



**MINUTES
SPECIAL MEETING
FAIRFIELD COUNTY COUNCIL
NOVEMBER 21, 2017**

Present: Billy Smith, Doug Pauley, Neil Robinson, Dan W. Ruff (arrived at 6:15 p.m.), Bertha Goins, Council Members; Jason Taylor, County Administrator; Davis Anderson, Deputy County Administrator; Tommy Morgan, County Attorney; Patti L. Davis, Clerk to Council.

Absent: Jimmy Ray Douglas, Mikel Trapp, Council Members.

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 Independent Voice of Blythewood and Fairfield, The Country Chronicle, and one hundred twenty seven other individuals.

1. CALL TO ORDER

Chairman Smith called the Special Meeting to order at 6:00 p.m.

2. APPROVAL OF AGENDA

It was moved by Council Member Robinson and seconded by Vice Chair Goins to approve the agenda. ***The motion carried unanimously 4-0.***

3. INVOCATION

Council Member Robinson led the invocation.

4. EXECUTIVE SESSION (The following statement is provided in compliance with the South Carolina Freedom of Information Act: Subsequent to Executive Session, Council may take action on matters discussed in Executive Session.)

At 6:02 p.m., it was moved by Vice Chair Goins, seconded by Council Member Robinson to go into executive session for (a) Receipt of Legal Advice - Pertaining to Options of Potential Litigation Regarding SCANA & the V.C. Summer New Nuclear Project. ***The motion carried unanimously 4-0.***

Council Member Ruff arrived at 6:15 p.m. and joined the Council in the conference room.

At 6:40 p.m., it was moved by Vice Chair Goins and seconded by Council Member Ruff to come out of executive session and return to open session. ***The motion carried unanimously 5-0.***

There was no action taken in executive session.

Council Member Robinson made the following motion based on the executive session discussion: As all efforts to resolve this matter without suit have failed and appearing that time is of the essence as SCE&G and SCANA wish to abandon the V.C. Summer project and write off this matter as a loss, motion is made to

authorize the County attorneys in the SCE&G/V.C. Summer matter to move forward with the filing of a lawsuit against SCE&G, SCANA and any other necessary parties, based upon SCE&G/SCANA's failure to comply with the terms of the fee-in-lieu contract between SCE&G/SCANA and the County, and to also file, if deemed necessary, a temporary restraining order to prevent SCE&G from abandoning this project and not protecting the assets at V.C. Summer. Furthermore, it was moved that the County Administrator, Mr. Taylor, be allowed to sign any necessary verifications on behalf of the County of Fairfield as they pertain to the lawsuit in question. Vice Chair Goins seconded the motion. ***The motion carried unanimously 5-0.***

5. ADJOURN

At 6:42 p.m., it was moved by Council Member Robinson, properly seconded by Council Member Ruff to adjourn. ***The motion carried unanimously 5-0.***

PATTI L. DAVIS
CLERK TO COUNCIL

WILLIAM B. SMITH, JR.
CHAIRMAN