

MINUTES OF THE REGULAR MEETING
OF THE
LANCASTER COUNTY COUNCIL

February 2, 2009

Chairman Thomas called the meeting to order at 6:00 p.m. Cotton Cole offered the invocation.

County Council members present were Chairman Fred Thomas, Vice-Chairman Rudy Carter, Secretary Larry Honeycutt, Jack Estridge, Kathy Sistare, Larry McCullough, and D. W. Cotton Cole. Also present were Mike Ey, Veronica Thompson, Chris Karres, Irene Plyler, Elaine Boone, Penelope Karagounis, Norman Anderson, Keith Tunnell, spectators, and 2 members of the press. Steve Willis was not in attendance due to illness.

The following press were notified of the meeting by mail or by fax in accordance with the Freedom of Information Act: Lancaster News, York Observer, Kershaw News Era, The State, The Rock Hill Herald, Fort Mill Times, WRHI Radio, Cable News 2, Channel 9, and the local Government Channel.

AGENDA APPROVAL

It was requested that two Resolutions be added, one for Kitty Wilson-Evans and one for Harold Shapiro.

MOTION was made by Rudy Carter to approve the agenda as amended. SECONDED by Larry Honeycutt. PASSED UNANIMOUSLY 7-0

PUBLIC HEARING

MOTION was made by Rudy Carter to go into public hearing to receive comments from the public regarding Ordinance #969 amending Ordinance #701 which was enacted by the County on December 5, 2005, to create a joint county industrial and business park with Chester County. The original park ordinance has been amended by subsequent ordinances enacted by the County to expand the boundaries of the Park to include certain additional property located in Lancaster County and Chester. This ordinance also proposes to add additional property located in Chester (Project 0822 Property) to the Park. SECONDED by Larry McCullough. PASSED UNANIMOUSLY 7-0

There were no comments.

MOTION was made by Rudy Carter to go out of public hearing and back into regular session. SECONDED by Jack Estridge. PASSED UNANIMOUSLY 7-0

CITIZENS COMMENTS

Ellen Gwyn, 1293 India Hook Road, Rock Hill, 803-324-7704, was the petitioner for the rezoning on Doby's Bridge Road. She didn't feel that the rezoning of this property would affect the traffic as expressed by citizens at the last meeting. Asked County Council to consider rezoning the property.

Rev. Rex Faile, 1181 Faile St., Lancaster, 803-804-1426, spoke in opposition to repealing the Blue Laws.

Winston Smith, 1820 Havenwood Dr, 283-7580, stated that he had asked in December whether Council had checked into how many businesses would be affected and how much money would repealing the blue laws bring to Lancaster and never received an answer. He felt that since it was voted down, it should not be brought back up again this soon.

EMPLOYEE OF THE QUARTER

Vice-Chairman Rudy Carter presented Elaine Boone from the Planning Dept. a plaque in honor of her being chosen by her peers as Employee of the First Quarter for 2009.

COMMITTEE REPORTS

There were no committee reports.

COUNTY ATTORNEY REPORT

The Attorney did not have a report.

RESOLUTION

#675 USC-L

MOTION was made by Cotton Cole to adopt Resolution #675 requesting the Governor Marshall C. Sanford, Jr., reconsider his budget recommendation to close USC-L. SECONDED by Larry Honeycutt. PASSED UNANIMOUSLY 7-0

#676 amending tax bills

MOTION was made by Larry Honeycutt to adopt Resolution #676 authorizing the County Auditor to amend the tax bills of Buffets, Inc. as ordered by the court. SECONDED by Rudy Carter. PASSED UNANIMOUSLY 7-0

#677 honoring Harold Shapiro

MOTION was made by Rudy Carter to adopt Resolution #677 expressing Lancaster County's thanks and appreciation for the dedicated service of Harold Shapiro as Directors of the Catawba Regional Council of Governments and wish him the best of life and health during his retirement. SECONDED by Larry Honeycutt. PASSED UNANIMOUSLY 7-0

#678 honoring Ms. Kitty Evans

MOTION was made by Larry McCullough to adopt Resolution #678 congratulating Kitty Wilson-Evans upon her special recognition by the Friends of the Medford Library of the University of South Carolina-Lancaster on February 8, 2009. SECONDED by Cotton Cole. PASSED UNANIMOUSLY 7-0

SHERIFF'S OFFICE VEHICLES

Steve Willis had advised during the last meeting that Sheriff Faile requested that two vehicles in his fleet be retained for use by the School Resource Officers at Buford and Andrew Jackson, which would allow them to transport students when needed to either the Department of Juvenile Justice and/or the County Detention Center. It was noted that the school district will keep up the maintenance of the vehicles.

MOTION was made by Larry McCullough that the County Administrator and Sheriff are authorized to increase the size of the Sheriff's motor vehicle fleet by two vehicles for use in the School Resources Officer program. SECONDED by Cotton Cole. PASSED UNANIMOUSLY 7-0

KERSHAW INDUSTRIAL PARK PROJECT

During the last meeting, Steve Willis noted that the Lancaster County Economic Development Corp. Board has recommended that the county retain the services of Gary Reader with Compass Development to oversee the development of the Kershaw Industrial Park at a proposed cost of \$21,700. The Lancaster County Purchasing Policy requires that Council approve bids over \$20,000. Steve Willis recommended that the contract be approved

MOTION was made by Rudy Carter that the contract with Compass Development to develop the Kershaw Industrial Park be accepted. Funds to come from the \$400,000 appropriated by County Council for the Kershaw Industrial Park. SECONDED by Jack Estridge. PASSED UNANIMOUSLY 7-0

PARCELS FROM FORFEITED LAND COMMISSION

During the last meeting Steve Willis had advised that the Tax Collector had been clearing up some old issues, one of which was three parcels of land along the northern end of Pardue Street that ended up with the Forfeited Land Commission. It was found that this was not merely in a flood plain, but a floodway prohibiting any development on the parcels. He had requested authorization to redeem the three parcels from the Forfeited Land Commission for \$5,214.85, which was three years worth of taxes, file to annex the parcels into the City of Lancaster as the City had been working with the Katawba Valley Land Trust to acquire property along the creek for many years, and prepare an ordinance transferring the property to the Katawba Valley Land Trust with the appropriate conservation easements.

MOTION was made by Larry Honeycutt to allow the County Administrator to expend \$5,214.85 from the Contingency Fund to redeem 3 parcels of land on Pardue Street (parcels 0068J-OC-024.1, 0068J-OC-024.2 and 0068H-OC-025.00) from the Forfeited Land Commission and allow the parcels to be annexed into the City of Lancaster. SECONDED by Rudy Carter. PASSED UNANIMOUSLY 7-0

TRADESVILLE FIRE STATION ROOF

During the last meeting, Steve Willis reminded Council that they had previously approved funds to be used to repair the roof at the Tradesville Fire Department. This was in exchange for the free use of the building by the EMS crew. However, the fire department had underestimated the price of the repairs. An additional \$7,500 was needed. Steve Willis had recommended taking the funds from the Contingency Fund to complete the roof repairs.

MOTION was made by Cotton Cole that an additional \$7,500 be authorized to complete the roof repairs to the Tradesville Fire Department. Funds to come from the County Contingency Fund. SECONDED by Rudy Carter. PASSED UNANIMOUSLY 7-0

BOARD & COMMISSION APPOINTMENTS

There were no appointments made.

ORDINANCE READINGS

Ordinance #969 – adding a project to the Joint Industrial Park with Chester

MOTION was made by Rudy Carter to hold 3rd reading of Ordinance #969 amending Ordinance #701 relating to the approval of an agreement for the development of a Joint Industrial and Business Park with Chester County, so as to authorize and approve an amendment to the agreement for the purpose of adding to the park the Project 0822 Property located in Chester County, and to authorize certain officials of the county to execute and deliver the amendment on behalf of the county. SECONDED by Larry Honeycutt. PASSED UNANIMOUSLY 7-0

Ordinance #970 rezoning 4172 Doby's Bridge Road

Penelope Karagounis wanted to clarify that in 1989, Lancaster County rezoned the entire county. Notices were not sent to each property owner at that time. It was advertised in the Lancaster News. However, all adjacent property owners were notified about this rezoning application. She noted that the applicant is willing to go to either a B-1 or B-2 if necessary, which would have to go back to the Planning Commission.

MOTION was made by Larry McCullough to table 3rd reading of Ordinance #970 amending the county zoning map, specifically property petitioned by Ms. Gwyn located at 4172 Doby's Bridge Road in Indian Land to allow proper time to further investigate the impact on the Indian Land and Doby's Bridge Road area. SECONDED by Larry Honeycutt. PASSED UNANIMOUSLY 7-0

Ordinance #971 Joint Industrial Park (MacMillan Investment) (Continental Tire)

MOTION was made by Larry Honeycutt to hold 2nd reading of Ordinance #971 to authorize and approve an agreement for the development of a Joint Industrial and Business Park by and between Lancaster County (MacMillan Investments II tract) (Continental Tire); to require the payment of a fee-in-lieu of ad valorem taxes by businesses and industries located in the park; to apply zoning and other laws in the park; to provide for law enforcement jurisdiction in the park; and to provide for the distribution of park revenue within the county. SECONDED by Kathy Sistare. PASSED UNANIMOUSLY 7-0

Ordinance #972 – Suspension of Blue Laws

MOTION was made by Larry Honeycutt to hold first reading of Ordinance #972 suspending through June 30, 2013, the application of Sunday Work Prohibitions as contained in State Law. SECONDED by Rudy Carter. PASSED 6-1. Opposed: Jack Estridge

ADJOURNMENT

MOTION was made by Larry Honeycutt to adjourn. SECONDED by Rudy Carter. PASSED UNANIMOUSLY 7-0 The meeting adjourned at 7:32 p.m.

Respectfully submitted,

Irene Plyler
Clerk to Council

Approved by Council 02-23-2009

Larry Honeycutt, Secretary