



**MINUTES
REGULAR MEETING
FAIRFIELD COUNTY COUNCIL
NOVEMBER 11, 2013**

Present: David L. Ferguson, R. David Brown, Mary Lynn Kinley, Kamau Marcharia, Dwayne Perry, Carolyn B. Robinson, Council Members; J. Milton Pope, County Administrator; Davis Anderson, Deputy County Administrator; Jack James, County Attorney; Shryll Brown, Clerk to Council

Absent: Mikel R. Trapp

In accordance with the South Carolina Code of Laws, 1976, Section 30-4-80 (e), as amended, the following persons and/or organizations have been notified of the time, date, and location of this meeting: The Herald-Independent, The State, and Winnsboro Cablevision, and ninety-five other individuals.

1. CALL TO ORDER

Chairman Ferguson called the meeting to order at 6:04 P.M.

2. APPROVAL OF AGENDA

Mr. Pope pointed out that he would like Council's consideration to add (under Item #16—executive session) an item to receive an update on a potential economic development project. ***It was moved by Council Member Marcharia; seconded by Council Member Kinley to approve the agenda, with the addition of an executive session to receive an economic development update. The motion carried unanimously.***

3. INVOCATION

In honor of Veterans' Day, Council Member Kinley asked all veterans to stand to be recognized. After which, she led in the invocation.

4. APPROVAL OF MINUTES

It was moved by Council Member Robinson; seconded by Council Member Kinley to approve the minutes of the Special Meeting of October 16, 2013 and Regular Meeting of October 28, 2013. {Council Member Marcharia asked to address the minutes saying "the last time I voted, and it was in the newspaper...I voted against two things: I think I was misquoted on one. I think I asked the question of the new site that Mrs. Terry Vickers was talking about, and I asked the question of who was in charge; who was leading that initiative. Mrs. Vickers replied to that. It was my understanding that Christ Central was involved; the Chamber was involved; the CDC. I am just saying what was my understanding. I am not saying what is right here. One other—I thought it was Blair College. I am not sure. I asked that question. Mrs. Vickers answered that question for me, and I voted for that. I did not vote against it. I am down as voting against that. I voted against Lang Mekra and the second one was for the millage. Those were the two things that I voted against, and I wish that to be corrected.}

Chairman Ferguson asked the Clerk to research that; to listen to the tape and make the appropriate corrections to the minutes of October 28, 2013.

*Chairman Ferguson asked that the minutes of October 16, 2013 be addressed. **It was moved by Council Member Robinson; seconded by Council Member Kinley to accept the minutes of October 16, 2013. The motion carried unanimously.***

5. PUBLIC COMMENT

The following individuals signed to speak to Council during public comment:

Mr. Bob Carrison – Pledge
 Mrs. Irene Mattox – General Matter
 Ms. Beth Jenkins – Hilton Head Reimbursement
 Mr. Jeff Schaffer – Free Speech
 Mr. Kevin Thomas – Reimbursement
 Mr. Mike Ward – Integrity
 Ms. Carol Turner – Council Meeting Attendance
 Mrs. Selwyn Turner – Attendance Guidelines/Gas Mileage
 Mr. Jimmy Ray Douglas – Millage
 Mr. William Coleman – Flow Control Bill
 Mrs. Kerry Matthews – Mr. Trapp
 Mr. Tommy Smith – Mr. Trapp

6. PUBLIC PRESENTATIONS

None.

7. PUBLIC HEARING

None.

8. ORDINANCES, RESOLUTIONS AND ORDERS:

A. Third And Final Reading: Ordinance No. 622 - Authorizing An Amendment To The Fee Agreement By And Among Fairfield County, South Carolina, Lang Mekra North America, Llc, And Lang Mekra North America Properties, Llc To Provide For An Infrastructure Credit; And Other Related Matters. *It was moved by Council Member Robinson; seconded by Vice Chairman Perry to approve Third and Final Reading of Ordinance No. 622. **The motion carried 5-1. {Council Member Marcharia voted nay}.***

B. Third And Final Reading: Ordinance No. 623 - Authorizing An Amendment To The Master Agreement Governing The I-77 Corridor Regional Industrial Park By And Between Richland County, South Carolina, And Fairfield County, South Carolina, To Expand The Boundaries Of The Park To Include Certain Real Property Located In Richland County; And Other Related Matters. *It was moved by Council Member Robinson; seconded by Council Member Kinley to approve Third and Final Reading of Ordinance No. 623. **The motion carried 5-1. {Council Member Marcharia voted nay}.***

9. BOARDS AND COMMISSIONS MINUTES

Provided as information.

10. BOARDS AND COMMISSIONS APPOINTMENTS

None.

11. OLD BUSINESS**A. County Council Expense Reimbursement Policy**

It was moved by Council Member Robinson; seconded by Vice Chairman Perry to approve the County Council Expense Reimbursement Policy. Mr. Pope recapped the items of the Reimbursement Policy as follows:

Fairfield County Council members will be reimbursed for certain expenses associated with the duties of your office. The following guidelines will apply:

1. Fairfield County will not be responsible for purchasing or maintaining equipment.
2. The Council Member will be reimbursed directly for expenses he has incurred.
3. A Claim for Payment Form should be submitted at the end of each month to the County Administrator's office.
4. Receipts, invoice statements and mileage logs must accompany the claim for payment form, or claim will be returned and payment delayed until all items are complete.
5. One monthly check will be issued for each council member from the Accounts Payable Department. Checks will be issued by the 15th of the following month or 10 days after the documentation is submitted, whichever is greater.
6. Expenses submitted 90 days or greater after incurrence are no longer eligible for reimbursement.
7. The following table lists the categories for reimbursement and the monthly maximum allowed:

Communications (Internet Connectivity and Phone): Up to \$175.00 per month

Business Miles In Personal Automobile: 56.5 cents per mile.

Office Supplies (Ink, Paper, Envelopes, Stationery, Constituent Non-Political Postage, Other Office Supplies): Up To \$75.00.

The motion carried unanimously to adopt the County Council Expense Reimbursement Policy.

12. NEW BUSINESS

None.

13. COUNTY ADMINISTRATOR'S REPORT:

Mr. Pope asked Council's consideration for him to provide some information on the Courthouse Temporary Relocation following the County Spotlight.

A. County Spotlight: 911/EMD – Mrs. Phyllis Watkins, Director

{During this segment, Council Member Marcharia went to the Clerk to Council's office to listen to the taped recording of the October 28, 2013 meeting}.

B. Courthouse Temporary Relocation Update.

Mr. Pope requested of Council to establish a three-member adhoc committee to review and discuss staff recommendations regarding the Fairfield Courthouse Temporary Relocation. ***It was moved by Council Member Brown; seconded by Council Member Robinson to authorize the establishment of a three-member adhoc committee to review this project.*** *{Council Member Marcharia inquired if this would be three members of Council, and if Mr. Pope is recommending who those members should be or if Council or the Chairman would make that recommendation}.* Chairman Ferguson offered that this adhoc committee should be discussed with the entire Council to come up with a plan. ***The motion carried unanimously.***

14. CLERK TO COUNCIL'S REPORT

None.

15. COUNTY COUNCIL TIME

Marcharia: Offered a sincere apology to the Council and to the audience, citing he had an opportunity to listen to the taped recording of the October 28, 2013 meeting, and thought he voted for the FDC project, but clearly on the tape, he acknowledged he voted nay. Also apologized for not being able to make the Veterans' Day program this year.

Brown: Thanked Veterans' Affairs Department and Fairfield Elementary School for putting together a very nice and solemn Veterans' Day program this morning.

Robinson: Commented on the great Veterans' Day program, and also responded to Mr. Douglas' comments he made about the millage. She pointed out the funds that come in from various sources which help offset what needs to be collected, and then clarified why the budget is reduced from \$30+ million dollars to \$22+ million dollars.

Perry: Commented on the Veteran's Day program, saying all the students had to take a personal initiative to be part of the program today—whether it was writing notes, letters, singing, etc.

Ferguson: Commented on the Waste Flow Bill.

16. EXECUTIVE SESSION

At 7:10 P.M., it was moved by Council Member Brown; seconded by Council Member Robinson to go in executive session to discuss a legal matter and to discuss an economic development matter. The motion carried unanimously.

Vice Chairman Perry presiding at this point. {Chairman Ferguson and Council Member Kinley sat in the audience}. At 8:40 p.m, it was moved by Council Member Robinson; seconded by Council Member Marcharia to come out of executive session and return to open session. The motion carried unanimously.

In open session, Vice Chairman Perry read, ***in the form of a motion, the following statement: Motion to acknowledge and consent to the legal representation of David Ferguson, Mary Lynn Kinley and Mikel Trapp, each on an individual basis, by the Wyche Law Firm pertaining to the lawsuit recently brought against them by members of the community, and to waive, on behalf of Fairfield County, any actual or potential conflicts of interests that may present themselves as a result of such representation. Motion seconded by Council Member Robinson and carried unanimously by the remainder of Council.*** At 8:41 P.M, Chairman Ferguson and Council Member Kinley returned to the dais, and Council adjourned at this point.

17. ADJOURN

The meeting was adjourned at 8:41 P.M., upon unanimous approval of Council.

SHRYLL M. BROWN
CLERK TO COUNCIL

DAVID L. FERGUSON, SR.
CHAIRMAN