

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, JANUARY 17, 2012 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.

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MEMBERS PRESENT:

Chair	Kelvin E. Washington, Sr.
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Damon Jeter
Member	Bill Malinowski
Member	Jim Manning
Member	Paul Livingston
Member	Seth Rose

Absent L. Gregory Pearce, Jr.

OTHERS PRESENT – Milton Pope, Tony McDonald, Sparty Hammett, Roxanne Ancheta, Randy Cherry, Sara Salley, Stephany Snowden, Larry Smith, Dale Welch, David Hoops, Sandra Haynes, Tamara King, Melinda Edwards, Daniel Driggers, Geo Price, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:04 p.m.

INVOCATION

The Invocation was given by the Honorable Gwendolyn Davis Kennedy

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Gwendolyn Davis Kennedy

APPROVAL OF MINUTES

Regular Session: January 10, 2012 – Mr. Livingston moved, seconded by Ms. Hutchinson, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

Mr. Malinowski requested the addition of the following items: “City of Forest Acres Animal Care Intergovernmental Agreement” that was deferred to the January 17th Council meeting and “Authorization of Rules & Appointments Chair’s Signature on Ethics Commission Letter”.

Ms. Hutchinson moved, seconded by Ms. Dickerson, to adopt the agenda as amended. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

No report was given.

CITIZENS’ INPUT

Ms. Candice Grant, Ms. Sylvia Small, Mr. Andre Chambers, Mr. Jose Carter, Ms. Teresa Arnold, Ms. Janet Delany, and Ms. Kimberly Teso spoke regarding the CMRTA Service Reductions.

Mr. Livingston moved, seconded by Ms. Hutchinson, to reconsider the Adoption of the Agenda. The vote in favor was unanimous.

Mr. Washington requested that the “Greater Irmo Chamber of Commerce Gala Funding Request” be placed under the Report of the Chairman.

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

REPORT OF THE COUNTY ADMINISTRATOR

Adult Services Report – Mr. Pope stated that information was contained in the agenda packet.

Northeast Landfill Update – Mr. Pope stated that the Chair has been provided the agreement for execution.

Council Retreat – Mr. Pope reminded Council that the Council Retreat will be held January 26th and 27th at the Clemson Sandhill Research and Education Center and stated that the Clerk's Office will be forwarding directions to Council.

SCE & G Settlement Update – Mr. Pope stated that completion of the settlement is anticipated by month's end.

REPORT OF THE CLERK OF COUNCIL

No report was given.

REPORT OF THE CHAIRMAN

Greater Irmo Chamber of Commerce Gala Funding Request – Mr. Washington stated that the Irmo Chamber of Commerce forwarded to Council a sponsorship request for their 2012 Red Carpet Gala. A discussion took place.

Mr. Jeter moved, seconded by Ms. Dickerson, to deny the funding request.

PRESENTATIONS

EdVenture—Catherine Horne, President – Mr. Rose moved, seconded by Mr. Manning, to defer EdVenture presentation to after Other Items on the agenda. The vote in favor was unanimous.

Stevens & Wilkinson—Ashby Gressette and Stephanie Morgan – Mr. Gressette presented a certificate to Council recognizing Stevens & Wilkinson team on their renovation of the Township Auditorium.

Ms. Hutchinson moved, seconded by Mr. Rose, to reconsider the Approval of the Minutes. The vote in favor was unanimous.

Ms. Hutchinson requested to amend the minutes on the "Proposed Amendment to Settlement Agreement with Northeast Landfill" to correct the vote on the main motion. The vote in favor was unanimous.

Ms. Hutchinson moved, seconded by Mr. Livingston, to approve the minutes as amended. The vote in favor was unanimous.

APPROVAL OF CONSENT ITEMS

- **11-20MA, Columbia Agape Presbyterian Church, Claire Baxter, RU to OI (.41 Acres), 251 Rabon Rd., 17115-01-07 [THIRD READING]**

- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning Districts and District Standards and Article VI, Supplemental Use Standards; so as to properly reference Section 26-186 rather than “Section 26-184” wherever applicable and/or deleting reference to Section 26-184 (as Section 26-184 is currently “Reserved”) [THIRD READING]**
- **Ordinance to amend Chapter 6, Building and Building Regulations, so as to correct the improper reference to the “Building Code Board of Adjustments.” [SECOND READING]**
- **An Ordinance Authorizing a Quit-Claim Deed to Bettye Garrick Byrd for an unnamed 50’ Road shown on a plat in Plat Book “X” at Page 9275 and recorded in the Richland County Register of Deeds [FIRST READING]**

Mr. Livingston moved, seconded by Ms. Hutchinson, to approve the consent items. The vote in favor was unanimous.

THIRD READING

An Ordinance Amending the Richland County Code of Ordinances; Chapter 23, Taxation; Article VI, Local Hospitality Tax; Section 23-69, Distribution of Funds; Subsection (a)(4); so as to increase the amount of funding dedicated to organizations and projects that generate tourism in those areas where Richland County collects Hospitality Taxes – Ms. Dickerson moved, seconded by Mr. Livingston, to table this item. The vote was in favor.

SECOND READING ITEM

An Ordinance Amending the Richland County Code of Ordinances; Chapter 5, Animals and Fowl, so as to clarify sections dealing with authority of officers, conditions of impoundment, redemption of animals and owner responsibilities – Ms. Hutchinson moved, seconded by Mr. Livingston, to approve this item. A discussion took place.

Mr. Manning moved, seconded by Mr. Jackson, to amend Sections 5-16(a)(1) and 5-16(c)(3) to prohibit “poisonous” scorpions. A discussion took place.

The vote was in favor of the amendment to Sections 5-16(a)(1) and 5-16(c)(3).

Mr. Livingston moved, seconded by Mr. Manning, to approve this item as amended. The vote was in favor.

OTHER ITEMS

Caughman Creek Property – Mr. Jackson moved, seconded by Mr. Malinowski, to instruct the Administrator to execute the contract up to 15 days after receiving a survey from the seller and to incorporate language regarding water rights.

Ms. Hutchinson made a substitute motion, seconded by Mr. Livingston, to not purchase the Caughman Creek property and earmark the Hospitality Tax funding for a project in Lower Richland. A discussion took place.

Mr. Jackson moved, seconded by Ms. Kennedy, to call for the question. The vote in favor was unanimous.

<u>For</u>	<u>Against</u>
Rose	Malinowski
Hutchinson	Jackson
Washington	Dickerson
Livingston	Kennedy
Jeter	Manning

The substitute motion failed.

POINT OF ORDER – Mr. Livingston stated that Mr. Jackson called for the question; therefore, discussion of this item has ended.

Ms. Dickerson requested the motion be amended to include the issue of liability in the negotiations.

<u>For</u>	<u>Against</u>
Malinowski	Rose
Jackson	Hutchinson
Washington	Livingston
Dickerson	Jeter
Kennedy	
Manning	

The vote was in favor of the motion to instruct the Administrator to execute the contract up to 15 days after receiving a survey from the seller, to incorporate language regarding water rights and to include the issue of liability in the negotiations.

CMRTA Service Reductions – Mr. Livingston moved, seconded by Ms. Hutchinson, to authorize cuts and to discuss the issue of the funding gap at the February 7th Council meeting. A discussion took place.

The vote in favor was unanimous.

EdVenture – Catherine Horne, President – Ms. Horne thanked Council and presented a plaque of appreciation to Council for their financial support. Ms. Horne also announced that EdVenture was one of five museums awarded with the 2011 National Medal for Museum Service.

Mr. Jackson moved, seconded by Ms. Kennedy, to reconsider the Caughman Creek Property item. The motion failed.

City of Forest Acres Animal Care Intergovernmental Agreement – Ms. Dickerson moved, seconded by Ms. Hutchinson, to approve the committee’s recommendation. The vote was in favor.

Authorization of Rules & Appointments Chair’s Signature on Ethics Commission Letter – Mr. Malinowski moved, seconded by Mr. Livingston, to authorize the Rules & Appointments Chair to forward a letter to the Ethics Commission. The vote in favor was unanimous.

CITIZEN’S INPUT

No one signed up to speak.

MOTION PERIOD

Whenever a motion is forwarded to full Council from Committee the only way it goes back to Committee is if Council directs it back to Committee [JACKSON] – This item was referred to the Rules & Appointments Committee.

ADJOURNMENT

The meeting adjourned at approximately 7:49 p.m.

Kelvin E. Washington, Sr., Chair

L. Gregory Pearce, Jr., Vice-Chair

Gwendolyn Davis Kennedy

Joyce Dickerson

Valerie Hutchinson

Norman Jackson

Damon Jeter

Bill Malinowski

Jim Manning

Paul Livingston

Seth Rose

The minutes were transcribed by Michelle M. Onley