

**CHESTERFIELD COUNTY COUNCIL  
REGULAR MEETING  
COUNCIL CHAMBERS  
NOVEMBER 6, 2019 ..... 9:00 A.M.**

**PRESENT:** Chairman Al Johnson, Council Members: Hattie Burns, Bruce E. Rivers, Gerald L. Miller, Ralph E. Watson, William R. Butler Mary D. Anderson and Ben Teal.

**ABSENT:** Vice-Chair Douglas A. Curtis.

**OTHERS PRESENT:** Tim Eubanks – Administrator, Betty M. Boswell – Clerk to Council/Administration Office Manager, Michelle Stanley – Finance Director, Lisa Gainey – Human Resource Director, C. Heath Ruffner – County Attorney/Assistant Administrator, Keith Snipes – Lifeguard Ambulance Service, Marty Horton, Harold Hainey – Director, Emergency Preparedness, Sean Anderson – Pine Gate Renewables and Robert Monnie – The Link. There were others attending the meeting who did not sign the sign-in-sheet.

**PRESS:** Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 178 Mill Street, Chesterfield, SC, and the County Website ([www.chesterfieldcountysc.com](http://www.chesterfieldcountysc.com)). In addition it was made available to the newspapers and concerned citizens (*upon request*). Members of the press present: Robert Monnie – The Link.

**CALL TO ORDER AND PRAYER**

Chairman Johnson welcomed everyone and Council Member Bruce E. Rivers opened the meeting with prayer.

**ADOPTION OF AGENDA**

Council Member Butler made a motion to adopt the November 6, 2019 meeting agenda. Council Member Anderson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**APPROVAL OF MINUTES**

**a. October 2, 2019 – Regular Meeting**

Council Member Burns made a motion to approve the October 2, 2019 Regular Meeting Minutes. Council Member Watson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**APPOINTMENTS**

**a. Keith Snipes, Lifeguard Ambulance Service**

Appeared before Council to give them an update on the new ambulance service and to answer any questions Council may have.

**PUBLIC HEARINGS**

**a. Project Centerfield FILOT Ordinance – Public Hearing**

Council Member Butler made a motion to open the Public Hearing. Council Member Miller seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

There were no oral comments from the public made nor were any written comments received.

Council Member Burns made a motion to close the public hearing. Council Member Teal seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**ORDINANCE READINGS AND RESOLUTIONS**

**a. Project Centerfield FILOT Ordinance – 3<sup>rd</sup> Reading**

Council Member Watson made a motion to pass 3<sup>rd</sup> Reading. Council Member Anderson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**b. Building Codes Ordinance – 2<sup>nd</sup> Reading**

Council Member Rivers made a motion to pass 2<sup>nd</sup> Reading. Council Member Watson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**c. Lease Purchase Agreement Ordinance (Sheriff’s Vehicles) – 1<sup>st</sup> Reading, by title only**

Council Member Burns made a motion to pass 1<sup>st</sup> Reading, *by title only*. Council Member Miller seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**d. Project Tool SSRC Ordinance – 1<sup>st</sup> Reading, by title only**

Council Member Burns made a motion to pass 1<sup>st</sup> Reading, *by title only*. Council Member Miller seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**e. Master MCP Amendment Ordinance (Project Tool) – 1<sup>st</sup> Reading, by title only**

Council Member Rivers made a motion to pass 1<sup>st</sup> Reading, *by title only*. Council Member Butler seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**f. Master MCP Amendment (Crown Solar) - Resolution**

Council Member Burns made a motion to adopt the Resolution. Council Member Watson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

**ITEMS SUBMITTED BY STAFF**

**a. Bid Award – Timber Removal (Belk Property) – Stanley**

Ms. Stanley advised that an Invitation for Bids (IFB) was sent out for Forestry Timber Management Belk Site (Dove Sutton Road) and staff received the following two proposals:

- |   |             |
|---|-------------|
| 1) Carolina Landscape Supplies, LLC, Inc.       |             |
| Clear Cut Services/Debris Removal               | \$1,800.00  |
| Stump Removal                                   | \$31,650.00 |
| 2) Carolina Timber Brokers, LLC                 |             |
| Clear Cut Services/Debris Removal/Stump Removal | \$52,185.00 |

Staff recommended that the bid be awarded to Carolina Landscape Supplies, Inc. in the amount of \$1,800.00 for clear cut services/debris removal only, which is the lowest bid.

Council Member Butler made a motion to award the bid to Carolina Landscape Supplies, Inc. in the amount of \$1,800.00 for clear cut services/debris removal only. Council Member Watson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

#### **ADMINISTRATOR'S REPORT**

Reminded Council there was a Road Committee meeting immediately following the Council meeting.

#### **COUNCIL MEMBERS' COMMENTS**

**Council Member Anderson:** Advised that she and Council Member Burns serve on one of the standing committees of the SC Association of Counties and thanked Council for the opportunity for them to serve on and attend the SC Association of Counties Steering Committee meetings.

Council Member Anderson advised that on behalf of NESA, she attended an Inland Port Presentation at the Florence Civic Center and she would like to share some of the information she received at the presentation by showing Council a short video. A short video regarding Inland Ports was shown to Council.

**Council Member Teal:** Mr. Teal advised he would not be attending the December Council meeting. He advised he had won an award from the state and that he would be traveling to California to represent South Carolina at a national agricultural conference.

#### **EXECUTIVE SESSION**

a. Chairman Johnson advised that pursuant to S.C. Code § 30-4-70(a)(5), Council needed to enter into executive session for the discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the county regarding the following: Project Candy Apple.

b. Chairman Johnson advised that pursuant to S.C. Code § 30-4-70(a)(2), Council needed to enter into executive session for the discussion of negotiations incident to proposed contractual arrangements, the receipt of legal advice where the legal advice relates to a pending,

threatened, or potential claim or other matters covered by the attorney-client privilege, regarding the following: Opioid Litigation.

Council Member Teal made a motion to enter into executive session. Council Member Watson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

Council Member Miller made a motion to exist executive session. Council Member Watson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

### **REGULAR SESSION**

Chairman Johnson reported Council is back in regular session and that no action was taken and no motions were made in executive session other than to exit executive session.

**C. Heath Ruffner, Attorney/Assistant Administrator:** Mr. Ruffner advised regarding the Opioid Litigation (Item 18.b) in executive session. Based on discussion in executive session, he recommended that Council authorize the Administrator to execute an Exclusion Request Form in regards to the national prescription opioid litigation to exclude Chesterfield County from that national class action litigation and for the County to continue with their own state court action.

Council Member Butler made a motion to authorize Administrator Eubanks to execute the Exclusion Request Form in regards to the national prescription opioid litigation to exclude Chesterfield County. Council Member Watson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

### **ADJOURN**

Council Member Miller made a motion to adjourn. Council Member Anderson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

### **APPROVED:**



Al Johnson, Chairman

Date: December 4, 2019

### **ATTEST:**



Betty M. Boswell, Clerk to Council