



YORK COUNTY
COUNTY COUNCIL
AGENDA • MAY 6, 2019



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 Allison Love, District 2

Oath of Office for newly appointed Board and Commission Members

Susan Champion, Board of Disabilities and Special Needs (District 5)

Appearances

Billy Dunlap, Executive Director of the Rock Hill/York County Convention and Visitor's Bureau to provide an update to Council on the CVB

Carey Tilley, Executive Director of the York County Museums to provide an overview to Council on the Museums.

Watts Huckabee and Adam Shumate with the Ag-Tourism Committee to provide an update to Council.

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

Consent Agenda

1. Minutes of County Council Workshop - Workshop - Apr 9, 2019 6:00 PM
2. Minutes of Finance & Operations Committee - Finance & Operations Committee - Apr 15, 2019 5:15 PM
3. Minutes of Transportation Committee - Transportation Committee - Apr 15, 2019 5:55 PM
4. Minutes of County Council - County Council Meeting - Apr 15, 2019 6:00 PM

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5. Council to approve nominated applicants for service for Boards & Commissions from the Finance & Operations Committee meeting on April 15, 2019: Natalie Hoekstra, Accommodations Tax Advisory Committee, Alicia Muldrow, Board of Disabilities and Special Needs (District 4), Brian Wacaster, Board of Disabilities and Special Needs (District 6), Rob Cooper, Board of Disabilities and Special Needs (At Large), Patricia Leach, Catawba Regional Workforce Investment Board, Jane Wasilewski, York County Council on Aging and Laurie Helms, Rock Hill/York County Convention & Visitor's Bureau (District 7).

6. Rezoning Action: Consider Third Reading

Case # 18-25
Tax Map # 6341109004; 6341109005; 6341109006
Zoning Request: To rezone from RC-I to BD-I
Acres: 0.97 +/- acres
Council District: Six (6) Britt Blackwell
Applicant Paul Burt and Melissa Wood
Owner: Donald Graham
Location: Celanese Road and Hilltop Road in the Rock Hill Community
Staff Recommendation: Approval
PC Recommendation: Approval (9-0)
Planning Commission Date: March 11, 2019

7. Rezoning Action: Consider Third Reading

Case # 19-01
Tax Map # 5160000006 (P)
Zoning Request: To rezone from AGC to RUD-I
Acres: 2.0 +/- acres
Council District: Five (5) Christi Cox
Applicant Connie Strait
Owner: Connie Strait
Location: 3690 Williamson Road in the Rock Hill Community
Staff Recommendation: Approval
PC Recommendation: Approval (9-0)
Planning Commission Date: March 11, 2019

8. Rezoning Action: Consider Third Reading

Case # 19-03
Tax Map # 6710000051
Zoning Request: To rezone from UD to RC-II
Acres: 0.492 +/- acres
Council District: Five (5) Christi Cox
Applicant Tina Catoe
Owner: Richard Mackiewicz

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Location: 241 Springdale Road in the Rock Hill Community
Staff Recommendation: Approval
PC Recommendation: Approval (9-0)
Planning Commission Date: March 11, 2019

9. Rezoning Action: Consider First Reading

Case # 19-04
Tax Map # 408-00-00-063
Zoning Request: To rezone from AGC to RUD
Acres: 2.576 +/- acres
Council District: Five (5) Christi Cox
Applicant: Shirley Collins
Owner: Shirley Collins
Location: 526 Hoffman Farm Drive
Staff Recommendation: Approval
PC Recommendation: Approval (9-0)
Planning Commission Date: April 8, 2019

10. Rezoning Action: Consider First Reading

Case # 19-05
Tax Map # 659-00-00-007
Zoning Request: To rezone from RC-II to BD-II
Acres: 0.61 +/- acres
Council District: Seven (7) Joel Hamilton
Applicant: Michelle Pack
Owner: Carl Catoe
Location: 274 S. Sutton Road, Fort Mill
Staff Recommendation: Approval
PC Recommendation: Approval (9-0)
Planning Commission Date: April 8, 2019

11. Council to Authorize an immediate amendment to the York County Anti-Harassment Policy maintained on County Share-Point to add a provision providing for a process to follow in the event an elected or appointed official alleges harassment or discrimination

12. COUNCIL TO APPROVE FIRST READING BY TITLE ONLY OF AN ORDINANCE AMENDING THE YORK COUNTY PERSONNEL ORDINANCE, TITLE 33 OF THE YORK COUNTY CODE OF ORDINANCES, TO AMEND SECTION 33.072(F) TO CLARIFY THE SICK LEAVE BANK PROCESSES; TO AMEND SECTION 33.116, SMOKING POLICIES, TO MAKE YORK COUNTY CAMPUSES SMOKE-FREE ENVIRONMENTS; TO ADD NEW SECTION 33.119 TO PROVIDE FOR A STUDENT INTERNSHIP PROGRAM INCLUDING THE UTILIZATION OF A WAIVER FORM FOR ALL PARTICIPANTS; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO

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13. Council to approve award regarding Bid #2606 for the purchase of a 1.5 million gallon elevated water storage tank for installation at Fort Mill's US Highway 21 North location, to the lowest responsive and responsible bidder, CB&I LLC of Alpharetta GA, for a total cost of \$3,831.300 which includes 10% contingency.
14. Council to approve authorization to enter into a contractual agreement with Firehouse Vending of Chester, SC for county vending services, for a term not to exceed a twelve month period.
15. Council to approve renewal of case management software support and maintenance contract with Karpel Solutions for the Solicitor's Office in the amount of \$220,875.
16. Council to approve Solicitor's Office purchase of sound masking system with BIS for the Solicitor's Offices at the Moss Justice Center in the amount of \$33,082.
17. Council to approve the contract with RoundTower for a Unity upgrade for the Sheriff's Office and Solicitor's Office for \$66,396.38.
18. Apply for and accept if awarded 2019 DNA CEBR grant from National Institute of Justice.
19. Apply for and accept if awarded 2019 Project Safe Neighborhoods Grant from SCDPS
20. Council to approve the purchase of fifty eight 800 Mhz radios and related chargers and software from Motorola Communications and Electronics Inc., of Schaumburg, IL, for use by the York County Detention Center, in the amount of \$172,190.96.
21. Council to consider approval of the 2019 York County Emergency Operation Plan Promulgation Statement.
22. Council to consider first reading of an Ordinance to amend the code of the County of York, South Carolina, Chapter 155, Zoning Code, by repealing section 155.288 to eliminate separate freestanding signage requirements within the Arterial Roads Development Standards Overlay District; by amending section 155.471 to provide the additional definitions for the term "Nit" and for "Electronic and Manual Reader Boards"; and by adding new section 155.481 to provide the standards and requirements for electronic and manual reader boards; to provide for a public hearing; and to provide for other matters relating thereto.

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23. Council to approve a Resolution recognizing May 6-11, 2019 as National Economic Development Week in York County.
24. COUNCIL TO APPROVE A RESOLUTION AUTHORIZING AND RATIFYING THE ASSIGNMENT OF A FEE-IN-LIEU OF TAX AGREEMENT BY AND BETWEEN YORK COUNTY, SOUTH CAROLINA AND LOGISTICS 77 @ RIVERWALK, LLC, AND THE ASSUMPTION OF SUCH FEE-IN-LIEU OF TAX AGREEMENT BY LIT INDUSTRIAL LIMITED PARTNERSHIP
25. Council to Approve the Architectural/Engineering Contract with Liollio in an amount not to exceed \$62,380 to repair the Main Street Children's Museum Exhibits and to authorize the Museum Director to execute the contract
26. COUNCIL TO APPROVE FIRST READING OF AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF THE FIRST AMENDMENT TO FEE IN LIEU OF TAX AGREEMENT BY AND BETWEEN YORK COUNTY, SOUTH CAROLINA AND MERITOR HEAVY VEHICLE SYSTEMS, LLC (INCLUDING ITS AFFILIATED AND RELATED ENTITIES) WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY; AUTHORIZING THE EXECUTION AND DELIVERY OF THE FIRST AMENDMENT TO INDUCEMENT AND MILLAGE RATE AGREEMENT BY AND BETWEEN YORK COUNTY, SOUTH CAROLINA AND MERITOR HEAVY VEHICLE SYSTEMS, LLC (INCLUDING ITS AFFILIATED AND RELATED ENTITIES) WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY; AND OTHER MATTERS RELATED THERETO.
27. Council to Approve a Non-Disclosure Agreement pertaining to Economic Development Project Lower York/Wooded Valley

28. Council to Consider Second Reading of AN ORDINANCE AUTHORIZING THE TRANSFER OF CERTAIN AREAS WITHIN THE YORK COUNTY WATER AND SEWER SERVICE TERRITORY TO THE CITY OF TEGA CAY AND CONSENTING TO THE PROVISION OF WATER AND SEWER UTILITIES SERVICES WITHIN SUCH AREA BY THE CITY OF TEGA CAY AND RESERVING CERTAIN COUNTY RIGHTS THEREIN; REMOVING THAT TRANSFERRED AREA FROM THE YORK COUNTY WATER AND SEWER UTILITY SERVICE AREA; AMENDING THE MAPS OF THE YORK COUNTY WATER AND SEWER SERVICE AREA TO REFLECT SUCH CHANGES; AUTHORIZING THE COUNTY TO ENTER INTO A UTILITY ASSET AGREEMENT (UAA) WITH THE CITY OF TEGA CAY GOVERNING THE TERMS AND RESPECTIVE OBLIGATIONS RELATED TO THE TRANSFER OF UTILITY SERVICE TERRITORY TO THE CITY OF TEGA CAY AND INCLUDING THE COUNTY'S RESERVATION OF CERTAIN RIGHTS IN THE TRANSFERRED TERRITORY, AUTHORIZING THE EXECUTION OF THE AGREEMENTS ATTACHED TO THE UAA AS APPENDICES, ENTERING A SEWER AGREEMENT SETTING FORTH THE RESPECTIVE RIGHTS AND OBLIGATIONS OF THE CITY OF TEGA CAY AND THE COUNTY RELATED TO THE SALE OF SEWER TRANSPORTATION AND TREATMENT SERVICES TO THE CITY OF TEGA CAY, AUTHORIZING AN EMERGENCY WATER SUPPLY AGREEMENT WITH THE CITY OF TEGA CAY TO PROVIDE FOR ADEQUATE WATER TO THE CITY OF TEGA CAY; AND, AUTHORIZING DESIGNATED COUNTY OFFICIALS AND EMPLOYEES TO EXECUTE THE DOCUMENTS NECESSARY FOR THE AUTHORIZED TRANSACTIONS AND CLOSING CONTEMPLATED THEREIN; PROVIDING FOR A PUBLIC HEARING; AND PROVIDING FOR OTHER MATTERS RELATED THERETO.
29. Council to approve the ESP Associates, Inc. Aerial Mapping Contract Amendment in a not-to-exceed amount of \$2,710.00 for Pennies 4 Project 17228-015: US 21.
30. Council to approve a payment to SCDOT totaling \$834,077.76 for the construction of the Pennies 4 Project 17228-013 US 21 Turn Lanes.
31. Council to approve payment of 30% of the cost to relocate the City of Rock Hill's sewer line in conjunction with the SCDOT Manchester Creek Bridge replacement project. (Estimated at \$333,064.20)
32. Council to approve the amendment to a Design Contract for the Regent Park Sewer Bypass to Armstrong Glen Engineering of Charlotte NC for \$23,650.00.
33. Council to approve the Armstrong Glen, P.C. Design Contract in a not-to-exceed amount of \$35,900.00 for Lawrence Road Turn Lane.

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Public Hearing(s)

1. Rezoning Action: Hold Public Hearing

Case # 19-07
 Tax Map # 2630000004; 2630000008; 2630000016
 Zoning Request: To rezone from AGC to RUD
 Acres: 72.967 +/- acres
 Council District: Three (3) Robert Winkler
 Applicant: Maria Karres
 Owner: Larry & Mildred McElveen; Colttis LLC & Lisa Ford; Katherine Rogers
 Location: Tart Rod and SC 161, Kings Mountain Community
 Planning Commission Date: June 10, 2019

2. Rezoning Action: Hold Public Hearing

Case # 19-08
 Tax Map # 4860000026
 Zoning Request: To rezone from RC-I to BD-III
 Acres: 2.0 +/- acres
 Council District: Two (2) Allison Love
 Applicant: Mark Mattox
 Owner: Mark Mattox
 Location: 2620 Mountainview Road, Lake Wylie Community
 Planning Commission Date: June 10, 2019

3. Rezoning Action: Hold Public Hearing:

Case # 19-09 (UD Rezoning Project)
 Council District: Five (5) Christi Cox
 Applicant: York County
 Planning Commission Date: June 10, 2019

TAX MAP ID	PROPERTY OWNER(S)	STREET ADDRESS	2035 LAND USE	NEW ZONING
7560000014	CROSBY NELSON EUGENE & PATSY SMITH	4862 COLLEGE ROAD	RR	RUD
7560000015	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
7560000016	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
7560000017	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
7560000018	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
7560000019	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
7560000020	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD

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756000021	CROSBY NELSON EUGENE & PATSY SMITH	N/A	RR	RUD
756000025	SMITH JAMES O & DEBORAH P	N/A	RR	RUD
756000026	ERIEAU JEFFREY D	N/A	RR	RUD
756000027	ERIEAU JEFFREY D	RAILROAD AVENUE	RR	RUD
756000028	SMITH JAMES O	ROWELLS ROAD	RR	RUD
756000031	SMITH JAMES O	ROWELLS ROAD	RR	RUD
756000032	SMITH JAMES O & DEBORAH P	ROWELLS ROAD	RR	RUD
756000033	SMITH JAMES O & DEBORAH P	ROWELLS ROAD	RR	RUD
756000034	SMITH JAMES O & DEBORAH P	ROWELLS ROAD	RR	RUD
756000035	SMITH JAMES O & DEBORAH P	ROWELLS ROAD	RR	RUD
756000036	SMITH JAMES O & DEBORAH P	4890 RAILROAD AVENUE	RR	RUD
756000037	ERIEAU JEFFREY D	RAILROAD AVENUE	RR	RUD
756000038	ERIEAU JEFFREY D	RAILROAD AVENUE	RR	RUD
756000039	ERIEAU JEFFREY D	111 ROWELLS ROAD	RR	RUD
756000040	ERIEAU JEFFREY D	RAILROAD AVENUE	RR	RUD
756000041	ERIEAU JEFFREY D	RAILROAD AVENUE	RR	RUD
756000042	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000043	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000044	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000045	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000046	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000047	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000048	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000049	ERIEAU JEFF & SHIRLEY A	RAILROAD AVENUE	RR	RUD
756000062	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
756000063	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
756000064	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
756000065	CROSBY NELSON EUGENE & PATSY SMITH	COLLEGE ROAD	RR	RUD
756000073	LESLIE DAVID CALVIN JR	POTTERY ROAD	RR	RUD
756000074	LESLIE DAVID CALVIN JR	4740 POTTERY ROAD	RR	RUD
756000139	HYATT ALMA L TRSTEE	4782 CURETON FERRY ROAD	RR	RUD
757000007	CONFER DIANNE R	208 RESERVATION	RR	RUD
757000020	JOHNSON TALVIN J & WANDA R	132 RESERVATION	RR	RUD
757000036	CONFER DIANNE R % MONTGOMERY JOHN D	200 RESERVATION	RR	RUD

Old Business

1. Council discussion and decision regarding rezoning process changes.

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2. Council to consider Third Reading of an Ordinance TO AMEND THE CODE OF THE COUNTY OF YORK, SOUTH CAROLINA, CHAPTER 155, SECTIONS 155.009 and 155.428(C), IN ORDER TO AMEND THE DEFINITION OF MAJOR ROADS TO COMPLY WITH SCDOT STANDARDS; TO INCREASE THE MINIMUM LOT WIDTH STANDARDS FOR NEW RESIDENTIAL DEVELOPMENT ON MAJOR ROADS FROM 100 FEET TO 350 FEET; TO INVOKE THE PENDING ORDINANCE DOCTRINE; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

New Business

1. Council to consider first reading by title only of an Ordinance dissolving the Board of Rural Fire Control for Riverview Rural Fire District and declaring that Riverview Rural Fire District shall be operated as a part of an administrative division of York County.
2. COUNCIL TO APPROVE CREATION OF FIRE SERVICES JOB DESCRIPTIONS AND CORRESPONDING SALARY RANGES

3. Rezoning Action: Consider First Reading

Case #	17-15
Tax Map #	564-00-00-003
Zoning Request:	To rezone from RUD to RC-I
Acres:	178 +/- acres
Council District:	Two (2) Allison Love
Applicant	MT Land, LLC
Owner:	Marsh Realty Company
Location:	457 Highway 274, Clover
Staff Recommendation:	Approval
PC Recommendation:	Denial (6-3)
Planning Commission Date:	April 8, 2019

4. COUNCIL TO CONSIDER FIRST READING OF AN ORDINANCE TO ESTABLISH OPERATING AND CAPITAL BUDGETS FOR THE OPERATION OF THE COUNTY GOVERNMENT OF YORK COUNTY FOR THE FISCAL YEAR COMMENCING JULY 1, 2019; TO PROVIDE FOR THE LEVY OF TAXES FOR YORK COUNTY FOR THE FISCAL YEAR COMMENCING JULY 1, 2019; TO PROVIDE FOR THE EXPENDITURE OF TAX REVENUES AND OTHER COUNTY FUNDS; AND PROVIDE FOR OTHER FISCAL MATTERS RELATING TO COUNTY GOVERNMENT.

Committee and Other Reports

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Economic Development Committee Meeting, April 30, 2019, 11:00am, Chairman Robert Winkler

Public Works Committee, May 6, 2019, 5:00pm, Chairman William "Bump" Roddey

Council Member New/Non-agenda Comments

Citizen Concerns

Executive Session:

Personnel Matter: County Manager Evaluation Process

Receipt of Legal Advice/Contractual Matter: EEOC claim regarding Purchasing Manager position

Receipt of Legal Advice: Blue Granite rate case and intervention status

Matters for consideration following Executive Session

Adjourn