

Council Members

District 1: Terry Graham
District 2: Charlene McGriff
District 3: Billy Mosteller, Secretary
District 4: Jose Luis
District 5: Steve Harper, Chair
District 6: "Vacant"
District 7: Brian Carnes, Vice-Chair

**County Administrator**

Dennis E. Marstall

County Attorney

Ginny L. Merck-Dupont

Clerk to Council

Sherrie Simpson

July 15, 2024

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: Brian Carnes, Steve Harper, Billy Mosteller (via conference call, and left the meeting after the conclusion of Executive Session), Charlene McGriff, Terry Graham, and Jose Luis.

Staff Members/Others present: Dennis Marstall, County Administrator; Ginny Merck-Dupont, County Attorney; Sherrie Simpson, Clerk to Council; Lauren Hill, Deputy Clerk to Council/Administrative Assistant; Stephany Snowden, Deputy County Administrator; Allison Hardin, Development Services Director; Sabrena Harris, Chief Financial Officer; Jamie Privuznak, Budget Director; Brenda Thompson, Communications and Marketing Director; April Williams, Planning Director; Jeff Catoe, Public Works Director; Darren Player, Fire Service/Emergency Management Director; Britt Blackmon, Fire Service Training Officer; Sam Plyler, Fire Service Assistant Training Officer; Karla Deese, Coroner; Michael Worley, Economic Development Business Retention and Expansion Manager; Amy Carnes, Economic Development Coordinator; Frannie Heizer, Burr Forman Law Firm; the press; various elected officials; 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 within 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 Terry Graham

Terry Graham led the Pledge of Allegiance to the American Flag and delivered the Invocation.

Approval of the Agenda

Brian Carnes moved to approve the agenda. Seconded by Charlene McGriff. A roll call vote was taken. The motion Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Citizens Comments

Since the elevator in the County Administration building was out of service during this meeting, a Citizen Comments sign in sheet was placed in both the lobby of the building and in Council Chambers. A conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

The following citizen signed up for and spoke during Citizen Comments:

1. Jill Marshall, Lancaster, SC spoke in opposition of Ordinance 2024-1919 and the growth taking place in her area of the County.
2. Barbara Scannell, Indian Land, SC spoke about her concerns with Ordinance 2024-1906. Ms. Scannell's comments and exhibits she provided to Council are attached as Schedule A to the written minutes in the Clerk to Council's office.
3. Mike Mitchum, Lancaster, SC, spoke in opposition of Ordinance 2024-1919. Mr. Mitchum signed up to speak for both Citizen Comments and the Public Hearing for Ordinance 2024-1919 but stated that he would make his comments during Citizen Comments instead.
4. Rudy Carter, Lancaster, SC, stated that he represented the County Transportation Committee. Mr. Carter spoke in favor of Ordinance 2024-1906 and requested that Council leave the decision up to the voters of Lancaster County.
5. Ben Stevens, Fort Mill, SC, spoke regarding Ordinance 2024-1917, and noted that he was available for questions if Council had any once the agenda item was brought to the floor.
6. Ken Munkens, Lancaster, SC, spoke in opposition of Ordinance 2024-1917.
7. Spencer McNab, Charlotte, NC, stated that he would be presenting a PowerPoint to Council for the 1st Reading of Ordinance 2024-1917.

The following citizens submitted electronic, written comments for Citizen Comments, of which Council received a physical copy at their seats and which was acknowledged during the meeting by Sherrie Simpson, Clerk to Council:

1. Danny and Debbie Todd, Lancaster, SC, wrote in regarding their opposition of Ordinance 2024-1917. A copy of their comments is attached as schedule B to the written minutes in the Clerk to Council's office.

Special Presentations

Dennis Marstall highlighted that Landyn Filliben, a graduate of the Lancaster County High School Firefighter program, won first place at State Skills USA on March 28, 2024, in Greenville, South Carolina, and Landyn also won first place, out of thirty-two states, at the National Skills USA on June 28, 2024, in Atlanta, Georgia. Sam Plyler spoke highly of Mr. Filliben and highlighted his dedication in the program. Britt Blackmon reviewed the history of the High School Firefighter program.

Stephany Snowden provided Council with an update on the American Rescue Plan Act (ARPA) Projects via the County's PowerPoint presentation. Ms. Snowden discussed sites that the County had looked into for the expansion of the Coroner's office. Brian Carnes stated that he was in favor of the Coroner's office being at the same location as the new detention center. Terry Graham voiced concerns with building a new Coroner's office as it would cost more than the County had allocated for the original office upfit. Karla Deese discussed the different potential sites but noted that the location at the new detention center was the top choice for the new Coroner's

office since the Coroner and Sheriff's Department work closely with one another. Steve Harper stated that Council would recommend a location for the new Coroner's office at one of the scheduled Council meetings in August.

Consent Agenda

Billy Mosteller moved to approve Consent Agenda Item **7a.**, **7b.**, **7c.**, and **7d.** [which are the same as Item **a.**, **b.**, **c.**, and **d.** listed below]. Seconded by Charlene McGriff. A roll call vote was taken. The motion to approve the Consent Agenda Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

a. **Approval of Minutes from the June 12, 2024, County Council Committee of the Whole Meeting**

b. **Approval of Minutes from the June 24, 2024, County Council Regular Meeting**

c. **3rd Reading of Ordinance 2024-1913 regarding Rezoning Approximately 2.56 Acres of Property from Urban Residential (UR) District to Medium Density Residential (MDR) District (Applicant Carlos Sanchez)**

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone Approximately 2.56 Acres (TM# 0006-00-072.04), Which Is Located At The Intersection Of Country Acres Dr And Reid Pointe Ave, From Urban Residential (UR) District To Medium Density Residential (MDR) District - *Planning Department Case Number: RZ-2024-0584.*

d. **3rd Reading of Ordinance 2024-1914 regarding Rezoning Approximately 5.80 Acres of Property Located at 1743 Lynwood Drive from Medium Density Residential (MDR) District to General Business (GB) District (Applicant Courtney Lomax)**

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone Approximately 5.819 Acres (TM# 0087G-0C-004.00), Which Is Located At 1743 Lynwood Dr, From Medium Density Residential (MDR) District To General Business (GB) District For The Purpose Of Opening A Day Care Center. - *Planning Department Case Number: RZ-2024-0627.*

Non-Consent Agenda

Resolution 1266-R2024 regarding Approval of Settlement for Opioid Litigation

Resolution Title: A Resolution To Approve The Settlement With Defendant The Kroger Co. And The South Carolina Opioid Settlement Allocation Agreement As Amended.

Brian Carnes moved to approve Resolution 1266-R2024. Seconded by Terry Graham.

Dennis Marstall explained that this was the third round of national settlements that the State and participating counties had entered in with the retailers and distributors of opioid products. Mr. Marstall explained that Resolution 1266-R2024 would authorize Lancaster County to participate in the settlement agreement.

There was no discussion from Council. A roll call vote was taken. Resolution 1266-R2024 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Resolution 1267-R2024 regarding Approval to Add Nutramax's Affiliate Company as a Sponsor to their Fee Agreement

Resolution Title: A Resolution To Approve The Designation Of Nutramax Laboratories Consumer Care, Inc. As An Additional Sponsor Affiliate Under That Certain Fee Agreement Dated As Of November 26, 2018, Subsequently Amended By A First Amendment Dated As Of January 24, 2022 And A Second Amendment Dated As Of June 13,

2022.

Terry Graham moved to approve Resolution 1267-R2024. Seconded by Charlene McGriff.

Michael Worley presented the Resolution to Council and explained that the request was to add Nutramax Laboratories Consumer Care, Inc. as an additional Sponsor Affiliate under the Fee Agreement for Nutramax Laboratories, Inc.

There was no discussion from Council. A roll call vote was taken. Resolution 1267-R2024 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Resolution 1263-R2024 regarding an Inducement Resolution for Project Aurora

Resolution Title: A Resolution To State The Commitment Of Lancaster County To Enter Into A Special Source Revenue Credit Agreement With An Entity Identified By The County As Project Aurora, Including Any Related Or Affiliated Entities; To Provide The General Terms Of The Special Source Revenue Credit Agreement; And To State The Commitment Of Lancaster County To Place Property Owned Or Leased By Project Aurora In A Multi-County Industrial Or Business Park.

Charlene McGriff moved to approve Resolution 1263-R2024. Seconded by Brian Carnes.

Amy Carnes presented the project to Council and stated that Resolution 1263-R2024 was a companion for Ordinance 2024-1915. Terry Graham noted that he was in favor of a fixed millage being identified in the Resolution and requested that Fire, EMS and Stormwater millages be listed in Fee in Lieu of Tax (FILOT) agreement's going forward.

A roll call vote was taken. Resolution 1263-R2024 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

1st Reading of Ordinance 2024-1915 regarding Authorization of a Special Source Revenue Credit (SSRC) Agreement for Project Aurora

Ordinance Title: An Ordinance To Authorize The Execution And Delivery Of A Special Source Revenue Credit Agreement By And Between Lancaster County And Project Aurora, An Entity Previously Identified By The County As Project Aurora, Including Any Related Or Affiliated Entities, Providing For Special Source Revenue Credits; And To Express The Intention Of Council To Provide Monies To The Economic Development Fund.

Brian Carnes moved to approve the 1st Reading of Ordinance 2024-1915. Seconded by Charlene McGriff.

Amy Carnes stated that Resolution 1263-R2024 was a companion inducement resolution for this Ordinance, and the Special Source Revenue Credit (SSRC) Agreement was structured with a fixed millage rate of .34550.

There was no discussion from Council. A roll call vote was taken. The 1st Reading of Ordinance 2024-1915 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Public Hearing and 3rd Reading of Ordinance 2024-1908 Authorization of a Second Amendment to Fee Agreement for Cooley Inc and FIP Master Funding VIII, LLC

Ordinance Title: To Authorize And Approve The Execution And Delivery Of A Second Amendment To Fee Agreement By And Among Lancaster County, South Carolina, And Cooley Inc, And FIP Master Funding VIII, LLC; And To Provide For Other Matters Related Thereto.

Since the elevator in the County Administration building was out of service during this meeting, a Public Hearing sign in sheet for this Ordinance was placed in both the lobby of the building and in Council Chambers. A conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

Terry Graham moved to approve the 3rd Reading of Ordinance 2024-1908. Seconded by Charlene McGriff.

Steve Harper opened the Public Hearing for Ordinance 2024-1908 at approximately 6:58 p.m. He noted that no one signed up to speak at the Public Hearing for the Ordinance. There were approximately 47 citizens, including staff members, in attendance during the Public Hearing for this Ordinance. The following speakers came forward to make comments or sent in written comments regarding the Ordinance: None. Steve Harper closed the Public Hearing at approximately 6:58 p.m.

There was no discussion from Council. A roll call vote was taken. The 3rd Reading of Ordinance 2024-1908 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Public Hearing and 1st Reading of Ordinance 2024-1916 regarding Rezoning Property Owned by YDG Doby's Bridge Land LLC from General Business (GB) District to Regional Business (RB) District for Commercial Development Uses (Applicant Doug Baumgartner)

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone Approximately 2.35 Acres (TM# 0013-00-018.09, 0013-00-018.10, And 0013-00-018.12), Which Is Located At World Reach Dr, From General Business (GB) District To Regional Business (RB) District - *Planning Department Case Number: RZ-2021-2791.*

Since the elevator in the County Administration building was out of service during this meeting, a Public Hearing sign in sheet for this Ordinance was placed in both the lobby of the building and in Council Chambers. A conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2024-1916. Seconded by Brian Carnes.

Allison reviewed the project via the County's PowerPoint presentation and noted that the proposed rezoning was consistent with the 2040 Comprehensive Plan. Council and staff discussed the potential traffic increase with the proposed rezoning and the total acreage of the project.

Steve Harper opened the Public Hearing for Ordinance 2024-1916 at approximately 7:09 p.m. He noted that no one signed up to speak at the Public Hearing for the Ordinance. There were approximately 43 citizens, including staff members, in attendance during the Public Hearing for this Ordinance. The following speakers came forward to make comments or sent in written comments regarding the Ordinance: None. Steve Harper closed the Public Hearing at approximately 7:09 p.m.

Council was concerned that the proposed use for the property had not yet been identified, and the total combined acreage amount was not clear.

A roll call vote was taken. The 1st Reading of Ordinance 2024-1916 Failed by a vote of 3-3; Ayes: Carnes, Harper, McGriff; Nays: Mosteller, Graham, Luis.

Public Hearing and 1st Reading of Ordinance 2024-1917 regarding Rezoning 26.94 Acres Located at 2491 Highway 9 Bypass from Neighborhood Business (NB) District to Medium Density Residential (MDR) District (Applicant Ben Stevens for BRD Land and Investments)

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone Approximately 26.94 Acres (TM# 0081-00-045.01), Which Is Located Adjacent To 2491 Hwy 9 Bypass, From Neighborhood Business (NB) District To Medium Density Residential (MDR) District - *Planning Department Case Number: RZ-2024-0623.*

Since the elevator in the County Administration building was out of service during this meeting, a Public Hearing sign in sheet for this Ordinance was placed in both the lobby of the building and in Council Chambers. A

conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2024-1917. Seconded by Terry Graham.

Allison Hardin reviewed the project via the County's PowerPoint presentation. Terry Graham thanked Ms. Hardin for including information regarding school capacity in her presentation. The applicant, Ben Stevens, and Spencer McNab, with BGE, Inc., presented their PowerPoint presentation to Council. A copy of their presentation is attached as Schedule C to the written comments in the Clerk to Council's office. Mr. McNab reviewed the proposed lot standards and sewer extensions, and also addressed the concerns that arose from the voluntary neighborhood meeting and Planning Commission meeting.

Steve Harper opened the Public Hearing for Ordinance 2024-1917 at approximately 7:23 p.m. He noted that no one signed up to speak at the Public Hearing for the Ordinance. There were approximately 43 citizens, including staff members, in attendance during the Public Hearing for this Ordinance. The following speakers came forward to make comments or sent in written comments regarding the Ordinance: None. Steve Harper closed the Public Hearing at approximately 7:23 p.m.

The applicant and Council discussed many topics which included minimum lot sizes, buffer guidelines, home price ranges, water and sewer, the development's roads, impact fees, the need for a traffic impact analysis (TIA), the process for cluster subdivisions, and the process of future reading postponements and withdrawals of a rezoning application. Several Councilmembers were concerned and hesitant about the proposed rezoning since a developer had not yet been identified for the project.

A roll call vote was taken. The 1st Reading of Ordinance 2024-1917 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Public Hearing and 1st Reading of Ordinance 2024-1918 regarding Rezoning Property Located at 6989 Pageland Highway from Rural Business (RUB) District to Rural Residential (RR) District to Allow Conforming Expansion of Residential Use (Applicant Jeffrey C. Hinson)

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone Approximately 1.04 Acres (TM# 0056-00-012.00), Which Is Located At 6989 Pageland Hwy, From Rural Business (RUB) District To Rural Residential (RR) District - *Planning Department Case Number: RZ-2024-0826.*

Since the elevator in the County Administration building was out of service during this meeting, a Public Hearing sign in sheet for this Ordinance was placed in both the lobby of the building and in Council Chambers. A conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

Charlene McGriff made a motion to postpone the 1st Reading of Ordinance 2024-1918 until the next regular meeting of Council, which would be held on August 12, 2024, due to the applicant having a death in the family. Seconded by Terry Graham. Sherrie Simpson noted that the Public Hearing would likely be postponed until the 2nd or 3rd Reading of this Ordinance.

A roll call vote was taken. The motion to postpone the 1st Reading of Ordinance 2024-1918 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Public Hearing and 1st Reading of Ordinance 2024-1919 regarding Rezoning 291.48 Acres At and Adjacent to 1080 Williamson Farm Lane from Low Density Residential (LDR) District to Medium Density Residential (MDR) District to Develop a Single-Family Residential Subdivision (Applicant Mark Henninger for Lennar Carolinas LLC and Williamson Farm Lane LLC)

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone Approximately 291.48 Acres (TM# 0049-00-004.02), Which Is Located At 1080 Williamson Farm Rd And W

Shiloh Unity Rd, From Low Density Residential (LDR) District To Medium Density Residential (MDR) District - **Planning Department Case Number: RZ-2024-0878.**

Since the elevator in the County Administration building was out of service during this meeting, a Public Hearing sign in sheet for this Ordinance was placed in both the lobby of the building and in Council Chambers. A conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

Steve Harper recused himself before the 1st Reading of Ordinance 2024-1919 and stepped out of Council Chambers at approximately 7:53 p.m. Mr. Harper's Statement of Recusal is attached as Schedule D to the written minutes in the Clerk to Council's Office. Since Mr. Harper stepped out of Council Chambers, Vice-Chair Brian Carnes took over the meeting.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2024-1919. Seconded by Billy Mosteller.

Allison Hardin reviewed the proposed rezoning via the County's PowerPoint presentation. Terry Graham and Jose Luis were not in favor of the rezoning since a clear development plan had not been provided by the developer.

Brian Carnes opened the Public Hearing for Ordinance 2024-1919 at approximately 8:10 p.m. He noted the Mike Mitchum signed up to speak at the Public Hearing for this Ordinance, but he chose to speak during the Citizen Comments agenda item instead. There were approximately 36 citizens, including staff members, in attendance during the Public Hearing for this Ordinance. The following speakers came forward to make comments or sent in written comments regarding the Ordinance: None. Brian Carnes closed the Public Hearing at approximately 8:10 p.m.

A roll call vote was taken. The 1st Reading of Ordinance 2024-1919 Failed by a vote of 2-3; Ayes: Mosteller, McGriff; Nays: Carnes, Graham, Luis; Recused: Harper.

At approximately 8:12 p.m., Steve Harper reentered Council Chambers, rejoined Council at the dais, and took over as Chairman.

Public Hearing and 1st Reading of Ordinance 2024-1920 regarding Rezoning 6.8 Acres of Property Located at 2001 Charlotte Highway from General Business (GB) District to Institutional (INS) District to Convert the Existing Structures to Use as County Offices (Applicant Lancaster County)

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County To Rezone Approximately 6.8 Acres Of A 10.3-Acre Tract (TM# 0062-00-005.01), Which Is Located At 2001 Charlotte Hwy, From General Business (GB) District To Institutional (INS) District - **Planning Department Case Number: RZ-2024-1011.**

Since the elevator in the County Administration building was out of service during this meeting, a Public Hearing sign in sheet for this Ordinance was placed in both the lobby of the building and in Council Chambers. A conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

Brian Carnes moved to approve the 1st Reading of Ordinance 2024-1920. Seconded by Terry Graham.

Allison Hardin reviewed the project via the County's PowerPoint presentation and noted that the property was designated as a Municipal Growth Area in the 2040 Comprehensive Plan.

Steve Harper opened the Public Hearing for Ordinance 2024-1920 at approximately 8:14 p.m. He noted that no one signed up to speak at the Public Hearing for the Ordinance. There were approximately 22 citizens, including staff members, in attendance during the Public Hearing for this Ordinance. The following speakers came forward to make comments or sent in written comments regarding the Ordinance: None. Steve Harper closed the Public Hearing at approximately 8:14 p.m.

There was no discussion from Council. A roll call vote was taken. The 1st Reading of Ordinance 2024-1920 Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Public Hearing and 3rd Reading of Ordinance 2024-1906 regarding a Proposed Transportation Sales Tax

Ordinance Title: An Ordinance To Levy And Impose A One Percent Sales And Use Tax, Subject To A Referendum, Within Lancaster County Pursuant To Section 4-37-30 Of The Code Of Laws Of South Carolina 1976, As Amended; To Define The Specific Purposes And Designate The Projects For Which The Proceeds Of The Tax May Be Used; To Provide The Maximum Time For Which Such Tax May Be Imposed; To Provide The Estimated Cost Of The Projects Funded From The Proceeds Of The Tax; To Provide For A County-Wide Referendum On The Imposition Of The Sales And Use Tax And The Issuance Of General Obligation Bonds And To Prescribe The Contents Of The Ballot Questions In The Referendum; To Provide For The Conduct Of The Referendum By The Board Of Elections And Voter Registration Of Lancaster County; To Provide For The Administration Of The Tax, If Approved; To Provide For The Payment Of The Tax, If Approved; And To Provide For Other Matters Relating Thereto.

Since the elevator in the County Administration building was out of service during this meeting, a Public Hearing sign in sheet for this Ordinance was placed in both the lobby of the building and in Council Chambers. A conference call was set up in the lobby of the building in the chance that someone on the main floor of the building signed up to speak.

Charlene McGriff moved to approve the 3rd Reading of Ordinance 2024-1906. Seconded by Brian Carnes.

Jeff Catoe reviewed the proposed Transportation Sales Tax via the County's PowerPoint presentation. Mr. Catoe reiterated the need of a dedicated funding source to address the road needs in Lancaster County.

Steve Harper opened the Public Hearing for Ordinance 2024-1906 at approximately 8:26 p.m. He noted that no one signed up to speak at the Public Hearing for the Ordinance. There were approximately 22 citizens, including staff members, in attendance during the Public Hearing for this Ordinance. The following speakers came forward to make comments or sent in written comments regarding the Ordinance: None. Steve Harper closed the Public Hearing at approximately 8:26 p.m.

Council and staff discussed project prioritization and the allocation of funds for various projects, as well as the specificity of the ballot language. Jose Luis requested that the proposed projects and project amounts be included with the ballot question, but Frannie Heizer emphasized the importance of having flexibility within the ballot language.

Brian Carnes made a motion to amend the first ballot question to state the following: "I approve a special sales and use tax in the amount of one percent to be imposed in Lancaster County for not more than fifteen (15) years, or until a total of \$405,000,000 in resulting revenue has been collected, whichever occurs first. The sales tax proceeds will be used to finance the costs of Highway 521 widening, highways, roads, streets, bridges, greenways, pedestrian and bike paths, sidewalk improvements and other transportation-related projects facilities, including but not limited to drainage facilities relating to the highways, roads, streets, bridges, greenways, pedestrian and bike paths, sidewalk improvements and other transportation-related projects, including: major road widenings, approximately \$165 million; intersection improvements, approximately \$30 million; roundabouts, approximately \$15 million; County-maintained roads, approximately \$5 million; resurfacing local roads, approximately \$100 million; resurfacing South Carolina Department of Transportation (SCDOT) secondary roads, approximately \$25 million; acquisition of land and road improvements related to Economic Development, approximately \$8 million; greenways and sidewalks, approximately \$7 million; signalization, street signs and utility relocation, approximately \$15 million; general expenditures related to matching funds, land acquisition and project management, approximately \$30 million." Mr. Carnes stated that question two on the ballot was not to be amended. Seconded by Charlene McGriff.

Jose Luis made a motion to amend Brian Carnes's amendment so that the first ballot question would state the

following: "I approve a special sales and use tax in the amount of one percent to be imposed in Lancaster County for not more than fifteen (15) years, or until a total of \$405,000,000 in resulting revenue has been collected, whichever occurs first. The sales tax proceeds will be used to finance the costs of Highway 521 widening, highways, roads, streets, bridges, greenways, pedestrian and bike paths, sidewalk improvements and other transportation-related projects facilities, including but not limited to drainage facilities relating to the highways, roads, streets, bridges, greenways, pedestrian and bike paths, sidewalk improvements and other transportation-related projects, including: major road widenings, to include Highway 521 (Highway 75 to the North Carolina state line), Harrisburg Road (North Carolina State line to Calvin Hall Road), Barberville Road (Highway 160 to the North Carolina state line), and Henry Harris Road (Marvin Road to Highway 521), approximately \$165 million; intersection improvements, approximately \$30 million; roundabouts, approximately \$15 million; County-maintained roads, approximately \$5 million; resurfacing local roads, approximately \$100 million; resurfacing South Carolina Department of Transportation (SCDOT) secondary roads, approximately \$25 million; acquisition of land and road improvements related to Economic Development, approximately \$8 million; greenways and sidewalks, approximately \$7 million; signalization, street signs and utility relocation, approximately \$15 million; general expenditures related to matching funds, land acquisition and project management, approximately \$30 million.". Seconded by Brian Carnes.

A roll call vote was taken for Mr. Luis's amendment. The amendment of Ordinance 2024-1906 Failed by a vote of 3-3; Ayes: Carnes, Graham, Luis; Naves: Harper, Mosteller, Graham.

A roll call vote was taken for Mr. Carnes's amendment. The amendment of Ordinance 2024-1906 Failed by a vote of 3-3; Ayes: Carnes, Harper, McGriff; Naves: Mosteller, Graham, Luis.

Council discussed different ways they could compromise in order to have all Councilmembers on board with approving the ballot language for the Transportation Sales Tax. Council discussed what roads should be included in the ballot question.

Terry Graham made a motion to add Henry Harris Road to the first ballot question, so that the question would read: "I approve a special sales and use tax in the amount of one percent to be imposed in Lancaster County for not more than fifteen (15) years, or until a total of \$405,000,000 in resulting revenue has been collected, whichever occurs first. The sales tax proceeds will be used to finance the costs of Highway 521 and Henry Harris Road widening, highways, roads, streets, bridges, greenways, pedestrian and bike paths, sidewalk improvements and other transportation-related projects facilities, including but not limited to drainage facilities relating to the highways, roads, streets, bridges, greenways, pedestrian and bike paths, sidewalk improvements and other transportation-related projects throughout the County." Seconded by Brian Carnes.

A roll call vote was taken. The amendment Passed by a vote of 5-1; Ayes: Carnes, Harper, McGriff, Graham, Luis; Naves: Mosteller.

A roll call vote was taken. The 3rd Reading of Ordinance 2024-1906 Passed, as amended, by a vote of 5-1; Ayes: Carnes, Harper, McGriff, Graham, Luis; Naves: Mosteller.

Discussion and Action Items

Approval of Appointments to Various Boards or Commissions

- Tyson Blanton as one of the At-Large representatives to the Health and Wellness Commission to fill her first four year term that would end on 06/30/2027
- Chad Catledge as the Council appointee to the Fire Code Appeals Board to fill his first four year term that would end on 06/30/2027

Brian Carnes moved to approve the appointment of Tyson Blanton to the Health and Wellness Commission and the appointment of Chad Catledge to the Fire Code Appeals Board. Seconded by Charlene McGriff.

There was no discussion from Council. A roll call vote was taken. The motion Passed by a vote of 6-0; Ayes:

Carnes, Harper, Mosteller, McGriff, Graham, Luis.

Status of items tabled, recommitted, deferred or held

- a. HOLD - 1st Reading of Ordinance 2024-1898 regarding Amending the Lancaster County Code Relating to Parliamentary Procedures / Rules of Procedure for Meetings
Ordinance Title: An Ordinance To Amend The Lancaster County Code, Relating To Parliamentary Procedures/Rules Of Procedure For Council Meetings, Including Committee Meetings, And All Boards And Commissions For Which County Council Appoints A Majority Of Members. - ***By a Vote of 6-0, 1st Reading Postponed (Allen Blackmon Absent). - Dennis Marstall / Ginny Merck-Dupont***

There was no discussion regarding the status of any tabled, recommitted, deferred or held items.

Executive Session

Two Items:

1. Receipt of legal advice subject to the attorney-client privilege regarding a potential contractual matter relating to the EMS Headquarters bay.
2. Receipt of legal advice subject to the attorney-client privilege regarding a potential contractual matter relating to possible funding for the Lancaster County Society for Historical Preservation, Inc.

Steve Harper stated that he needed a motion to go into Executive Session for two items: (1) for the receipt of legal advice subject to the attorney-client privilege regarding a potential contractual matter relating to the EMS Headquarters Bay; and (2) for the receipt of legal advice subject to the attorney-client privilege regarding a potential contractual matter relating to possible funding for the Lancaster County Society for Historical Preservation, Inc. Brian Carnes stated that he so moved. Seconded by Charlene McGriff.

A roll call vote was taken. The motion to go into Executive Session Passed by a vote of 6-0; Ayes: Carnes, Harper, Mosteller, McGriff, Graham, Luis. At approximately 9:40 p.m., Council went into Executive Session.

Items Requiring a Vote Following Executive Session

Council came out of Executive Session and Steve Harper called the Council meeting back to order at approximately 10:00 p.m. Jose Luis moved to come out of Executive Session. Seconded by Charlene McGriff. A roll call vote was taken. The motion to come out of Executive Session Passed by a vote of 5-0; Ayes: Carnes, Harper, McGriff, Graham, Luis; Absent: Mosteller.

Upon returning to open session, Ginny Merck-Dupont stated that Council met in Executive Session in regard to two items: (1) for the receipt of legal advice subject to the attorney-client privilege regarding a potential contractual matter relating to the EMS Headquarters Bay; and (2) for the receipt of legal advice subject to the attorney-client privilege regarding a potential contractual matter relating to possible funding for the Lancaster County Society for Historical Preservation, Inc. She stated that during Executive Session, no motions were made, and no votes were taken.

Jose Luis made a motion to authorize the County Administrator to enter into negotiations and execute all necessary documentation related to the contract for the construction of the EMS Headquarters Bay project within the parameters discussed during Executive Session. Seconded by Brian Carnes.

A roll call vote was taken. The motion Passed by a vote of 5-0; Ayes: Carnes, Harper, McGriff, Graham, Luis; Absent: Mosteller.

Adjournment

Terry Graham moved to adjourn the Council meeting. Seconded by Jose Luis. A roll call vote was taken. The motion to adjourn Passed by a vote of 5-0; Ayes: Carnes, Harper, McGriff, Graham, Luis; Absent: Mosteller.

There being no further business to discuss, the regular meeting of Council adjourned at approximately 10:02 p.m.

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