

**RICHLAND COUNTY COUNCIL  
REGULAR SESSION  
MARCH 16, 2004  
6:00 P.M.**

**MEMBERS PRESENT:** Bernice G. Scott, Chair; Joan B. Brady, Vice-Chair, Susan Brill, Paul Livingston, Doris M. Corley, Joseph McEachern, Anthony Mizzell, L. Gregory Pearce, Jr., Kit Smith, Thelma M. Tillis, James Tuten

**OTHERS PRESENT:** T. Cary McSwain, Michielle Cannon-Finch, Amelia Linder, Tony McDonald, Milton Pope, Ashley Bloom, Pam Davis, Roxanne Matthews, Michael Criss, Marsheika Martin

**CALL TO ORDER** – The meeting was called to order at approximately 6:00 p.m.

**INVOCATION** - The Invocation was given by the Honorable Joan Brady.

**PLEDGE OF ALLEGIANCE**

**PRESENTATIONS**

**Tuskegee Airmen 60<sup>th</sup> Anniversary-Celebrate Freedom Foundation** – Mr. Woody Randall informed Council of the upcoming reunion on November 4<sup>th</sup>.

**Rev. Richard Robinson, Lutheran Family Services Re: Somali Bantu Relocation into the Midlands** – Reverend Robinson provided Council with information about the relocation and requested the County's support.

**CITIZEN'S INPUT** – No one spoke at this time.

**ADOPTION OF AGENDA** – The agenda was adopted as submitted.

**REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS** – Mr. Larry Smith, County Attorney, stated the Employee Grievances would need to be discussed in Executive Session if Council had any questions.

**APPROVAL OF MINUTES**

**Regular Session Minutes: March 2, 2004** – Ms. Brady moved, seconded by Ms. Tillis, to approve the minutes as submitted. The vote in favor was unanimous.

**REPORT OF THE COUNTY ADMINISTRATOR**

**Employee Grievances – 3** – Mr. McSwain stated there were three employee grievances. Ms. Scott requested to discuss one of the grievances in Executive Session.

## REPORT OF THE CLERK OF COUNCIL

a. **SCAC Conference Complimentary 2 nights** – Ms. Michielle Cannon-Finch, Clerk of Council, stated due to confusion at the 2003 Conference, certain Council persons will be given two complimentary nights this year.

b. **Richland County Council phone cards** – Ms. Finch informed Council of the new phone cards listing Council members' phone numbers and addresses.

**OPEN/CLOSE PUBLIC HEARING ITEMS** – Ms. Scott opened the floor to the following public hearing:

### Land Development Code

The following persons signed up to speak to the public hearing:

- Frank King
- Teresa Green
- Earl McLeod
- Anu R. Jennings
- Deas Manning
- Hugh Jones
- Evelyn Bush
- Sarah Leverette
- William Depass
- Elrich Vance
- Bernard Wilson
- Betty Campbell
- Wilean Middleton
- C.W. Randall
- John Flowers
- Kay McClanahan
- Bill McClanahan
- Ed Kendall
- Mozelle Wilson

The floor was closed to the public hearing.

**APPROVAL OF CONSENT ITEMS** – Mr. Pearce moved, and it was seconded, to approve the following:

- **04-22MA, Faye Davis, RU to C-2, Grocery Store, 24400-02-07/08, Martin Luther King & Cabin Creek Roads [Third Reading]**
- **04-19MA, Don Lovett, RU to C-1 (2.0 acres), Establish an office in an existing residence, 17400-06-09, North Side Clemson Road, west of Killian [Third Reading]**

- **04-23MA, Brickyard 44, LLC, RU to RS-2 (44.0 acres), Cluster Single Family Residential 20100-02-29, Brickyard Road east of Hardscrabble Road [Third Reading]**
- **04-26MA, Irene Phillips, RU to PDD, Restaurant, 35200-09-10/38, 11447 Garners Ferry Road [Third Reading]**
- **04-30MA, Rehobeth Baptist Church, RU to C-1, Office & Institutional, 20300-02-27, Hardscrabble Road next to Rice Creek Elementary School [Third Reading]**
- **04-27MA, John E. Davis, From RU to RS-1, Single Family Residence, 01312-03-09, Rucker Road & Johnson Marina Roads [Third Reading]**
- **Budget Amendment to receive grant funding from East Richland County Public Service District as a contribution [Second Reading]**

The vote in favor was unanimous.

**1. SECOND READING ITEMS**

**a. Ordinance Amendment: Solicitation on Roadways**

Ms. Smith moved, seconded by Ms. Brill, to give Second Reading approval to this ordinance. The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Mizzell
Livingston	Scott
Corley	McEachern
Brady	
Tuten	
Brill	
Smith	
Tillis	

The vote in favor was unanimous.

**Ordinance authorizing the sale of property regarding Plex**

Mr. Livingston moved, seconded by Mr. Mizzell, to table this item. The vote in favor was unanimous.

**Ordinance authorizing lease agreement between Richland County and Siemens Automotive, VDO & Fee-in-Lieu Taxes Extension for Siemens Diesel Systems Technology, LLC**

Ms. Smith moved, seconded by Mr. McEachern, to defer this item. The vote was in favor. Mr. Mizzell opposed.

**04-35MA, Greg Lehman, RU to PUD-1R, Residential and associated commercial uses, 14900-01-03/05/06 & 14800-01-03, 14800-05-10, NW corner of Turkey Farm Road and US 21**

Mr. McEachern moved, seconded by Ms. Tillis, to give this item Second Reading approval. The vote was in favor. Mr. Mizzell opposed.

**2. FIRST READING ITEM**

**a. Land Development Code**

Mr. Livingston moved, seconded by Ms. Smith, to give this item First Reading approval by Title Only.

A discussion took place.

Mr. McEachern made a substitute motion, seconded by Ms. Tillis, to defer this item. The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Scott	Pearce
McEachern	Livingston
Tillis	Corley
	Mizzell
	Brady
	Tuten
	Brill
	Smith

The motion to defer failed.

The vote for the main motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Scott
Livingston	McEachern
Corley	Tillis
Mizzell	
Brady	
Brill	
Smith	
Tuten	

The motion passed.

**3. REPORT OF DEVELOPMENT AND SERVICES COMMITTEE**

a. **Floodwater Management** – Mr. Pearce moved, seconded by Ms. Brill, to give this item First Reading approval by Title Only. The vote in favor was unanimous.

**4. CITIZEN'S INPUT**

Mr. Frank King spoke of concerns regarding the road maintenance fee and trash pickup.

**EXECUTIVE SESSION**

Ms. Brady moved, and it was seconded,, to go into Executive Session to discuss an employee grievance. The vote in favor was unanimous.

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**Council went into Executive Session at approximately 7:59 p.m. and came out at approximately 8:02 p.m.**  
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It was moved and seconded to come out of Executive Session. The vote in favor was unanimous.

**Employee Grievance**

Mr. Livingston moved, seconded by Mr. Mizzell, to accept the County Administrator's recommendation of the personnel matter. The vote in favor was unanimous.

**Other Grievance Items**

Ms. Smith moved, seconded by Mr. Tuten, to accept the County Administrator's recommendation for two grievance items: Equipment Operator I and Collections Officer. The vote in favor was unanimous.

**5. MOTION PERIOD**

Ms. Smith moved, seconded by Ms. Brady, to approve a Resolution encouraging the General Assembly to fund Richland Memorial Hospital Trauma Center.

Mr. Pearce made a motion for a resolution for the 20<sup>th</sup> anniversary of the Free Medical Clinic.

Ms. Finch stated there will be a groundbreaking ceremony of the new Benedict facility on Two Notch Road on April 8<sup>th</sup> at 11:45 a.m.

Ms. Scott requested a resolution recognizing Stewart and Steve Mungo for contributions to Habitat.

**Reconsideration of item 1-a (04-22MA, Faye Davis, RU to C-2, Grocery Store, 24400-02-07/08, Martin Luther King & Cabin Creek Road)**

Ms. Smith moved, seconded by Mr. McEachern, to reconsider this item. The vote in favor was unanimous.

Ms. Smith moved, seconded by Mr. McEachern, to approve this item so that it would not have to wait for the minutes to be approved. The vote in favor was unanimous.

**6. ADJOURNMENT** – The meeting adjourned at approximately 8:08 p.m.

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Bernice G. Scott, Chair

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Joan B. Brady, Vice-Chair

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Susan Brill

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Doris M. Corley

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Paul Livingston

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Joseph McEachern

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Anthony G. Mizzell

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L. Gregory Pearce, Jr.

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Kit Smith

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Thelma M. Tillis

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James Tuten

The minutes were transcribed by Marsheika G. Martin