

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
OCTOBER 3, 2000
6:00 P.M.**

PRESENT: Kit Smith, Chair; L. Gregory Pearce, Jr., Vice-Chair; Susan Brill; Paul Livingston; Joseph McEachern; J.D. "Buddy" Meetze; Anthony G. Mizzell; Stephen F. Morris; Bernice G. Scott; Thelma M. Tillis; James Tuten

OTHERS PRESENT: T. Cary McSwain, Tony McDonald, Milton Pope, Darren Gore, Larry Smith, Michelle-Cannon-Finch, Amelia Linder, Marsheika G. Martin, Monique Walters, Jim Prater, Mullen Taylor, John Hicks, Rodolfo Caldwell, Harry Huntley

CALL TO ORDER

The meeting was called to order at approximately 6:05 p.m.

INVOCATION

The Invocation was given by the Honorable Jim Tuten.

PRESENTATIONS

Ms. Brill presented Proclamations to Mr. David Snyder and Mr. Robert Frashina for receiving an award for Eagle Scouts.

ADOPTION OF AGENDA

Ms. Scott requested to add a presentation from the Columbia City Jazz Company.

Ms. Smith offered this as item-6, prior to Citizen's Input, with unanimous consent of Council. Mr. Morris objected.

Mr. McEachen requested to add the Millage Presentation under the report of the Administration and Finance Committee as item-O.

Mr. Mizzell moved, seconded by Mr. Pearce, to adopt the agenda as amended. The vote in favor was unanimous.

CITIZEN'S INPUT

Bill McClanahan, Lillie Bates, Virginia Sanders spoke of concerns regarding deletion of special exceptions.

Ms. Evelyn Bush spoke in opposition to the Deletion of Special Exception: Commercial uses in rural zones and the adoption of a new ordinance: GIS Data Management.

The following persons spoke regarding the Sease Road issue:

Ms. Alma Hall; Mr. Michael Watts; Tami Redding; Lorene Mills; Mr. Van Willis; Mr. Gregg Whit; Harvey Hoots; Paul Youngner; Bruce Holland; John Gibbons; Marian Norman; Vonnie White; Horace Stephens; Edith Burkett; Margaret Corley; Harvey Gandy

**Richland County Council
Regular Session
October 3, 2000
Page Two**

APPROVAL OF MINUTES

**September 19, 2000: Regular Session
September 26, 2000: Zoning Public Hearing**

Mr. Mizzell moved, seconded by Mr. Pearce, to approve the minutes. The vote in favor was unanimous.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

Mr. Larry Smith, County Attorney, stated there were no items to be discussed in Executive Session.

REPORT OF COUNTY ADMINISTRATOR

Status of Landfill

Mr. T. Cary McSwain, County Administrator, gave a brief status on negotiations with the City on the landfill for construction and demolition. He stated negotiations and discussions are ongoing with the City Manager, Mike Bierman, to either divert their wastes or pay the rate of \$18.00.

Mr. Meetze requested for the City to be cut off at the landfill on October 1st.

Detention Center Consultant

Mr. McSwain stated Mr. Parrish was selected to analyze policy and procedures of the Detention Center. He stated Mr. Parrish conducted a thorough insight review of the Center and a final report will be released in nine to ten days.

CONSENT AGENDA ITEMS

Ms. Smith requested for the Clerk to work with other Councils that may have consent agendas and if we could follow one of their formats.

DEVELOPMENT AND SERVICES COMMITTEE:

Adoption of new Ordinance: GIS Data Management - First Reading approval to the proposed GIS Data Management Ordinance.

Award of Contract: NPEDES Permit Implementation - Approval of the award of contracts to Ogden Environmental and Engineering Services for the implementation of the NPDES permit and to Woolpert LLP for inventory and mapping of the County's stormwater outfall system contingent upon review of the contracts and purchase orders by the Legal Department.

Approval of Quit Claim Deed for Arlene Drive – First Reading approval to quit claim deed for the abandoned portion of Arlene Drive.

Award of Contract: Phase II of the Atlas Road Sewer Project: Approval of an award of contract to Trussell Brothers Construction, Inc. in the amount of \$775,877.00 for the implementation of Phase II of the Atlas Road Sewer Project.

Richland County Council
 Regular Session
 October 3, 2000
 Page Three

ADMINISTRATION AND FINANCE COMMITTEE:

Resolution: Reverend Dr. Jordan D. Smith: Approved.

Auditor, Treasurer: Budget Amendment for Reimbursement from DOR :
 First Reading approval of the budget amendment to allocate funds from SCDOR.

Planning: 1999 National Electrical Code: First Reading approval of the adoption of the 1999 National Electrical Code.

Legal: Optional Holiday Ordinance Repealed: First Reading of the ordinance amendment to remove the option holiday.

Procurement: Purchase of Crushed Stone Products - Approve the contract renewal with Tarmac Mid-Atlantic for the purchase of crushed stone.

Procurement: Cost per Copier Services: Approve the award of contract to Minolta Corporation for cost per copier services.

Detention Center: Contract Renewal with Bradley Wholesale Meat :
 Approval of the renewal of contract with Brantley Wholesale Meat to provide meats and cheeses to the Detention Center.

Detention Center: Lightning Protection Contract – Approval of the purchase of lightning protection services in the amount of \$157,000.00 from Altec Corporation.

Community Development: Hunger & Homelessness Awareness Week – Approval of a proclamation recognizing November 12-18th, 2000 as Hunger and Homelessness Awareness Week.

Riverbanks Zoo: Budget Amendment for Budget Correction – First Reading approval of a budget amendment of an additional \$197,807.00 to the Riverbanks Zoo budget.

New full-time position for the Treasurer's Office – First Reading approval of a new full-time position for the Treasurer's Office.

Ms. Scott moved, seconded by Mr. Mizzell, to adopt the Consent Items. The vote in favor was unanimous.

THIRD READING ITEMS

01-03TA, Mobile Homes

Mr. Morris moved, seconded by Mr. Meetze, to approve this item for Third Reading. The vote in favor was unanimous.

01-04TA, Add Adult Day Care as Defined Use

Mr. Meetze moved, seconded by Mr. Tuten, to approve this item for Third Reading. The vote in favor was unanimous.

01-07TA, Deletion of Special Exception: Commercial Uses in Rural Zones

Ms. Scott requested clarification in the language of the ordinance.

Mr. Meetze moved to defer this item and requested staff to work on the language; maybe "change" instead of "deletion".

**Richland County Council
Regular Session
October 3, 2000
Page Four**

Ms. Smith stated in the future the title of the ordinances should be amended so there would be no misunderstanding.

After discussion, Mr. Meetze withdrew his motion.

Ms. Smith read to the public what the amended ordinance stated. She stated the intent was to be able to grant special exceptions that would not disrupt the character of the neighborhood. Ms. Smith reported if a bigger commercial property wanted to come in, the ordinance does not state that they can't, it is saying that they would have to be zoned commercial.

Ms. Scott moved, seconded by Mr. Morris, to defer this item for two weeks. The vote in favor was unanimous.

SECOND READING ITEMS

Mr. Morris moved, seconded by Mr. McEachern, to approve the following items for Second Reading:

- 00-11MA, Horace Stephenson, From RS-3 to C-1, TMS 11905-05-06, 312 Sharpe Road
- 01-02MA, Harold Pickrel, From RG-2 to C-3, TMS 17015-01-02(P), NE/S Dawson Road
- 01-04MA, Stewart Mungo, From PUD to Amended PUD, TMS 04100-04-01(P) & 02, 732 & 740 (P) Koon Road
- 01-05MA, Athenia Fraizer, From RS-2 to MH-2, TMS 16212-13-01, 02, 03, 05, 07, & 08, Winnfield Road

The vote in favor was unanimous.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Directive to proceed with Sease Road Construction Project

Ms. Smith stated the Committee's recommendation was to look at other alternatives.

Mr. Morris moved, seconded by Mr. Tuten, to defer this to the first meeting in November, and in the meantime, Council should receive a report from Mr. Ralph Pearson with comparisons of the roads.

A discussion took place.

Mr. Ralph Pearson, County Engineer, stated in 30 days he would give Council a cost analysis and the seriousness of the sight distance problems.

Mr. Morris withdrew his motion, seconded by Mr. Tuten.

Mr. Livingston moved, seconded by Mr. Mizzell, to defer until the November 14th Council meeting for 30 days and obtain a more detailed information on cost analysis and vision view.

**Richland County Council
Regular Session
October 3, 2000
Page Five**

Mr. McSwain stated Elliot Richardson Road has been ruled out. He stated the legal attorney and staff have reviewed the railroad contract and the railroad might be required to pay for the crossing.

The vote of the motion was in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Sheriff's Department: Towing/Storing Fee

Mr. McEachern stated the committee recommended first reading approval of the ordinance amendment to increase towing fees from \$40.00 to \$75.00 and storage fees from \$2.00 per day to \$10.00 per day.

A discussion took place.

Ms. Scott called for the question, seconded by Mr. McEachern. The vote in favor was unanimous.

Mr. Larry Smith, County Attorney, stated some of the language is stricken from the ordinance that refers to special circumstances. He stated Council needed to address not only the basic tow charge, but also those issues that may be special circumstances such as towing vehicles out of water or woods or an 18-wheeler that has to be towed, etc. He gave examples of an additional \$50.00 fee of in these instances and an additional \$150.00 for the removal of an overturned 18-wheeler.

Mr. Smith recommended for the special circumstances to be incorporated into the motion.

Mr. McEachern made an amendment to the motion, seconded by Ms. Tillis, to include the incorporation of special circumstances, which was recommended by staff. The vote was in favor. Mr. Morris opposed.

The vote of the committee report as amended to include special circumstances was in favor. Mr. Morris opposed.

Millage Presentation

Mr. Harry Huntley, County Auditor, gave a brief overview of the millage for FY00/01.

A discussion took place.

Mr. Huntley stated the increase came in assessed value of motor vehicles, real estate, fee-in-lieu of tax and manufacturing property.

Ms. Smith requested to see the general fund mill value for the last five years.

Mr. Huntley stated there would be a \$40.00 increase for persons in a \$100,000.00 home and a \$10.00 increase on a car. He went on to state the increases for school districts.

**Richland County Council
Regular Session
October 3, 2000
Page Six**

Adoption of Millage Ordinance

A copy of the ordinance was not available at this time.

Mr. Livingston moved, seconded by Ms. Scott, to adjourn debate on this item and take it up at the end of the meeting. The vote in favor was unanimous.

Voting Machines

Mr. McSwain stated that because of the additional items on the ballots for November, additional voting machines are needed. He stated there is a contract that is open and allows the County to purchase voting machines under the same process as before. He stated the County Attorney reviewed the contract and it is available to the County.

Mr. McEachern moved, seconded by Mr. Pearce, to amend the current contract and authorize the County Administrator to negotiate a contract up to 55 machines, not to exceed \$121,000.00. The vote in favor was unanimous.

Mr. Morris requested the County Administrator to immediately start paperwork on reimbursement from the state.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

Appointments to the Airport Commission-3

Mr. Livingston stated there are three appointments to be made to this commission with only two applications received.

Mr. Morris moved, seconded by Mr. Meetze, to appoint Mr. John C.B. Smith, Jr. and Mr. Billie E. Tuten to this board and re-advertise for the one vacancy. The vote in favor was unanimous.

Building Board of Adjustment and Appeal-2

Mr. Livingston stated there are two appointments to make to this board with no applications received. He stated the committee recommended re-advertising the vacancies. The vote in favor was unanimous.

Midlands Commission on Homelessness-3

Mr. Livingston stated there are three appointments to make to this board with no applications received. He stated the committee recommended re-advertising the vacancies. The vote in favor was unanimous.

Richland Memorial Hospital Board-1

Mr. Livingston there is one appointment to be to this board with one application received. He stated there is some question about the applicant's continued service.

Mr. Livingston moved, seconded by Ms. Scott, to defer this item pending legal advice to the next Council meeting.

**Richland County Council
Regular Session
October 3, 2000
Page Seven**

The vote was as follows:

<u>Favor</u>	<u>Oppose</u>
Livingston	Morris
Mizzell	Meetze
Smith	Pearce
McEachern	Brill
Scott	Tuten
Tillis	

The motion passes.

Zoning Board of Adjustment-1

Mr. Livingston stated there was one appointment to be made to this board with two applications received.

Mr. Morris moved, seconded by Mr. Mizzell, to elect Mr. Terry Brown to serve on this board. The vote in favor was unanimous.

Mr. Pearce stated the other candidate, Mr. Leroy Smith, is a very viable candidate and he requested for Mr. Smith to be contacted once the board is expanded so he can re-apply.

Mr. Mizzell requested for the Clerk's office to give Mr. Leroy Smith a call rather than just sending a letter.

NOTIFICATION OF A VACANCY TO A BOARD, COMMITTEE

Board of Assessment Appeals – 1

Mr. Livingston notified Council of a vacancy to this board.

CITIZEN'S INPUT

The following persons spoke of concerns regarding Olympia Road: Corrina Branham; Carolyn Caraman; Doris Raynor, Tora Linton

On behalf of Richland County Detention Center Officers, Mr. Ira Peay, requested that the Juvenile Detention Center be renamed after Officer Alvin Glenn. He also spoke of concerns with the Detention Center.

MOTION PERIOD/ANNOUNCEMENTS

Ms. Scott moved, seconded by Ms. Tillis, to refer the renaming of the Juvenile Detention Center in honor of Officer Alvin Glenn to the Administration and Finance Committee.

Ms. Scott moved to place on a Committee Agenda a presentation from the Columbia City Jazz Company to Administration and Finance Committee.

Ms. Smith informed Council of a letter of a FEMA meeting that will take place on October 4th in Washington. She stated that Mr. Pearce, Mr. McSwain and

**Richland County Council
Regular Session
October 3, 2000
Page Eight**

herself would be attending. Mr. McEachern requested for all Council members to be contacted when meetings come up.

Millage Ordinance

Mr. McSwain stated the millage ordinance was not available at this time and needed to be deferred to a Special Called Meeting.

Mr. Pearce moved, seconded by Ms. Brill, to have a Special Called Meeting on Thursday, October 5th at 12:00 regarding the Millage Ordinance. The vote in favor was unanimous.

Briefing on an Escapee

Chief Harrell briefed Council on the escapee

ADJOURNMENT

The meeting adjourned at approximately 8:30 p.m.

Kit Smith, Chair

L. Gregory Pearce, Jr., Vice-Chair

Susan Brill

Paul Livingston

Joseph McEachern

J.D. "Buddy" Meetze

Anthony G. Mizzell

Stephen F. Morris

Bernice G. Scott

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin