



**MINUTES
REGULAR MEETING
FAIRFIELD COUNTY COUNCIL
NOVEMBER 26, 2018**

Present: Billy Smith, Doug Pauley, Neil Robinson, Jimmy Ray Douglas, Dan W. Ruff, Mikel Trapp, Bertha Goins, Council Members; Jason Taylor, County Administrator; Davis Anderson, Deputy County Administrator; Tommy Morgan, Attorney; Patti L. Davis, Clerk to Council.

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 thirty five other individuals.

1. CALL TO ORDER

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

2. APPROVAL OF AGENDA

It was moved by Council Member Pauley and seconded by Vice Chair Goins to approve the Agenda. ***The motion carried unanimously 7-0.***

3. INVOCATION

Council Member Robinson led the invocation.

4. APPROVAL OF MINUTES

It was moved by Council Member Trapp and seconded by Vice Chair Goins to approve the minutes of the Regular Meeting of November 12, 2018. ***The motion carried unanimously 7-0.***

5. PUBLIC PRESENTATIONS

None.

- 6. 1ST PUBLIC COMMENT (3 MINUTES):** All public comments made during this session must pertain to items on the agenda for which no Public Hearing is scheduled. Each speaker is allocated three (3) minutes for comment. The total time allocated for the public comment portion of the meeting is thirty (30) minutes. Those wishing to make public comment must sign to do so prior to the Council Chair calling the meeting to order. The Clerk to Council will make a public comment sign-up sheet available at least fifteen (15) minutes prior to the scheduled start time of the meeting.

- Kathy Faulk - Animal Ordinance
- Randy Bright - Animal Ordinance

7. PUBLIC HEARINGS

None.

8. ORDINANCES, RESOLUTIONS AND ORDERS

A. Second Reading: Ordinance No. 714 - An Ordinance to Amend Ordinance No. 535 to Establish the Rules and Regulations Pertaining to Animal Control in Fairfield County and Revise Chapter 4, Animals, of the Code of Ordinances, Fairfield County, South Carolina. It was moved by Council Member Ruff, seconded by Vice Chair Goins to approve Second Reading of Ordinance No. 714. Council Member Ruff agrees with increasing the fine as referred to in the citizen comments. Chairman Smith stated there was a legal concern with regard to this and requested Mr. Morgan to address this matter. Per Mr. Morgan, South Carolina Law is clear concerning the penalties and the jurisdiction of the Magistrate's Court. Section 22-3-550 (a) of the Code of Laws limits the amount of fines that a Magistrate's Court offence can issue up to \$500. The draft ordinance does include a provision that each day's violation constitutes a penalty that can be fined up to \$500, so there are provisions included within to have continuing days violation. For any one particular fine, the jurisdictional limit is \$500. Chairman Smith also asked Mr. Morgan to explain why this must be kept in Magistrate's Court. The animal ordinance provided for in the S.C. Code of Laws, which is Title 47, allows for a County, pursuant to its powers under the Home Rule Act, to provide for violations of the animal ordinances; however, they must be heard in a Magistrate's Court level except for the new law which was passed regarding animal cruelty. This is a state provision and must be initiated and prosecuted by the solicitor's office, and those crimes do allow for a felony type of prosecution. Otherwise, the County ordinance needs to be a misdemeanor handled through Magistrate's Court. Chairman Smith again reiterated that the state restricts counties with the type of penalties in the animal control ordinances and the highest the County can go is Magistrate's Court with a cap of \$500. Council Member Ruff stated the solicitor needs to be encouraged to prosecute the cases to the fullest extent. Chairman Smith stated if there is a state provisional law, it should be charged under the state provision, because there would be higher penalties. In cases where the Council feels state law does not address specific things, then the Council must push the state legislators to draft legislation to that effect. Chairman Smith also would like the swing chains to be addressed in the ordinance before the next meeting. ***The motion carried unanimously 7-0.***

B. First Reading (By Title Only): Ordinance No. 715 - An Ordinance Authorizing the Execution and Delivery of a Lease Agreement Between Fairfield County and Palmetto Health; and Other Related Matters. It was moved by Council Member Pauley, seconded by Council Member Ruff, to approve First Reading (By Title Only) of Ordinance No. 715. ***The motion carried unanimously 7-0.***

9. BOARD AND COMMISSION MINUTES

It was moved by Vice Chair Goins, seconded by Council Member Ruff to accept the minutes as presented from the Chamber of Commerce, Library Board and Disabilities and Special Needs Board. ***The motion carried unanimously 7-0.***

10. BOARD AND COMMISSION APPOINTMENTS

- A.** Behavioral Health Services: Reappointment of Jannita (Ann) C. Gaston, District 7. It was moved by Council Member Douglas, seconded by Council Member Pauley, to approve the reappointment of Mrs. Gaston representing District 7 to the Behavioral Health Services Board. ***The motion carried unanimously 7-0.***
- B.** Planning Commission: Appointment of Jana K. Childers, District 7. It was moved by Council Member Douglas, seconded by Council Member Robinson, to approve the appointment of Mrs. Childers representing District 7 to the Planning Commission. ***The motion carried unanimously 7-0.***
- C.** Disabilities and Special Needs Board: Reappointment of Edwinda J. Goodman, District 6. It was moved by Council Member Pauley, seconded by Council Member Ruff, to approve the reappointment of Mrs. Goodman representing District 6 to the Disabilities and Special Needs Board. ***The motion carried unanimously 7-0.***
- D.** Disabilities and Special Needs Board: Reappointment of Carol Martig, District 4. It was moved by Vice Chair Goins, seconded by Council Member Pauley, to approve the reappointment of Mrs. Martig representing District 4 to the Disabilities and Special Needs Board. ***The motion carried unanimously 7-0.***
- E.** Council on Aging: Reappointment of Barbara H. Dove, District 2. Motion made by Council Member Douglas, seconded by Council Member Pauley, to approve the reappointment of Mrs. Dove representing District 2 to the Council on Aging. ***The motion carried unanimously 7-0.***

11. OLD BUSINESS

None.

12. NEW BUSINESS

None.

13. COUNTY ADMINISTRATOR'S REPORT

- A.** John A. Martin Primary Health Care Center Presentation by Mark E. Shaffer, M.D., Medical Director and Sandy Kammerman, MS, EdS, Education & Research Director. Mr. Taylor stated the County now owns the building which houses the Health Care Center, and Dr. Shaffer wished to do a presentation to Council in order to highlight their services.

- The office is a full spectrum family medicine office with obstetrics since 1992. It is operated by the Community Health Foundation of Fairfield

County consisting of nine members and managed by Palmetto Health-USC Medical Group.

- The role of the office is to not only take care of patients, but also to promote education, not only in the community, but to hopefully train future rural healthcare providers. The office is an independent agency governed by the board and contracts with USC for management services.
- The present building was primarily financed through grants in the early 90s. There is a dedicated room for a library for student education and a large conference room for group classes. Since the center opened, over 1,300 students and trainees have rotated through the center, including medical students, residents, social workers, nurses, public health, etc.
- The center is presently at 2.5 providers: Dr. Shaffer is part-time in Winnsboro and part-time in Columbia, Dr. McElmurray is full-time and Ashley Sirianni, Nurse Practitioner is full-time. Over an average year, the center has about 10,000 visits. This past year, the center received NCQA Status Level 3 (patient center medical home).
- The center provides the following services:
 - Prenatal care
 - Minor outpatient surgery and GYN procedures
 - Medical assisted treatment of narcotic addiction (Suboxone)
 - Dental fluoride varnish for pediatrics
 - Weight loss counseling
 - Family planning including natural family planning
- The Right "Weigh" to Health Trail was opened in 2004, which is the walking trail located in front of the center.

Dr. Shaffer also went through the many different agencies the center has involvement with. Moving forward, as of November 2018, the center is approved as a continuity training site for the Palmetto Health Family Medicine Residency Training Program. Anticipation is for one resident starting on site in July 2020 with a second resident joining in 2021 and additional USC faculty placement with a closer relationship to the academic department. Dr. Shaffer thanked the Council for allowing the presentation and for their support. Vice Chair Goins thanked Dr. Shaffer for taking his time to share this information. She is excited to be a part of the board. She also feels that most citizens do not realize all the services that are being offered at the center, so brochures will be done in the future. Dr. Shaffer provided Council with the newest brochure for the center. Chairman Smith stated he did not realize the Center had so many services. Mr. Taylor also stated the County maintenance staff has met with the Center's maintenance staff, which should allow for a smooth transition for the maintenance of the building.

- B.** Mrs. Terry Vickers, Fairfield County Chamber of Commerce - Introduction of Mr. Gene F. Stephens, Jr., Incoming President. Mrs. Vickers stated she has thoroughly enjoyed working with the Council and thanked them for their support. She feels great things are on the horizon for the County. She then introduced Mr. Stephens, who is originally from Neeses but has been in Fairfield County since 2011 with the school district. Mr. Stephens, who has a marketing degree from Clemson University, has been in Fairfield almost eight years working with the school district in many different capacities. He is very excited for this opportunity and for the County's potential. He feels there is a great

team in place at the Chamber. His last day with the school district will be this Wednesday, and he is excited to represent the people of Fairfield County. Council Member Pauley stated Mrs. Vickers has done a great job and congratulated her on her retirement. Vice Chair Goins thanked Mrs. Vickers and also Mr. Stephens for the wonderful Christmas parade on Sunday. Council Member Ruff also thanked Mrs. Vickers, who served on the Chamber for a long time, retired and then had to be brought back for assistance. He thanked her for her service and welcomed Mr. Stephens.

- C. DSS HVAC Replacement: Request to Replace Nine (9) A/C Units Located at DSS Building - Administration and Finance Committee Recommends Approval.** Mr. Taylor reported that it has been known for some time that these units would need to be replaced. This was included in the budget for \$200,000 to go toward the replacement cost. These are Trane units in order to be consistent for maintenance purposes. The bids on this replacement range between \$130,714 to \$72,238. The lowest of the five bids was received from Cudd Heating and Air. The local preference aspect was looked into, however, did not fall within the threshold. Therefore, request is made that Cudd Heating and Air be awarded the bid of \$72,238. Motion made by Council Member Trapp, seconded by Vice Chair Goins, to approve the request. Council Member Pauley asked if Cudd will perform any preventative maintenance for the first year on the units. Mr. Taylor stated we have an in-house crew for this and deferred further comments to Mrs. Pickett. Per Mrs. Pickett, there will be a warranty provided by Cudd and this is included in the contract. Council Member Douglas inquired of the length of the warranty. Mrs. Pickett does not have this information in front of her tonight, but she can get this information to Council if needed; however, the warranty is always included in the contract. After the warranty, the ongoing maintenance is performed by the County. ***Motion carried unanimously 7-0.***

- D. Airport/Recreation/Library/Judicial Center HVAC Replacement: Request to Replace Eight (8) A/C Units Throughout the County - Administration and Finance Committee Recommends Approval.** Per Mr. Taylor, this is a similar request. Three bids were received ranging from \$141,000 to \$83,429. Recommendation is to proceed with the low bid received from Cudd Heating and Air. Both requests still fall under the original amount which was budgeted. Motion made by Council Member Trapp, seconded by Vice Chair Goins, to approve the request. ***Motion carried unanimously 7-0.***

14. CLERK TO COUNCIL'S REPORT

None.

- 15. 2ND PUBLIC COMMENT (3 MINUTES):** All public comments made during this session must pertain to items not on the agenda or under Council's consideration. Each speaker is allocated three (3) minutes for comment. The total time allocated for the public comment portion of the meeting is thirty (30) minutes. Those wishing to make public comment must sign to do so prior to the Council Chair calling the meeting to order. The Clerk to Council will make a public comment sign-up sheet available at least fifteen (15) minutes prior to the scheduled start time of the meeting.

- Jackie Workman - Congratulations
- Yvette Howard - Mt. Zion
- Randy Bright - Economy

16. COUNTY COUNCIL TIME

Douglas: Council Member Douglas agrees with the speaker who made comments concerning the Chairman.

Goins: Vice Chair Goins again thanked Dr. Shaffer for his presentation. Also, again thanked the Chamber team for the amazing parade this past Sunday, and also the parade on Saturday by the Alumni Association. She would love to see all entities come together and do one big awesome parade. She also thanked the County agencies.

Ruff: Council Member Ruff also agrees with the comments concerning the Chairman.

17. 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 6:42 p.m., it was moved by Council Member Douglas and seconded by Council Member Pauley to go into executive session for (a) Legal Matter - Update on Litigation Against SCANA/SCE&G in Reference to the Abandoned V.C. Summer New Nuclear Project, (b) Economic Development Update - Discussion Regarding an Economic Development Project Located in Fairfield County and Execution of Documents in Relation Thereof and (c) Contractual Matter - Update on Lease for Rehab Center with Palmetto Health USC. ***The motion carried unanimously 7-0.***

At 7:25 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 7-0.***

No action was taken in Executive Session.

18. ADJOURN

At 7:26 p.m., it was moved by Council Member Pauley, properly seconded by Vice Chair Goins to adjourn. ***The motion carried unanimously 7-0.***

PATTI L. DAVIS
CLERK TO COUNCIL

WILLIAM B. SMITH, JR.
CHAIRMAN