

RICHLAND COUNTY

RULES & APPOINTMENTS

COMMITTEE AGENDA



Tuesday, NOVEMBER 13, 2018

4:00 PM

The Honorable Bill Malinowski, Chair

County Council District 1

The Honorable Yvonne McBride

County Council District 3

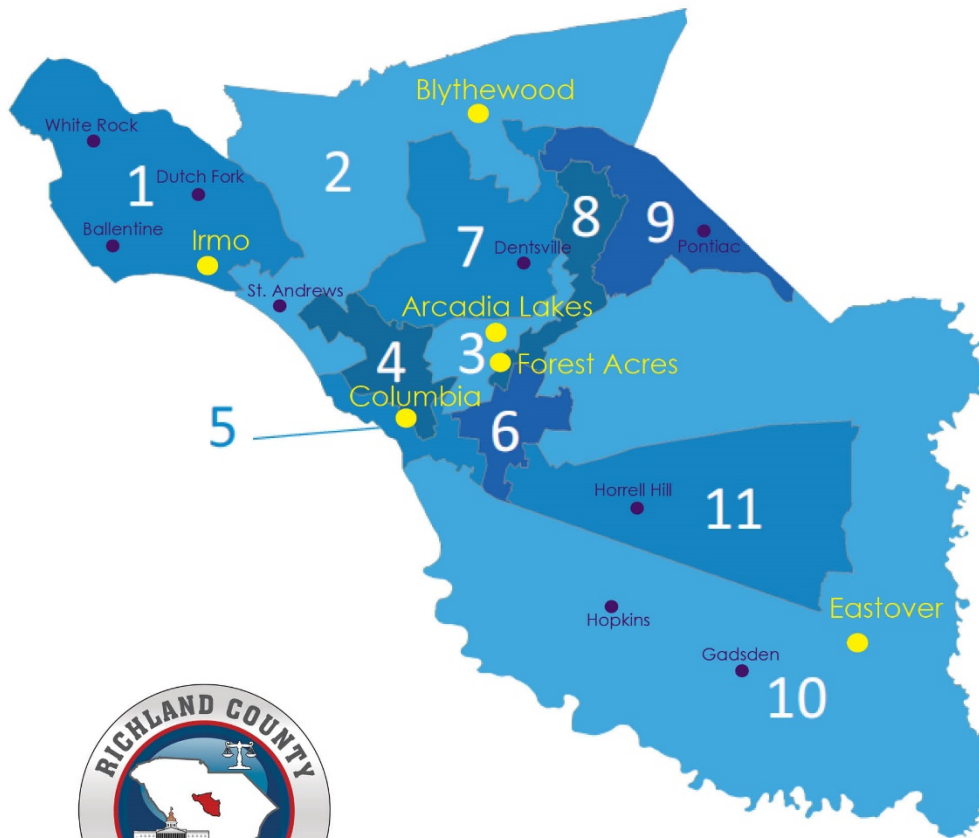
The Honorable Gwendolyn Kennedy

County Council District 7

The Honorable Norman Jackson

County Council District 11

RICHLAND COUNTY COUNCIL 2017-2018



VICE CHAIR
Bill Malinowski
District 1



CHAIR
Joyce Dickerson
District 2



Yvonne McBride
District 3



Paul Livingston
District 4



Seth Rose
District 5



Greg Pearce
District 6



Gwendolyn Kennedy
District 7



Jim Manning
District 8



Calvin "Chip" Jackson
District 9



Dalhi Myers
District 10



Norman Jackson
District 11



Richland County Rules & Appointments Committee

November 13, 2018 - 4:00 PM

2020 Hampton Street, Columbia, SC 29201

1. **CALL TO ORDER** The Honorable Bill Malinowski
2. **APPROVAL OF MINUTES** The Honorable Bill Malinowski
 - a. October 16, 2018 [PAGES 7-14]
3. **ADOPTION OF AGENDA** The Honorable Bill Malinowski
4. **INTERVIEWS**
 - a. Lexington Richland Alcohol and Drug Abuse Council - 3
 1. Joshua Douglas Fabel [PAGES 15-17]
 2. Marilyn M. Mathews [PAGES 18-19]
 3. John Jacob Loveday [PAGES 20-21]
 4. Stephen M. Juskiewicz [PAGES 22-23]
 5. Theresa Pinckney Chandler [PAGES 24-25]
5. **ITEMS FOR ACTION**
 - a. Move that the Rules & Appointments Committee review the current County Council Rules and offer amendments for consideration by Council that would clarify exactly how County Council voting will occur with specific reference to how a non-vote (i.e. not a “yes”, “no” or “abstain” vote) from a member present at the meeting shall be counted or not counted [PEARCE] [PAGES 30-31]

- b.** We move that the 2nd Citizens' Input (Must Pertain to Richland County Matters Not on the Agenda) to be included with the 1st Citizens' Input section nearer to the beginning of the Richland County Council Regular Session meeting agendas [C. JACKSON, MANNING, and N. JACKSON] [PAGES 26-29]

6. ADJOURNMENT

The Honorable Bill Malinowski



Special Accommodations and Interpreter Services Citizens may be present during any of the County's meetings. If requested, the agenda and backup materials will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), as amended and the federal rules and regulations adopted in implementation thereof. Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the Clerk of Council's office either in person at 2020 Hampton Street, Columbia, SC, by telephone at (803) 576-2061, or TDD at 803-576-2045 no later than 24 hours prior to the scheduled meeting.



Richland County Council
Rules and Appointments Committee
October 16, 2018 – 4:00 PM
4th Floor Conference Room
2020 Hampton Street, Columbia 29204

COMMITTEE MEMBERS PRESENT: Bill Malinowski, Chair; Yvonne McBride, and Norman Jackson

OTHERS PRESENT: Michelle Onley, Kimberly Roberts, and Brad Farrar

1. **CALL TO ORDER** – Mr. Malinowski called the meeting to order at approximately 4:16 PM
2. **APPROVAL OF MINUTES**
 - a. October 2, 2018 – Ms. McBride moved, seconded by Mr. N. Jackson, to approve the minutes as distributed. The vote in favor was unanimous.
3. **ADOPTION OF AGENDA** – Ms. McBride moved, seconded by Mr. N. Jackson, to adopt the agenda as published. The vote in favor was unanimous.
4. **NOTIFICATION OF VACANCIES**
 - a. Accommodations Tax – Two (2) Vacancies (One applicant must have a background in the Cultural Industry; One applicant must have a background in the Hospitality Industry)
 - b. Hospitality Tax – Two (2) Vacancies (Applicants must be from the Restaurant Industry)
 - c. Employee Grievance Committee – Six (6) Vacancies (Must be a Richland County employee; 2 seats are alternates)
 - d. Board of Assessment Appeals – One (1) Vacancy
 - e. Board of Zoning Appeals – One (1) Vacancy
 - f. Building Codes Board of Appeals – Eight (8) Vacancies (One applicant must be from the Architectural Industry; One from the Plumbing Industry; One from the Engineering Industry; One from the Gas Industry; One from the Electrical Industry and Two from the Fire Industry as alternates)
 - g. Procurement Review Panel – Two (2) Vacancies (One applicant must be from the public procurement

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arena and One applicant must be from the consumer industry)

- h. Planning Commission – One (1) Vacancy
- i. Midlands Workforce Development Board – One (1) Vacancy (One Private Sector Business seat; must represent private sector business with policy-making or hiring authority)
- j. Lexington Richland Alcohol and Drug Abuse Council – Three (3) Vacancies
- k. Richland Memorial Hospital Board – Four (4) Vacancies
- l. Airport Commission – One (1) Vacancy

Ms. McBride moved, seconded by Mr. N. Jackson, to advertise for the vacancies. The vote in favor was unanimous.

4. INTERVIEWS/APPOINTMENTS

- a. Accommodations Tax - Three (3) Vacancies (One applicant must have a background in the Cultural Industry Two applicants must have a background in the Hospitality Industry) – Mr. Taylor H. Miller was interviewed for the Accommodations Tax vacancy.

Ms. McBride moved, seconded by Mr. N. Jackson to appoint Mr. Taylor H. Miller to the Accommodations Tax Committee. The vote in favor was unanimous.

- b. East Richland Public Service Commission - One (1) Vacancy – Ms. Lisa Kelly Stewart was interviewed for the East Richland Public Service Commission vacancy. The vote in favor was unanimous.

5. ITEMS FOR DISCUSSION

- a. Move that the Rules & Appointments Committee review the current County Council Rules and offer amendments for consideration by Council that would clarify exactly how County Council voting will occur with specific reference to how a non-vote (i.e. not a “yes”, “no” or “abstain” vote) from a member present at the meeting shall be counted or not counted [PEARCE] – Mr. Malinowski stated we have been over this several times. He thinks what we need is to go back to the part where it says, “All Councilmembers must vote on all items.” If that was enforced, we would not have this problem.

Mr. Farrar stated the key is the enforcement question, how do you enforce it if somebody does not want to vote. If somebody does not vote, depending on the issue, you are disenfranchising your district if you are not casting a vote because that is why you are there.

Mr. Malinowski stated nobody knows that because that is not published in the final minutes. It does not say “so and so” did not vote. It says the vote in favor was unanimous or the vote was in favor.

Mr. Farrar stated, if somebody does not vote, it is considered casting in favor of side that did vote. There is a difference between abstaining and recusal. Recusal should be if somebody has a conflict of interest.

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You are supposed to state that (i.e. I have a business relationship). Abstaining is just not voting for whatever reason. He believes it is more an enforcement piece. But, again, it's like when we talked about disciplining Council members, staff cannot do that, it has to come from Council. He stated we can look at that rule.

Ms. McBride stated, for clarification, you can abstain for whatever personal reasons you may have.

Mr. Malinowski stated that is not the way it was written up before.

Mr. N. Jackson stated you have to have a reason.

Ms. McBride stated she is trying to get a legal opinion.

Mr. Farrar stated the rules state, "...which that member perceives he or she has a direct personal or pecuniary interest, or in which might create an appearance of impropriety in that member's estimation." So, it is a subjective situation. That is more like I am going to recuse myself, and there is a specific reason for it (i.e. conflict of interest, appearance of impropriety). Abstaining is just I am not participating in the vote, but it is not for one of the recusal reasons, or it could be in addition to the recusal. It could be I do not want to vote on this issue. It could be controversial. That is the piece that is of concern. If the person does not vote, but does not state a reason why. Again, he thinks the rule is ample. It says, "Each member shall vote on each question put." Then it talks about direct interest, which is really recusal. "...Must be at his/her seat in order to vote for those at the dais." It does not say seated, so you could be hanging around behind the chair.

Ms. McBride stated this is where the issue may come in even if you are not abstaining. She stated the vote is there, and you are not in your seat, and we have a 5 – 5 vote. That is one of the gray areas. What happens? That is where the confusion comes. She is not her seat, so she did not vote.

Mr. Malinowski stated it does not pass. It fails; therefore, the prevailing side becomes the failure.

Ms. McBride stated the issue is, from what she has learned on Council, the confusion of which is the prevailing side. That has been the question.

Mr. Malinowski stated the prevailing side is the side that either wins or losses.

Ms. McBride inquired how you know which one losses, if it is 5 – 5?

Mr. Malinowski stated if it is 5 – 5, it is a failure. Therefore, the prevailing side would be failing side.

Mr. Farrar stated you could interpret that 1 of 2 ways. The way you could not interpret it would if you were to say it passed because you have to have 50% plus 1, so that would be 6 – 5.

Ms. McBride stated, for clarification, so we voted on something and the vote is 5 – 5, so what happens then. It does not pass?

Mr. Farrar stated it did not pass because you did not have a majority, but somebody wanted to reconsider it, so you say who could reconsider it. It would be the people on the side on the side that

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voted against it, if you truly want to parse who is the prevailing side. You could take the other position and say there is not a prevailing because it was tied, but then you would have to tinker with your rule because, at that point, anyone could move for reconsideration.

Ms. McBride stated that is where the issue comes because they are saying there is not a prevailing side because it was tied.

Mr. Farrar stated that might be worth looking into because that situation can come up.

Mr. Malinowski stated, let's say, someone is out back getting a hot dog and the vote came up and it was 5 – 5. Now somebody wants to reconsider, and that person comes back out. Are they still allowed to vote?

Mr. Farrar stated, if you look at this conceptually, if you want to make it easier to reconsider, you can do that. You can say anybody can move for reconsideration. How does that really hurt you, if it is on the losing side? You cannot do that indefinitely. It would just be a delay tactic.

Ms. McBride stated, in this Council, if you reconsider, you are likely going to get the 5 – 5 again.

Mr. Farrar stated if someone is coming in, or they were not there when the vote was taken. There you have a situation where, was the person there during the discussion or the debate to form a meaningful...They can still vote, but that is where you question. If it were a judicial proceeding, and the judge heard 30% of the thing, you really would not want that. It seems like every time we do one of these rules, you can find an exception to it.

Ms. McBride stated let's go back to the 5 – 5 tie. What can we do?

Mr. Farrar stated, if it is a 5 – 5, and you want to say, that in the event of a tie, either side can make a request for reconsideration.

Ms. McBride inquired as to what the other option is to determine the results.

Mr. Farrar stated the result is it did not pass.

Ms. McBride stated, do not say the "prevailing side", just say "5 – 5 fail".

Mr. Malinowski stated what you want to know is that there are 11 members, and only 10 voted. Where did the 11th member's vote go?

Mr. Farrar stated that is where you would probably say, "Let's do the reconsideration because we did not have the other person, who is at their seat."

Mr. N. Jackson stated sometimes they are at the seat, but they do not vote.

Mr. Farrar stated that is an enforcement piece, and he does not know how you enforce it.

Ms. McBride stated the only way, for clarity, with her, is that the prevailing vote means no. You are

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saying the 5 – 5, then the prevailing wins?

Mr. Farrar stated the result is a failure, so the result is consistent with the people who voted against it.

Ms. McBride stated she is trying to make it clear, so we do not have to go through these arguments in Council.

Mr. Farrar stated you can put, “In the event of a tie, the ‘prevailing side’ is considered to be the side who voted not to approve the item.”

Ms. McBride stated that clears it up.

Mr. Farrar stated, the other thing is, he does not know if the State House does this, but we could have a category of “voting present”.

Ms. McBride stated to leave it as it is.

Mr. Malinowski inquired if there is anything in the rules when you do minutes, which are a summary of the actions that took place at Council, when you put in there it was unanimous, but can we put in there also that it was unanimous, but Malinowski did not cast a vote. We need to start doing that so the public knows.

Ms. Onley stated, if the Council member does not vote, their name is not listed. If they abstain their name is listed.

Mr. N. Jackson stated his concern is, if you are present at the meeting and you did not vote, the public needs to know that you did not vote.

Mr. Malinowski stated the public needs to know that. They are going to say there were 11 people at that meeting, but only 10 people voted. When they get it from the Planning Commission, it says it was voted “8-2, 9-0, etc.”

Mr. Farrar stated he would say in that situation that it would be Council’s pleasure, and he would issue guidance to the Clerk to say: for, against, and not voting, so it is not on the Clerk for her to make that call.

Mr. Malinowski stated, if we say voting for, you can list the people that voted, and the ones that did not are not listed.

Mr. Farrar stated, if you say, the Clerk shall list voted for, against, and those that did not vote, whether recusal, abstention, or other reason.

Mr. Malinowski inquired if they need to do that as a rule change, or is that something just in the minutes that the Clerk can do.

Mr. Farrar stated he would give that guidance, as a Council, that is what you want. He would instruct them, so there is something they can come back to because some Council member is going to say, “Why

are you listing me as not voting?"

Ms. Onley stated she would prefer that it be listed in the rules, so we have backup.

Mr. Malinowski stated the committee will come up with the guidance for the voting portion. He stated, in the future, "The record will reflect how each member present voted, including no votes, abstentions, and recusals."

- b. We move that the 2nd Citizens' Input (Must Pertain to Richland County Matters Not on the Agenda) to be included with the 1st Citizens' Input section nearer to the beginning of the Richland County Council Regular Session meeting agendas [C. JACKSON, MANNING, and N. JACKSON] – Mr. Malinowski inquired if there is any rule, or is this just a Council policy.

Mr. Farrar stated that is just a policy. We could change the rule and put all of the Citizens' Input up front. He stated that might take a learning curve for those who want to show up later at the meeting and say they want to say something at the end. He stated, if you have a late arrival, then you would be having 3 Citizens' Inputs.

Mr. N. Jackson stated the same thing applies when you have the 1st Citizens' Input up front and someone comes later at the end of the meeting, but they missed the 1st because they could not speak because it was something on the agenda. He stated what he has seen, in the past, is that sometimes we meet late. For someone to sit there from 6:00 to 10:00, it is really not fair for them to speak 2 minutes.

Mr. Farrar stated the rules are Council's, so you could have something that said, here is how we hope you do it, but in exceptional circumstances, by leave of Council, a person can. That way if the person comes in and they have some legitimate... He would also look and see how this works over the next few meetings because if this is getting to be used out of hand. He thinks this is one of those fluid situations.

Mr. Malinowski stated we have the 2 minutes per person, and there is a maximum time for the input section too.

Mr. Farrar stated there have not been too many. It is not like budget time, or we do not let the guy come anymore with the miniseries.

Mr. N. Jackson stated he hates people coming and having to sit through everything just to say something.

Mr. Malinowski inquired if anyone objects to having these 2 items for action at the next Rules meeting.

Mr. N. Jackson inquired if we could not make it action and move it up tonight.

Mr. Malinowski stated Mr. Farrar has to create language for Item 6(a).

Mr. Farrar inquired if they wanted Item 6(a) for tonight.

Mr. Malinowski stated, he did not want the language tonight, because we are going to have people like him down there that are going to say, "I just got this, and I did not get a chance to read it."

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Ms. McBride inquired if we can do Item 6(b) tonight.

Mr. Malinowski stated we can do Item 6(b) tonight, but then we have to go back and reconsider our agenda. He stated, it is also not on the Council agenda.

Mr. N. Jackson stated, when you have a report from this committee, he thought you were reporting what we discussed in the meeting.

Mr. Malinowski stated "Items for Action" do not get put down there. It's the same with the other committees, A&F and D&S.

Ms. McBride stated, when we go back to the full Council, they are not on.

Mr. Malinowski responded they are not.

Mr. N. Jackson stated sometimes the committee can make a recommendation regarding what was discussed, and move it forward to the agenda. It is up to Council to accept it or not. There is not a rule that says...

Mr. Malinowski stated he is going to fall back on the agenda making. You got people that maybe have looked at this, and said, "Well, they are appointing 2 people from the Rules Committee, I do not care about that I am not showing up." Yet, all of a sudden you are putting something on about Citizens' Input, and you may have people that want to talk about it. This is just a one reading item because it is a rules change within Council.

Mr. N. Jackson stated it should be on the agenda for "Discussion/Action".

Mr. Malinowski stated it used to just be discussion. It is on the Rules agenda, but it is not on the Council agenda. To him, to put something down there that the public is not aware is coming does not look good. In the future, just leave it as "Items for Discussion" and if someone wants to move it and make a motion for action they can, but that is usually a 3 Reading item.

Mr. N. Jackson stated whatever is listed on this should be listed on the Council agenda.

Ms. McBride stated, help her understand this, when we go to full Council, and Mr. Malinowski gives the report, he is going to give a report about this discussion.

Mr. Malinowski stated he gives his report about the "Notification of Vacancies" and the "Interviews and Recommendations for Appointment." He never adds "Items for Discussion".

Mr. N. Jackson stated #5 is "Interviews" and #6 is "Items for Discussion/Action". In the future, we should have an item listed on the Council agenda, in case we want to move something from the Rules agenda.

Mr. Malinowski stated he does not know where that is in the Council Rules. He stated we never list anything that is listed as an "Item for Discussion".

Ms. McBride stated it has "Items for Discussion/Action".

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Mr. Malinowski stated that is a mistake. It should just be "Items for Discussion". That is what is always used to be.

Mr. N. Jackson stated, usually, as a rule, it is discussion because there is no backup material. The rule is any motion made at the 1st of the month is supposed to be on the agenda, with backup materials. For the past couple of years, staff has ignored it or forgot. Sometimes we just never get there.

Mr. Malinowski stated the Council Rules say for Standing Committees, which this is one, that you have to have your backup, and other information, in 2 weeks before to the Clerk, before it appears on this agenda. There is also the way of getting it on the Council agenda, and it is not here by changing it now.

Ms. McBride stated she wished we could get issues to the Clerk sooner, so that we could have more time to read, rather than on the weekend.

Mr. Malinowski stated Ms. McBride can put in a motion, but you are going to have to change the whole way Council does business.

Mr. N. Jackson stated, whatever appears before us on the committee agenda, should be on the Council agenda.

Mr. Malinowski stated we need to put that in the Rules because that is not way it has been done.

Mr. N. Jackson stated he knows that is not how it has been done, but if we are giving a report on what we discussed in the committee meeting, at least when you give the report.

Mr. Farrar stated to just give them a heads up that this is next month.

Mr. Malinowski requested Mr. N. Jackson to put that motion in. He stated we need to go over the Council Rules and get them fine-tuned.

Mr. Farrar stated he did not think there was anything wrong, in your report, saying, "This is not for action tonight, but just so Council will be aware, we are looking at these items."

Mr. Malinowski stated, then we need to make a motion, and make it a part of Council Rules. It is kind of like the Ad Hoc/Standing Committees. We do not have anything about electronic participation. It should extend from the Council Rules to that, as well.

6. **ADJOURN** – The meeting adjourned at approximately 4:54 PM.



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**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant MUST reside in Richland County.

Name: Joshua Douglas Fabel

Home Address: 1208 Hinnants Store Rd Winnsboro, SC 29180

Telephone: (home) 803-7184574 (work) _____

Office Address: 5623 Two Notch Rd Columbia, SC 29223

Email Address: _jfabel@rcsd.net

Educational Background: High School Diploma

Professional Background: Richland County Deputy Sheriff

Male: Female

Age: 37

Name of Committee in which interested: LRADAC

Reason for interest: To continue to be a part of this great organization and help members of the substance abuse community.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: As a Deputy Sheriff for Richland County I have helped and dealt with many citizens that have struggles with drugs and alcohol.

Presently serve on any County Committee, Board or Commission? LRADAC

Any other information you wish to give? _____

Recommended by Council Member(s): Greg Pearce

Hours willing to commit each month: 40

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

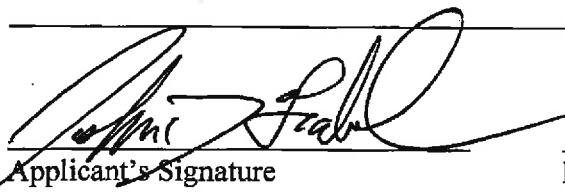
Yes _____ No _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No _____

If so, describe: _____

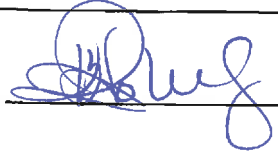
 _____
Applicant's Signature

10/17/18
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only		
Date Received:	<u>10-17-18</u>	Received by: <u></u>
Date Sent to Council:	_____	
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Marilyn M. Mathews

Home Address: 3703 Maybank St.

Telephone: (home) 803-754-6340 (work) 803-898-7858

Office Address: 1536 Confederate Ave. Columbia, SC 29204

Email Address: marilynmathews.mm@gmail.com

Educational Background: BA - Telecommunications Kent State MA - Counseling South Univ

Professional Background: Director, Media Relations; Public Info - SCDF

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: LRADAC

Reason for interest: Dedicated to help heal individuals and the community.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: Years of Service in helping professions

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give?

Recommended by Council Member(s):

Hours willing to commit each month: 5-20 whatever is required

CONFLICT OF INTEREST POLICY

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All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No _____

If so, describe: _____

[Signature]
Applicant's Signature

10/8/18
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: <u>10-16-18</u>	Received by: <u>[Signature]</u>
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant MUST reside in Richland County.

Name: John Jacob Loveday
Home Address: 3110 Kershaw Street, Columbia, SC 29205
Telephone: (home) 803-507-5024 (work) 803-350-9266
Office Address: 501 Commerce Drive NE, Columbia, SC 29223
Email Address: jjloveday@gmail.com
Educational Background: University of South Carolina: B.A, M.T., M.Ed.
Professional Background: Secondary teacher, principal at SC Whitmore School
Male [X] Female [] Age: 18-25 [] 26-50 [X] Over 50 [] (current position)
Name of Committee in which interested: LRADAC
Reason for interest: Personal connection to mission, as well as current service to LRADAC board.
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: Experience working with boards, finance, marketing and compliance.
Presently serve on any County Committee, Board or Commission? LRADAC
Any other information you wish to give?
Recommended by Council Member(s): Greg Pearce, Jim Manning, Seth Rose
Hours willing to commit each month: 8-10 hours

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All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No X

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X

If so, describe: _____

John Loneday
Applicant's Signature

10-10-18
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: <u>10-14-18</u>	Received by: <u>[Signature]</u>
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant MUST reside in Richland County.

Name: Stephen M. Jurskiewicz
Home Address: 3107 Lincoln St. Columbia, SC 29201
Telephone: (home) 803-206-3001 (work) 803-254-4806 ext. 114
Office Address: 1001 Idlewild Blvd Columbia, SC 29201
Email Address: Steve J 8100 @ Yahoo.com
Educational Background: Some College
Professional Background: V.P. of Convenience Stores (Cannon Pantry Inc.)
Male [X] Female [] Age: 18-25 [] 26-50 [] Over 50 [X]
Name of Committee in which interested: LEADAC
Reason for interest: Help in the community for which I live through my life experiences
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: I am a recovering alcoholic looking to pass on what was freely given to me in my road to recovery.
Presently serve on any County Committee, Board or Commission? NO
Any other information you wish to give?
Recommended by Council Member(s):
Hours willing to commit each month: what is needed I can accommodate while maintaining a full time job.

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.


Yes _____ No X _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes ✓ _____ No _____

If so, describe: I Run A Convenience Store Company that is
stopped By LRAAC For Federal Sale of Alcohol to
Minors.

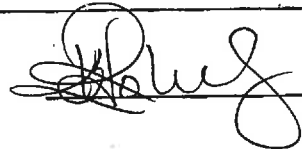

Applicant's Signature

1/16/18
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: <u>1-17-18</u>	Received by: 
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant **MUST** reside in Richland County.

Name: Theresa Pinckney Chandler
Home Address: 219 Talon way Blythe wood SC 29016
Telephone: (home) _____ (work) 803-378-8552
Office Address: 1301 Taylor St. Columbia 29201
Email Address: theresaChandler219@gmail.com
Educational Background: Masters in Nursing Doctorate of Nursing Practice
Professional Background: Nurse Practitioner

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: LRADAC

Reason for interest: Concerned about the level of support for those with substance abuse. Treatment that is needed & necessary

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

In the medical field for over 30 years Nurse Practitioner for the last 15 years. Providing care to patient with pain issues

Presently serve on any County Committee, Board or Commission? no

Any other information you wish to give? Served on community boards in the past

Recommended by Council Member(s): _____

Hours willing to commit each month: 4-6 hrs

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

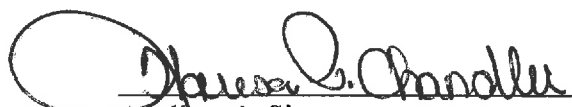
Yes _____ No X

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X

If so, describe: _____


Applicant's Signature

3-8-18
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

2

1.7 Agenda

- a) Compilation-The agenda for regular meeting of Council shall be compiled by the Clerk of Council on the Wednesday proceeding the first and third Tuesday of each month. Back-up documents for the agenda for all items must be received by the Clerk of Council by the close of business on the Thursday preceding the meeting at which the item is to be considered.

- b) Placing on Agenda (Methods) - Items for Council consideration is placed on the agenda by one of five methods:
 - 1) Committee action, or
 - 2) Any item defeated, tabled, or not acted on by committee within 90 days of that item having been placed on the committee's agenda may be placed on the Council agenda when the Clerk's Office has received a written request signed by three members of Council, or
 - 3) Proclamation introduced by one member of Council presented to the Clerk prior to the agenda deadline, or
 - 4) Items authorized by ordinance (e.g. appointment and commissioning of Code Enforcement Officers), or
 - 5) The item consists of a notice given to the governing body concerning the location of a proposed home for 9 or fewer mentally or physically handicapped persons.
 - 6) In the case of a resolution honoring or recognizing a citizen or organization, the same by unanimous consent may be placed on the agenda and voted on during Council's motion period.

- c) Order- the agenda for regular meetings of Council (and those special called meetings that are the result of the rescheduling of a meeting that had been regularly scheduled, as provided for in Rule 1.5b) of these rules) shall consist of the following categories of business, to be taken up by the Chair in the order listed.
 - 1) Invocation.
 - 2) Pledge of Allegiance
 - 3) Approval of minutes of previous meetings: a simple majority vote of Council is required to approve minutes. If there are corrections or amendments to the minutes, they may be approved as corrected or amended. Motions to reconsider, rescind, or expunge from the record any previous action must be made prior to adoption of the relevant minutes and any such motion will be placed on the Agenda's Motion Period for debate. Only when an item is expunged can it be reconsidered during the Motion Period. The adopted minutes shall note the motion to reconsider, rescind, or expunge.
 - 4) Adoption of agenda: a two-thirds majority vote, of those present, is required to adopt the agenda.
 - 5) First County Attorney's Report of Executive Session items: The County Attorney shall report only on those Executive Session items in which the County is represented by outside counsel or in which the County has retained the services of a consultant. Council shall move to take action or to receive as information each item that has been discussed in executive session.
 - 6) Citizen input: (a) Agenda Items--Each citizen who has "~~signed up~~ signed the Agenda Items Input List to speak before Council may do so for up to 2 minutes;

provided, however, the entire Agenda Items citizen input time shall not exceed 30 minutes. The Clerk shall be responsible for keeping the time for each speaker, and the timer shall not be started until after the speaker has stated his or her name and address. ~~Input~~ must pertain to items on the agenda for which no public hearing is required or has been scheduled. Any material that a citizen intends to present to Council, including audio and visual presentations, must be approved by the Clerk of Council prior to the meeting. Exceptions may be made with the consent of a simple majority of those Council members present. The Chair will request that in the event a citizen who has signed up to speak intends to speak, or does speak, on behalf of any group, association, community or anyone besides or in addition to himself or herself, that the speaker advise Council during his or her citizen input of that fact, and name or identify anyone else for whom the citizen is speaking or represents. The Clerk will have available Council members' contact information as listed on the County's website. The Chair may advise citizens to speak with or contact County staff as may be appropriate to the issue(s) raised by the speaker.

(b)

Non-Agenda Items Input~~Second Citizen Input~~: Any citizen who wishes to introduce an item for consideration not currently under Council's consideration or bring a concern to Council's attention may speak for no more than two minutes; provided, however, the entire Non-Agenda Items ~~second~~-citizen input time shall not last longer than 30 minutes. The Clerk shall be responsible for keeping the time for each speaker, and the timer shall not be started until after the speaker has stated his or her name and address. Items for which a public hearing is required or has been scheduled cannot be addressed at this time. Exceptions may be made with the consent of a simple majority of those Council members present. The Chair will request that in the event a citizen who has signed up to speak intends to speak, or does speak, on behalf of any group, association, community or anyone besides or in addition to himself or herself, that the speaker advise Council during his or her citizen input of that fact, and name or identify anyone else for whom the citizen is speaking or represents. The Clerk will have available Council members' contact information as listed on the County's website. The Chair may advise citizens to speak with or contact County staff as may be appropriate to the issue(s) raised by the speaker.

7) Report of County Administrator: The County Administrator shall make recommendations or announcements concerning county affairs; but no action shall be taken on any item without proper notice, except in case of extreme emergency.

8) Report of Clerk of Council: The Clerk of Council shall make announcements, if any, concerning county affairs.

8.5) Report of the Chair: The Chair of Council shall make announcements if any, concerning county affairs.

9) Presentations: The party requesting to make the presentation shall set forth 1) the name of the person, group, association or entity making the presentation, 2) the

name and contact information for the presenter(s) of spokesperson(s) thereof, and 3) the substance of the presentation. Absent unusual circumstances, the request should be no more than one page in length and should be timely submitted (i.e., in advance of the agenda deadline for the meeting wherein the matter is intended to appear as a presentation “request”) to the Clerk’s Office. Presentations shall be limited to five (5) minutes per presentation, and shall be heard on the third Tuesday of the month. Presentations of time sensitive matters, as determined by the Chair or Vice-Chair in his absence, of Council may be heard at any regular or special called meeting of Council. All presentation, regardless of topic, shall be approved by the Chair before placement on any Council agenda. No presentation shall be heard which is not on the Council agenda prior to the start of the meeting. No more than three presentations will be allowed at each meeting. The purpose of this rule is so that Council may plan its meetings accordingly, given the variety of presentations and lengths thereof, and to assess the merits of a given presentation. Presentations shall not be used to request funding or resources support from the County.

- 10) Public Hearings: Each citizen who has “signed up” may speak to Council concerning an item for which there is a public hearing for up to 2 minutes; provided, however, the entire public hearing time for any one item shall not exceed 30 minutes. Any material that a citizen intends to present to Council, including audio and visual presentations, must be approved by the Clerk of Council prior to the meeting. Exceptions may be made with the consent of a simple majority of those Council members present. The Chair will request that in the event a citizen who has signed up to speak intends to speak, or does speak, on behalf of any group, association, community or anyone besides or in addition to himself or herself, that the speaker advise Council during his or her public hearing input of that fact, and name of identify anyone else for whom the citizen is speaking or represents.
- 11) Consent items: Items shall consist of those matters that do not require further discussion by Council that have been forwarded to Council by the unanimous vote of the Committee; provided, however, that an item forwarded to Council by Committee without recommendation shall not be listed as Consent Agenda item. Any member of Council can remove an item from the Consent Agenda prior to adoption of the agenda. The Chair has the discretion to place items on the Consent Agenda, if in the judgment of the Chair; those items are unlikely to be debated.
- 12) Third reading: final approval of Ordinances.
- 13) Second reading.
- 14) Requests by Council members: items may include those that were defeated (or deferred beyond 90 days) by committee and reintroduced by three Council Members’ signatures.
- 15) ~~Second Citizen Input: Any citizen who wishes to introduce an item for consideration not currently under Council’s consideration or bring a concern to Council’s attention may speak for no more than two minutes; provided, however, the entire second citizen input time shall not last longer than 30 minutes. The Clerk shall be responsible for keeping the time for each speaker, and the timer shall not be started until after the speaker has stated his or her name and address. Items for which a public hearing is required or has been scheduled cannot be addressed at~~

~~this time. Exceptions may be made with the consent of a simple majority of those Council members present. The Chair will request that in the event a citizen who has signed up to speak intends to speak, or does speak, on behalf of any group, association, community or anyone besides or in addition to himself or herself, that the speaker advise Council during his or her citizen input of that fact, and name or identify anyone else for whom the citizen is speaking or represents. The Clerk will have available Council members' contact information as listed on the County's website. The Chair may advise citizens to speak with or contact County staff as may be appropriate to the issue(s) raised by the speaker.~~

~~16)~~ Second County Attorney's Report of Executive Session items: The County Attorney shall report on the remaining Executive Session items. Council shall move to take action or to receive as information each item that has been discussed in executive session.

~~17~~16) Motion period/Announcements: Any Council member may make an announcement or introduce an item (excluding resolutions) for referral to a Committee. However, any Council member wishing to make a motion during the "motion period" must have transmitted a written request to the Clerk's Office by the deadline for posting the agenda of a regularly scheduled meeting of Council in accordance with the South Carolina Freedom of Information Act (i.e., twenty-four hours prior to such meeting) so that the nature of the motion appears on the agenda. Motions for resolutions and ordinances may be referred to a Committee for further deliberation or, by unanimous consent, the resolution shall be deemed adopted or the ordinance may be sent forward for second reading. Further, any Council member may make a motion directing the county administrator to take action on a county-related matter; and upon approval of a majority of members present and voting, the county administrator shall act upon the directive given.

When referring an item to committee, a Council Member must specify the intent of his or her motion. The Council Member may:

- a) Refer an item to a committee for action.
- b) Refer an item to a committee for discussion.
- c) Refer an item to committee for the purpose of receiving information or an update from staff and/or legal.
- d) Refer an item to committee for a presentation.
- e) Any Council member may make a motion directing the county administrator to take action on a county-related matter; and upon approval of a majority of members present and voting, the county administrator shall act upon the directive given.

If a Council Member does not specify the intent of his or her motion, the Chair shall ask the maker of the motion for clarification. Immediately following each motion, the Chair shall determine the committee to which the item will be referred, according to the guidelines established in Rule 4.1.

Motions for resolutions and ordinances shall generally be referred to a Committee for further deliberation; however, by unanimous consent of council, a resolution shall be deemed adopted of an ordinance placed on the agenda 24 hours prior to the meeting may be given first reading and sent forward to Council for second reading.

~~1817~~) Pending Items: Issues that have been raised by a Council member wherein a response is expected from staff shall be listed on the agenda along with a time frame in which a response from staff will be provided. These items shall be for information only and no discussion shall take place relative to matters listed under Pending Items other than for staff to seek guidance on responding to a Council member's stated issue and for setting a reasonable time frame in which to respond.

~~1918~~) Adjourn.

d) Additions - A request to add items to the agenda requires a two-thirds vote of those Council members present.

~~RULES II: THE CHAIR~~

~~2.1 — Call to Order~~

~~The Chair shall call Council meetings to order at 6:00 p.m. or as soon thereafter as practical on the first and third Tuesday of each month and, if a quorum is present, proceed to the meeting agenda.~~

~~2.2 — Preservation of Order~~

~~The Chair shall preserve order and decorum and, in case of disturbance or disorderly conduct in the Chamber or the lobby, may cause the same to be cleared. The members of Council, and the public who participate in meetings, agree to adhere to the following "Code of Conduct":~~

~~"I pledge that I may disagree, but will be respectful of all. I will direct all comment to the issues. I will refrain from personal attacks."~~

~~2.3 — Transgressions of Order~~

~~If any member, in speaking or otherwise, transgresses the Rules of the Richland County Council, the Chair shall call him/her to order, or any member may call such transgressions to the attention of the Chair who shall call the transgressor to order. If repeated cries of order are ineffective, the Chair may call a member by name, and if the Chair deems it necessary, shall state the offense committed. The member may be heard in self-defense and shall withdraw from the issue, and the Council shall consider any further proceeding to be had.~~

5.21 Voting

Each member shall vote on each question put, except that no member shall be permitted to vote on any question in which that member has a direct personal or pecuniary interest, or in which that member perceives that he or she has a direct personal or pecuniary interest, or in which his or her participation might create an appearance of impropriety in that member's estimation. A Council member must be at his/her seat in order to vote for those at the dais. If a member does not declare a vote or an abstention, his/her vote shall be recorded with the prevailing side. In the case of a tie vote, the prevailing side is the side that voted against approval of the matter voted upon (e.g., if the matter before Council is a vote to continue an item until the next meeting, and the vote on that question is 5-5, the motion did not pass, the item is not continued and the side prevailing as to the motion is the side that voted not to have continued the item). –If voting an abstention, a reason for the abstention must be stated and recorded in the minutes. No member shall, under any circumstances be permitted to vote after a decision has been announced by the Chair. After the decision of the question, an absent member may be permitted to record the vote she/he would have given if present, but such vote shall not affect the previous question.

Voting shall be by electronic means (i.e., via the electronic voting system) unless conditions at the time of a given vote do not permit use of the electronic voting system (e.g., it is inoperable, not working properly, there is a power failure or other condition prohibiting electronic voting). In such a case, voting by a show of hands shall be in order. Also, nothing in this rule prohibits a voice vote or vote by show of hands for matters where there reasonably appears to be no opposition, such as a vote to adjourn, or a vote for unanimous consent to issue a resolution in honor of a citizen, group, achievement or the like; provided, however, that any member may call for an electronic vote on any matter for which a vote is required or called for, if any member shall feel that a voice vote or vote by show of hands is not sufficient; further provided that the electronic voting system is operable at the time of the call for an electronic vote.

Votes shall be recorded in the minutes.