



**YORK COUNTY
COUNTY COUNCIL**

AGENDA • NOVEMBER 21, 2016



County Council Meeting

**Agricultural Building
Council Chambers
6 S. Congress Street, York, SC 29745**

6:00 PM

Call to Order

J. Britt Blackwell, Chairman (District 6)

Invocation and Pledge of Allegiance

J. Britt Blackwell, Chairman (District 6)

Oath of Office for newly appointed Board and Commission Members

Leslie Sizemore, Keep York County Beautiful (District 7)

Frank Knotts, Volunteer Firemen's Local Managing Committee (At Large)

Jimmie Langley, Volunteer Firemen's Local Managing Committee (At Large)

Billy Weatherford, Volunteer Firemen's Local Managing Committee (At Large)

Appearances

Dr. Walt Collins, President of USC Lancaster to provide an update on the college's association with York County.

Jennifer Chandler to address Council regarding rezoning case #16-18

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

Public Hearing(s)

1. Rezoning Action: Consider Third Reading and Hold a Public Hearing

Case: # 16-22

Tax Map: # 756-00-00-070

Zoning Request: Request to rezone property from UD to RUD

Acres: 1.0 +/-

Council District: Five (5) Cox

Applicant: York County

Owner: Nicole and Jordan Barfield

Location: 4771 Pottery Rd in the Catawba Community

Planning and Development Staff: Council Initiated Rezoning

Planning Commission: November 14, 2016

Per Council member Christi Cox's request, this item has been added for consideration. This is a Council initiated rezoning. The property is located in a rural area of the County with nearby parcels either low density residential or undeveloped. Properties to the north, south, and east are currently zoned UD and parcels to the west are zoned RUD. The Comprehensive Plan Future

“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.”

Land Use map shows this area as rural residential. The proposed rezoning district is, therefore, consistent with the Comp Plan and existing uses.

2. CONSIDER HOLDING A PUBLIC HEARING AND THIRD READING OF AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF TAX AGREEMENT BY AND BETWEEN YORK COUNTY OXCO, INC. AND KINGS STREET INVESTMENTS, LLC (THE "COMPANIES") WHEREBY YORK COUNTY WILL ENTER INTO A FEE-IN-LIEU OF TAX AGREEMENT WITH THE COMPANIES AND PROVIDING FOR PAYMENT BY THE COMPANIES OF CERTAIN FEES-IN-LIEU OF AD VALOREM TAXES; PROVIDING FOR THE ALLOCATION OF FEES-IN-LIEU OF TAXES PAYABLE UNDER THE AGREEMENT FOR THE ESTABLISHMENT OF A MULTI-COUNTY INDUSTRIAL/BUSINESS PARK; AND OTHER MATTERS RELATING THERETO.

Old Business

1. Rezoning Action: Consider Third Reading:

Case #	16-18
Tax Map #	5080000021
Zoning Request:	To rezone from PD to RUD-I
Acres:	+/- 39.18 acres
Council District:	Four (4) William "Bump" Roddey
Applicant:	Har-Lee, LLC
Owner:	Audrey H. Branch
Location:	Hwy 322 & Zinker Road in the Rock Hill community
Planning and Development Staff:	APPROVAL
Planning Commission:	APPROVAL (7-0) (Hargrove (6) Recusal)
Planning Commission Date:	September 12, 2016

Staff Recommendation: Approval

Based on the information prepared by staff outlined within this Planning Commission report, staff recommends Approval based on the following considerations and findings:

1. The proposed rezoning is consistent with the Comprehensive Plan
2. The proposed rezoning is consistent with the character of the community

Please note: Attached are the proposed conditions submitted by the applicant just prior to the November 7, 2016 meeting.

2. CONSIDER THIRD READING OF AN ORDINANCE TO AUTHORIZE THE EXECUTION AND DELIVERY OF A FINANCING AGREEMENT NECESSARY TO PROVIDE FUNDING FOR THE CONSTRUCTION OF A NEW STATION FOR THE RIVERVIEW SPECIAL FIRE TAX DISTRICT; TO AUTHORIZE THE EXECUTION AND DELIVERY OF ALL DOCUMENTS AND/OR INSTRUMENTS NECESSARY OR APPROPRIATE TO CONSUMMATE SUCH AGREEMENT; AND, TO PROVIDE FOR OTHER MATTERS RELATED THERETO

3. Council to consider amending and approving second reading of AN ORDINANCE TO AMEND THE EXISTING AGREEMENT GOVERNING THE YORK-CHESTER INDUSTRIAL PARK TO ADD PROPERTIES WITHIN THE GEOGRAPHICAL BOUNDARIES OF YORK COUNTY TO THE MULTICOUNTY PARK; TO CORRECT AND UPDATE COMPANY NAMES AND PROPERTY OWNERS ASSOCIATED WITH CERTAIN PARCELS INCLUDED IN THE PARK; TO CORRECT AND UPDATE TAX MAP NUMBERS ASSOCIATED WITH CERTAIN PARCELS INCLUDED IN THE PARK; TO REMOVE PROPERTIES LOCATED WITHIN THE GEOGRAPHICAL BOUNDARIES OF YORK COUNTY THAT DO NOT QUALIFY FOR INCLUSION IN THE MULTICOUNTY PARK; TO PROVIDE FOR A PUBLIC HEARING; AND OTHER MATTERS RELATING THERETO.

New Business

1. Consider Adopting A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT TO AN EXISTING FEE-IN-LIEU OF TAX AGREEMENT BETWEEN YORK COUNTY AND EXEL INC. (THE “FEE AGREEMENT”) SO AS TO PROVIDE FOR CERTAIN ADDITIONAL PROVISIONS INADVERTENTLY OMITTED FROM THE FEE AGREEMENT; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

2. Council to consider award of Bid #2367 regarding the purchase of two custom fire truck pumpers for use by the Department of Fire Safety to the lowest responsive and responsible bidder, Kovatch Mobile Equipment Corporation (KME), of Nesquehoning, PA, for a total cost of \$942,040.

3. REQUEST APPROVAL TO RECLASSIFY THE UTILITY PROJECTS MANAGER POSITION WITHIN THE ENGINEERING DEPARTMENT

4. Request for Reclassification of Public Works Building Maintenance Division Position

5. Council to consider the approval of Kimley-Horn's engineering Contract Amendment No. 1 in the not-to-exceed amount of \$121,115.00 for cost estimating and risk assessment for potential roadway improvement projects associated with the 2017 Capital Projects Sales and Use Tax Initiative.
6. Council to consider the approval of HDR's engineering Contract Amendment No. 1 in the not-to-exceed amount of \$151,515.60 for cost estimating and risk assessment for potential roadway improvement projects associated with the 2017 Capital Projects Sales and Use Tax Initiative.
7. Consider authorizing staff to apply for and accept, if awarded, for the Fiscal Year 2017 Keep South Carolina Beautiful Affiliate Grant in the amount up to \$10,000 with no matching funds required.
8. Consider authorizing staff to apply for and accept, if awarded, for the fiscal year 2017 Palmetto Pride Community Pride Grant in the amount up to \$10,000 with no matching funds required.
9. Council to consider a request from the Sheriff's Office for approval of the Palmetto Pride Enforcement Grant in the amount of \$4,172.33. This is a non-matching grant.
10. Council to consider a request from Sheriff Bruce Bryant to allow Deputy Frank Farris to retain his service weapon.
11. Consider adopting a Resolution of the York County Council declaring and publishing the results of the referendum held on November 8, 2016 on the establishment of a Special Tax District known as the Lake Wylie Parks and Recreation District pursuant to SC Code Ann. 4-9-30, et. seq.
12. Council to consider first reading by Title Only of an ORDINANCE TO ESTABLISH AND CREATE A SPECIAL TAX DISTRICT TO BE KNOWN AS THE LAKE WYLIE PARKS AND RECREATION DISTRICT IN YORK COUNTY, SOUTH CAROLINA; TO DEFINE ITS AREAS AND BOUNDARIES; TO DEFINE THE NATURE OF THE SERVICES TO BE RENDERED THEREIN; TO FIX THE MAXIMUM LEVEL OF TAXES WHICH MAY BE LEVIED TO PROVIDE FOR THE OPERATION AND MAINTENANCE OF LAKE WYLIE PARKS AND RECREATION DISTRICT; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.
13. Consider adopting a Resolution of the York County Council declaring and publishing the results of the referendum held on November 8, 2016 on the establishment of four year staggered terms for County Council members pursuant to SC Code Ann. 4-9-90.

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Consent Agenda

1. Minutes of County Council - County Council Meeting - Nov 7, 2016 6:00 PM

Committee and Other Reports

Finance & Operations Committee meeting, November 21, 2016, 5:00pm, Chairman, Michael Johnson

Council Member New/Non-agenda Comments

Executive Session:

Receipt of Legal Advice - Pole Branch Road Project Tracts 61, 91, and 2, dilapidated house issue, and additional land use issue requiring County action.

Matters for consideration following Executive Session

Adjourn