

AMENDED

Agenda

York County Council

Council Chambers, Agricultural Bldg, 6 S. Congress St., York, SC

Monday, November 2, 2009

6:00pm

Call to Order Houston O. Motz, Chairman

Invocation and Pledge of Allegiance..... Roy Blake, District 4

Oath of Office for newly appointed Board and Commission Members

- Ed Pinson - York County Forever Commission
- Steve Dagenhart - Riverview Fire District Board
- Jonathan Kidd - Riverview Fire District Board
- Lance Couch - Riverview Fire District Board
- Charlene Hoover - Rock Hill-York County Convention &Visitors Bureau

Public Hearing(s)

- 1. Consider 1st reading:
Tax Map 3950000009

Zoning request:	BD-I to BD-III
Acres:	1.0 +/- Acre
Council district:	Three (3) Cox
Applicant:	Joan Hope
Owners:	G. W. Stewart, Jr.
Location:	1656 E Alexander Love Hwy in the York community
Staff:	Denial
Planning Commission:	

- 2. Consider 1st reading:
Tax Map 2520000048(P)

Zoning request:	RUD to RUD-I
Acres:	161.61 +/- Acres
Council district:	Two (2) Tom Smith
Applicant:	Scott Traenkner

Owners: Gloria Willis
Location: 345 & 560 Akinbac Road in the Clover community
Staff: Approval
Planning Commission:

3. Public hearing and consider 2nd Reading of an ordinance entitled, "AN ORDINANCE TO AMEND THAT CERTAIN AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BETWEEN CHESTER COUNTY AND YORK COUNTY DATED DECEMBER 5, 2005 TO ADD SOUTHEASTERN PETROLEUM TRACT"
4. Hearing of Emergency Temporary Dwelling Permit Application

Old Business

1. Consider 2nd reading:
Tax Map 2520000048(P)

Zoning request: RUD to RC-I
Acres: 72.0 +/- Acres (Portion of a 95.9 acre tract)
Council district: Three (3) Cox
Applicant: Arthur Q. Black
Owners: Arthur Q. Black
Location: Springlake and Pendergrass Roads in the York community
Staff: Approval
Planning Commission: Approval
Zoning Committee:

2. Consider 2nd reading of an ordinance AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND AMONG YORK COUNTY, SOUTH CAROLINA, MERITOR HEAVY VEHICLE SYSTEMS, LLC, ITS AFFILIATES AND ASSIGNS, AS SPONSOR, TO PROVIDE FOR A FEE IN LIEU OF *AD VALOREM* TAXES INCENTIVE; AND OTHER MATTERS RELATED THERETO
3. Consider **amending** and 3rd reading of an ordinance entitled "TO FURTHER AMEND AN ORDINANCE ENTITLED "TO ESTABLISH OPERATING AND CAPITAL BUDGETS FOR THE OPERATION OF THE COUNTY GOVERNMENT OF YORK COUNTY FOR THE FISCAL YEAR COMMENCING JULY 1, 2009, ETC"; TO PROVIDE FOR REVENUE FROM SUNDAY ALCOHOL SALE PERMITS TO FUND APPROPRIATIONS TO BE ALLOCATED BY KEYSTONE TO THE ALOCHOL ENFORCEMENT TEAM; TO PROVIDE FOR GRANT REVENUE FROM THE UNITED STATES DEPARTMENT OF ENERGY FROM AMERICAN RECOVERY AND REINVESTMENT FUNDS TO FUND FORMULATION OF AN ENERGY CONSERVATION STRATEGY; TO PROVIDE FOR 2010 JUSTICE ASSISTANCE GRANT FUNDING TO FUND APPROVED SHERIFF DEPARTMENT PURCHASES; TO APPROPRIATE ADDITIONAL RIVERVIEW FIRE DISTRICT FUND BALANCE FOR PURCHASE OF A RESCUE/SERVICE TRUCK; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER FISCAL MATTERS RELATING THERETO."

4. Consider 2nd reading of an ordinance entitled "AN ORDINANCE AMENDING AND ADOPTING THE YORK COUNTY 2025 COMPREHENSIVE PLAN BY ADOPTING THE PRIORITY INVESTMENT ELEMENT AND PROVISIONS THEREOF PREPARED BY THE YORK COUNTY DEPARTMENT OF PLANNING AND DEVELOPMENT DATED 2009, AS AMENDMENTS TO THE 2025 YORK COUNTY COMPREHENSIVE PLAN, AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; TO PROVIDE FOR THE AMENDMENT OF INCONSISTENT SECTIONS OF THE 2025 YORK COUNTY COMPREHENSIVE PLAN; TO PROVIDE FOR A PUBLIC HEARING BEFORE FINAL ADOPTION OF THIS ORDINANCE; TO PROVIDE FOR THE AMENDMENT OF THE 2025 COMPREHENSIVE LAND USE MAPS, WHERE APPROPRIATE, TO CONFORM TO THE PROVISIONS OF THIS ORDINANCE; TO PROVIDE THE EFFECTIVE DATE UPON WHICH THIS ORDINANCE SHALL TAKE EFFECT; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO".

5. Consider appointment of Temporary Trustee for the Bowater Bond Issue in the bankruptcy proceedings

Executive Session: Condemnation(s); Contractual Matter- Expenditure of stewardship fees related to the Bonner Thomason conservation easement; Contractual Matter-York County Forever conservation easement acquisitions; Contractual Matter -SCDOT participation agreement; Contractual Matter - County Manager's evaluation; and Litigation update

New Business

1. Update from staff regarding the protocol for H1N1 shots

2. Discussion regarding possible installment pre-payment option for 2010 tax payments

3. Consider 1st reading of an ordinance entitled, "AN ORDINANCE TO AMEND SECTION 31.04 OF THE YORK COUNTY CODE OF ORDINANCES TO PROVIDE FOR THE COMMISSIONING AND APPOINTMENT OF CERTAIN NAMED ANIMAL CONTROL OFFICERS FOR THE ENFORCEMENT OF COUNTY ANIMAL CONTROL ORDINANCES; TO VEST SUCH ANIMAL CONTROL OFFICERS WITH THE POWER AND AUTHORITY TO ISSUE ORDINANCE SUMMONSES AS PROVIDED BY S.C. CODE ANN. §4-9-145, AS AMENDED; TO PROVIDE THAT ANIMAL CONTROL OFFICERS COMMISSIONED AND APPOINTED IN THIS ORDINANCE SHALL HAVE ALL POWERS AND DUTIES CONFERRED BY LAW UPON CONSTABLES IN THE ENFORCEMENT OF YORK COUNTY ANIMAL CONTROL CODES AND ORDINANCES TO PROVIDE THAT NO ANIMAL CONTROL ENFORCEMENT OFFICER COMMISSIONED UNDER THEIR ORDINANCE ANY PERFORM A CUSTODIAL ARREST; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

4. Consider amending the agreement with York Electric Cooperative (YEC) for utility relocation services associated with Project 03-002d: SC Highway 55/Rhyne Road Intersection as part of the 2003 Capital Projects Sales and Use Tax Program

5. Consider approval of agreement with Duke Energy for relocation of electrical utilities for Project 03-004: Fort Mill Southern Bypass as part of the 2003 Capital Projects Sales and Use Tax Program
6. Consider approval of Amendment No. 3 to Florence & Hutcheson's design contract for Project 03-007 SC 274 Intersection Improvements, as part of the 2003 Capital Projects Sales and Use Tax Program
7. Consider adding an unnamed loop road off Seaside Road to York County's road closure list
8. Consider amending the FY 2010 Used Oil Grant agreement with the South Carolina Department of Health and Environmental Control in the amount of \$13,000

Committee Report

Planning & Economic Development Committee and Zoning Committee Meeting -
Tom Smith and Curwood Chappell, Chairmen
(Meeting on November 2, 2009 at 5:00pm)

Consent Agenda

<u>Item</u>	<u>Action</u>
a. Approve minutes of October 19, 2009 Council Meeting	Approve as written
b. Approve minutes of October 19, 2009 Finance & Operations Committee Meeting	Approve as written

Those wishing to appear not on the agenda

Matters for consideration following Executive Session

1. Consider authorization of proposed Condemnations
2. Consider authorization of conservation easements acquisition by York County Forever
3. Consider authorization for expenditure of stewardship fees related to the Bonner Thomason conservation easement.
4. Consider authorization of SCDOT participation agreement

Adjourn