

R. Carlisle Roddey Government Complex
1476 J A Cochran Bypass, Chester, SC
Monday, May 18th, 2020

Present: Chairman Shane Stuart, Vice Chairman Joe Branham, Councilman Pete Wilson, Councilman Alex Oliphant, Councilman Brad Jordan, Councilman Mike Vaughn, Councilwoman Mary Guy, County Attorney Joanie Winters and Clerk to Council Karen Lee.

1. **Call to Order-** Chairman Stuart called the meeting to order.
2. **Pledge of Allegiance and Invocation-**Pledge was recited in unison; Councilwoman Guy gave the invocation.

Councilman Wilson motioned to remove item 7.e Discussion Regarding Policy Instructions of How 911 Dispatch Calls to Animal Control, from the agenda and place it on the next regular called meeting but take as information for tonight, second by Vice Chairman Branham. Vote 6 - 0 to approve.

3. **Approval of May 4th, 2020 Council Minutes-**Councilwoman Guy motioned to approve, second by Councilman Vaughn. Vote 6-0 to approve.
4. **Citizen Comments-**No one signed up to speak.
5. **Public Hearing-** Chairman Stuart opened the public hearing and stated no one signed up to speak.

a. **3rd Reading of Ordinance 2020-6-** An Ordinance to Dissolve the Lando Rural Fire District; To Create the Lando Fire Protection District; To Provide for The Governance; To Create The Boundaries; To Provide for The Levy of Ad Valorem Taxes; To Provide for the Imposition of Fees; To Provide for The Issuance of Bonds; And Other Related Matters.

b. **3rd Reading of Ordinance 2020-14** An Ordinance To Amend Chester County Ordinance No. 2019-6 The 2019-2020 Chester County Budget Ordinance, In Certain Limited Particulars Only.

Chairman Stuart closed the public hearing.

6. **Ordinances/Resolutions/Proclamations**

a. **3rd Reading of Ordinance 2020-6-** An Ordinance to Dissolve the Lando Rural Fire District; To Create the Lando Fire Protection District; To Provide for The Governance; To Create The Boundaries; To Provide for The Levy of Ad Valorem Taxes; To Provide for the Imposition of Fees; To Provide for The Issuance of Bonds; And Other Related Matters.

Councilman Jordan motioned to approve, second by Councilman Oliphant. Vote 6-0 to approve.

b. **3rd Reading of Ordinance 2020-14** An Ordinance To Amend Chester County Ordinance No. 2019-6 The 2019-2020 Chester County Budget Ordinance, In Certain Limited Particulars Only. (30-day Review). It was discussed by Councilman Wilson to allocate \$10,000 dollars from the \$250,000 to restock two of the EMS trucks with supplies. Vice Chairman Branham motioned to approve allocating \$,240,000 for personnel expenses and \$10,000 to restock two EMS trucks with supplies, second by Councilwoman Guy. Vote 6-0 to approve.

- c. **1st Reading in Title Only Chester County Fiscal Year 2020/2021 Budget.**
Councilman Wilson motioned to approve in Title Only, second by Councilman Oliphant. Vote 6-0 to approve.

- d. **2nd Reading of Ordinance 2020-15 An Ordinance to Adopt the Purchase Agreement for Southeastern Petroleum.** Attorney Winters explained Mr. Noble had asked if he could go on the property before the third reading and closing date of the sale to remove two leaking oil drums. She explained to Council this could be done with their approval. Councilman Oliphant motioned to approve the second reading of the sale and allow early entry provided proper documentation was presented to the County Attorney to remediate the leaking oil drums, second by Vice Chairman Branham. Vote 6-0 to approve.

- e. **A Declaration of a State of Emergency for Chester County Coronavirus Extended.**
Chairman Stuart motioned to extend the State of Emergency Order for sixty more days, second by Councilman Jordan. Vote 6-0 to approve.

7. Old Business

- a. **3rd Reading of CCMA20-02:** Lewis Fire Protection Association, Jay Williams, President request 1.45 acres of Tax Map # 104-00-00-024-000 located approximately 1000 feet from Fishing Creek Rd be rezoned from R2 (Rural Two) to R1 (Rural One). *Planning Commission voted 6-0 to approve.* Councilwoman Guy motioned to approve, second by Councilman Jordan. Vote 6-0 to approve.

- b. **Update on the 911 CAD system and Phone Upgrades and Termination of old Contract. E911 Director Doug McMurray**

Mr. Murray explained the phone and CAD upgrades were complete and has better capability than before. Once the invoice is received, they can file for the reimbursement from the State but probably would not receive the check until next budget year. A notice was sent to InterAct to terminate the old contract so it wouldn't auto renew in lieu of the new company.

- c. **Update on the Radio Study-E911 Director Doug McMurray /City Fire Marshall Don Wood.**

Mr. Wood explained the current system being used now does not function well and would result in a safety measure for first responders and citizens if the information they needed could not be heard or receive wrong information on the current radio system. He explained under the current International Fire Code requires new industry or building owners to have responder communication. Improving the county radio system in all locations of the county could help reduce some extra expense to building and industry owners, the VHF used now is weak. The study approved by Council in January 2019 was to see what would be best for the County short and long term. The recommendation was for Chester County to join Palmetto 800 MHz systems, three more sites would need to be added to the four existing PAL 800 sites currently in operation. This would also give 95% radio coverage for all agencies if seven towers were utilized by the County.

Mr. McMurray stated a radio user group needed to be established, so policies and procedures could be put in place for the operation of the system. This would be a county radio system where the county covers all the cost and suggested the policy be done by Council and not an individual agency. The County would own and run the system, Sheriff Dorsey stated if the County commits to the PAL 800 and the Sheriff department decides they don't want that system it would be up to the Sheriff department to find funds to get a new system. Attorney Winters suggested leasing the system to all entities. Sheriff Dorsey explained this would be a great opportunity to move to the

next generation of technology and to provide communication for all first responders for them and the citizens safety. Mr. McMurray stated currently an Ad-hoc group had been established where someone from each agency participates, but he felt like a formal group with authority could get together and bring back reports to Council. Attorney Winters stated Council could create an enabling act ordinance for the radio user group like the one done for the medical responders. She and Mr. McMurray could bring something back by the next regular scheduled meeting.

- d. Discuss List of Exempt and Non-Exempt Employees Regarding Overtime. County Attorney Winters.** Attorney Winters explained it would be hard to determine who was exempt and not exempt without a job description unless they knew their job duties. Whether you are exempt or not it is driven by the job description, some don't have job descriptions therefore making it problematic. HR Director Hyatte Kelsey stated some employees with the title of supervisor their primary function was not just supervision and administration they do the same work as a blue-collar employee.

Attorney Winters explained the org charts were approved every year along with the budget and doesn't want Council to approve them if there not correct. Councilman Wilson asked if Mr. Kelsey and Attorney Winters could bring this back to Council to determine who should receive overtime and who should not.

- e. Discussion Regarding Policy Instructions of How 911 Dispatch Calls to Animal Control. – Councilman Wilson.** This was taken as information and moved to the next regular called meeting.

f. Action Taken by the Chester County Transportation Meeting May 18th, 2020

1. Update on Connor Road-Taken as Information
2. Update on Baseball Alley-Taken as Information
3. Update on Ashford Street -Taken as Information
4. Update on Murdock Road-Taken as Information
5. **Approval of Request for Reimbursement to the County Roads Department for Road Maintenance from January 2nd, 2020 to April 30th, 2020 in the Amount of \$ 24,519.67.**
Councilman Oliphant motioned to approve, second by Councilman Jordan. Vote 6-0 to approve.
6. **Approval of Request for Reimbursement to the County Recycling Department for Sign Material from January 2020 to April 2020 in the Amount of \$ 3898.10.**
Councilman Jordan motioned to approve, second by Vice Chairman Branham. Vote 6-0 to approve.

g. April Litter Pickup and May Litter Enforcement Report-Chairman Stuart

Chairman Stuart stated 131 bags of trash was picked up in April, along with \$3700.00 dollars in fines on pending cases from litter enforcement.

8. Executive Session-Councilwoman Guy motioned to go to Executive Session, second by Councilman Wilson. Vote 6-0 to approve.

- a. Receive Legal Advice Concerning the Fort Lawn Fire District. -Chairman Stuart (amended) Councilman *Jordan recused stating he was related to a board member as well as several Firefighters on the Fort Lawn Fire District.*
- b. Legal Update on the Opioid Epidemic. County Attorney Winters.
- c. Legal Update on the Spec Building and Property Purchase-County Attorney Winters.
- d. Economic Development Matter SSRC Request-Interim Economic Development Director Jeff Burgess.

9. Council Actions Following Executive Session-Councilman Wilson motioned to go back to Regular Session second by Councilman Oliphant. Vote 6-0 to approve.

- a. Action Taken Regarding the Fort Lawn Fire District. Taken as Information
- b. Action Taken Regarding the Opioid Epidemic. Taken as Information
- c. Action Taken Regarding the Spec Building and Property Purchase. Taken as Information
- d. Action Taken Regarding Economic Development SSRC Request. Taken as Information

10. Council Comments-None

11. Adjourn-Councilwoman Guy motioned to adjourn, second by Councilman Jordan. Vote 6-0 to adjourn.

Time: 9:30 PM

K. Shane Stuart, County Supervisor & Chairman

Karen Lee, Clerk to Council

Pursuant to the Freedom of Information Act, the Chester News & Reporter, The Herald in Rock Hill, SC, WSOC-TV, Channel 9 Eyewitness News, the Mfg. Housing Institute of SC, WRHI Radio Station, C&N2 News, WCNC News and Capitol Consultants were notified and a notice was posted on the bulletin board at the Chester County Government Building 24 hours prior to the meeting