



**MINUTES  
REGULAR MEETING  
FAIRFIELD COUNTY COUNCIL  
MAY 13, 2013**

**Present: David L. Ferguson, R. David Brown, Mary Lynn Kinley, Kamau Marcharia, Dwayne Perry, Carolyn B. Robinson, Mikel R. Trapp (arrived 6:13 P.M.), Council Members; Philip L. Hinely, County Administrator; Davis Anderson, Deputy County Administrator; Jack James, County Attorney; Shryll Brown, 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 Herald-Independent, The State, and Winnsboro Cablevision, and fifty-nine other individuals.**

**1. CALL TO ORDER**

Chairman Ferguson called the meeting to order at 6:05 P.M.

**2. APPROVAL OF AGENDA**

It was moved by Council Member Brown and Council Member Robinson; seconded by Vice Chairman Perry to approve the agenda. **The motion carried unanimously.**

**3. INVOCATION**

Council Member Robinson led in the invocation.

**4. APPROVAL OF MINUTES**

It was moved by Vice Chairman Perry; seconded by Council Member Brown to approve the minutes of the Regular Meeting of April 22, 2013; Budget Work Session of May 6, 2013 and Budget Work Session of May 9, 2013. **The motion carried unanimously.**

**5. PUBLIC COMMENT**

The following individuals signed to speak to Council during public comment (on the matter of recreation): Mr. Russell Feaster, Ms. Frankie Jackson, Mr. Clifton Hendrix, Dr. E. Sutton, Ms. Darlene Johnson, Mr. Jeff Schaffer, Mr. Bruce Wadsworth, Ms. Tangee Brice-Jacobs, Ms. Prentice Douglas, Ms. Samantha Chaplin, Mr. Jacquez Brown and Ms. Kisha Chaplin. Rev. Davis signed to speak, but was not present when his name was called. The following individuals signed to speak to Council on the subject of taxes: Mr. Oliver Johnson and Mrs. E. Scott Frazier Bell. Ms. Denise Jones spoke to Council on the subject matter of cookbooks.

**6. PUBLIC PRESENTATIONS**

Ms. Angela Jones gave Council an overview of the Fairfield County Extension, 4-H and Youth Development Programs.

**7. PUBLIC HEARING**

None.

**8. ORDINANCES, RESOLUTIONS AND ORDERS:**

**A. First Reading (By Title Only): Ordinance No. 616** - An Ordinance To Amend Ordinance No. 583, Roads, Highways And Bridges, As Follows: Revise Section 1-20, Road Paving Program. *It was moved by Council Member Brown; seconded by Council Member Robinson to approve First Reading (By Title Only) of Ordinance No. 616. The motion carried unanimously.*

**B. Third and Final Reading: Ordinance No. 615** - To Establish Operating And Capital Budgets For The Operation Of The County Government Of Fairfield County For The Fiscal Year Commencing July 1, 2013 To Provide For The Levy Of Taxes For Fairfield County For The Fiscal Year Commencing July 1, 2013; To Provide For The Expenditure Of Tax Revenues And Other County Funds; To Provide For Other County Purposes; To Provide For Certain Fiscal And Other Matters Relating To County Government; And Other Matters Related Thereto. *It was moved by Vice Chairman Perry; seconded by Council Member Kinley to approve Third and Final Reading of Ordinance No. 615. {During discussion, Council Member Robinson voiced that the millage has actually come down from last time—approximately 8 or 9 mills, and set forth that the reason is the County has a penny sales tax and some of that money has accumulated, which has resulted in a reduction in the taxes this time. Hopefully, she said, that will help offset what the taxes will be for the school bond issue}. The motion carried 6-1. {Council Member Robinson voted nay}.*

**C. A Resolution Establishing The Millages For Fairfield County For The Fiscal Year 2013-2014.** *It was moved by Council Member Brown; seconded by Vice Chairman Perry to approve the Resolution as referenced. The motion carried unanimously.*

*{At this time, the Clerk was asked to read a letter that was addressed to the citizens of Fairfield County as it related to the successful completion of the FY 2013-2014 budget, which is incorporated herein by reference, as if fully set out in words}.*

**9. BOARDS AND COMMISSIONS MINUTES**

Provided as information.

**10. BOARDS AND COMMISSIONS APPOINTMENTS**

*It was moved by Council Member Marcharia; seconded by Council Member Trapp to approve the Appointment as listed under Section A. The motion carried unanimously.*

*It was moved by Council Member Marcharia; seconded by Council Member Trapp to approve the Appointment as listed under Section B. The motion carried 6-1. {Council Member Kinley abstained from voting}.*

The Clerk announced the following appointments: Ms. Shirley Howze (Disabilities and Special Needs Board); Mrs. Carrie Suber-O'Neal (Hospital Board).

**11. OLD BUSINESS**

**A.** Request From Mr. Bill Haslett To Display Dioramas (Council Is Continuing To Gather Information, And This Matter Will Be Discussed At Subsequent Meetings)

*It was moved by Council Member Brown; seconded by Council Member Kinley for discussion, to approve the request to display the dioramas. {During discussion, Council Member Kinley inquired if the Council could have more time to ensure each member is aware of the discussion points}.*

*Vice Chairman Perry moved that Council table the voting of the dioramas until the next meeting. Council Member Marcharia seconded the motion.*

*Council Member Kinley withdrew her second on the original motion; Council Member Brown withdrew his motion.*

*It was moved by Vice Chairman Perry; seconded by Council Member Kinley that Council bring the discussion of the dioramas forward at the next regular meeting. **The motion carried unanimously.***

**12. NEW BUSINESS**

None.

**13. COUNTY ADMINISTRATOR'S REPORT:**

*{Council Member Brown excused himself from the meeting at 7:18 P.M.}*

**A.** Mr. Dan Vismor gave an overview of the Proposed Amendments To Ordinance No. 541 (Regulating Abandoned Buildings, Mobile Homes, Public Nuisances, Abandoned, Dismantled, Junked, Wrecked Or Inoperative Vehicles)

Questions:

- The Ordinance now puts that squarely in the judicial area of the Magistrate to make a decision about the trailers, is what I just heard you say? And, you are focusing on the landowner or whoever owned that building prior to—whether they abandoned it, live in New York, etc. I understand there is a fine that is going to be leveled with that. Are there mitigating circumstances? All the iron, etc., where the wheels used to be goes to owner, I suppose?
- How are you going to move these things whenever you have to have a mobile home title to go with them or tear them down, because all of those mobile homes should be registered in the Assessor's Office. We have had a program for the last two or three years where we have been trying to collect back taxes on all of those, and in order to supposedly do anything, you need a title to that. That's also the way to clean it up in the Assessor's Office.

Attorney Jack James was called to the podium to answer questions.

- Are you familiar at all with the subject we have before us right now?
- *Mr. James indicated he would not want to give a definitive answer on this matter, and indicated he would be glad to do the research.*
- *Mr. James was asked to do the research on the matter and report back to the Council at the next meeting.*

**B.** Mr. Robert Croom gave Council an overview of House Bill 3290/Senate Bill 203 (Flow Control)

Questions:

- If I understand this correctly, you are saying legislators and big corporations have come together to take away counties' home rule right to make decisions for their citizens and say you, as elected officials or you as citizens, if I want to come and build a landfill in your community; if I want to bring nuclear waste from New York or whatever and drop it in your community, we have absolutely nothing to say about it?
- So, it is saying our legislators, downtown or where ever, despite the fact that all counties say they don't want this, they are totally ignoring elected officials is what it seems like?

**C.** Dr. Sonny White gave Council a PowerPoint presentation pertaining to Midlands Technical College

Questions:

- Appreciate the good work that you all are doing and continue to do. All the ones that graduated there; went through the full course, there were certain percentages that were on the chart. How many actually got gainful employment, or do you follow up with that?

**14. CLERK TO COUNCIL'S REPORT**

**A.** The Clerk reported that at the beginning of the year, Council cancelled the May 27, 2013 meeting, as it falls on a County holiday.

**15. COUNTY COUNCIL TIME**

Ferguson: Addressed the inaccuracies that were reported by certain speakers during public comment.

Perry: Commented on some of the statements that were made during public comment.

Robinson: Asked that the Council prepare and present a Resolution to the Lake Wateree Home Owners Association on July 13, 2013, recognizing their service to Fairfield County and in celebration of their 25<sup>th</sup> anniversary. Commented on the study that was done on recreation several years ago and the proposed community centers for each Council district.

Marcharia: Expressed that he was proud of the young people and citizens who spoke tonight and commented about the proposed community centers.

Kinley: Expressed her disappointment at some of the comments heard and words that were used during public comment.

Trapp: Commented on recreation and the Council district allocation that was proposed in the bond issue.

**16. EXECUTIVE SESSION: Receive Legal Advice; Contractual/Legal Matter**

*At 8:23 P.M., it was moved by Council Member Marcharia; seconded by Council Member Trapp to go in executive session to receive legal advice. The motion carried unanimously.*

*At 9:55 P.M., it was moved by Council Member Robinson; seconded by Vice Chairman Perry and Council Member Marcharia to come out of executive session and return to open session.*

*In open session, Chairman Ferguson reported that Council received information and there is nothing to bring forward.*

**17. ADJOURN**

The meeting was adjourned at 9:55 P.M., upon unanimous approval of Council.

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SHRYLL M. BROWN  
CLERK TO COUNCIL

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DAVID L. FERGUSON, SR.  
CHAIRMAN