



**MINUTES
REGULAR MEETING
FAIRFIELD COUNTY COUNCIL
SEPTEMBER 10, 2012**

Present: David L. Ferguson, R. David Brown, Dwayne Perry, Mary Lynn Kinley, Kamau Marcharia, Carolyn B. Robinson, Mikel R. Trapp, Council Members; Philip L. Hinely, County Administrator; Davis Anderson, Deputy County Administrator; Jack James, County Attorney; Ray Jones, Parker Poe; 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 sixty-two individuals.

1. CALL TO ORDER

Chairman Ferguson called the meeting to order at 6:03 P.M.

2. INVOCATION

Council Member Kinley led in the invocation.

3. APPROVAL OF MINUTES

It was moved by Council Member Kinley; seconded by Vice Chairman Perry to approve the minutes of the regular meeting of August 27, 2012. The motion carried unanimously.

PUBLIC HEARING

• Request For A Zoning Reclassification From RD (Rural Resource District) B-1 (Limited Business District) Of Seven And Forty-Seven Hundredths (7.47) Acres, Owned By Melvin Stevenson, Tax Map No. 071-00-00-016, Located At 44 Toatley Road, Winnsboro, SC, 29180. *Chairman Ferguson opened the public hearing at 6:07 P.M.*

The following individuals signed to speak during the public hearing segment: Ms. Kerry Matthews, Ms. Eljean Warren, Mr. Al Stevenson, Ms. Janice Cammon.

Questions to Mr. Stevenson:

- Where do these clients come from? Would they be local children? Who actually owns the building and the property?
- Would they be living there? Are you going to have boys and girls? Are you going to separate them by some ages or as a group? What is the maximum number you would bring on that location at any given time? How will this program be funded? Supposed the children are not on Medicaid? You will not ever be coming to ask the County for money to sustain it?
- You have one in the Charlotte area? How big is that facility? You are not Melvin? Is Melvin here tonight? Melvin is applying, but it is for Ms. Williams? Is Melvin the Principal and Ms. Williams Operations? Are you going to be building anything or is there a building already up there? Is she just going to lease it? Dr. Williams ran another organization here in town? What was the name of it?
- Give me your educational background or your training to do this? Have you already talked with getting certification from DHEC? Has the lady gone through the DHEC

regulations? They have approved her to do this counseling at this area? Have you all already talked with the school district and received their approval that they would refer students to you? If so, who did you speak with? Dr. Williams is going to lease the property from Mr. Stevenson? And you will work for the organization? This is done in Charlotte already? How many students do you have at that center? How long has it been in business? Dr. Williams runs that one, too? What is the name of her business here? And it is here in Winnsboro? She has a contract with Medicaid now to do this?

- You said this is not your business. Are you representing this business? It is my understanding that you chose Fairfield County because of this lady that you have a venture with? You said it would bring how many jobs? You mentioned that right now, it is for Fairfield County, would you open it up for any other individuals or young students outside of Fairfield County?

- How do you acquire these young people? You said it might be three or four at a time during the day—are they only there for a short period of time for the counseling? How do they get in the program? Are they recommended through the school systems; court systems? These young people might have some behavioral issues for counseling, but don't seem to be violent or anything like that? You try to get them on the right track or try to identify their issues?

- None of these children are being sent to you by the court system?

Questions to Mr. Stowers:

- Looking at the map, it's not the first piece on the right—is it the third piece on the left?

- I notice that the Planning Commission said it would be consistent with the current land uses, how do you relate that being current land uses?

- If the land does get rezone, the business that he said he is going to put there, would that have to be the business that has to be put there, or can he change it?

Chairman Ferguson explained the reading and public hearing process. Hearing no further comments, the Chairman closed public hearing at 6:34 P.M.

4. PUBLIC COMMENT

Mrs. Terry Vickers spoke to the Council on the success of the "The Big Grab" event.

5. COMMITTEE REPORTS

None.

6. OLD BUSINESS

None.

7. NEW BUSINESS

A. First Reading (By Title Only): Ordinance No. 609 - Request For A Zoning Reclassification From RD (Rural Resource District) B-1 (Limited Business District) Of Seven And Forty-Seven Hundredths (7.47) Acres, Owned By Melvin Stevenson, Tax Map No. 071-00-00-016, Located At 44 Toatley Road, Winnsboro, SC, 29180. *It was moved by Council Member Marcharia to accept First Reading (By Title Only) of Ordinance No. 609. The motion died for lack of a second.*

8. COUNTY ADMINISTRATOR'S REPORT:

1. Chief Deputy Lewis gave a report of the department manpower and activities, recent vandalism problems and service of civil papers. *Mr. Hinely was asked to coordinate with the Sheriff and/or Chief Deputy Lewis on the processing of these papers and to conduct a research with other counties to ascertain how they handle their processing.*
2. Mr. Joe Barkevich gave a PowerPoint presentation of the Airport improvements in the past twelve months.
3. Mrs. Tiffany Harrison gave an update on the SC WorkReady Communities Initiative. *It was moved by Council Member Brown; seconded by Council Member Kinley to designate and identify the CMOG as the "champion" and the lead for the Fairfield County community in the Certified WorkReady Communities Initiative. The motion carried unanimously.*
4. Tax notices are ready to go out.

9. CLERK TO COUNCIL'S REPORT

Reported the following events and meetings:

- a. Monday, September 17, 2012, Council Worksession, 6:00 P.M., MTC/Fairfield Hall
- b. Monday, October 1, 2012, Industry Appreciation, 5:15 P.M.
- c. Tuesday, October 2, 2012, Employee Appreciation
- d. Friday, November 9, 2012, Veterans Day

10. BOARD AND COMMISSION MINUTES

Provided as information.

11. INFORMATIONAL ITEMS

Provided as information.

12. COUNTY COUNCIL TIME

Robinson: (a) Set forth that the Community Initiatives project is going to help with economic development, *and so moved, with a second from Council Member Brown, that a date certain for a workshop be set to discuss the Strategic Plan.* Chairman Ferguson responded that Council would do that just as soon as it fits in the schedule of Council.

(b) Indicated the representative from her district had resigned from the Council on Aging Board. She stated she had a young man who has brought in an application and offered to present his name tonight, and *made a motion, with a second coming from Council Member Brown, that Council accept him {Bernard S. McDonald} to fill that position – for the Council on Aging.* Chairman Ferguson responded that he is calling that one out of order since that matter was not before the Council and is not on the agenda. Mr. Hinely was asked to address the issues as it relates to appointing individuals on boards and commissions who are county employees. Council Member Robinson cited there was no information in the Council's rules of organization that would prohibit appointment of county employees and read a ruling from the Supreme Court of the definition of deputy sheriffs and the responsibility of the Sheriff in giving his authorization for one of his employees to serve on a board or commission. *Mr. Hinely was asked to instruct the County Attorney to research this matter and be prepared to address the Council at the next meeting.*

Council Member Robinson set forth that there was a motion and second on the floor. Chairman Ferguson asked the Clerk to state the motion. After the Clerk stated the motion, Chairman Ferguson voiced that he has already made a determination on that—that it is not in order; that it was not on the agenda and cannot be brought forward.

Kinley: Opined that the water authority meeting was well attended and was appreciated.

Marcharia: Apologized that he missed the water authority meeting and stated he would like to be advised of where the County is regarding the water issue. Also commented that he was appalled by the lack of support of preventative programs that come forth to help our youth.

Brown: Set forth that he attended both the Town and County water meetings, and voiced that anything that was said at the second meeting was pretty much said at the first meeting, and there was redundancy.

13. EXECUTIVE SESSION: Receive Legal Advice

At 7:59 P.M., it was moved by Vice Chairman Perry; seconded by Council Member Trapp to go in executive session to receive legal advice regarding a contractual matter. The motion carried unanimously.

At 9:34 P.M., it was moved by Council Member Robinson; seconded by Council Member Marcharia to come out of executive session and return to regular session. The motion carried unanimously.

In open session, Chairman Ferguson reported that the Council received legal advice in executive session and that Mr. Hinely has certain steps to go forward in looking at the water situation on more than one end, and to begin setting up appropriate meetings.

14. ADJOURN

The meeting was adjourned at 9:35 P.M., upon unanimous approval of Council.

SHRYLL M. BROWN
CLERK TO COUNCIL

DAVID L. FERGUSON, SR.
CHAIRMAN