

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 Administrator**

Dennis Marstall

County Attorney

John K. DuBose III

Clerk to Council

Sherrie Simpson

April 25, 2022

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, Brian Carnes, Terry Graham, Larry Honeycutt, Charlene McGriff, and Billy Mosteller.

Council Member(s) Absent: Steve Harper.

Staff Members/Others present: Dennis Marstall, County Administrator; John DuBose, County Attorney; Sherrie Simpson, Clerk to Council; Rox Burhans, Development Services Director; Veronica Thompson, Financial Services Director; Jamie Gilbert, Economic Development Director; Sheriff Barry Faile; Clay Catoe, EMS Director; Darren Player, Fire Rescue/Emergency Management Director; the press; various Department Heads; various employees 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 - Vice-Chair Brian Carnes

Vice-Chair Brian Carnes called the regular meeting of County Council to order at approximately 6:00 p.m. and he noted, for the record, that the Freedom of Information Act requirements had been met for the meeting.

Welcome and Recognition - Vice-Chair Brian Carnes

Vice-Chair Brian Carnes welcomed everyone to the meeting.

Pledge of Allegiance and Invocation - Council Member Allen Blackmon

Allen Blackmon led the Pledge of Allegiance to the American Flag and delivered the Invocation.

Approval of the Agenda

Larry Honeycutt moved to approve the agenda. Seconded by Charlene McGriff. Motion Passed 6-0.; Absent: Harper

Special Presentations

County Administrator Dennis Marstall recognized the Art and Essay Contest, "Lancaster Thrive - 2035," winners from the Lancaster County School District. The Art and Essay Contest was sponsored by Lancaster County as part of National County Government month. The list of winners and the winning entries are attached as Schedule A to the written minutes in the Clerk to Council's office.

As part of National County Government month, County Administrator Dennis Marstall recognized the County employees who won awards in 2021. The list of employees that were recognized is attached as Schedule B to the written minutes in the Clerk to Council's office.

Citizens Comments

The following citizens signed up for and spoke during Citizens Comments:

1. Kylie Craig, Lancaster, South Carolina, spoke on behalf of the Lancaster County Council on Aging about the agency's mission, the services provided by the agency, and the possibility of the agency receiving a donation from the County; also, she provided a copy of her written comments to each Council member and those written comments are attached as Schedule C to the written minutes in the Clerk to Council's office;
2. Steve Giagiakos, Lancaster, South Carolina, spoke in regards to the need for more local government, less national government, the need for local business development, and less emphasis on technology for children;
3. Melinda Cherry, Lancaster, South Carolina, spoke in regards to the need for laws about citizen responsibility for dogs and she did note that she has a phobia of dogs; and
4. Katie Black, Lancaster, South Carolina, spoke in regards to soil stability at her home; also, she provided pictures of the soil instability on her lot and those pictures are attached as Schedule D to the written minutes in the Clerk to Council's office.

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

Consent Agenda

Billy Mosteller moved to approve Consent Agenda Item **a.** [as listed in the Agenda package, which is the same as Item **a.** listed below]. Seconded by Charlene McGriff. Motion Passed 6-0.; Absent: Harper

a. Approval of Minutes from the April 11, 2022 County Council Regular Meeting

Non-Consent Agenda

Resolution 1188-R2022 regarding an Incentive Resolution for US Strapping

Resolution Title: A Resolution To State The Commitment Of Lancaster County To Enter Into A Fee In Lieu Of Tax And Incentive Agreement With U.S. Strapping Company, Inc., Including The Provision Of Special Source Revenue Credits; To Provide The General Terms Of The Fee In Lieu Of Tax And Incentive Agreement And The Special Source Revenue Credits; To Provide That This Resolution Is An Inducement Resolution For Purposes Of The Fee In Lieu Of Tax Simplification Act; And To State The Commitment Of Lancaster County To Place U.S. Strapping Company, Inc., Property In A Multi-County Park.

Larry Honeycutt moved to approve Resolution 1188-R2022. Seconded by Allen Blackmon. Motion Passed 6-0.; Absent: Harper

1st Reading of Ordinance 2022-1799 regarding Amending the County Code Related to Certain Departments

Ordinance Title: An Ordinance To Amend The Lancaster County Code Related To Certain Departments To Provide Lancaster County Increased Flexibility In The Organizational Structure Of Lancaster County Government.

Dennis Marstall explained that the County has ten (10) positions in the County Code that need to be updated regarding titles, reporting structure and clarification of roles and duties. He further explained that there were no new positions in the Ordinance and that the updated Ordinance would help with organizational flexibility.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2022-1799. Seconded by Billy Mosteller.

Council and staff discussed the County Attorney position and whether the Ordinance should delineate what departments work for whom. Allen Blackmon explained that the Ordinance would be delegating Council's responsibility for setting policy to the County Administrator. Charlene McGriff explained that Council needed to be informed of changes in positions/departments but that Council only manages the County Administrator, who in turn manages everyone else. John DuBose confirmed that the Administrator was, in fact, charged with the supervision and management of county employees under the Home Rule Act. He further explained that the organizational chart was within the Administrator's purview. Allen Blackmon explained that he disagreed with that interpretation. Council and staff discussed how the Ordinance was interrelated to the budget. Larry Honeycutt voiced concerns over whether the Ordinance was going to bind future Councils and Council and staff discussed whether that concern was valid. Council and staff continued to discuss how the Ordinance was interrelated to the budget.

Charlene McGriff withdrew her motion to approve and Billy Mosteller withdrew his second.

Terry Graham moved to defer the 1st Reading of Ordinance 2022-1799 to the next Council meeting. Seconded by Charlene McGriff. Motion Passed 6-0.; Absent: Harper

Discussion and Action Items

Development Impact Fee Study for the Remaining Parts of Lancaster County - Dennis Marstall

Dennis Marstall explained that Council had requested to see the map of the fire districts in order to decide whether or not to proceed with the development impact fee study for the remaining parts of Lancaster County. There was an enlarged map of the fire district in Chambers for Council to examine, if needed, and a smaller version of that map was included in the agenda packet.

Billy Mosteller explained that he was not interested in pursuing impact fees for the rest of his district and that he only supported the Parks and Recreation current impact fee for the Shiloh Zion and Camp Creek fire districts. Allen Blackmon noted that he did not support impact fees in his district and that he thought it would be a waste of money to include his district in the study. Council and staff discussed whether to add impact fees in the Riverside Fire District and whether the discussion should be deferred until the next meeting since the Chairman was absent. Council and staff discussed the positive and negative aspects of using impact fees versus development agreements.

Council members made no motion regarding the item and so no action was taken on moving forward with the study.

Status of items tabled, recommitted, deferred or held

There were no tabled, recommitted, deferred or held items to discuss during the Council meeting.

Miscellaneous Reports and Correspondence

There were no Miscellaneous Reports and Correspondence to discuss during the Council meeting.

Citizens Comments

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

Executive Session

Four Items (AFTER EXECUTIVE SESSION, COUNCIL MEMBERS MAY MAKE MOTIONS IN OPEN SESSION):

- 1. Legal Briefing regarding a Pending or Threatened Litigation Matter. SC Code 30-4-70(a)(2).*
- 2. Discussion of an Economic Development Matter: Bailes Ridge. SC Code 30-4-70(a)(5).*
- 3. Discussion of an Economic Development Matter: Project Dolphin. SC Code 30-4-70(a)(5).*
- 4. Discussion of Personnel Matters: Classification and Compensation Study. SC Code 30-4-70(a)(1).*

Charlene McGriff moved to go into Executive Session. Seconded by Allen Blackmon. Motion Passed 6-0.; Absent: Harper. At approximately 7:53 p.m., Council went into Executive Session to discuss the following items: (1) a legal briefing regarding a pending or threatened litigation matter, pursuant to South Carolina Code 30-4-70(a)(2); (2) discussion of an economic development matter for Bailes Ridge, pursuant to South Carolina Code 30-4-70(a)(5); (3) discussion of an economic development matter for Project Dolphin, pursuant to South Carolina Code 30-4-70(a)(5); and (4) discussion of personnel matters related to the classification and compensation study, pursuant to South Carolina Code 30-4-70(a)(1).

Council came out of Executive Session and Brian Carnes called the Council meeting back to order at approximately 9:36 p.m. Charlene McGriff moved to come out of Executive Session. Seconded by Allen Blackmon. Motion Passed 6-0.; Absent: Harper

Upon returning to open session, John DuBose noted, for the record, that during Executive Session, Council had a legal briefing on a pending or threatened litigation matter, discussed two economic development matters, which would be Bailes Ridge and Project Dolphin, and discussed personnel matters related to the classification and compensation study. He also noted that, during Executive Session, no votes were taken and no decisions were made.

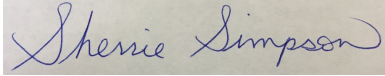
Adjournment

Larry Honeycutt moved to adjourn the proceedings. Seconded by Charlene McGriff. Motion Passed 6-0.; Absent: Harper

There being no further business, the regular meeting of Council adjourned at approximately 9:37 p.m.

<Signatures follow on next page>

Respectfully Submitted:



Sherrie Simpson
Clerk to Council

Approved by Council on May 9, 2022



Billy Mosteller, Secretary