

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
JUNE 15, 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; L. Gregory Pearce, Jr.; Kit Smith;
Thelma M. Tillis; James Tuten

MEMBERS ABSENT

Mr. Anthony G. Mizzell was out of town.

OTHERS PRESENT:

T. Cary McSwain, Larry Smith, Amelia Linder, Milton Pope, Tony McDonald,
Monique Walters, Ashley Bloom, Pam Davis, Roxanne Matthews, Chief Harrell,
Marsheika Martin, Geo Price, Carl Gosline, Michael Criss

CALL TO ORDER

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

INVOCATION

The Invocation was given by the Honorable James Tuten

PLEDGE OF ALLEGIANCE

PRESENTATION – March to Manhood Initiative (Mr. Malik Whitaker) –He stated the March to Manhood Initiative Program is an upward bound expansion program at Benedict College which is dedicated to helping young men achieve their goals of attending college and community leadership. Mr. Whitaker introduced the young men present.

CITIZEN'S INPUT

Ms. Scott stated the Mungo Company rezoning item has held a public hearing. She explained Council's rules.

Ms. Smith stated Representative Quinn was present to speak regarding the Mungo Company and requested for Council to waive the rule to grant the Representative an opportunity to speak. She requested a letter received from Lexington School District Five to be incorporated into the record if they were denied an opportunity to speak.

Ms. Smith moved, seconded by Ms. Corley, to waive Council's rules and allow the superintendent of Lexington School District Five to speak. The vote was not in favor.

Ms. Smith requested for the letter to be incorporated into the records.

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ADOPTION OF AGENDA - Mr. Larry Smith stated the following items need to be added to the agenda:

- **Contractual Matter – Owens Field**
- **Personnel Matter**

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

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Larry Smith, County Attorney, stated the following items need to be discussed in Executive Session:

- **Contractual Matter – Owens Field**
- **Personnel Matter**
- **Economic Development Item – Project Cookie**

APPROVAL OF MINUTES – Regular Session: June 1, 2004

Ms. Brady moved, seconded by Ms. Corley, to approve the minutes as submitted. The vote in favor was unanimous.

REPORT OF THE COUNTY ADMINISTRATOR

Northeast Traffic Study – Mr. McSwain inquired if June 29th would be a convenient time to hold a Work Session to discuss the Northeast Transportation Study and the Audit Management letter.

Ms. Scott requested for Mr. McSwain to get with the Clerk and set a date.

After discussions, Ms. Smith stated she would make a motion during Motion Period regarding a date and time for the Work Session.

REPORT OF THE CLERK OF COUNCIL – Ms. Michielle Cannon-Finch, Clerk of Council, stated the schedule for June 22nd is as follows:

- D&S Committee Meeting – 5:00 p.m.
- A&F Committee Meeting – 5:30 p.m.
- Special Called Meeting – 6:00 p.m.
- Zoning Public Hearing – 7:00

Council agreed to hold the Administration and Finance Committee Meeting immediately following the D&S Committee Meeting.

OPEN/CLOSE PUBLIC HEARING ITEMS – There were no public hearing items.

APPROVAL OF CONSENT ITEMS - Ms. Brady moved, seconded by Mr. Tuten, to approve the following items:

- **04-45MA, Rhett Jacobs, D-1 to C-3, Commercial Use, 25807-01-02, Spears Creek Church Road near Two Notch Road [Third Reading]**
- **04-50MA, R.E. Stations, RU to C-3, Gas Station, 14900-03-03, Wilson Boulevard North of I-77 [Third Reading]**
- **04-51MA, Gregg Douglas, RU to RS-3, Residential Subdivision, 14800-04-24, Summer Pines Drive east of Wilson Blvd [Third Reading]**
- **04-53MA, Charleston Estates of Columbia N.E., RU to RS-1, Residential Subdivision, 20281-01-41-42, 4037 Hard Scrabble Road [Third Reading]**
- **04-41MA, Mungo Company, RU to PUD-1R, Single Family Residential Subdivision, 01700-14-12, Spring Hill [Third Reading]**
- **Administration: Pawnshop Ordinance [Second Reading]**
- **Owens Field Airport General Obligation Bonds [Second Reading]**
- **An Ordinance Authorizing the Postponement of Reassessment for Tax Year 2004 [Second Reading]**

The vote in favor was unanimous.

THIRD READING ITEMS

04-41MA, Mungo Company, RU to PUD-1R, Single Family Residential Subdivision 01700-14-12, Spring Hill

Mr. Pearce moved, seconded by Ms. Tillis, ***to approve this item for Third Reading.*** The vote was in favor. (Ms. Corley wanted the record to reflect that she opposed).

Ms. Smith offered an amendment under Section II, b.7. ***“add the language but not decrease the density or number of residences in excess of 490.”***

Ms. Amelia Linder, Staff Attorney, stated the language is included already under #9.

Ms. Smith stated she would like Section V to state the following: “any sewer agreement between Richland County and the developer must be presented to the Richland County Council for advice and consent.”

Ms. Smith stated she would divide the question.

Ms. Smith restated her amendment, which was to not allow the Planning Commission to increase the number of homes beyond 490. Ms. Corley seconded the amendment.

A discussion took place regarding if the amendment was already included in the ordinance.

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The vote was in favor.

A discussion took place regarding the vote and the amendment.

Ms. Smith called for division.

Discussions continued regarding the meaning of "density".

Ms. Smith called for division on the vote whereby the amendment passed or failed. The discussion continued.

Ms. Scott called for the vote. The vote was in favor.

Ms. Smith offered her second amendment under Section V that reads "**any sewer agreement between Richland County and the developer must be presented to Richland County Council for advice and consent.**" Ms. Corley seconded the motion.

A discussion took place regarding the motion and the sewer line.

Ms. Corley wanted the record to reflect that "when the sewer line does come in, I will be more than happy when it comes down Broad River Road to make it be on our property to save taxpayers money and to save other person's property from being condemned."

Ms. Smith requested for the following to be on record: "**that a report is issued before the sewer agreement is executed that Administration would just know if any condemnation would be involved and the easements have been negotiated and that comes back to us if there is a problem prior to the execution of the sewer agreement.**"

A discussion took place regarding condemnation, engineering and the agreement. The vote was in favor of Ms. Smith's second amendment.

Ms. Smith amended her second amendment to state that **before the sewer agreement is executed, the acquisition and condemnation of property will be determined and reported to Council or made public information.** The vote was in favor.

The vote was in favor of original motion as amended.

SECOND READING ITEMS

Land Development Code – Ms. Smith moved **to defer the land development code to a Special Called Meeting on June 29th at 6:00 p.m.** Mr. Livingston seconded the motion. The vote in favor was unanimous.

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Council took a few minutes break at this time.
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An Ordinance providing that 100% of all Funds received from the Levy of a 1% Sales Tax must be applied to reduce Property Taxes in Richland County, excluding Municipalities

Ms. Smith moved, seconded by Mr. McEachern, to approve this item for Second Reading.

A discussion took place.

Mr. McSwain stated Ms. Linder informed him that this approval would only be for the 100% roll-back. Ms. Linder stated the Resolution for the referendum will follow in July.

The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

Notification of Vacancies

Mr. McEachern stated the Committee directed staff to advertise for the following vacancies:

- **Accommodations Tax Committee – 3**
- **Central Midlands Council of Governments – 3**
- **Community Relations Council-4**
- **East Richland Public Service Commission-1**

The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

- a. **Project Cookie**
1. **Inducement Resolution**
 2. **Inducement Agreement**
 3. **Bond Ordinance**

Mr. Livingston stated these items will be discussed in Executive Session.

- b. **Comprehensive Economic Development Strategy** – Mr. Livingston moved, seconded by Ms. Brady, to approve the priority list of projects in order for the report to be submitted. The vote in favor was unanimous.

APPROVAL OF RESIDENTIAL CARE FACILITY

- a. **Dr. Judith E. Johnson**
124 Ida Lane
Columbia, South Carolina 29203

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Mr. McEachern moved, seconded by Ms. Tillis, to approve the location of the facility. The vote in favor was unanimous.

CITIZEN'S INPUT – No one signed up to speak at this time.

EXECUTIVE SESSION

It was moved and seconded to go into Executive Session to discuss the following:

- **Project Cookie**
- **Contractual Matter – Owens Field**
- **Personnel Matter**

The vote in favor was unanimous.

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Council went into Executive Session at approximately 7:00 p.m. and came out at approximately 8:15 p.m.
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It was moved and seconded to come out of Executive Session. The vote in favor was unanimous.

Project Cookie – Mr. Livingston stated the Committee recommended approval of the Resolution, agreement and the ordinance. The vote in favor was unanimous. (Ms. Brady abstained.)

Contractual Matter – Owens Field – No action was taken at this time. Staff was requested to bring information back at the next Council meeting.

Personnel Matter – Ms. Smith stated this item was received as information. She reported on the resignation of Jail Director. The public was informed that Mr. Ronaldo Myers is the new Jail Director.

MOTION PERIOD

Proclamation

Approval of Proclamation honoring the Amateur Radio Club [Brill]

Northeast Transportation Study

Ms. Smith moved to schedule a Work Session on June 29th at 4:00 p.m. regarding the Northeast Transportation Study and the management letter.

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July Meeting Schedule

Mr. McEachern moved for Council to cancel the July 6th meeting and reschedule it for the 13th if needed.

Resolution

Ms. Scott requested a Resolution recognizing Dr. D.L. Grant, President of the S.C. Baptist Congress of Christians and for many years of service to the community, including the Lower Richland Community.

ADJOURNMENT – The meeting adjourned at approximately 8:20 p.m.

Bernice G. Scott, Chair

Joan B. Brady, Vice-Chair

Susan Brill

Doris M. Corley

Paul Livingston

Joseph McEachern

Anthony G. Mizzell

L. Gregory Pearce, Jr.

Kit Smith

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin