

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, DECEMBER 4, 2007 6:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

| | |
|------------|------------------------|
| Chair | Joseph McEachern |
| Vice Chair | Valerie Hutchinson |
| Member | Joyce Dickerson |
| Member | Norman Jackson |
| Member | Damon Jeter |
| Member | Paul Livingston |
| Member | Bill Malinowski |
| Member | Mike Montgomery |
| Member | L. Gregory Pearce, Jr. |
| Member | Bernice G. Scott |
| Member | Kit Smith |

OTHERS PRESENT – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Joe Cronin, Stephany Snowden, Jennifer Dowden, Tamara King, Larry Smith, Amelia Linder, Joseph Kocy, Anna Almeida, Jennie Sherry-Linder, Teresa Smith, Daniel Driggers, Audrey Shifflett, Frank Frierson, Jocelyn Jennings, Jim Wilson, Chief Harrell, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:00 p.m.

INVOCATION

The Invocation was given by the Honorable Kit Smith

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Kit Smith

POINT OF PERSONAL PRIVILEGE – Mr. Pearce recognized that the Mayor of Forest Acres, Frank Brunson and the Administrator of Forest Acres, Mark Williams were in the audience.

Ms. Scott moved, seconded by Mr. Malinowski, to add a presentation of the Pioneer Bowl game ball by Coach Willie Washington. The vote in favor was unanimous.

PRESENTATION

Appearance Counts Awards – Ms. Snowden recognized the Appearance Counts award winners and thanked Woodley's Garden Center for their continued support. Ms. Lisa Messing, one of the Appearance Counts award recipients, gave a brief speech.

Ms. Ryan Nevius, Appearance Commission Chair, gave a brief update on the Appearance Commission's impact project at the Fort Jackson Corridor.

Presentation of Pioneer Bowl Game Ball – Coach Willie Washington presented Council with the game ball from the Pioneer Bowl.

ADOPTION OF AGENDA

Ms. Finch stated that Item 3 should be Consent and that Item 2.f. should be added to the list of Consent Items.

Ms. Hutchinson moved, seconded by Mr. Jackson, to approve the agenda as amended.

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: November 20, 2007 – Ms. Scott moved, seconded by Ms. Hutchinson, to approve the minutes as distributed. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

The following items were potential Executive Session items:

- a. **NE Sanitary Landfill Settlement Negotiations**

- b. **SOB Update**
- c. **Riverside Property**
- d. **Project Y**

REPORT OF THE COUNTY ADMINISTRATOR

NACo Prescription Card Update – Mr. Pope gave a brief update regarding this program.

RTA Pilot Bus Pass Program – Mr. Pope stated that the Business Service Center will begin a pilot program next month to allow RTA bus passes to be purchased at the Administration Building.

Recreation/Entertainment Complex Work Session – Mr. Pope stated that a work session needed to be scheduled to finalize the Master Plan for the recreation complex.

REPORT OF THE CLERK OF COUNCIL

Council Pictures – Ms. Finch stated that the pictures were available for those Council members that ordered them.

Agenda Software Training – Ms. Finch reminded Council that agenda software training was December 5th from 9:00-11:00 a.m. in the IT training room.

REPORT OF THE CHAIRMAN

Joint City/County Work Session – Mr. McEachern stated that the work session was scheduled for December 10th from 9:00 a.m.-12:00 p.m.

Strategic Planning Report – Mr. Pope stated that the initial process of the strategic plans has been completed. He also suggested that the Clemson staff attend the Council Retreat to give Council an update.

PUBLIC HEARING ITEMS

Mr. McEachern opened the floor to the following public hearings:

- **Ordinance Authorizing Fee Agreement, including payment of a fee-in-lieu of taxes, to Staples** – No one signed up to speak.
- **Ordinance authorizing Assignment and Assumption of International Truck and Engine Corporation Fee Agreement and Inducement Agreement and Millage Rate Agreement** – No one signed up to speak.

The public hearing was closed.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Scott, to approve the following consent items:

- **Ordinance Authorizing Fee Agreement, including payment of a fee-in-lieu of taxes, to Staples** [Third Reading]
- **07-58MA, Jeff Lanham, RM-HD to NC (2.24 Acres), Neighborhood Commercial, 06016-09-01, 960 Zimalcrest Drive** [Second Reading]
- **07-59MA, Bruce Oswald, RS-MD to GC (3.47 Acres), General Commercial, 11708-06-01 & 06, Fairfield Rd. & Prescott Rd.** [Second Reading]
- **Ordinance authorizing Assignment and Assumption of International Truck and Engine Corporation Fee Agreement and Inducement Agreement and Millage Rate Agreement** [Second Reading]
- **Ordinance to include KIRCO property in the I-77 Corridor Regional Industrial Park** [Second Reading]
- **Project Y FILOT Ordinance** [Second Reading]
- **Resolution for Bluff Road Corridor Project**
- **Request for approval to partner with the City of Columbia and expend \$7,500 for a commercial retail study of the Monticello Road corridor**
- **Request to accept a State Criminal Alien Assistance Grant from the U. S. Department of Justice for the Alvin S. Glenn Detention Center (\$24,158)**
- **Funding Request: On Point Radio Show (\$10,000)**
- **Request for Funding: Palmetto Center for Advocacy (\$50,000)**
- **Request to approve a conservation easement from Mr. F. D. Monroe for approximately 100 acres in Northeast Richland County**
- **Request to approve a conservation easement from Mr. John Kirk for approximately 50 acres in Northeast Richland County**
- **Request to approve a list of pre-qualified engineering firms for neighborhood master plans**

THIRD READING ITEMS

07-52MA, Ashley Oaks Development, Mike Shelley (29.30 Acres), M-1 to RS-LD, Single Family Residential, 17700-01-13, Wilson Blvd. & Farrow Road – Ms.

Dickerson moved, seconded by Ms. Scott, to defer this item until the December 18th meeting. The vote in favor was unanimous.

SECOND READING ITEMS

07-61MA, Peak Holdings, LLC, M-1 to GC (26.64 Acres), General Commercial, 02500-07-05, Peak Exit of I-26 – Ms. Dickerson moved, seconded Ms. Scott, to approve this item. The vote was in favor.

An Ordinance approving a moratorium on development in a portion of the Congaree Floodway – Mr. Montgomery moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

A resolution in support of the issuance by the South Carolina Job-Economic Development Revenue Bonds (Waste Management of South Carolina, Inc. Project) Series 2007, pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina, 1976, as amended, in the aggregate principal amount of not exceeding \$20,000,000 – Mr. Livingston moved, seconded by Mr. Montgomery, to approve this item. A discussion took place.

The vote in favor was unanimous.

Revisions to Hospitality Tax Grant procedures, guidelines, and application – Ms. Smith moved, seconded by Mr. Montgomery, to approve the committee's recommendation with the following amendments: to not limit funding of a project to 50% and to direct the committee to develop a policy whereby organizations are encouraged to find other funding sources over time. A discussion took place.

The vote was in favor.

Sheriff's Department: Request to approve and fund personnel for the new Region 7 Headquarters to be located on Screaming Eagle Road – Ms. Smith stated that the committee's recommendation was for approval of Option 3. A discussion took place.

The vote in favor was unanimous.

A Budget Ordinance for 911 System Upgrades – Ms. Smith stated that the committee's recommendation was for approval. A discussion took place.

The vote in favor was unanimous.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Lower Richland Sewer Service – Mr. Pope stated that the committee's recommendation was to approve Option 2. A discussion took place.

The vote in favor was unanimous.

Resolution in support of the Cool Counties program – Mr. Pope stated that the committee's recommendation was to approve this item.

Mr. Malinowski provided Mr. Pope with information on global warming for his review.

The vote in favor was unanimous.

Acceptance of Property Donation – Ms. Scott moved, seconded by Ms. Dickerson, to accept the donated property, to deem that the property be used for recreational purposes as agreed upon by both parties and to work on acquiring the remaining property. A discussion took place.

The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

No report was given.

CITIZEN'S INPUT

Dean Slade, Eau Claire Cooperative Health, thanked Council for their continued support.

EXECUTIVE SESSION ITEMS

Mr. Jackson moved, seconded by Ms. Scott, to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 7:34 p.m. and came out at approximately 8:12 p.m.
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Ms. Scott moved, seconded by Ms. Hutchinson, to come out of Executive Session. The vote in favor was unanimous.

- a. **N. E. Sanitary Landfill** – Ms. Scott moved, seconded by Mr. Jackson, to approve this item as discussed in Executive Session with the deletion of 1.k. The vote in favor was unanimous.
- b. **SOB Update** – No action was taken.
- c. **Riverside Property** – Mr. Livingston moved, seconded by Ms. Smith, to accept the Administrator's recommendation and have him bring back a funding source.

| <u>In Favor</u> | <u>Oppose</u> |
|-----------------|---------------|
| Pearce | Malinowski |
| Jeter | Jackson |
| Hutchinson | McEachern |
| Livingston | Dickerson |
| Smith | |
| Scott | |
| Montgomery | |

MOTION PERIOD

Dick Anderson Resolution – Ms. Hutchinson moved, seconded by Mr. Malinowski, to approve a resolution for Dick Anderson in recognition of his 32 years teaching tennis for the Recreation Commission. The vote in favor was unanimous.

Recreation/Entertainment Complex Work Session – Ms. Hutchinson moved, seconded by Ms. Scott, to direct the Administrator to set up a work session for the recreation complex. A discussion took place.

The consensus of Council was to schedule the work session for December 18th at 3:00 p.m.

January Schedule – Ms. Smith proposed that Council meet on the 2nd, 4th and 5th Tuesdays in January.

Tribute for South Carolina's Fallen Warriors – Ms. Smith requested that a letter of apology be sent to them for there not being any representation from Council at the dinner due to an oversight on her part.

Blythewood High School Football Team Resolution – Ms. Dickerson requested to approve a resolution for the Blythewood High School Football team.

Airport Master Plan – Mr. Pearce referred to the A&F Committee the matter of the Master Plan for the Owens Field Airport.

Ramifications of Cayce Annexation – Mr. Pearce requested a report on the ramifications of Cayce annexing property in Richland County.

Dissolution of CMRTA – Mr. Jackson referred to the D&S Committee the possibility of dissolving the CMRTA and creating a Richland County Transit Authority.

Digital Billboards – Mr. Jackson moved, seconded by Ms. Scott, to recall the digital billboard ordinance from the Planning Commission and send it back to Council. A discussion took place.

The vote was not unanimous.

POINT OF ORDER: Ms. Smith stated that during the motion period you cannot spring things on Council members and you cannot spring things on the public. So, when a motion is made and it's not unanimous it has to be forwarded to committee.

Mr. McEachern ruled that it required a majority vote to recall the item and send it to committee.

Ms. Smith appealed the Chair's ruling. A discuss took place.

| <u>In Favor</u> | <u>Oppose</u> |
|-----------------|---------------|
| Malinowski | Pearce |
| Jackson | Smith |
| Jeter | Montgomery |
| Hutchinson | |
| McEachern | |
| Livingston | |
| Dickerson | |
| Scott | |

The vote was in favor of accepting the Chair's ruling.

| <u>In Favor</u> | <u>Oppose</u> |
|-----------------|---------------|
| Malinowski | Pearce |
| Jackson | Hutchinson |
| Jeter | Smith |
| McEachern | Montgomery |
| Livingston | |
| Dickerson | |
| Scott | |

The vote was in favor of recalling the item from the Planning Commission and sending it to the D&S Committee.

Fund Balances – Mr. Jackson requested a report on all fund balances by the end of the year.

Dirt Road Study – Ms. Scott requested that the Administrator bring back a report regarding the dirt road study.

Farmers' Market Resolution – Ms. Scott moved, seconded by Mr. Jackson, to approve a resolution to request that the Farmers' Market remain at the Bluff Road location.

ADJOURNMENT

The meeting adjourned at approximately 8:59 p.m.

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley