



**MINUTES
REGULAR MEETING
FAIRFIELD COUNTY COUNCIL
MAY 27, 2014**

Present: David L. Ferguson, Sr., R. David Brown, Mary Lynn Kinley, Kamau Marcharia, Dwayne Perry, Carolyn B. Robinson, Mikel R. Trapp, Council Members; J. Milton Pope, 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 ninety-six other individuals.

1. CALL TO ORDER

Chairman Ferguson called the meeting to order at 6:00 P.M.

2. APPROVAL OF AGENDA

*It was moved by Council Member Robinson; seconded by Council Member Brown to approve the agenda as presented. **The motion carried unanimously.***

3. INVOCATION

Council Member Kinley led in the Invocation.

4. APPROVAL OF MINUTES

*It was moved by Council Member Brown; seconded by Council Member Robinson to approve the minutes of the Budget Work Session of May 5, 2014 and Regular Meeting of May 12, 2014. **The motion carried unanimously.***

5. PUBLIC PRESENTATIONS

None.

6. PUBLIC COMMENT (3 MINUTES): INPUT MUST PERTAIN TO ITEMS ON THE AGENDA, FOR WHICH NO PUBLIC HEARING IS REQUIRED OR HAS BEEN SCHEDULED

The following individuals signed to speak:

- Ms. Dorothy Brandenburg - Quarry
- Mr. Randy Sisk - Quarry
- Mr. Randy Bright - Long Term Strategy
- Mrs. Lisa Brandenburg - Application Process
- Ms. Pelham Lyles - Quarry
- Mr. T. A. Harman - Quarry

7. PUBLIC HEARING

Authorizing Fairfield County, South Carolina To Restore The Fairfield County School Board District Lines To The Proper Configuration As Originally Ordained By The General Assembly. *Chairman Ferguson opened public hearing at 6:25 P.M.* No one signed to speak. Mr. Pope was asked to give a brief chronology of how this public hearing came about. *After hearing from Mr. Pope, the Chairman closed public hearing at 6:28 P.M.*

8. ORDINANCES, RESOLUTIONS AND ORDERS:

A. Third and Final Reading: Ordinance No. 630 – An Ordinance To Amend The Fairfield County Land Management Ordinance (Ordinance No. 596), To Provide For The Zoning Reclassification From R-1 (Single Family Residential District) To R-2 (Inclusive Residential District) Of Sixty-Eight Hundredths (.68) Acre, Owned By Thomas And Paula Gaston, Tax Map No. 107-03-12-014-000, Located At 785 Peays Ferry Road, Winnsboro, SC. *It was moved by Council Member Brown; seconded by Council Member Trapp to approve Third and Final Reading of Ordinance No. 630. **The motion carried unanimously.***

B. Second Reading: Ordinance No. 631 - Authorizing Fairfield County, South Carolina To Restore The Fairfield County School Board District Lines To The Proper Configuration As Originally Ordained By The General Assembly. *It was moved by Council Member Kinley and Council Member Marcharia; seconded by Vice Chairman Perry to approve Second Reading of Ordinance No. 631. **The motion carried unanimously.***

C. First Reading (By Title Only): Ordinance No. 632 - 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 (University Residences Columbia, Llc); And Other Related Matters. *It was moved by Council Member Robinson; seconded by Council Member Brown to approve First Reading (By Title Only) of Ordinance No. 632. **The motion carried unanimously.*** Mr. Pope was asked to expound on the concept of the Multi-County Industrial Park Agreements.

D. First Reading (By Title Only): Ordinance No. 633 - 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 (PTI Plastic & Rubber, Inc.); And Other Related Matters. *It was moved by Council Member Brown; seconded by Council Member Robinson to approve First Reading (By Title Only) of Ordinance No. 633. **The motion carried unanimously.***

E. Resolution: Establishing The Millages For Fairfield County For The Fiscal Year 2014-2015. *It was moved by Council Member Kinley; seconded by Vice Chairman Perry to approve the Resolution to Establish the Millages for FY 2014-2015.* Mr. Pope pointed out that Council received a side-by-side comparison of the actual mills of 2014 and anticipated mills for 2015, based upon the adopted budget two weeks ago. He set forth that the net effect of this is that the overall millage for County General Fund Operations, including the Debt with the millage agencies, the County is reducing the County estimated millage by 4.8 mills, and just to give some comparative information regarding this, he said he had the Assessor run some brief numbers, and what that means for a \$100,000.00 home that is actually an owner-occupied home at 4%, that is going to be a difference or a reduction of nearly \$19.20 and \$28.80 on 6% home. All of this, Mr. Pope said, is based on those things that are under the County's jurisdiction. Next year, he stated, the County will be in a reassessment year where changes in classification throughout properties occur. Mr. Pope said it is not known yet what the final numbers are for the Schools are, including the debt service, and the citizens would have to look closely at the tax bills to see how those categories are itemized. The County was able to fund those major items needed in County Operations and is adjusting and right-sizing operations to ensure the County is efficient and effective. Staff will be recommending to the Council for the upcoming budget year is to wait and recommend approval of the Millage Resolution in

September, as better numbers would be available because a lot of the tax numbers and numbers from the Department of Revenue come in later in the year. Mr. Pope concluded that the County is actually reducing the millage, but more importantly, investing in major priority items of the Council as well as meeting the mission-critical needs of the County as well. ***The motion carried unanimously.***

9. BOARDS AND COMMISSIONS MINUTES

Provided as information.

10. BOARDS AND COMMISSIONS APPOINTMENTS

*It was moved by Council Member Marcharia; seconded by Council Member Robinson to approve the Appointment Ratification as presented for the Fairfield Memorial Hospital Board. **The motion carried 6-1. {Council Member Brown abstained from voting}.***

The Clerk announced the following appointment to the Fairfield Memorial Hospital Board: Mr. H. (Boyd) Brown (representing District 7).

11. OLD BUSINESS

None.

12. NEW BUSINESS

None.

13. COUNTY ADMINISTRATOR'S REPORT:

A. County Spotlight. Fairfield County Liaison - Ms. Jackie Workman.

B. Drawdy Park Update. Have the engineered drawings. That process has begun for the remediation and repair. This is an issue where a failure at the wall occurred. The County, by the process that was recommended, has hired its own engineering firm, who have civil and structural engineers. These plans that were submitted were submitted by the contractor's company, and will be made available for review in the County office. Once the actual work begins, there will be a public report on the project.

C. Mr. David L. Brown gave an update of the Fairfield County Animal Services programs.

D. Intent To Mine Application Update. There has been absolutely no discussions with the County prior to the County receiving information from DHEC that an application had been filed. As soon as that information was made available to the County, it was placed on the County's website (the site map, what properties are affected, etc.). The officials at DHEC's Mining Division indicated they would produce a new site map because the original one does not give an accurate view of all of the property that is impacted. The County has sent a request for a public hearing, and DHEC has agreed to have a public hearing, which could be accomplished by so many signatures that are assigned and provided by petition to DHEC or for a local government to request that. County Council voted to request that, and was accepted. The potential and pending date is June 24, 2014, and if the Council would be so inclined, Administrator is asking that this date be approved. Conversation has been made with the School District to hold that date. Chairman Ferguson suggested to the Administrator that the questions that are being posed tonight, that the DHEC engineer/staff who plans to come take a look at the questions so they will be well versed on them. The permitting process is a process that is approved by DHEC; not the County. After the application was submitted, was contacted by Mr. Rich Moses, who is a principal in the operations of the mine. Will ask of him for the company itself to actually make a public presentation as well regarding information as to how they want to provide

operations, per the application that was submitted to DHEC. The land development code that was adopted December 9, 2011 is the latest, revised planning document that the County went through in an in-depth process, and be accessed on the County's website. The zoning classification for the proposed area is RD-1; and mining is allowed under RD-1, with conditions. The conditions that have to be met are specified in the Code. Staff created a memorandum that shows a comparison of communities of like size around Fairfield County in terms of the regulations. In comparison, Fairfield County's regulations are on par or actually ahead of other counties adjacent to Fairfield. The issue is with all of the communities that are going through this right now is it is a State-permitting process. Information that has been requested publicly, DHEC would have to provide, as there are certain things they have to do; however, as the Clerk or citizens supply information, the County will make sure it is documented. DHEC sent letters out to all the impacted or affected property owners. Hard copies are on file, but can also be accessed through the link. There were several conversations forwarded to the Council asserting that the County should change the zoning. The permit that was permitted to the State has already been filed and already there. The County would need to be very cautious in how it moves forward with any action because of the situation, and ensure it accepts all information as a public body in representing all of the citizens, but to make sure the County has proper legal counsel before responding to anything that could jeopardize the County in a legal aspect.

E. Proposed Purchase/Sale Of Property. These are contractual matters for executive session.

F. Ridgeway Intersection Improvement Proposal. Council Member Brown reported the COG held a Rural Transportation Committee meeting this past week. At the last Council meeting, the County asked the COG to update the study on the cost of putting wider sections on Peach Road coming from I-77 to Ridgeway. Also, the Rural Transportation Committee placed a hold on the four-way interchange that is at the south end of Ridgeway (Pure Station and Lebanon Presbyterian Church) for a couple of reasons. Some other residents in Ridgeway have asked that a study be done on directing truck traffic from downtown Ridgeway to use the by-pass or another route around Ridgeway. The COG approved a study to determine if there is any feasible way of directing truck traffic around Ridgeway or down the by-pass. All these issues are being studied.

G. Fairfield County Long-Term Strategic Plan. Council Member Brown voiced that due to fact that the County does not have a long-term planning committee, and since the County does utilize the Central Midlands Council of Governments to assist with long-term planning, and so moved; *seconded by Council Member Kinley that Fairfield County Council approve the Central Midlands Council of Governments (COG) to act as a "Planning Principal" for Fairfield's long term strategic plan. Secondly, to authorize the County Administrator to negotiate a draft contractual document with the COG that will incorporate a planning process to update existing County plans and use all existing documentation, including the Plan that was done in 2010, to maximize creative thought and minimize the cost to the County; and thirdly, to use all appropriate economic data from the County's partnership in the I-77 Alliance; and allowing the contract for the COG to bid out, or use the appropriate resources, to hire people that the County may need to really plan for the future.* Prior to carrying the motion, Chairman Ferguson asked Mr. Pope if he would explain what the COG is and the makeup of the COG's across the State. **The motion carried 6-1.** {Council Member Trapp had stepped out of the Chambers, and had not returned at the time of the vote}.

14. CLERK TO COUNCIL'S REPORT

1. June 5, 2014 - County Council Special Meeting
2. June 16, 2014 - Intergovernmental Council Meeting

15. 2ND PUBLIC COMMENT (3 MINUTES): INPUT CAN BE TO INTRODUCE AN ITEM NOT CURRENTLY UNDER COUNCIL'S CONSIDERATION OR BRING A CONCERN TO COUNCIL'S ATTENTION

The following individuals signed to speak:

- Mr. John Fantry - Ordinance No. 627
- Mrs. Selwyn Turner - Wasting Money
- Mr. Bob Carrison - Petty And Trivial
- Mr. Randy Bright - An Informed Electorate Manifests Strong Leaders

16. COUNTY COUNCIL TIME

Brown: Commented on the Memorial Day Ceremony.

Ferguson: Commented on the statements made about the findings of the State Ethics Commission.

17. EXECUTIVE SESSION

*At 7:34 P.M., it was moved by Council Member Brown; seconded by Council Member Brown to go in executive session for to receive legal advice; proposed purchase/sale of property and an economic development matter. **The motion carried unanimously.***

*At 8:11 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, Chairman Ferguson reported that Council received information in executive session, and that Mr. Pope will be looking further into matters as it relates to purchasing of property.

18. ADJOURN

The meeting was adjourned at 8:12 P.M., upon unanimous approval of Council.

SHRYLL M. BROWN
CLERK TO COUNCIL

DAVID L. FERGUSON, SR.
CHAIRMAN