



MINUTES
SPECIAL MEETING
FAIRFIELD COUNTY COUNCIL
JUNE 28, 2001

Present: Robert W. Davis, Russell David Brown, Mary Lynn Kinley, Carnell Murphy, Carolyn Robinson, Council Members; J. Clay Killian, County Administrator; Shryll M. Brown, Clerk to Council.

Absent: David L. Ferguson, Kamau Marcharia

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 five other individuals.

1. CALL TO ORDER

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

2. ITEMS FOR DISCUSSION

PUBLIC HEARING:

A. An Ordinance Adopting The 2000 Edition Of The International Building, Residential, Plumbing, Mechanical, Fuel Gas, And Fire Codes As The Mandatory Building Codes For Fairfield County, South Carolina. *The Vice Chairman opened public hearing at 6:12 P.M.*

Robinson: "The committee met last week this, and there are several different items that have to do with the building the plumbing, mechanical, fuel, and fire codes, and I know that Council had some of that information; but if Mr. Killian would allow his employees to come and explain those items I think it would make a little more sense to us of what we are adopting tonight."

Stowers: "The adoption of the international building code itself is mandated by the state; however, the adoption of certain items--specifically the appendices are up to the discretion of the individual county as to whether they want to adopt

any appendices or all appendices or a combination of the appendices. I have previously gone ahead and reviewed all the appendices and made a recommendation on each one of those. This was in my memo of March 5, 2001, which I believe the Council has. The only change I have on there was under Appendix B--the Board of Appeals. I had recommended adoption on that. I now recommend not adoption because the County had a Construction Board of Appeals in place, but went inactive; and if the Board would re-activate that, then Appendix B would not be needed. What Appendix B does is the same thing except it requires specific type of memberships like having an engineer or an architect on board, and with as small the County is, the harder it is to find specific type of occupations to fill those slots. Most of these appendices are recommended on adoption. A lot of them deal with adopting standards which would make it easier for people to come in with the designs like for erection for signs, instead of having to have an engineer design the signs. It says for this type of sign and for this area you would need this type of construction. Well, somebody comes in with a sign design based upon that, then we wouldn't need an engineer to sign off on that--same way with patio covers. So the other adoption of appendices are as for rates of rainfall for cities; design temperatures; siding and water piping systems--those are tables that will allow people who are doing the design to go in there and pick out the appropriate criteria for the area and base their design on that. Some of these I recommend non-adoption because for various reasons such as for agricultural buildings. Basically agricultural buildings in the state of South Carolina are exempt from building standards. They have to hold a building permit but they don't have to meet a thicker code. Appendix D, unlike fire districts, that is designed for a large area where you have different type of constructions, where you have different type of fire standards (like downtown Columbia may have four, five different fire districts). Basically for our size County that would not be appropriate. The recommended perfect fee schedule, where the County comes up with their own fee schedule, so that's not needed."

Davis: "Just one question. If we find that anytime in the future that there's an adoption that we need to exclude, will there be a problem on excluding that?"

Stowers: "Go back and rescind any of the appendices at any time. You just cannot go back and rescind adoption of the code itself and saying its mandatory by mistake."

Murphy: "I don't know this is a basic time to say it, but as far as adoption of the basic code I can see Council going on as required, but the appendices, until we really let the public know exactly what we are talking about, I don't want to go through the same thing we went through with zoning. I think that there are a whole lot of things in here, too, that they would have to be required of--need some changes and standards and all of that and I think we need to have a good clean process to this--adopt what we have to adopt and study the other things that we don't have to adopt and let them know. That's my opinion."

Davis: "Is that possible Mr. Killian to just do the necessary adoption?"

Killian: "The June 30 deadline is just for the basic code. If you want to not adopt those appendices right now--the only thing is if you don't do it with the code, you would have to amend the ordinance through another three reading process, but it's certainly possible to do that".

Davis: "Look at them, and we will probably just adopt what's absolutely necessary tonight and move forward with the addendum or appendices at a later date."

Hill: "We won't have the Board of Appeals; instead of having two Board of Appeals--one Board of Appeals who have a fire code and the other...try to get the same people on. I want to explain the difference between a fire code and a building code. You build a building by a building code and then after a building is built, from there on out as long as that building is occupied for public use, you maintain it with the fire code. That's the difference. Once its built and the CO's gave the building codes out of it, then the fire code takes over. On the appendix, I recommend we go with...we went with all of them due to it's just most of them are safety factors for the closing plus the fire services. We have a real problem with..well, I have a problem in community with Appendix B--fire code requirements. In Section B103.3, it's got modifications. It says area with house and water and I read this and I read this, and talked with Mrs. Robinson about it."

Robinson: "It doesn't say shall."

Hill: "It doesn't say you shall use this code, but there is no way somebody can build a house out in Jenkinsville without water."

Davis: "Yeah without water, even in Winnsboro it would be tough."

Hill: "That's the only appendix that we have problems with and once I read it, and it does give you the option to an area without water. The way I read it with the word 'is' is that is kind of..."

Davis: "Optional?"

Hill: "Optional. I'll give you some example like the NFPA1231 I still use that with some of the Church's out here--that build these big Churches out in the County. Say, they have put in a twenty thousand gallon water tank, that's where I get it from (the NFPA1231). I mean that's just the option I have to do it. But the fire code says you have to have a fire hydrant 500 feet of all portions of buildings, and you can't do that out in county because there's no fire hydrant. Such large structures like that; we do need water. In Chapter One, in the fire codes, the prefix--the sample ordinance. By law you have to adopt Chapter 2

through 45. You have to do that--all the appendices are just like optional, but Chapter one is the one you really need to get down and read hard and you can take segments out of it--we don't want this we don't want this--. One segment in there is Section 105. The vocational school would have to come get a permit to have the welding class."

Davis: "Yeah we don't want to do anything that's not productive, not matter what they..."

Hill: "The city of Columbia does it but they don't charge for their permits, you just get a permit."

Davis: "Well again we will adopt what is absolutely necessary tonight and the others we will get further information on; further study on and modify as needed. Any problem, Council Members? *Hearing no further comments, the Vice Chairman closed public hearing at 6:26 P.M.*

B. An Ordinance To Amend Ordinance No 371, Adopting A Budget Proposed By The County Administrator, Containing Estimates Of Proposed Revenues And Expenditures By The County Of Fairfield For The Fiscal Year Beginning July 1, 2000, And Ending June 30, 2001, And Declaring That Same Shall Constitute The Budget For Fairfield County For Such Fiscal Year. *The Vice Chairman opened public hearing at 6:26 P.M.*

Killian: "This is your amendment that you started sometime back to the existing budget, there were several things that we needed to do as the year went along; as we went through we determined that we needed to wait to the end of the year and make sure we balanced everything out and with the budget you are about to complete. I passed out a sheet of those things that you need to consider. The only thing is that is actually a budget amendment is the first item which is an appropriation from the fund balance for the Recreation Commission that you authorized a purchase of two vehicles last fall, so you'll need to appropriate that balance into this year's budget. The others are just authorizing transfers across departmental lines. Our ordinance does not allow the administrator to transfer across departmental lines--only within departments. The first eight items are actual transfers; the last one is an authorization to make a final payment on the purchase of property from industrial development program—that means industrial development real estate account. The payment is due July 15 but you have sufficient funds in this year's budget; so rather than having to re-budget those dollars, we are requesting that you authorize that payment out of this year's money. That's the listing of transfers and other actions and the budget amendment that we're asking you to consider this evening."

Davis: "In summary, I guess it's twenty seven thousand seventy one dollars fund balance from the Recreation Commission's (2000-2001) budget to pay for a couple of vehicles and you have the other nine items there (internal transfers)."

Killian: "The bottom nine are not new appropriations just the reallocation of existing appropriation. That's the audited 2000 fund balance, is that correct?"

Hearing no further comments, the Vice Chairman closed public hearing at 6:29 P.M.

C. Third and Final Reading: Ordinance No. 398 - An Ordinance Adopting The 2000 Edition Of The International Building, Residential, Plumbing, Mechanical, Fuel Gas, And Fire Codes As The Mandatory Building Codes For Fairfield County, South Carolina. *Council Member Murphy made a motion that Council adopt the mandatory portion of the Code. Motion seconded by Council Member Robinson. The motion carried. {Council Member Brown voted nay}. Council Member Murphy voiced that there were some things in the Code that Council really needs to do, and maintained that work sessions for the public and Council should be scheduled.*

D. Third and Final Reading: Ordinance No. 382 - An Ordinance To Amend Ordinance No 371, Adopting A Budget Proposed By The County Administrator, Containing Estimates Of Proposed Revenues And Expenditures By The County Of Fairfield For The Fiscal Year Beginning July 1, 2000, And Ending June 30, 2001, And Declaring That Same Shall Constitute The Budget For Fairfield County For Such Fiscal Year.

Council Member Robinson made a motion to approve Third and Final Reading of Ordinance No. 382. Repeat of Administrator's Recommendation: The only thing is that is actually a budget amendment is the first item which is an appropriation from the fund balance for the Recreation Commission that you authorized a purchase of two vehicles last fall, so you'll need to appropriate that balance into this year's budget. The others are just authorizing transfers across departmental lines. Our ordinance does not allow the administrator to transfer across departmental lines--only within departments. The first eight items are actual transfers; the last one is an authorization to make a final payment on the purchase of property from industrial development program—that means industrial development real estate account. The payment is due July 15 but you have sufficient funds in this year's budget; so rather than having to re-budget those dollars, we are requesting that you authorize that payment out of this year's

SM 06/28/2001

FY 2000-2001 BUDGET AMENDMENT

\$27,071 from fund balance of the Recreation Commission to purchase two trucks


FY 2000-2001 BUDGET TRANSFERS AND OTHER ACTIONS

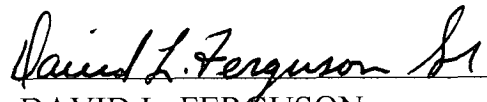
- 1) \$36,860.00 from Data Processing to General Operating/Rental Lease for Clemson Extension Office Space
- 2) \$49,110 from Data Processing to General Operating/Contractual Services for Auditing and Legal Services
- 3) \$85,000 from Solid Waste/Disposal Contract to General Operating/Contractual Services for personnel settlement
- 4) \$45,000 from Data Processing to General Operating/Contractual Services for personnel settlement
- 5) \$120,000 from Data Processing to a special Syrup Mill Water Line Extension/Town of Winnsboro account for water line work
- 6) \$15,750 from Data Processing to Council on Aging for grant match
- 7) \$5,000 from General Operating/Special Projects to Human Resources/Contractual Services for salary study
- 8) \$12,000 from County Attorney to Human Resources/Contractual Services for legal services
- 9) Authorize \$275,940.80 from current year budget (Industrial Development/Real Estate) for final payment on note for Lyles Property

money. That's the listing of transfers and other actions and the budget amendment that we're asking you to consider this evening." {A copy of FY 2000-2001 Budget Amendment is incorporated as reference herein as Attachment A}. Motion seconded by Council Member Kinley, and unanimously approved by Council.

4. **ADJOURN**

The meeting was adjourned at 6:30 P.M., upon the unanimous approval of Council.


SHRYLL M. BROWN
CLERK OF COUNCIL


DAVID L. FERGUSON
CHAIRMAN