



**MINUTES
REGULAR MEETING
FAIRFIELD COUNTY COUNCIL
AUGUST 8, 2016**

Present: Carolyn B. Robinson, Mary Lynn Kinley, Kamau Marcharia, Marion B. Robinson, Dan W. Ruff, Billy Smith, Council Members; Jason C. Taylor, County Administrator; Davis Anderson, Deputy County Administrator; Shryll M. 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 Independent Voice of Blythewood and Fairfield, The Country Chronicle, Winnsboro Cablevision and one hundred twelve other individuals.

1. CALL TO ORDER

Chairman Robinson called the meeting to order at 6:01 P.M., and read the Code of Conduct statement that is delineated in the County Council Bylaws.

2. APPROVAL OF AGENDA

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

3. INVOCATION

In the Invocation, Council Member Ruff asked that the family of the late Gary Brown be lifted up in prayer.

4. APPROVAL OF MINUTES

*It was moved by Council Member Smith; seconded by Council Member Kinley to approve the minutes of the Regular Meeting of July 26, 2016 and Special Meeting of July 28, 2016. **The motion carried unanimously.***

5. PUBLIC PRESENTATIONS

Recognition Of Mr. J. W. Weatherford - Park Manager, Lake Wateree State Park

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.

☐ Mr. Randy Bright - Ordinance 669

7. PUBLIC HEARING

An Ordinance To Amend The Fairfield County Land Management Ordinance (No. 599), To Provide For The Zoning Reclassification From I-1 (Industrial District) To B-2 (General Business District) Of One And Twenty-Eight Hundredths (1.28) Acre, Owned By Danny W. Holt. Applicant Is Danny W. Holt. Tax Map No. 165-00-01-002-000. Portion Of Property Is Located At 1922 State Highway 34 East, Winnsboro, SC, 29180. *Chairman Robinson opened Public Hearing at 6:15 P.M. No one signed to speak during public hearing.*

An Ordinance To Amend The Fairfield County Land Management Ordinance (No. 599), To Provide For The Zoning Reclassification From B-2 (General Business District) To RD-1 (Rural Residential District) Of Two And Sixty-Eight Hundredths (2.68) Acre, Owned By Tammy C. Faile. Applicant Is Tammy C. Faile. Tax Map No. 025-02-00-004-000. Property Is Located At 547 Miles Road, Great Falls, SC, 29055. *No one signed to speak during public hearing. The Chairman closed Public Hearing at 6:16 P.M.* Mr. Timothy Roseborough was asked to come forward to explain the two zoning reclassification requests.

8. ORDINANCES, RESOLUTIONS AND ORDERS

A. First Reading (By Title Only): Ordinance No. 670 - An Ordinance To Amend The Fairfield County Land Management Ordinance (No. 599), To Provide For The Zoning Reclassification From I-1 (Industrial District) To B-2 (General Business District) Of One And Twenty-Eight Hundredths (1.28) Acre, Owned By Danny W. Holt. Applicant Is Danny W. Holt. Tax Map No. 165-00-01-002-000. Portion Of Property Is Located At 1922 State Highway 34 East, Winnsboro, SC, 29180. *It was moved by Council Member Kinley; seconded by Council Member Robinson to approve First Reading (By Title Only) of Ordinance No. 670. The motion carried unanimously.*

B. First Reading (By Title Only): Ordinance No. 671 - An Ordinance To Amend The Fairfield County Land Management Ordinance (No. 599), To Provide For The Zoning Reclassification From B-2 (General Business District) To RD-1 (Rural Residential District) Of Two And Sixty-Eight Hundredths (2.68) Acre, Owned By Tammy C. Faile. Applicant Is Tammy C. Faile. Tax Map No. 025-02-00-004-000. Property Is Located At 547 Miles Road, Great Falls, SC, 29055. *It was moved by Council Member Smith; seconded by Council Member Kinley to approve First Reading (By Title Only) of Ordinance No. 671. The motion carried unanimously.*

C. First Reading (By Title Only): Ordinance No. 672 - An Ordinance Calling For A Referendum At The Next General Election To Determine Whether The South Carolina Department Of Revenue May Issue Temporary Permits To Allow For The Sale Of Alcoholic Beverages For On-Premises Consumption And Beer And Wine At Permitted Off-Premises Locations On Sundays In The Unincorporated Area Of The County Of Fairfield. *It was moved by Council Member Smith; seconded by Council Member Robinson to approve First Reading (By Title Only) of Ordinance No. 672. The motion carried unanimously.*

D. Third And Final Reading: Ordinance No. 669 - Developing A Multi-County Park With Richland County; Authorizing The Execution And Delivery Of An Agreement Governing The Multi-County Park; Authorizing The Inclusion Of Certain Property Located In Richland County In The Multi-County Park; And Other Related Matters. *It was moved by Council Member Smith; seconded by Council Member Ruff to approve Third and Final Reading of Ordinance No. 669.* Mr. Taylor gave an explanation of the Ordinance, saying the multi-county park is a legal construct, that essentially allows Fairfield County to share in some of the revenue that will be coming from the project that is going to be done at the old Cardinal Newman site in Richland County, and it allows Richland County to increase the incentives that they can offer to the potential project that is going on the site. Fairfield County currently receives \$1.2 million per year from Richland County proceeds from the projects previously approved. There are no real obligations that Fairfield has to do anything--just a legal construct that was put together by the State Legislature to allow us to share in their revenue and vice versa, they can share in ours if we do a project with them, and it allows the project to receive additional incentives. **The motion carried unanimously.**

9. BOARD AND COMMISSION MINUTES

None.

10. BOARD AND COMMISSION APPOINTMENTS

None.

11. OLD BUSINESS

None.

12. NEW BUSINESS

None.

13. COUNTY ADMINISTRATOR'S REPORT

A. Request Of Action: Jenkinsville EMS/Fire Station; Ridgeway Fire Station: Discrepancy Between Technical Design Plan And Bid Tabulation. Mr. Taylor stated the County has projects going on in Jenkinsville and Ridgeway, in which Ken Simmons and Associates was hired to help with the projects. Three (3) different issues were taken to the Committee--first, the change order that the County is requesting in the amount of \$45,000.00 to change out the asphalt in front of and in back of the fire station in Ridgeway and Jenkinsville so as to get a longer life out of it. Secondly, there was a discrepancy in the way the projects were designed and the way they were bid. They were designed with a certain amount of asphalt, but when they were bid, they were bid with a lower amount of asphalt--costing roughly a \$39,000.00 difference in what was agreed upon in the design and what was bid out. The Finance Committee has recommended that Ken Simmons and Associates be responsible for covering that overage. The third issue is that Ken Simmons and Associates, there was delay in requesting the SCDOT encroachment permits. That delay caused the projects to be shut down by the SCDOT. The Finance Committee is recommending that any costs associated with failure to get permits on Ken Simmons and Associates be borne by Ken Simmons and Associates.

*(a) It was moved by Vice Chairman Marcharia; seconded by Council Member Ruff that the change order the County is requesting in the amount of \$45,000.00 to change out the asphalt in front of and in back of the fire station in Ridgeway and Jenkinsville be approved. Council Member Smith inquired if this change was recommended by the contractor or by someone in the County; where did the change come from and why wasn't it in the proposal in the beginning? Council Member Ruff inquired if this was the same engineer that made the other two mistakes, and if they had proposed that in the beginning, the cost would have been \$45,000.00 higher. **The motion carried unanimously.***

*(b) It was moved by Vice Chairman Marcharia; seconded by Council Member Kinley for the contractor to pay the difference of \$39,000.00 for the discrepancy in the way the projects were designed and the way they were bid. **The motion carried unanimously.***

*(c) It was moved by Council Member Ruff; seconded by Vice Chairman Marcharia that the engineers be responsible for bearing the overage costs associated with their failure to get encroachment permits. **The motion carried unanimously.***

B. 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.

- ☐ Mr. Randy Sisk - After School Program
- ☐ Mr. Randy Bright - The Programs

16. COUNTY COUNCIL TIME

Vice Chairman Marcharia

- Spoke kind words about Mr. Gary Brown and expressed his condolences to Mr. Brown's family.

Council Member Kinley

- Expressed kind words about Mr. Gary Brown and spoke about the nice home going service for him.
- Gave highlights from the S. C. Association of Counties 2016 Annual Conference.

Chairman Robinson

- Spoke about unfunded mandates, referencing an article in the Beaufort County paper.

17. EXECUTIVE SESSION

None.

18. ADJOURN

The meeting was adjourned at 7:16 P.M., upon the unanimous approval of Council.

SHRYLL M. BROWN
CLERK TO COUNCIL

CAROLYN B. ROBINSON
CHAIRMAN