

Council Members

District 1: Terry Graham
District 2: Charlene McGriff
District 3: Billy Mosteller, Secretary
District 4: Larry Honeycutt
District 5: Steve Harper, Chair
District 6: Allen Blackmon
District 7: Brian Carnes, Vice-Chair



County Attorney
John K. DuBose III

Clerk to Council
Sherrie Simpson

May 24, 2021

6:00 PM

**101 North Main Street
Lancaster, SC 29720**

**LANCASTER COUNTY COUNCIL
County Council Chambers, County Administration
Building, 101 North Main Street, Lancaster, SC 29720**

MINUTES

Council Members present: Allen Blackmon, Terry Graham, Steve Harper, Larry Honeycutt, Charlene McGriff and Billy Mosteller.

Council Members absent: Brian Carnes.

Staff Members/Others present: Steve Willis, County Administrator; Kim Belk, Interim Deputy County Administrator/Budget Director; John DuBose, County Attorney; Sherrie Simpson, Clerk to Council; Veronica Thompson, Chief Financial Officer; Rox Burhans, Development Services Director; Jamie Gilbert, Economic Development Director; Clay Catoe, Emergency Medical Services (EMS) Director; Darren Player, Fire/Emergency Services Director; Hal Hiott, Parks and Recreation Director; Sheriff Barry Faile, Lancaster County Sheriff's Office; Kelvin Alexander, Project Manager; Michael Seezen, Burr Forman Law Firm; various Elected Officials; various Department Heads; various staff; the press; and citizens.

A quorum of Lancaster County Council was present for the meeting. The following press were notified of the meeting by e-mail in accordance with the Freedom of Information Act: *The Lancaster News*, *Kershaw News Era*, *The Rock Hill Herald*, Cable News 2, Channel 9 and the local government channel. The agenda was posted in the lobby of the County Administration Building and also on the County website the required length of time. The power point presentation utilized during the meeting is attached to the written minutes in the Clerk to Council's office.

Call to Order Regular Meeting - Chairman Steve Harper

Chairman Steve Harper called the regular meeting of County Council to order at approximately 6:00 p.m.

Welcome and Recognition - Chairman Steve Harper

Chairman Steve Harper welcomed everyone to the meeting.

Pledge of Allegiance and Invocation - Council Member Larry Honeycutt

Larry Honeycutt led the Pledge of Allegiance to the American Flag and delivered the Invocation.

Approval of the Agenda

Charlene McGriff moved to approve the agenda. Seconded by Allen Blackmon. Motion Passed 6-0.; Absent: Carnes

Special Presentations

Chairman Steve Harper and Clay Catoe, EMS Director, recognized Josh Faulkenberry for winning the 2020 South Carolina Paramedic of the Year award.

Clay Catoe, EMS Director, explained that their Department had partnered with the company of Nutramax and that, in the past, they had donated a tourniquet for every full time Public Safety employee and that now they have also donated enough tourniquets for every volunteer Fire Department to have five of the tourniquets. He noted that EMS would be training the volunteers in how to properly use the tourniquets.

Executive Session

One Item (AFTER EXECUTIVE SESSION, COUNCIL MEMBERS MAY MAKE MOTIONS IN OPEN SESSION):

1. Economic Development Discussion: Project Zeppelin. SC Code 30-4-70(a)(5).

Larry Honeycutt moved to go into Executive Session. Seconded by Charlene McGriff. Motion Passed 6-0.; Absent: Carnes. At approximately 6:11 p.m., Council went into Executive Session to discuss the following item: (1) an economic development discussion of Project Zeppelin, pursuant to SC Code 30-4-70(a)(5).

Council came out of Executive Session and Steve Harper called the Council meeting back to order at approximately 6:26 p.m. Charlene McGriff moved to come out of Executive Session. Seconded by Billy Mosteller. Motion Passed 6-0.; Absent: Carnes

Upon returning to open session, John DuBose noted, for the record, that during Executive Session, Council discussed one economic development matter. He explained that, during Executive Session, no decisions were made and no votes were taken.

Citizens Comments

The following citizens signed up to speak during Citizens Comments:

1. Reginald Brackett, Lancaster, SC, explained that he was from the Catawba Community Mental Health Center and that he was requesting that the County provide funding for Mental Health services in Lancaster County. He provided a brochure, entitled "Catawba Community Mental Health Center," that explained the various services provided by the Center and that brochure is attached as Schedule A to the written minutes in the Clerk to Council's office. He also noted that the Center provides services to the Detention Center free of charge.

The following citizens submitted written comments for Citizens Comments: None.

Consent Agenda

Billy Mosteller moved to approve Consent Agenda Items **8a.**, **8b.**, **8c.** and **8d.** [as listed in the Agenda packet, which are the same as Item **a.**, Item **b.**, Item **c.** and Item **d.** listed below]. Seconded by Charlene McGriff. Motion Passed 6-0.; Absent: Carnes

- a. **Approval of Minutes from the May 10, 2021 County Council Regular Meeting**
- b. **3rd Reading of Ordinance 2021-1732 regarding Amending the Bylaws of the Historical Commission**

Ordinance Title: An Ordinance To Amend Chapter 2, Article XI, Division 2 Of The Lancaster County Code Of Ordinances Entitled, "Historical Commission," To Provide Necessary Updates To The Language Of Various Applicable Ordinances.

- c. **2nd Reading of Ordinance 2021-1735 regarding Rezoning Property Located at 923 Hamstead Circle from MDR to GB (Applicant Joyce Brooks)**

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone A One Acre Tract Of Property (TMS# 0006N-0B-010.00), Located At 923 Hamstead Circle, Lancaster, South Carolina, From MDR, Medium Density Residential District, To GB, General Business District.

- d. **2nd Reading of Ordinance 2021-1740 regarding Amending the Fiscal Year 2020-2021 Budget**

Ordinance Title: An Ordinance To Amend Ordinance No. 2020-1665, Relating To The Appropriation Of Funds And The Approval Of A Detailed Budget For Lancaster County For The Fiscal Year Beginning July 1, 2020 And Ending June 30, 2021 (FY 2020-2021), To Further Provide For Revenues And Expenditures During The Fiscal Year; And To Provide For Matters Related Thereto.

Non-Consent Agenda

Resolution 1153-R2021 regarding Approval for the Town of Van Wyck to Utilize the Magistrate's Court for Municipal Court Cases

Resolution Title: A Resolution To Approve The Request From The Town Of Van Wyck To Utilize The Magistrate's Court For The Prosecution Of Municipal Court Cases.

Terry Graham moved to approve Resolution 1153-R2021. Seconded by Billy Mosteller. Motion Passed 6-0.;
Absent: Carnes

Public Hearing and 2nd Reading of Ordinance 2021-1742 regarding Authorization for the Issuance and Sale of Walnut Creek Improvement District Assessment Revenue Bonds, Series 2021A-3

Ordinance Title: An Ordinance To Authorize And Provide For The Issuance And Sale Of Not To Exceed \$4,100,000 Principal Amount Walnut Creek Improvement District Assessment Revenue Bonds, Series 2021A-3; To Provide For The Execution Of A Second Supplemental Indenture Thereto, A Bond Placement Agreement, A Continuing Disclosure Agreement And Other Related Documents For The Series 2021A-3 Bonds; To Approve An Updated Assessment Roll A For Bond Area 3; To Make Other Covenants And Agreements In Connection With The Foregoing; And To Provide For Other Matters Relating Thereto

John DuBose noted, for the record, that the 2nd Reading version of Ordinance 2021-1742 corrected minor scrivener's errors that were discussed at the last Council meeting.

Steve Willis noted that no one signed up to speak at the Public Hearing for the Ordinance.

Steve Harper opened the Public Hearing for the Ordinance at approximately 6:34 p.m.

There were approximately 9 citizens in attendance during the Public Hearing for this Ordinance.

The following speakers came forward to make comments or sent in written comments regarding the Public Hearing for the Ordinance: None.

Steve Harper closed the Public Hearing at approximately 6:34 p.m.

Charlene McGriff moved to approve the 2nd Reading of Ordinance 2021-1742. Seconded by Larry Honeycutt.

Allen Blackmon explained that he was opposed to these type of Ordinances because he did not believe that the

County should be in the business of financing bonds. Council and staff discussed whether other Counties had used bonds for development. Allen Blackmon further explained that he believed that County staff should be focused on essential County services.

The motion to approve the 2nd Reading of Ordinance 2021-1742 Passed 5-1. Ayes: Graham, Harper, Honeycutt, McGriff, Mosteller; Nays: Blackmon; Absent: Carnes

2nd Reading of Ordinance 2021-1737 regarding Rezoning Property Located at 182 Patterson Lane from NB to MX (Applicant Arlington Properties)

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone A 6.7 Acre Parcel (TMS# 0005-00-091.02), Located At 182 Patterson Lane, Lancaster, South Carolina, From NB, Neighborhood Business District, To MX, Mixed Use District.

Terry Graham moved to approve the 2nd Reading of Ordinance 2021-1737. Seconded by Charlene McGriff. Motion Passed 6-0.; Absent: Carnes

2nd Reading of Ordinance 2021-1738 regarding Approval of the Master Development Plan Submission of Arlington Properties

Ordinance Title: An Ordinance To Approve The Master Development Plan Submission Of Arlington Properties, Incorporated, For A Proposed 352-Unit Apartment Development Currently Known As “Patterson Lane MF” And Located On Approximately 26.4 Acres, More Or Less, And Located At The Intersection Of Patterson Lane And Harrisburg Road (TMS #'S 0005-00-091.01, 0005-00-091.02, 0005-00-091.04, 0005-00-091.05, 0005-00-091.06 AND 0005-00-096.00).

Charlene McGriff moved to approve the 2nd Reading of Ordinance 2021-1738. Seconded by Billy Mosteller. Motion Passed 6-0.; Absent: Carnes

2nd Reading Ordinance 2021-1739 regarding Approval of a Development Agreement with Arlington Properties

Ordinance Title: An Ordinance To Approve A Development Agreement With Arlington Properties, Incorporated, For A Development Project Located At The Intersection Of Patterson Road And Harrisburg Road, Lancaster, South Carolina, Establishing The Regulations For The Development Of The Property And Other Matters Related Thereto.

Charlene McGriff moved to approve the 2nd Reading of Ordinance 2021-1739. Seconded by Billy Mosteller. Motion Passed 6-0.; Absent: Carnes

1st Reading of Ordinance 2021-1741 regarding Consideration of the Fiscal Year 2021-2022 Budget

Ordinance Title: An Ordinance To Appropriate Funds And Approve A Detailed Budget For Lancaster County For The Fiscal Year Beginning July 1, 2021 And Ending June 30, 2022 (FY 2021-22); To Set Millage Rates For The Levy Of Ad Valorem Taxes; To Approve A Schedule Of Taxes, Fees And Charges For FY 2021-22; And To Provide For Matters Related Thereto.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2021-1741. Seconded by Terry Graham.

Steve Willis reviewed some details of the budget and the Schedule of Taxes, Fees and Charges and explained that the changes to the fee schedule were detailed in red. Steve Harper requested that staff determine the costs for adding two Public Works employees that would be dedicated to picking up litter. Council and staff discussed hazard pay or premium pay for essential workers. Council requested that a discussion of premium pay be put on the next Council agenda.

Kim Belk provided an overview of the various funds in the budget. She also reviewed how the budget addressed the Sheriff's Office career ladder. She also provided a quick overview of budget revenues.

Charlene McGriff moved to amend the budget by taking out the Infrastructure Inspector. Seconded by Larry Honeycutt.

Charlene McGriff explained that the Elections Clerk position and Election Office needed diversity. Council and staff discussed the Infrastructure Inspector position and Council requested that staff provide them with information regarding what other Counties are doing in regards to infrastructure inspections. Steve Willis noted that the amount of costs savings from removing the Infrastructure Inspector position out of the budget would be \$152,045.00. Steve Willis noted, for the record, that the savings would be split equally between the General Fund and the Stormwater fund.

The motion to amend the budget by taking out the Infrastructure Inspector position Passed 4-2. Ayes; Harper, Honeycutt, McGriff, Blackmon; Nays: Graham, Mosteller; Absent: Carnes

Steve Willis explained that anything added to the budget at this point would result in a millage increase.

Terry Graham moved to accept all of the recommended positions [listed in the agenda packet on the Memorandum regarding the Fiscal Year 2021-2022 Budget, paragraph six, "The following positions are recommended to be funded with a millage increase (this would not require the maximum allowable millage increase): 3 Paramedics, 2 Correctional Officers, a Deputy Fire Marshal, a Fire Inspector, a hybrid front office/back office Animal Shelter Worker, a Public Information Officer (PIO), part-time Auditor Clerk, part-time Treasurer Clerk, Solid Waste Tire Worker, Fleet Mechanic, Appraiser, Parks and Recreation Marketing Coordinator, 2 part-time Telecommunications Officers (TCO), Grounds Worker, part-time Accounting Clerk, AP automation tool and deferred maintenance items totaling \$150,000.00]. Seconded by Charlene McGriff.

Larry Honeycutt moved to take the following positions out of the budget: the Deputy Fire Marshal, the Fire Inspector and Marketing Coordinator. He also moved to change the part-time Auditor Clerk to full time and change the part-time Treasurer Clerk to full time and he agreed to take the Public Information Officer (PIO) position out of the budget also. Seconded by Charlene McGriff.

Allen Blackmon moved to amend the list to include the removal of the Fleet Mechanic position. Seconded by Charlene McGriff. After discussion, the motion to remove the Fleet Mechanic position from the budget Passed 6-0.; Absent: Carnes

Darren Player spoke regarding the need for a Deputy Fire Marshal.

Billy Mosteller moved to amend the list and add the Deputy Fire Marshal back into the budget. Seconded by Larry Honeycutt. Motion Passed 6-0.; Absent: Carnes

Hal Hiott spoke regarding the need for a Marketing Coordinator. Council and staff discussed the need for the position and discussed when the new fields and renovated buildings would be completed.

Allen Blackmon moved to amend the list and add the Marketing Coordinator back into the budget but to fund the full time position starting in January of 2022. Seconded by Billy Mosteller. Motion Passed 6-0.; Absent: Carnes

The motion to amend the list of recommended positions as amended Passed 6-0.; Absent: Carnes

Allen Blackmon moved to remove the additional \$5.00 road fee and have the fee remain at \$35.00. There was no second to the motion and so the motion died on the floor.

The motion to approve the 1st Reading of Ordinance 2021-1741 as amended Passed 6-0.; Absent: Carnes

Discussion and Action Items

Approval of Appointments to various Boards or Commissions

- Charles P. Derrick to the Fire Commission as the Keshaw Fire Department representative to fill a four year term that will expire on 06/30/2025 (1st Term)

- Stacy L. Roberts to the Fire Commission as the Rich Hill Fire Department representative to fill a four year term that will expire on 06/30/2025 (1st Term)
- Stephen G. Gardner to the Fire Commission as the Riverside Fire Department representative to fill a four year term that will expire on 06/30/2025 (1st Term)
- Samuel W. Plyler to the Fire Commission as the Shiloh Zion Fire Department representative to fill a four year term that will expire on 06/30/2025 (1st Term)
- Christina M. Barnes to the Airport Advisory Committee as the District 3 representative to fill a four year term that will expire on 06/30/2025 (2nd Term)
- Ann Ferguson to the Keep Lancaster County Beautiful Committee as the District 3 representative to fill a four year term that will expire on 06/30/2025 (2nd Term)
- Charles Deese to the Planning Commission as the District 3 representative to fill a four year term that will expire on 06/30/2025 (3rd Term - requires a Super Majority Vote to approve appointment)

Charlene McGriff moved to approve the appointments to various Boards and Commissions. Seconded by Billy Mosteller. Motion Passed 6-0.; Absent: Carnes

Discussion of Recreation Bond Projects - Steve Willis

Steve Willis explained that the Harrisburg soccer project came in under budget and was released. However, he noted that the Heath Springs soccer project came in over budget and that the Indian Land Recreation Center was estimated to come in over budget and, therefore, he was not releasing the Heath Springs soccer project until the bids had come in for the Indian Land Recreation Center renovation project. Council discussed their concerns that waiting would simply increase the costs for the project. After discussion, Steve Willis indicated that he would release the Heath Springs soccer project the next business day.

Information Only on the Airport Terminal Design Federal Aviation Administration (FAA) Application - Steve Willis

Steve Willis explained that he had already signed the Federal Aviation Administration (FAA) application but wanted to let Council know that the local match for the grant would be forty-nine percent (49%).

Status of items tabled, recommitted, deferred or held

- a. HELD until the 6-28-2021 County Council Meeting - Public Hearing (Delayed and Will Be ReAdvertised) and 3rd Reading of Ordinance 2021-1726 regarding Adoption of the Capital Improvement Plan

Ordinance Title: An Ordinance To Adopt The Lancaster County Capital Improvements Plan 2021 Through 2031 As Recommended By The Lancaster County Planning Commission. - ***Passed 6-1 at the March 22, 2021 County Council Meeting (Allen Blackmon Opposed). Passed 6-1 at the April 12, 2021 County Council Meeting (Allen Blackmon Opposed). - Kim Belk***

This item was not discussed during the Council meeting and was for information only for Council and citizens.

- b. DEFERRED to the 6-28-2021 County Council Meeting - Public Hearing (Delayed and Will Be ReAdvertised) and 3rd Reading of Ordinance 2021-1725 regarding Adopting a Parks & Recreation Development Impact Fee

Ordinance Title: An Ordinance Of The County Council Of Lancaster County, South Carolina ("Council") Establishing And Adopting A Parks & Recreation Development Impact Fee ("Impact Fee") To Be Imposed On All New Development In The Greater Panhandle Region Of Lancaster County; To Ensure That Parks & Recreation Facilities Will Be Available And Adequate To Accommodate The Need Expected To Be Generated From New Development in The Greater Panhandle Region Of Lancaster County Based On The County's Level Of Service Standards For Parks & Recreation Facilities And Capital Improvements Plan (CIP), And To Assign The Costs Of Such Parks & Recreation Facilities On A Proportionate Share Basis To New Development. - ***Passed 5-2 at the***

March 22, 2021 County Council Meeting (Steve Harper and Billy Mosteller Opposed). Passed 7-0 at the April 12, 2021 County Council Meeting. - Steve Willis/John DuBose

This item was not discussed during the Council meeting and was for information only for Council and citizens.

- c. DEFERRED to the 6-28-2021 County Council Meeting - Public Hearing (Delayed and Will Be ReAdvertised) and 2nd Reading of Ordinance 2021-1722 regarding Adopting a Fire Development Impact Fee

Ordinance Title: An Ordinance Of The County Council Of Lancaster County, South Carolina ("Council") Establishing And Adopting A Fire Development Impact Fee ("Impact Fee") To Be Imposed On All New Development In The Greater Panhandle Region Of Lancaster County; To Ensure That Fire Facilities (Fire Stations And Fire Vehicles) Will Be Available And Adequate To Accommodate The Need Expected To Be Generated From New Development In The Greater Panhandle Region Of Lancaster County Based On The County's Level Of Service Standards For Fire Facilities And Capital Improvements Plan (CIP), And To Assign The Costs Of Such Fire Facilities On A Proportionate Share Basis To New Development. - ***1st Reading Passed 5-2 at the March 22, 2021 County Council Meeting (Steve Harper and Billy Mosteller Opposed). Deferred 2nd Reading by a vote of 7-0 at the April 12, 2021 County Council Meeting. - Steve Willis/John DuBose***

This item was not discussed during the Council meeting and was for information only for Council and citizens.

- d. DEFERRED to the 6-28-2021 County Council Meeting - Public Hearing (Delayed and Will Be ReAdvertised) and 2nd Reading of Ordinance 2021-1723 regarding Adopting An Emergency Medical Services (EMS) Development Impact Fee

Ordinance Title: An Ordinance Of The County Council Of Lancaster County, South Carolina ("Council") Establishing And Adopting An Emergency Medical Services ("EMS") Development Impact Fee ("Impact Fee") To Be Imposed On All New Development In The Greater Panhandle Region Of Lancaster County; To Ensure That EMS Facilities (EMS Stations And Emergency Vehicles) Will Be Available And Adequate To Accommodate The Need Expected To Be Generated From New Development In The Greater Panhandle Region Of Lancaster County Based On The County's Level Of Service Standards For EMS Facilities And Capital Improvements Plan (CIP), And To Assign The Costs Of Such EMS Facilities On A Proportionate Share Basis To New Development - ***1st Reading Passed 5-2 at the March 22, 2021 County Council Meeting (Steve Harper and Billy Mosteller Opposed). Deferred 2nd Reading by a vote of 7-0 at the April 12, 2021 County Council Meeting. - Steve Willis/John DuBose***

This item was not discussed during the Council meeting and was for information only for Council and citizens.

- e. DEFERRED to the 6-28-2021 County Council Meeting - Public Hearing (Delayed and Will Be ReAdvertised) and 2nd Reading of Ordinance 2021-1724 regarding Adopting a Sheriff Development Impact Fee

Ordinance Title: An Ordinance Of The County Council Of Lancaster County, South Carolina ("Council") Establishing And Adopting A Sheriff Development Impact Fee ("Impact Fee") To Be Imposed On All New Development In The Greater Panhandle Region Of Lancaster County; To Ensure That Sheriff Facilities Will Be Available And Adequate To Accommodate The Need Expected To Be Generated From New Development In The Greater Panhandle Region Of Lancaster County Based On The County's Level Of Service Standards For Sheriff Facilities And Capital Improvements Plan (CIP), And To Assign The Costs Of Such Sheriff Facilities On A Proportionate Share Basis To New Development - ***1st Reading Passed 5-2 at the March 22, 2021 County Council Meeting (Steve Harper and Billy Mosteller Opposed). Deferred 2nd Reading by a vote of 7-0 at the April 12, 2021 County Council Meeting. - Steve Willis/John DuBose***

This item was not discussed during the Council meeting and was for information only for Council and citizens.

- f. DEFERRED to the 6-15-2021 Committee of the Whole Meeting - 2nd Reading of Ordinance 2021-1728 regarding Amending the Unified Development Ordinance (UDO) for Outdoor Shooting Ranges/Turkey Shoots

Ordinance Title: An Ordinance To Amend The Unified Development Ordinance ("UDO") Section 2.5.3, Use Table; Section 5.5.12, Shooting Range, Outdoor; Section 5.12.3, Temporary Uses Limited To Specific Districts; And Section 5.12.4, Temporary Uses With Specific Requirements; To Modify Those Zoning Districts In Which An Outdoor Shooting Range Is A Permissible Use And To Modify Those Regulations Concerning How An Outdoor Shooting Range May Be Permitted, As Well As Providing For Turkey Shoots As A Temporary Use In Certain Zoning Districts And The Standards By Which Turkey Shoots May Be Approved. - ***Planning Department Case Number: UDO-TA-2020-2957. Planning Commission recommended approval by a vote of 5-2. Passed 6-0 at the April 12, 2021 County Council Meeting (Terry Graham Abstained). - Rox Burhans***

This item was not discussed during the Council meeting and was for information only for Council and citizens.

Miscellaneous Reports and Correspondence

- a. Information Only for Council of Governments Funding for Senior Citizen Meals

Steve Willis explained that funding for the Senior Citizen Meals was a project through the Catawba Regional Council of Governments that included four Counties. He explained that Lancaster County would be the lead entity for the project.

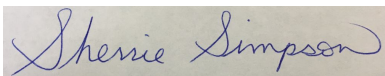
Citizens Comments

All citizens were heard during the Citizens Comments held at the beginning of the Council meeting.

Adjournment

Larry Honeycutt moved to adjourn the regular meeting of Council. Seconded by Terry Graham. The motion to adjourn Passed 6-0.; Absent: Carnes. There being no further business, the regular meeting of Council adjourned at approximately 8:27 p.m.

Respectfully Submitted:



Sherrie Simpson
Clerk to Council

Approved by Council on June 14, 2021



Billy Mosteller, Secretary