



**MINUTES
REGULAR MEETING
FAIRFIELD COUNTY COUNCIL
JUNE 23, 2014**

Present: David L. Ferguson, Sr., R. David Brown, Mary Lynn Kinley, Kamau Marcharia, Dwayne Perry, Carolyn B. Robinson, Council Members; J. Milton Pope, County Administrator; Davis Anderson, Deputy County Administrator; Jack James, County Attorney; Shryll Brown, Clerk to Council

Absent: Mikel R. Trapp

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 6:01 P.M.

2. APPROVAL OF AGENDA

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

3. INVOCATION

Council Member Kinley expressed that Mr. James McGraw lost his grandson and asked that everyone keep the McGraw family in their prayers. Afterwards, she led in the Invocation.

4. APPROVAL OF MINUTES

*It was moved by Council Member Robinson; seconded by Vice Chairman Perry to approve the minutes of the Regular Meeting of June 9, 2014. **The motion carried unanimously.***

5. PUBLIC PRESENTATIONS

Ms. Dorothy Brandenburg gave a presentation on the Intent to Mine Application.

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:

- Mr. Randy Bright - Hospital on Life Support
- Mr. William Rice - Rock Quarry
- Mr. Billy Smith - Ordinances 636, 637 and 638

7. PUBLIC HEARING

An Ordinance To Amend The Fairfield County Land Management Ordinance, (Ordinance No. 596), To Provide For The Zoning Reclassification From RD-1 (Rural Residential District) To RC (Rural Community District) Of One And One Tenth (1.1) Acre Owned By Carrie Suber-O'Neal, Part Of Tax Map No. 158-00-02-100. Property Is Located At 183 Little River Church Road, Jenkinsville, SC. *Chairman Ferguson opened public hearing at 6:27 P.M. {No one signed to speak; therefore, the Chairman closed public hearing at 6:29 P.M.}.*

8. ORDINANCES, RESOLUTIONS AND ORDERS:

A. Third And Final Reading: 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 Vice Chairman Perry to approve Third and Final Reading of Ordinance No. 632. **The motion carried unanimously.***

B. Third And Final Reading: 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 Robinson; seconded by Vice Chairman Perry to approve Third and Final Reading of Ordinance No. 633. **The motion carried unanimously.***

C. First Reading (By Title Only): Ordinance No. 635 - An Ordinance To Amend The Fairfield County Land Management Ordinance, (Ordinance No. 596), To Provide For The Zoning Reclassification From RD-1 (Rural Residential District) To RC (Rural Community District) Of One And One Tenth (1.1) Acre Owned By Carrie Suber-O'Neal, Part Of Tax Map No. 158-00-02-100. Property Is Located At 183 Little River Church Road, Jenkinsville, SC. *It was moved by Council Member Marcharia; seconded by Vice Chairman Perry to approve First Reading (By Title Only) of Ordinance No. 635. **The motion carried unanimously.***

D. First Reading (By Title Only): Ordinance No. 636 - Authorizing Fairfield County South Carolina To Purchase And Develop Approximately One And Twelve Hundredths Of An Acre Of Real Property, To Be Used As A Fire/Emergency Station. {Chairman Ferguson set forth that he received a statement of Conflict of Interest from Council Member Brown as it relates to Ordinance No. 636}. *It was moved by Vice Chairman Perry; seconded by Council Member Robinson to approve First Reading (By Title Only) of Ordinance No. 636. **The motion carried 5-1. {Council Member Brown abstained from voting and so notified the Chairman at the beginning of the meeting by signing a statement of potential conflict of interest form, which is on file in the Clerk to Council's office}.***

E. First Reading (By Title Only): Ordinance No. 637 - An Ordinance Authorizing Fairfield County To Purchase Land Known As Rufus Belton Park For Recreational Uses And Location Of Emergency Personnel And Services, Being A Portion Of Fairfield County Tax Map Number 152-00-00-037. *It was moved by Council Member Robinson; seconded by Vice Chairman Perry to approve First Reading (By Title Only) of Ordinance No. 637. **The motion carried unanimously.***

F. First Reading (By Title Only): Ordinance No. 638 - An Ordinance Authorizing Fairfield County To Sell And Convey County-Owned Property Located Off Of Center Creek Road, Containing Four Hundred And Five Acres, More Or Less, By Private Sale, Being Shown On The Fairfield County Tax Maps As Parcel Number 201-00-01-111. {Chairman Ferguson set forth that he received a statement of Conflict of Interest from Council Member Brown as it relates to Ordinance No. 638}. *It was moved by Vice Chairman Perry; seconded by Council Member Robinson to approve First Reading (By Title Only) of Ordinance No. 638. **The motion carried 5-1. {Council Member Brown abstained from voting and so notified the Chairman at the beginning of the meeting by signing a statement of potential conflict of interest form, which is on file in the Clerk to Council's office}.***

9. BOARDS AND COMMISSIONS MINUTES

Provided as information.

10. BOARDS AND COMMISSIONS APPOINTMENTS

*It was moved by Council Member Marcharia; seconded by Vice Chairman Perry to approve the Re-Appointment Ratification as presented for the Fairfield Memorial Hospital Board. **The motion carried unanimously.***

The Clerk announced the following re-appointment to the Fairfield Memorial Hospital Board: Mr. James McGraw (representing District 3).

11. OLD BUSINESS

None.

12. NEW BUSINESS**A. Procurement Policy Approval - Committee Recommendation**

Mr. Pope prefaced the discussing saying this is a document that staff brought to the committee. The committee met several times, going through the document section by section. Mr. Pope pointed out one item in the draft on page 49 and the top of page 50: Staff is requesting Council's indulgence to add the following language that the committee did not see: C. Duty of Contractor: *In order that the inspection services of the governing local building official may be made available for construction, plumbing, heating, air conditioning, and electrical work, the contractor shall obtain and require that each of its subcontractors, for these specialty contracts, apply for, obtain, and pay any applicable cost of all required permits and inspections fees for the specialty for which he is subcontractor.* This language, Mr. Pope said, was added in due to what staff thought would be an improvement in the process. Staff is asking for Council to amend and include this in the consideration of the amended Procurement Policy. *It was moved by Council Member Brown; seconded by Council Member Kinley to add the change as prescribed. {Council Member Robinson respectfully requested that Council not vote on this tonight; that it be postponed until the next regular scheduled meeting, so that it can be reviewed a little more}.*

Subsequently, Council Member Kinley withdrew her second to the motion; Council Member Brown withdrew the motion from the floor. Chairman Ferguson set forth that this matter will be brought back at the next meeting.

13. COUNTY ADMINISTRATOR'S REPORT:

A. County Spotlight. Fairfield Animal Services - Mr. David L. Brown

B. Drawdy Park Update. Waiting on the final engineering report. Should be activity at Drawdy Park this week after the final reports are received by the County and signed off by the third party inspector.

C. Fairfield County Alert Site Update. For the sake of time, deferred until the next meeting.

D. Discretionary Funds Policy Update. Staff is prepared to present its recommendations to committee before the next Council meeting.

E. Request Of Action: Replace Wrecked 2008 Ford Crown Victoria Sheriff's Office Patrol Vehicle. The 2008 vehicle was totaled in an accident. After the insurance settled, the County received \$6,500.00 from the insurance company. The Chevrolet Caprice, under state contract, is \$26,700.00, which is actually over the \$25,000.00; however, the package that goes along with that (light bars, etc.) is \$10,612.00. The total, after

reduction of the insurance, is \$31,107.47. Asking for Council's favorable approval. *It was moved by Vice Chairman Perry; seconded by Council Member Kinley to approve the replacement of the wrecked 2008 Ford Crown Victoria Sheriff's Office Patrol Vehicle. **The motion carried unanimously.***

F. Request Of Action: Capital Request Approval For Public Works Trailer. Administrator is asking that this item be deferred until the next Council meeting. Staff will be looking at some additional cost savings to bring that within budget.

G. Fire Service Equipment (Requesting Approval of Overage). Several pieces of fire equipment was ordered (in lots) in order to get the best pricing. The lowest responsive bidder came in about \$2,700.00 over the \$25,000.00 amount. In order to stay consistent with the policy, Administration desires Council's approval to move forward with the overage. *It was moved by Vice Chairman Perry; seconded by Council Member Brown to approve the overage as set forth. **The motion carried unanimously.***

H. Elliott Davis, LLC Contract Renewal. This matter was actually approved through funding; however, Administration wishes for it to be publicly approved. Asking Council's consideration to extend the auditing contract for Elliott Davis with the County for a three-year period. It is very important that the County does not experience an interruption of auditing services, and Elliott Davis is very familiar with the County's books. *It was moved by Council Member Marcharia; seconded by Council Member Kinley to renew the auditing contract with Elliott Davis for three years. **The motion carried unanimously.***

I. Proposed Purchase/Sale Of Property Update. Potential Executive Session item. Have worked with our County Attorney on Items D, E, and F under Section 8. These are By Title Only, and by Second Reading, should have the information with pricing. Some of that information is still being negotiated for finalization; however, all pricing and ownership must be made public before the local government purchases or sells property in its inventory. This is a placeholder in the event Council has any questions.

J. Economic Development Update. This is to give Council an update on a pending economic development potential project.

K. Legal Advice On Industrial Park Easement. Thought this matter was finalized; however, our Attorneys have advised there is a new issue that has arisen with this that the Council needs to be made aware of.

L. Personnel Matter. Regarding a County Elected Official that the Council is to receive an update on.

14. CLERK TO COUNCIL'S REPORT

None.

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. Billy Smith - Transparency
- Mr. Randy Bright - Zero Calories

16. COUNTY COUNCIL TIME

Perry: Addressed Ordinance numbers 636, 637 and 638.

Kinley: Commented on the attendance at the Sheriff's KidsCamp and addressed the in-patient and emergency room usage at the Hospital.

Marcharia: Commented on the status of the Hospital and health care.

Robinson: Addressed Ordinance numbers 632 and 633. She also appealed to citizens approach their Council Member is they are interested in serving on various boards and commissions.

Brown: Commented on the expenses and employment data of the Hospital.

17. EXECUTIVE SESSION

*At 7:16 P.M., it was moved by Council Member Brown; seconded by Vice Chairman Perry to go in executive session to receive legal advice; discuss proposed purchase/sale of property; a personnel matter and an economic development matter. **The motion carried unanimously.***

*At 8:29 P.M., it was moved by Council Member Robinson; seconded by Council Member Brown 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.

18. ADJOURN

The meeting was adjourned at 8:30 P.M., upon unanimous approval of Council.

SHRYLL M. BROWN
CLERK TO COUNCIL

DAVID L. FERGUSON, SR.
CHAIRMAN