



**MINUTES
REGULAR MEETING
FAIRFIELD COUNTY COUNCIL
AUGUST 24, 2015**

Present: Mary Lynn Kinley, Kamau Marcharia, Marion B. Robinson, Dan W. Ruff, Billy Smith, Walter Larry Stewart, Council Members; J. Milton Pope, County Administrator; Davis Anderson, Deputy County Administrator; Shryll M. Brown, Clerk to Council; Jack James, County Attorney

Absent: Carolyn B. Robinson

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 one hundred three other individuals.

1. CALL TO ORDER

Vice Chairman Marcharia called the meeting to order at 6:03 P.M. He announced that Chairman Robinson was absent tonight due to a family matter that is urgent for her and asked that prayers be sent up on her behalf.

2. APPROVAL OF AGENDA

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

3. INVOCATION

Council Member Stewart led in the Invocation.

4. APPROVAL OF MINUTES

*It was moved by Council Member Ruff; seconded by Council Member Robinson to approve the minutes of the Regular Meeting of August 10, 2015. **The motion carried unanimously.***

5. PUBLIC PRESENTATIONS

None.

6. 1ST PUBLIC COMMENT (3 MINUTES): INPUT MUST PERTAIN TO ITEMS ON THE AGENDA, FOR WHICH NO PUBLIC HEARING IS REQUIRED OR HAS BEEN SCHEDULED. THE TOTAL TIME ALLOCATED TO THIS PUBLIC COMMENT SEGMENT IS 30 MINUTES.

The following individual signed to speak:

- Mr. Jeff Schaffer - Recreation/Detention
- Mr. Randy Bright - New Administrator

7. PUBLIC HEARING

None.

8. ORDINANCES, RESOLUTIONS AND ORDERS

A. Third And Final Reading: Ordinance No. 652 - Authorizing The Execution And Delivery Of A Fee Agreement By And Between Fairfield County And AEC Pellet 1 USA LLC; The Inclusion Of Certain Real Property Located In Fairfield County In The I-77 Corridor Regional Industrial Park; And Other Matters Related Thereto. Mr. Pope was asked to give a synopsis of this Ordinance, which he did as follows:

- One of the major changes in the documentation before Council is the name change. Previously, the company has been referred to as Project USA; however, the company has, at Third Reading, revealed its name as AEC Pellet 1 USA, LLC, consisting of one or more entities authorized to conduct business in South Carolina, making an investment of approximately \$125 million dollars to acquire, construct, or both, a manufacturing facility in the County on a site more fully described in the documentation; creating approximately 75 new full-time jobs.
- The County has determined to offer the company an incentive package, which consists of fee-in-lieu of tax incentive ratio of 6%; a fixed millage rate of 423.3 mils for the term of 30 years. This is authorized in the fee-in-lieu of act and a special source revenue credit of 60% percent per year for the first ten years as authorized by the Multi-County Industrial Park.
- Also in the documentation is the claw back agreements, which means that if the company does not adhere to all of the specifics outlined in the incentive package, the County has the right to legally go back and collect all of those items. Full details of the Third Reading package will be online once the minutes are published.

*It was moved by Council Member Kinley; seconded by Council Member Smith to approve Third and Final Reading of Ordinance No. 652. **The motion carried unanimously.***

B. Resolution No. 2015-08 - A Resolution Consenting To The Assignment By Elite ES, LLC Of Its Interests In Certain Property Tax Incentive Agreements And Other Matters Related Thereto. Mr. Pope set forth that all of the assets of Elite ES are being transferred to Caterpillar, Inc. Nothing changes in the documentation.

*It was moved by Council Member Ruff; seconded by Council Member Kinley to approve Resolution No. 2015-08 as posted above. **The motion carried unanimously.***

C. Resolution No. 2015-09 - To Congratulate Harvest Hope Food Bank For Its Work To Bring Awareness To The Issue Of Hunger In South Carolina And To Recognize September As "Hunger Awareness And Action Month". Mr. Pope stated the Harvest Hope Food Bank does a lot of good work in Fairfield County; they met with staff during the budget presentations. Harvest Hope is asking Council to recognize September as "Hunger Awareness and Action" Month. There is some statistics and data that is unfortunate in the State of South Carolina and in this County with the number of individuals who still are hungry in our society. *It was moved by Council Member Robinson; seconded by Council Member Kinley to approve Resolution No. 2015-09 as posted above. **The motion carried unanimously.***

9. BOARD AND COMMISSION MINUTES

Provided as information.

10. BOARD AND COMMISSION APPOINTMENTS

A. Behavioral Health Services Board

B. Library Commission

*It was moved by Council Member Kinley; seconded by Council Member Ruff to approve the Appointment Ratification as presented for the Library Commission and approve the Re-appointment Ratification as presented for the Behavioral Health Services Board. **The motion carried unanimously.*** The Clerk announced the following appointments: Library Commission - Mrs. Rebecca Dodds; Behavioral Health Services Board - Mr. Vernon Anderson

11. OLD BUSINESS

None.

12. NEW BUSINESS

None.

13. COUNTY ADMINISTRATOR'S REPORT AND CORRESPONDENCE

As information to the Council and citizens, Mr. Pope reported the following information: (1) received information today from SCE&G regarding nuclear reactors Units 2 and 3. The revised and fully integrated construction schedule provides a new substantial completion date for Unit 2 of June 19, 2019 and a new substantial completion date for Unit 3 of June 16, 2020; (2) Presentation committee reviewed information from Behavioral Health Services for a request to have the month of September the celebration of Recovery Month. The committee will bring this forth at the next Council meeting; however, because of the urgency of this, staff was asked to publicly mention that Council will be officially approving it on that particular date. Some of the activities scheduled are recovery walk, writing contest for middle and high school students, youth motivational speaker, etc. Mr. Vernon Kennedy is Director of the organization and will be making a formal presentation at the next meeting.

A. Phase II Commerce Center Industrial Park. The County has gone through Phase I. BOMAG is the anchor tenant at the Industrial Park. Phase II expands that for water and sewer and other infrastructure to open up other portions of the property in the Commerce Park for potential clients and industrial recruitment. This is the due diligence portion of Phase II and estimates will be received.

B. CTC Solicitation Update. Information has been resubmitted. The Evaluation Committee will be meeting this week and making a formal recommendation to the Administration and Finance Committee. Prior to the next Council meeting, the committee will meet and receive that recommendation based upon the Evaluation Committee's recommendation.

C. Detention Center Roof Contract. Staff has some information to make the Council aware of in executive session.

D. Recreation Procurement Contract. Executive session matter.

E. Strategic Planning Committee Process. Mr. Pope set forth that, at the last Council meeting, Council gave authority to the Administrator to formalize the agreement with T.Y. Lin. That documentation has been procured and sent to the company on Friday; however, in the scope of services and the public transparency of the process was the recommendation for there to be created a Project Advisory Committee (PAC). In the documentation, it was recommended that this committee should be limited to maximum of 10 individuals and a minimum of 5. From discussion with Council, this Council settled on a 7-member committee for the Project Advisory Committee. The principal role of the PAC is to give overall guidance to the Master planning process and to assure ample public

participation in the development of the master plan. The master plan will be prepared by the prime consultant, T.Y. Lin, and subcontractors, IBI Group, Inc. Although limited in scope, the County staff will provide two different kinds of support: (1) to assist and gather technical information to help the consultant; (2) provide technical information and advice and staff assistance to the PAC. The PAC is typically made up from community leaders with experience in organizing people, presenting issues in a public forum and citizen outreach. Each member is appointed for a specific geographic area so as to have representation of the entire County. Professional people, including business leaders, clergy and successful career-minded individuals and those who have a long-standing relationship with Fairfield County are recommended. Individuals who have the respect and following of the local community should be included. Diversity is a requirement, and to that end, the PAC should be representative of a cross section of Fairfield County in terms of the demographic strata. It is intended that the PAC can assure public participation in the development of a master plan and effectively reach out to the citizens of Fairfield County. By next Council meeting, staff is hopeful to receive recommendation from Council to establish that committee so they can be on the front end of everything that is to occur with the strategic planning process.

F. Motion Period Process. None.

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 TOTAL TIME ALLOCATED TO THIS PUBLIC COMMENT SEGMENT IS 30 MINUTES.

The following individuals signed to speak:

- Mr. Virgil Porter - Finance/Economic Development
- Mr. Randy Bright - What Ever Happened To?

{Mr. Pope asked for the opportunity to respond to the County bonds and the inquiry or statement made about the protection of those assets of what are to come in our community}.

16. COUNTY COUNCIL TIME

Smith: Voiced that he has talked with a couple of people about possibly serving on the Project Advisory Committee and that both of the people he has talked to wanted to know when the meetings will be. Inquired if Council wanted to give some direction in that regard. He stated he wanted to make sure that those meetings happen at an hour in the day in which working people can get to them so that everybody has the opportunity to see that process take place, as well as for those persons that Council might want to appoint who are working so they can serve.

Kinley: {Responding to Mr. Bright}, stated that Council has had meetings collaboratively with the School Board, the Town of Winnsboro and the Delegation to ask for a plan of what they would like to do with some of those monies, and Council has not received a response from them.

17. EXECUTIVE SESSION

*At 6:40 P.M., it was moved by Council Member Robinson; seconded by Council Member Ruff to go in executive session to receive information, contractual matters regarding the Detention Center roof, Recreation procurement contract, economic development matter, personnel/administration update regarding the County Administrator and Economic Development Director and Hospital Confidentiality Agreement. **The motion carried unanimously.***

*At 8:15 P.M., it was moved by Council Member Ruff; seconded by Council Member Kinley to come out of executive session and return to open session. **The motion carried unanimously.***

*It was moved by Council Member Smith; seconded by Council Member Robinson to allow Administration to move forward with negotiating the contract pricing for recreation, fire and EMS. **The motion carried unanimously.***

{Council Member Kinley stated she has received several calls about the people at the old Plastech building burning something every day, and the people wanted to know what it was and if he had the authority to do all of that. She asked Mr. Anderson if he had any additional information to share on this matter. Mr. Anderson stated he would get a report from Mr. Hill and forward it to Mr. Pope for dissemination to Council.}

18. ADJOURN

The meeting was adjourned at 8:17 P.M., upon the unanimous approval of Council.

CAROLYN B. ROBINSON
CHAIRMAN

KAMAU MARCHARIA
VICE CHAIRMAN (PRESIDING)

SHRYLL M. BROWN
CLERK TO COUNCIL