

NOTICE:

THIS PAGE AND THE FOLLOWING FOUR PAGES THAT LIST THE INDIVIDUAL ITEMS TO BE CONSIDERED BY COUNTY COUNCIL CONSTITUTE THE COMPLETE AGENDA FOR THIS MEETING OF COUNTY COUNCIL. COUNTY COUNCIL MAY CONSIDER AND ADOPT AMENDMENTS TO THE AGENDA DURING THE MEETING. ITEMS MAY BE ADDED TO THE AGENDA BY COUNTY COUNCIL DURING THE MEETING SUBJECT TO S.C. CODE SECTION 30-4-80(A). THE MATERIALS ON INDIVIDUAL ITEMS, INCLUDING ORDINANCES AND RESOLUTIONS, THAT FOLLOW THE AGENDA ARE SEPARATE FROM THE AGENDA. THE COUNTY COUNCIL MAY CONSIDER AND ADOPT AMENDMENTS TO THE INDIVIDUAL ITEMS, SUCH AS ORDINANCES AND RESOLUTIONS, LISTED ON THE AGENDA WHEN IT CONSIDERS THEM DURING THE MEETING.



**Aiken County Council Agenda for October 20, 2020
7:00 PM, 16th Meeting of 2020**

Council Administrator Form of Government for Aiken County
Council Chambers - 1930 University Parkway, Aiken, SC

A. CALL TO ORDER

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. APPROVAL OF MINUTES

1. September 15, 2020 Worksession
2. September 15, 2020 Regular Meeting

E. APPROVAL OF AGENDA

F. AWARDS AND RECOGNITIONS

G. PUBLIC HEARINGS

1. Ordinance Authorizing The Execution And Delivery Of Fee In Lieu Of Tax Agreements By And Between Aiken County, South Carolina And A Company Or Companies Known To The County At This Time As *Project Aiken Solar* With Respect To Certain Economic Development Property In The County, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes, Including The Provision Of Certain Special Source Revenue Credits; And Other Matters Related Thereto. (County Council) **(pp. 22-124)**
2. Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the "Park"), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Lake Amelia Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Lake Amelia Solar*) (County Council) **(pp. 125-136)**

3. Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the "Park"), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Clay Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Clay Solar*) (County Council) **(pp. 137-148)**
4. Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the "Park"), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Wallace I Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Wallace I Solar*) (County Council) **(pp. 149-160)**
5. Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the "Park"), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Clearwater Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Clearwater Solar*) (County Council) **(pp. 161-172)**

H. OLD BUSINESS

1. Removal From the Table the Proposed Second Reading of an Ordinance (1) Repealing All Of the Sections In Chapter 4, Animals and Fowl, Of the Aiken County Code Of Ordinances, (2) Replacing Those Existing Sections With New Sections On Definitions; Animal Control; Impoundment, Redemption and Adoption; Dangerous Animals; Rabies Control; Identification; Running At Large; Creating a Public Nuisance; Abuse, Neglect and Abandonment; Tethering Dogs; Enforcement; Penalties; and Related Matters, and (3) Revising the Organization of the Articles and Sections In Chapter 4. (County Council) **(pp. 1-14)**
2. Third Reading of an Ordinance Amending and Revising the Boundaries of the Fire Protection Service Areas Between the New Ellenton Volunteer Fire Department and the Windsor Volunteer Fire Department. (County Council) **(pp. 15-21)**
3. Third Reading of an Ordinance Authorizing The Execution And Delivery Of Fee In Lieu Of Tax Agreements By And Between Aiken County, South Carolina And A Company Or Companies Known To The County At This Time As *Project Aiken Solar* With Respect To Certain Economic Development Property In The County, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes, Including The Provision Of Certain Special Source Revenue Credits; And Other Matters Related Thereto. (County Council) **(pp. 22-124)**

4. Third Reading of an Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the “Park”), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Lake Amelia Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Lake Amelia Solar*) (County Council) **(pp. 125-136)**
5. Third Reading of an Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the “Park”), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Clay Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Clay Solar*) (County Council) **(pp. 137-148)**
6. Third Reading of an Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the “Park”), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Wallace I Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Wallace I Solar*) (County Council) **(pp. 149-160)**
7. Third Reading of an Ordinance Authorizing and Approving (1) Development of a Joint County Industrial and Business Park Pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as Amended, in Conjunction with Edgefield County (the “Park”), Such Park at the Time of Its Initial Development to be Located in Aiken County and to Include Certain Property Now or Later to be Owned, Leased and/or Operated by the Company or Companies Comprising Project Clearwater Solar; (2) the Execution and Delivery of a Written Park Agreement with Edgefield County as to the Requirement of Payments of Fee in Lieu of Ad Valorem Taxes with Respect to Park Property and the Sharing of the Revenues and Expenses of the Park; (3) the Distribution of Revenues from the Park Within Aiken County; and (4) Other Matters Related Thereto. (*Project Clearwater Solar*) (County Council) **(pp. 161-172)**
8. Second Reading of an Ordinance Authorizing the Chairman to Exercise and Execute the Option in the an Option Agreement on Behalf of between Aiken County and M. R. Siegrist, dated September 4, 2020, for the Purchase, Subject to Certain Conditions and Terms, of a Tract of Land Located Adjacent to Aiken County's Barden Landfill Containing Approximately 236 Acres, More or Less, Accessed from Addie Road (S-1341) in the Graniteville Area and Designated as Aiken County Tax Map Parcel Number 035-15-01-001. (County Council) **(pp. 173-185)**
9. Second Reading of an Ordinance Authorizing the Execution and Delivery of a Fee in Lieu of Tax Agreement By and Between Aiken County, South Carolina (the “County”) and Chester White Holdings, LLC, Acting For Itself, One or More Affiliates and/or Other Project Sponsors (Collectively, the “Company”), With Respect to the Construction of Certain Facilities at a Location in the County (the "Project") and Other Matters Relating Thereto. (County Council) **(pp. 186-187)**

I. CONSENT AGENDA

1. Resolution to Appoint One Member to Designated Boards, Commissions and Committees with Terms of the Appointees to Run Concurrent with that of the Councilmembers from District At-Large, 1, 2, 3 and 4.
(Bunker, Rawls, Furgiuele, Feagin, Smith) **(pp. 188-189)**
2. Resolution to Approve the Allocation of Funds for Various Non-Profit Agencies from the FY 2021 Council Contingency Fund.
(County Council) **(pp. 190-191)**
3. Resolution to Declare The Property Now Known as Herb Marshall Park in Belvedere As Surplus and Authorize Staff to Begin Sale Procedures.
(Development Committee) **(p. 192)**
4. Resolution to Award the Contract to, and Authorize the Council Chairman on Behalf of Aiken County to Enter into an Agreement with J.E. Stewart Builders, Inc. for Aiken Public Library & North Wing Renovation, Bid 21-04-B.
(Development Committee) **(pp. 193-197)**
5. Resolution to Designate Additional Locations as Extension Offices of the Aiken County Registration and Elections Commission.
(Development Committee) **(pp. 198-199)**
6. Resolution to Assign the Official Road Name of Breakaway Lane PD-2080 (Private Drive) to Existing Un-Named Private Roads in County Council District 2.
(Development Committee) **(pp. 200-201)**
7. Resolution to Authorize the Aiken County Public Service Authority to Purchase Hypochlorite & Sodium Bisulfite Chemical Feed Skids from Heyward Incorporated-Heyward Services Inc.
(Development Committee) **(pp. 202-206)**
8. Resolution to Award the Contract on the Langley Pond Park Inclusive Playground Project to Playcore Wisconsin, Inc./DBA Gametime/Cunningham Recreation and Authorize the Council Chairman on behalf of Aiken County to Enter into an Agreement with Playcore Wisconsin, Inc./DBA Gametime/Cunningham Recreation for That Purpose.
(Development Committee) **(pp. 207-217)**
9. Resolution to Accept a Deed for an Extension of Yaun Road (C-2009) and Certain Stormwater Facilities and Easements in Franklin Branch Overlook Phase I Subdivision Located in Council District 5.
(Development Committee) **(pp. 218-219)**
10. Resolution to Accept a Deed and Certain Stormwater Facilities and Easements for Cool Mount Drive (C-2912), Songbird Court (C-2915) and Trigger Mill Court (C-2914) in Anderson Farms Subdivision Section I Phase A Located in Council District 2.
(Development Committee) **(pp. 220-221)**
11. Resolution to Authorize the Application and Acceptance of a Cash Award to the Sheriff's Office from the SC Department of Public Safety and the SC Public Safety Coordinating Council for Body Worn Camera Related Equipment and Data Storage.
(Judicial and Public Safety Committee) **(p. 222)**
12. Resolution to Authorize the Council Chairman to Execute an amended Lease on behalf of Aiken County with Greenway Energy, LLC for Office Space at the Applied Research Center formerly known as the Center for Hydrogen Research.
(Administrative Committee) **(pp. 223-241)**
13. Resolution to Authorize the Distribution of Local Accommodations Tax Funds for FY 2021.
(Administrative Committee) **(pp. 242-244)**

14. Resolution to Appoint Members to the Aiken County Accommodations Tax Advisory Committee. (Administrative Committee) **(p. 245)**
15. Resolution to Declare as Surplus the Structures on the Former Miller Property and Authorize the Removal Through a Request for Proposals Procurement. (Administrative Committee) **(p. 246)**
16. Resolution to Authorize the County Administrator to Accept a Grant from the Center for Tech and Civic Life (CTCL) for Fiscal Year 2021 to Support the Aiken County Registration and Elections Board. (Administrative Committee) **(pp. 247-250)**

J. INTRODUCTION OF ORDINANCES FOR FIRST READING

1. First Reading of an Ordinance to Amend Ordinance No. 20-06-10, the Aiken County FY 2021 Operating Budget, to Rebudget Carry-Forward Purchase Orders from FY 2020, to Make Additional Appropriations and Adjustments to Certain Departments, and Other Matters Related Thereto. (County Council) **(Title Only)**
2. First Reading of an Ordinance to Declare a Portion of Tax Parcel #037-09-01-001 and a Portion of Tax Parcel #024-12-01-001 as Surplus to County Needs, to Authorize the Sale of These Properties to the South Carolina Department of Transportation for a Bridge Improvement Project on Highway 421 at Little Horse Creek and to Authorize the County Council Chairman to Execute the Necessary Documents to Complete the Sale. (County Council) **(Title Only) (pp. 251-253)**

K. NEW BUSINESS

L. ITEMS FOR INFORMATION AND THE PUBLIC RECORD

1. Fiscal Year 2021 Aiken County Contingency Report as of September 16, 2020. **(pp. 254-255)**

N. INFORMAL MEETING OF WHOLE

O. EXECUTIVE SESSION

(If motion for executive session is made and passes. Such motions may also be made at other times during the meeting.)

P. ITEMS REQUIRING ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION (if any)

Q. ADJOURNMENT