

**LANCASTER COUNTY COUNCIL AGENDA
REGULAR MEETING
MONDAY, NOVEMBER 30, 2009**

5:30 P.M. EXECUTIVE SESSION

1. CALL TO ORDER – Chairman Rudy Carter
2. EXECUTIVE SESSION – Legal Briefing re. Litigation
3. RESULTS OF EXECUTIVE SESSION

6:00 P.M. REGULAR MEETING

4. WELCOME & RECOGNITION – Chairman Rudy Carter
5. PLEDGE OF ALLEGIANCE
6. INVOCATION – Kathy Sistare
7. CLERK OF COURT JEFF HAMMOND TO ADMINISTER OATH OF OFFICE TO COUNCIL MEMBER CHARLENE McGRIFF, DISTRICT #3
8. GROUP PICTURES AND BRIEF RECESS
9. APPROVAL OF AGENDA
10. RECOGNITION OF GIRLS SOFTBALL TEAM FOR WINNING STATE CHAMPIONSHIP – Rudy Carter/Frank Overcash 4
11. PUBLIC HEARING
 To receive comments from the public regarding an ordinance confirming the assignment to Lancaster Real Estate Group, LLC of the fee-in-lieu of tax agreement, dated December 3, 2007, among the County, Avelo Mortgage, LLC, and Senderra Real Estate Holdings, LLC, and providing for a fee-in-lieu of tax agreement to be entered into between the County and Lancaster Real Estate Group, LLC, with respect to certain economic development property located or to be located in the County, pursuant to which agreement Lancaster Real Estate Group, LLC, will pay to the County negotiated fees-in-lieu of ad valorem taxes and receive special source revenue credits with respect thereto – Mike Ey 5
12. CITIZENS COMMENTS

13. DISCUSSION & INFORMATION ITEMS

- a) Status report – construction of new courthouse – Chad Catledge
- b) Request to accept property – Steve Willis 6
- c) E-911 Consultant Contract – Lanny Bernard 7-8
- d) Request approval of a budget transfer for Fire Commission – Steve Willis..... 9-10
- e) Council Committee Reports
- f) Monthly Finance Report – Veronica Thompson.....under separate cover
- g) County Attorney Report – Mike Ey

14. ACTION ITEMS

- a) Resolutions
 - 1) #706 opposing the passage of House Bill 3272 - Steve Willis..... 11-12
 - 2) #707 Inducement Resolution for Project Cherry – Mike Ey 13-14
- b) Request to acquire software package for the Coroner's Office – Steve Willis..... 15-16
- c) Approval of Minutes..... under separate cover
 - October 12, 2009
 - October 26, 2009
 - November 2, 2009
 - November 9, 2009
- d) Board Appointments
 - Catawba Regional Workforce Investment Board..... 17
 - Catawba Community Mental Health Center Board..... 18-19
- e) Request to retain vehicles – Steve Willis 20

15. ORDINANCE READINGS

- a) **3rd reading – Ordinance #1003** amending the text of the UDO, Section 2.1.5 , Overlay Districts, subsection (4) Aviation Overlay District, to establish the maximum height of any structure to be constructed within a specific area surrounding any airport or airstrip located within Lancaster County – Chris Karres.....21-38
- b) **3rd reading – Ordinance #1004** amending the text of the UDO, Section 2.1.5, Overlay Districts, to add a new subsection (5) to Section 5.6, Building Height Limitation, to allow additional height limitations to the property – Chris Karres..... 39
- c) **2nd reading – Ordinance #1005** authorizing the execution and delivery of a fee-in-lieu of tax agreement by and between Lancaster County and Lancaster Real Estate Group, LLC; authorizing a special source revenue credit in favor of Lancaster Real Estate Group, LLC; consenting to the assignment to Lancaster Real Estate Group, LLC of the fee-in-lieu of tax agreement entered into as of December 3, 2007 among Lancaster County, Senderra Real Estate Holdings, LLC and Avelo Mortgage, LLC; and other matters relating thereto – Mike Ey40-43
- d) **2nd reading – Ordinance #1006** amending the county zoning map; specifically property petitioned by Patricia Strickland located at 2710 Charlotte Highway (tax map 49, parcel 48) from R-30 Low Density Residential/Agricultural District to B-2 Community Business District – Penelope Karagounis..... 44
- e) **1st reading – Ordinance** amending the county zoning map; specifically property petitioned by Ben Zimmer located on Marvin Road near Henry Harris road (tax map 8, parcel 34) from B-2 Community Business District to B-3 General Commercial District – Penelope Karagounis45-55
- f) **1st reading – Ordinance** amending the county zoning map; specifically property located at 3164 Charlotte Highway (tax map 44F, block A, parcel 1) from R-30 Low Density Residential/Agricultural District to B-3 General Commercial District – Penelope Karagounis.....56-76
- g) **1st reading – Ordinance** amending the text of the UDO, to delete “the Standard Building Code” and change the language to “the International Code” in Chapter 8, Administrative Mechanisms, Sections 8.6.1, 8.6.2, 8.6.3, 8.6.4 8.6.6, and 8.6.7 – Elaine Boone.....77-83

Ordinance readings (continued)

- h) **1st reading – Ordinance** amending the text of the UDO to add Ice Plants to the B-3 General Commercial District in the Table of Permissible Uses – Elaine Boone..... 84-91
- i) **1st reading – Ordinance** amending the text of the UDO to correct the permit fee in Section 10.5, Permit Required for Signs, Section 4(e) – Elaine Boone..... 92-96
- j) **1st reading – Ordinance** amending Division 5, Prisoner Housing Fees, Section 2-233, Responsibility for Prisoner Care, of the Lancaster County Code – Steve Willis 97-102
- k) **1st reading – Ordinance (by title only)** authorizing the execution and delivery of a fee agreement by and between Lancaster County, South Carolina and Greyne Custom Wood Co., LLC, providing for a payment of a fee in lieu of taxes and an infrastructure credit; authorizing the execution and delivery of an infrastructure Financing Agreement By And Between Lancaster County, South Carolina And Little Buildings, LLC, providing for payments in lieu of taxes and an infrastructure credit; and other matters related thereto – Mike Ey 103
- l) **1st reading – Ordinance (by title only)** to authorize and approve an agreement for the development of a joint industrial and business park by and between Lancaster County and Chester County with property located in Lancaster County (Gryne Custom Wood Co., LLC); 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 revenues within the county – Mike Ey 104

16. MISCELLANEOUS

- a) Correspondence & Information Items – Steve Willis
 - Economic Development Office 105
 - Kershaw Industrial Park Update 106
 - Residential Housing Report..... 107-108
 - Keystone Substance Abuse services 109-110
 - EMS Monthly Report 111
 - Animal Control Monthly Report 112-113
 - Time Warner Cable changes..... 114-115
- b) Board & Commission Minutes
 - Library Board 116-117
 - Joint Recreation Commission..... 118-119
 - Fire Commission..... 120-127
- c) Review of upcoming meetings and announcements – Chairman Rudy Carter last page

17. EXECUTIVE SESSION – Economic Development

18. ADJOURNMENT

Anyone requiring special services to attend this meeting should contact 803-285-1565 at least 24 hours in advance of this meeting

This agenda is not inclusive of all matters that may be discussed.