



**MINUTES OF
RICHLAND COUNTY COUNCIL
REGULAR SESSION
MAY 20, 2014
6:00 PM**

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.

MEMBERS PRESENT:

Chair	Norman Jackson
Vice Chair	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Jim Manning
Member	Greg Pearce
Member	Torrey Rush
Member	Seth Rose
Member	Kelvin E. Washington, Sr.

OTHERS PRESENT – Tony McDonald, Roxanne Ancheta, Sparty Hammett, Warren Harley, Beverly Harris, Chris Gossett, Justine Jones, Ismail Ozbek, Brad Farrar, Dale Welch, Annie Caggiano, Nelson Lindsay, Tracy Hegler, John Hixon, Donny Phipps, Mike Smith, Kecia Lara, Bill Peters, Larry Smith, Brandon Madden, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:03 p.m.

INVOCATION

The Invocation was given by the Honorable Damon Jeter

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Damon Jeter

APPROVAL OF MINUTES

Regular Session: May 6, 2014 – Ms. Dickerson moved, seconded by Ms. Dixon, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

Mr. Manning moved, seconded by Ms. Dickerson, to adopt the agenda as published.

Mr. Pearce stated the motion submitted by him was also supported by Mr. Rush and Mr. Manning.

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

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Smith stated that the following items were potential Executive Session Items:

- a. **Personnel Matter(s)**
- b. **Project LM**

POINT OF PERSONAL PRIVILEGE – Mr. Pearce welcomed Mr. Smith back.

CITIZENS INPUT

Mr. Jackson stated the citizens that signed up to speak regarding the Hospitality Tax items would need to speak at the Budget Public Hearing on May 22nd.

POINT OF PERSONAL PRIVILEGE – Mr. Washington recognized that his wife, Valerie was in the audience.

POINT OF PERSONAL PRIVILEGE – Ms. Dickerson recognized that former Councilwoman Bernice Scott was in the audience.

REPORT OF THE COUNTY ADMINISTRATOR

- a. **Fleet Management Recognition** – Mr. McDonald stated that the Fleet Management Team was named one of the 100 Best Fleet Management Teams in North America. The team was ranked 28th this year.
- b. **Employee Recognition** – Mr. McDonald recognized the Business Inspections Department for having several employees elected to Statewide and Association offices. The FC SC Permit Technician Association elected Tierra Johnson as Secretary, Andrea Dennis as Fundraiser Chair and Kecia Lara as Vice President.

The Palmetto Property Maintenance Officer's Association has elected Kecia Lara as the Vice President and Donny Phipps was elected to the Board of Directors. The Building Official's Association of SC elected Mike Smith as President. Mr. Smith also was named Official of the Year. Mr. Phipps received an Honorary Membership to the Building Official's Association of SC.

- c. **CRW Software Transition** – Mr. McDonald stated that the Development Services Website which accompanies the new software went online on May 20th and the CRW Software Package Phase II will go online May 21st. Those programs will consolidate all of the development related processes and relay the information into one user-friendly website. Phase II of the software package will consolidate all development related functions into one enterprise software to enable electronic e-pay and plan submittal.
- d. **Employee Introduction** – Mr. McDonald introduced the new Research Manager, Brandon Madden.
- e. **Comprehensive Plan Update** – Ms. Hegler gave a brief update on the Comprehensive Plan.

REPORT OF THE CLERK OF COUNCIL

- a. **REMINDER: Budget Meetings: May 22nd [Public Hearing]; May 29th [2nd Reading of Budget (Grants); and June 5th [2nd Reading of Budget (Non-Grant Items)** – Ms. Onley reminded Council of the upcoming Budget Meetings.

REPORT OF THE CHAIR

- a. **Meeting with Lexington County Council** – Mr. Jackson requested that the Administrator coordinate a meeting with the members of Lexington County Council.
- b. **Small Business Week** – Mr. Jackson stated the Chamber of Commerce held National Small Business Week events last week.
- c. **Personnel Matter: Contractual Matter** – This item was taken up in Executive Session.

PRESENTATIONS

EdVenture Children's Museum: Nikki Williams, Vice President of Education – Ms. Williams thanked Council for their continued support.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance Authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a Fee Agreement between Richland County, South Carolina and American Italian Pasta Company and matters relating thereto – No one signed up to speak.**
- **Authorizing an Amendment to the 2003 Fee in Lieu of Ad Valorem taxes arrangement by and between Richland County, South Carolina and American Pasta Company to provide an Infrastructure Credit; and other matters related thereto – No one signed up to speak.**
- **Authorizing the Conversion and Extension of a 1995 Fee in Lieu of Ad Valorem Taxes arrangement by and between Richland County, South Carolina and American Italian Pasta Company; and other matters related thereto – No one signed up to speak.**

APPROVAL OF CONSENT ITEMS

- **14-02MA, Noralba Hurtado, RU to GC (.45 Acres), 10356 Broad River Rd., 03300-06-10 [THIRD READING]**
- **14-03MA, Preston Young, RU to OI (1.5 Acres), Cabin Creek Rd., 21615-04-26 [THIRD READING]**
- **14-06MA, Jimmy Derrick, RS-MD to NC (3.83 Acres), 6405 Monticello Rd. 09401-06-09 [THIRD READING]**
- **14-07MA, W. D. Morris, GC to LI (3.2 Acres), Two Notch Rd. & Brickyard Rd. [THIRD READING]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-177, Lighting Standards; Subsection (b), Standards; Paragraph (1); Subparagraph h; so as to delete reference to pole color [THIRD READING]**
- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing by adding Division 9, Prompt Payment Requirements [SECOND READING]**
- **An Ordinance Authorizing a deed to the City of Columbia for certain water lines to serve the JKEKT Koyo Expansion in Northeast Business Park; Richland County TMS # 14900-01-16(p) and 15005-01-02(p) [SECOND READING]**

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

THIRD READING ITEMS

An Ordinance Authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a Fee Agreement between Richland County, South Carolina and American Italian Pasta Company and matters relating thereto – Mr. Malinowski moved, seconded by Mr. Rush, to defer this item until the June 3rd Council meeting. The vote in favor was unanimous.

Authorizing an Amendment to the 2003 Fee in Lieu of Ad Valorem taxes arrangement by and between Richland County, South Carolina and American Italian Pasta Company to provide an Infrastructure Credit; and other matters related thereto – Mr. Malinowski moved, seconded by Mr. Rush, to defer this item until the June 3rd Council meeting. The vote in favor was unanimous.

Authorizing the Conversion and Extension of a 1995 Fee in Lieu of Ad Valorem Taxes arrangement by and between Richland County, South Carolina and American Italian Pasta Company; and other matters related thereto – Mr. Malinowski moved, seconded by Mr. Rush, to defer this item until the June 3rd Council meeting. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article II, Rules of Construction; Definitions; and Article V, Zoning Districts and District Standards; Section 26-141, Table of Permitted Uses, Permitted Uses with Special Requirements and Special Exceptions; Subsection (f), Table of Permitted Uses, Permitted Uses with Special Requirements, and Special Exceptions; so as to only allow shipping containers as an accessory use in the RU (Rural), GC (General Commercial District), M-1 (Light Industrial District), LI (Light Industrial) and HI (Heavy Industrial) Zoning Districts – Mr. Washington moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances, Chapter 1, General Provisions; Section 1-15, Naming of Buildings; so as to amend the title to include properties, facilities and structures and to allow for labeling based on geographic location – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

SECOND READING ITEMS

An Ordinance Amending the Richland County Code of Ordinances; Chapter 2, Administration; Article V, County Departments; Division 2, Public Works; Section 2-197, Use of County Equipment by Private Parties and During Public Emergencies; and Chapter 21, Roads, Highways and Bridges; Article I, in general; Section 21-4, Drainage on

Private Property; and emergency maintenance – Mr. Washington moved, seconded by Ms. Dixon, to defer this item until the June 3rd Council meeting. The vote in favor was unanimous.

An Ordinance Amending the Fiscal Year 2013-2014 Transportation Tax Fund Budget to add five (5) full time positions for the establishment of the SLBE Program – Mr. Livingston moved, seconded by Mr. Rush, to approve the Certification Specialist and Contracts and Compliance Specialist positions and to hold the remaining three vacancies open. A discussion took place.

The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

I-77 Alliance – Mr. Livingston stated that the committee recommended approval of this item. A discussion took place.

The vote was in favor.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES

- a. **Board of Zoning Appeals – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- b. **Building Codes Board of Appeals – 3** – Mr. Malinowski stated that the committee recommended advertising for these vacancies. The vote in favor was unanimous.
- c. **Community Relations Council – 4** – Mr. Malinowski stated that the committee recommended advertising for these vacancies. The vote in favor was unanimous.
- d. **Historic Columbia Foundation – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- e. **Township Auditorium Board – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.

II. NOTIFICATION OF APPOINTMENTS

- a. **Accommodations Tax Committee – 3** – Mr. Malinowski stated that the committee recommended appointing Mr. Michael Tandon for the lodging vacancy and to re-advertise the remaining vacancies. The vote in favor was unanimous.

- b. **Building Codes Board of Appeals – 1** – Mr. Malinowski stated that the committee recommended re-advertising for this vacancy. The vote in favor was unanimous.
- c. **Central Midlands Council of Governments – 1** – Mr. Malinowski stated that the committee recommended appointing Mr. Kendall Corley. The vote in favor was unanimous.
- d. **Employee Grievance Committee – 1** – Mr. Malinowski stated that the committee recommended re-advertising for this vacancy. The vote in favor was unanimous.
- e. **Hospitality Tax Committee – 1** – Mr. Malinowski stated that the committee recommended re-advertising for this vacancy. The vote in favor was unanimous.
- f. **Procurement Review Panel – 2** – Mr. Malinowski stated that the committee recommended re-advertising for these vacancies. The vote in favor was unanimous.
- g. **Township Auditorium Board – 1** – Mr. Malinowski stated that the committee recommended re-appointing Mr. John A. Pincelli. The vote in favor was unanimous.

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE

- a. **Joint State Infrastructure Bank Application** – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.
- b. **Joint Resolution Supporting State Infrastructure Bank Application** – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Airport Subleasing Contract – Mr. Washington moved, seconded by Ms. Dickerson, to defer this item until the June 3rd Council meeting. The vote was in favor.

REPORT OF HOSPITALITY TAX FEASIBILITY STUDY COMMITTEE

- a. **Project “LM”** – This item was taken up in Executive Session.
- b. **Destination Facility Financing Options** – This item was held in committee.
- c. **Committee Recommendation to Council** – This item was held in committee.

CITIZENS' INPUT

No one signed up to speak.

EXECUTIVE SESSION

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Council went into Executive Session at approximately 7:13 p.m. and came out at approximately 8:43 p.m.
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- a. **Personnel Matter** – Mr. Livingston moved to authorize Legal to enter into the contract as discussed in Executive Session. The vote in favor was unanimous.
- b. **Project “LM”** – Mr. Malinowski moved, seconded by Mr. Rush, to direct Administration, in conjunction with the County move forward as directed in Executive Session. The vote in favor was unanimous.

MOTION PERIOD

- a. **Based on Council concerns regarding the long term stability of Richland County’s employee health insurance program, the Council Chair is asked to appoint an Ad Hoc Health Insurance Study Committee to meet with staff to review existing employee health care policies and explore potential alternatives to providing health care to Richland County employees and their families. The target date for completion of the Committee’s work and generation of recommendations would be at a yet to be determined date in early 2015 sufficient for the inclusion of their report in the FY 2016-2016 budget deliberations [PEARCE and RUSH] – This item was referred to the D&S Committee.**
- b. **I move that the Special Called Meeting – 2nd Reading of Budget and Millage Ordinance [Grants Only] scheduled for Thursday, May 29, 2014 be re-scheduled to Wednesday, May 28, 2014 for the same time of day. Rationale –ETV, in collaboration with 7 newspapers across the state have scheduled a debate for US Senate (the unexpired term of former US Sen. Jim DeMint), Democratic candidates, May 29, 7:30 p.m. Out of respect for our colleague who is running for this seat and will need to take part in this event that was out of her control in scheduling, I think it only right and proper that Council make such a change that is in our control [MANNING] – Mr. Manning moved, seconded by Mr. Washington, to rescheduled 2nd Reading of Budget and Millage Ordinance [Grants Only] to June 2nd at 6:00 PM. The vote in favor was unanimous.**

ADJOURNMENT

The meeting adjourned at approximately 8:50 p.m.

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The minutes were transcribed by Michelle M. Onley