



**MINUTES
WORKSESSION
FAIRFIELD COUNTY COUNCIL
FEBRUARY 6, 2013**

Present: David L. Ferguson, R. David Brown, Mary Lynn Kinley, Kamau Marcharia, Dwayne Perry(arrived 6:15 P.M.), Carolyn B. Robinson, Mikel R. Trapp; Council Members; Philip L. Hinely, County Administrator; Davis Anderson, Deputy County Administrator; Shryll Brown, Clerk to Council; Jack James, County Attorney; Michael Kozlarek (connected via speaker phone @ approximately 7:35 P.M.)

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 sixty-two other individuals.

1. CALL TO ORDER

Chairman Ferguson called the meeting to order at approximately 6:11 P.M.

2. INVOCATION

Council Member Kinley led in the invocation.

3. ITEMS FOR DISCUSSION

A. Agenda Items For March 6, 2013 Capitol Hill Visit

Chairman Ferguson prefaced the meeting saying he had asked Mr. Hinely to draft a letter to Congressman Mulvaney, in addition to making some phone calls. Mr. Hinely reported the following:

- Was brought to his attention that there were some mathematical errors in the original {Peach Road Widening Project} document. Attempted to make contact with Mr. Reginald Simmons; subsequently sent an email to Mr. Al Simpson. He and Mr. Simpson have communicated, and until they are able to ascertain what is correct and what is not correct, want to hold off asking Congressman Mulvaney to sign anything.
- Mr. Hinely sent correspondence to the new CTC chairman, requesting 25% matching CTC funds be applied to the {Peach Road Widening} project.
 1. Widening of Peach Road from the Interstate
 - Mr. Hinely was asked to compile all the information that the COG has by the time the conference begins.
 2. Fairfield County Airport.
 - Ongoing FAA funds.
 3. Health Care Center
 - What kind of money is being put in new health care facility in Jenkinsville; where is the money coming from; what portion will be grants, loans, etc.
 4. Water Study
 - Update on the water study/report from the Corps of Engineers. Mr. Dudley Patrick indicated they do have some information and could provide an update; however, they would be more able to provide some decision points in June. Congressman Mulvaney assisted in moving some funds around. Project is on track.

5. Medicaid Expansion on Federal End

- Projected to be a major hurt for the State of South Carolina. Ascertain if the Congressional Delegation might be able to encourage this initiative.

{Council recessed at 6:55 P.M.}

{Council returned from recess at 7:35 P.M.}

B. County Council Proposed Bylaws

{At 7:35 P.M., Mr. Michael Kozlarek joined the meeting via speakerphone}.

Questions and Comments from Council:

- Page 1. Why did you feel it necessary, at the swearing-in ceremony, to go ahead and elect the Chairman and Vice Chairman whenever we are in a sort of like a work session and not in a regular session {as we do it now}? What was the thinking process in doing that?
- Page 2,(4). Is that simply saying if the Chair and Vice Chair happen to be unchaired, then it's left up to the rest of the Council to pick the leadership?
- Page 2,(5c). Reasonable standards of courtesy. What is the explanation of that?
- Page 2,(i,j). In regard to seating Council Members and also placing them on boards and commissions. Why do we need to have assignments change within that two year period of chairmanship?
- Page 3,(7b). Council Work Sessions. Each member of Council gave his/her viewpoint on replacing the committee system. *It was consensus of Council to vote on this section separately at the Monday night regular meeting.*
- Page 4,7b(9). A quorum is not necessary to convene a Council work session. For us to take a "sense of Council" out of that work session, doesn't it need to be a quorum?
- Page 4,(12). Good idea to meet with the various boards and commissions and agencies.
- Page 4,(8). Third Monday for work sessions. Also Third Monday of the following months for meeting with boards and commissions and agencies.
- Page 5,(12). Cathy at Ethics Commission said you don't have to physically remove yourself from the Chambers. She said you are removing yourself from discussion, but you do not have to physically get up and leave.
- Page 5,(21). Add the word "to" after "are".
- Page 5,(14). A member wishing to renew a motion at a subsequent meeting must have voted on the prevailing side and must have the item included in the agenda packet following the prescribed method for placing items in the agenda packet. Are we assured that they are going to be placed on the agenda so it can be brought up, if we want to bring that forward?
- Page 5,(19). A majority of Council membership shall constitute a quorum. The number required for a quorum shall not be affected by vacancies. Vacancies, as in people not present? Vacancies, as the seat is open, like when Mr. Cooper died. Which one is it?
- Page 5,(19). He or she shall also be considered to have voted in the affirmative on all matters arising subsequent to his or her unexcused absence. If I am on the road (if I am not here), I don't want my vote to be positive on everything that we vote on. If I am not here, I don't want my absence to create me being voting.
- Page 7,(4). Consensus of Council to delete. Don't want to bring harm to any Council Member.

{Council recessed at 9:15 P.M.}

{Council returned from recess at 9:25 P.M.}

- Page 11,(4a). Introduction and Required Readings of Ordinances and Resolutions. Modify this section to reflect current state law that would indicate any member of Council may introduce an ordinance during Approval of the Agenda for placement on the agenda and that the Chair shall call for a vote to add the ordinance to the agenda; also to reflect that ordinances may be placed on the agenda prior to a meeting "By Title Only" by the Chair or by a majority of Council.
- Page 5,(15). The Council may not deliberate, vote or otherwise act on items not included in the agenda packet. (Items not included in the agenda packet may be added to the agenda at the appropriate time by a majority of Council for discussion only, but no official action may be taken. The Chair, at his discretion, may direct the Clerk to Council to add the item to a subsequent agenda packet for consideration for official action). There is no vote taken by Council until the next meeting.
- Page 13,1(b)(1)(2). Change sentence to read "The Council shall appoint the membership of... and add "the delegate to the Olde English Tourism Commission". Change sentence to read "The Council shall appoint the delegate to ...".
- Page 16, 9(e). Mandatory Board Training. Administrator and Clerk to review this section thoroughly and ensure appropriate language is included for attendance at board trainings.

C. South Carolina Department of Employment and Workforce (DEW) Reorganization

Mr. Hinely was asked to draft a letter to the Delegation voicing Council's displeasure with the intentions of the State to discontinue staffing the DEW service in rural counties, particularly in Fairfield County.

4. ADJOURN

The meeting was adjourned at 10:07 P.M., upon unanimous approval of County Council.

SHRYLL M. BROWN
CLERK TO COUNCIL

DAVID L. FERGUSON, SR.
CHAIRMAN