISION, IDENTIFIED BY TAX MAP NUMBERS 624-00-00-045 AND 624-00-00-048; TO ENTERTAIN AN EXISTING OFFER TO PURCHASE THE PARCELS; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE CONTRACT OF SALE AND DEED; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

Public Hearing(s)

1. Council to hold a Public Hearing and consider Second Reading of an ordinance to adopt the I-77 South Corridor Small Area Plan as an addition to York Forward, the 2035 York County Comprehensive Plan, pursuant to the Code of Laws of South Carolina, Title 6 Chapter 29 entitled "South Carolina Local Government Comprehensive Planning Enabling Act of 1994," to hold a public hearing, to provide for other matters related thereto.

Old Business

1. Presentation regarding Project Avalanche
2. Council to Consider Second Reading of AN ORDINANCE AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BY AND BETWEEN YORK COUNTY, SOUTH CAROLINA AND GT REAL ESTATE HOLDINGS, LLC, ITS AFFILIATES, RELATED ENTITIES, SUCCESSORS AND ASSIGNS (THE "COMPANY"), AS WELL AS THE ADDITION OF SPONSOR AFFILIATES MEETING THE REQUIREMENTS OF TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, TO THE FEE IN LIEU OF TAX AGREEMENT ALL WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY, WHEREBY SUCH PROPERTY WILL BE SUBJECT TO CERTAIN PAYMENTS IN LIEU OF AD VALOREM TAXES INCLUDING THE PROVISION OF CERTAIN SPECIAL SOURCE AND/OR INFRASTRUCTURE IMPROVEMENT CREDITS AND/OR BONDS; PROVIDING FOR THE INCLUSION OF THE COMPANY'S AND SPONSOR AFFILIATES' DESIGNATED PROPERTY IN A MULTI-COUNTY INDUSTRIAL AND BUSINESS PARK AND THE ALLOCATION OF FEES IN LIEU OF AD VALOREM TAXES PAYABLE UNDER A MULTI-COUNTY INDUSTRIAL AND BUSINESS PARK ALL AS AN INCENTIVE TO THE COMPANY TO LOCATE ITS PROJECT WITHIN YORK COUNTY, SOUTH CAROLINA; AND OTHER ECONOMIC DEVELOPMENT INCENTIVES AND OTHER MATTERS RELATED THERETO.

3. Council to Consider Second Reading of AN ORDINANCE AUTHORIZING AND APPROVING THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK IN CONJUNCTION WITH CHESTER COUNTY, SUCH INDUSTRIAL/BUSINESS PARK TO BE GEOGRAPHICALLY LOCATED IN YORK COUNTY AND ESTABLISHED PURSUANT TO SEC. 4-1-170 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; TO PROVIDE FOR A WRITTEN AGREEMENT WITH CHESTER COUNTY TO PROVIDE FOR THE EXPENSES OF THE PARK, THE PERCENTAGE OF REVENUE APPLICATION, AND THE DISTRIBUTION OF FEES IN LIEU OF AD VALOREM TAXATION; TO PROVIDE FOR THE EXECUTION AND DELIVERY OF AN INTERLOCAL AGREEMENT WITH THE CITY OF ROCK HILL; AND OTHER MATTERS RELATED THERETO.

4. Council to consider amending and approving third reading of an Ordinance AUTHORIZING A THIRD AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF ROCK HILL AND YORK COUNTY RELATING TO THE TEXTILE CORRIDOR REDEVELOPMENT PLAN, THE AMENDED DOWNTOWN REDEVELOPMENT PLAN, THE RED RIVER REDEVELOPMENT PLAN, THE MANCHESTER VILLAGE REDEVELOPMENT PLAN; AND OTHER MATTERS RELATED THERETO

New Business

1. Council to consider the payment of \$31,728.34 to the Rock Hill Economic Development Corporation for reimbursement through the Voluntary Cleanup Contract for the Good Motor site.

2. Council to Rescind the Award to Catalyst Construction issued on December 2, 2019 and authorize an Emergency Procurement with Providence Restoration related to water damage repairs at the Children's Museum in the amount of \$161,014.43.

Committee and Other Reports

Council Member New/Non-agenda Comments

Citizen Concerns

Ethan Gwartz to address Council regarding the Sutton Road/New Gray Rock Road/Sam Smith intersection improvements.

Ed Sniadecki to address Council regarding Senior Community Growth in York County

Executive Session:

Personnel Matter: Clerk to Council Performance Review

“York County is committed to assuring accessibility with reasonable accommodation, of county services, facilities, employment and programs for all individuals, in compliance with federal law. Please contact the County Manager’s Office at 803-684-8511 if you need assistance.”

Receipt of Legal Advice/Contractual Matter: Good Motor Company Property

Contractual Matter: PopeFlynn Public Finance Representation

Contractual Matter: Bid #2665 Protest of Award

Matters for consideration following Executive Session

1. Council to consider protest of award regarding Bid #2665.

Adjourn