

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
September 17, 2002
6:00 P.M.**

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

OTHERS PRESENT: T. Cary McSwain, Michielle Cannon-Finch, Carrie Neal, Larry Smith, Amelia Linder, John Hicks, Milton Pope, Tony McDonald, Ashley Jacobs, Monique Walters, Chief Harrell, Michael Chris, Roxanne Matthews, Pam Davis, Stephany Snowden, Marsheika Martin

CALL TO ORDER – The meeting was called to order at approximately 6:05 p.m.

INVOCATION – The Invocation was given by the Honorable Joseph McEachern.

PLEDGE OF ALLEGIANCE – led by Boys Scout Troop 100.

ADOPTION OF AGENDA

Mr. Livingston stated an economic development item (Consideration for Financial Arrangement for Consolidated Systems) need to be added. Mr. McEachern stated this would be added as item 4-b.

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

- Columbia Venture
- Personnel Matter

Ms. Smith moved, seconded by Mr. Mizzell, to adopt the agenda as amended and hold Executive Session items at the end of the agenda, after Citizen's Input.

Ms. Scott requested to add the pre-1976 mobile home ordinance.

A discussion took place.

Ms. Smith amended her motion, seconded by Mr. Mizzell, to add the pre-1976 mobile home ordinance to the agenda as item-5. Mr. McEachern stated it takes unanimous consent of Council to do this and he opposed.

The discussion continued.

Mr. Livingston called for the question, seconded by Mr. Meetze. The vote was as follows:

<u>In favor</u> unanimous	<u>Oppose</u>
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The motion passed.

**Richland County Council
Regular Session
September 17, 2002
Page Two**

The vote to accept Ms. Smith's amendment was as follows:

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

The motion failed.

The vote for the main motion to add the Economic Development item was as follows:

<u>In favor</u>	<u>Oppose</u>
Unanimous	

The motion passed.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Smith stated that the following items would be discussed in Executive Session:

- Richland County vs. Burdell Fuller Road
- RMH Proposed Lease Amendment
- Columbia Venture
- Personnel Matter

PRESENTATIONS

S.C. State Archives Association to the Register of Deeds Office – Mr. Rodger Stroup, Director of the S.C. State of Archives and History and the Records Management Program presented awards to the Richland County Register of Deeds Office for their Records Management Program. They received an Innovation Award for 2001 and Central Repository Award for 2002.

Mr. John Norris, Director of Register of Deeds, and staff were present. Mr. Norris accepted the awards on behalf of the department.

**Richland County Council
Regular Session
September 17, 2002
Page Three**

Keep America Beautiful of the Midlands – Ms. Mary Pat Baldauf briefed Council on the goal of getting citizens involved in litter prevention, solid waste management and beautification. She invited Council to ‘Beach Sweep, River Sweep’ on Saturday, September 21st. Council was presented with a message in a bottle, which had detailed information on the event.

CITIZEN’S INPUT

Mr. Meetze moved, seconded by Mr. Tuten, to allow a citizen to speak to an item that will hold a public hearing. The vote was as follows:

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

The motion passed.

Ms. Kay McClanahan spoke “against” the Conservation Commission item.

APPROVAL OF MINUTES – Regular Session: September 10, 2002

Ms. Brady moved, seconded by Mr. Tuten, to approve the minutes. The vote in favor was unanimous.

REPORT OF COUNTY ADMINISTRATOR

Zoning Public Hearing – Mr. McSwain reported staff has recommended canceling the Zoning Public Hearing Meeting scheduled for December 24th. He reported there would be a heavier load in January of 2003.

OPEN/CLOSE PUBLIC HEARING ITEMS

Mr. McEachern opened the floor to the following public hearings:

Budget Ordinance to transfer four full-time Code Enforcement positions and one full-time Secretarial position from the Planning and Development Services to the Sheriff’s Department

Ms. Evelyn Bush and Dr. Yvonne Brown spoke “against” this item.

Ordinance amendment to clarify Code Enforcement responsibilities

Mr. Joel Wier spoke "against" this item.

Ordinance amendment to delete article IV, weeds, rank vegetation and debris on lots, in its entirety; and to move the general provisions of this article to the appropriate articles of Chapter 12, garbage, trash and refuse; and Chapter 18, offenses

No one spoke to this public hearing at this time.

Mr. McEachern closed the public hearings.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Brady, to approve the following consent items:

- Police Retirement Budget Amendment – [Third Reading]
- 02-50MA, Edith Buckwell, RS-2 to C-3, North Side of Rabon Road, West of Flora Drive [Third Reading]
- 02-56MA, John Bakhaus, M-1 to PUD-1, the Lakes S/D on Farrow Road [Third Reading]
- 02-58MA, Robert Bell and/or Terry Brown, PUD-2 (low density residential), to PUD-2 (office commercial), NE Corner of Hardscrabble Road and Summit Parkway [Third Reading]
- 02-59MA, Greg Lehman, RU to PUD-1, Addition to Ivy Green Subdivision, Koon Road East of I-26 [Third Reading]
- 02-61MA, John Weaver & Robert Fuller, C-3 to M-1, West Beltline Blvd [Third Reading]
- 02-64MA, Daryle O'Caine, RU to C-3, Broad River Road & Dutch Fork Road [Third Reading]
- Land Sale to Quality Beverage LLC [Second Reading]

The vote in favor was unanimous.

THIRD READING ITEMS

Budget Ordinance to transfer four full-time Code Enforcement positions and one full-time Secretarial position from the Planning and Development Services to the Sheriff's Department

Mr. Tuten moved, seconded by Ms. Scott, to approve this item for Third Reading.

A discussion took place.

The vote in favor was unanimous.

Ordinance amendment to clarify Code Enforcement responsibilities

Mr. Tuten moved, seconded by Mr. Meetze, to approve this item for Third Reading. The vote in favor was unanimous.

Ordinance amendment to delete article IV, weeds, rank vegetation and debris on lots, in its entirety; and to move the general provisions of this article to the appropriate articles of Chapter 12, garbage, trash and refuse; and Chapter 18, offenses

Ms. Smith moved, seconded by Ms. Brady, to approve this item for Third Reading. The vote in favor was unanimous.

SECOND READING ITEMS

Plasti-Line Documentation Ordinance

Mr. Livingston stated there was some question about not having all of the legal documentation to move forward.

Mr. Livingston moved, seconded by Ms. Smith, to defer this item to the next Regular Session meeting. The vote in favor was unanimous.

SCT Utilities Simplified FILOT

Mr. Livingston stated there was some question about not having all of the legal documentation to move forward.

Mr. Livingston moved, seconded by Ms. Smith, to defer this item to the next Regular Session Meeting. The vote in favor was unanimous.

Refunding revenue bonds for International Paper

Mr. Livingston moved, seconded by Mr. Mizzell, to approve this item. The vote in favor was unanimous. (Ms. Brady did not vote due to a conflict of interest.)

02-60MA, Greg Lehman, From M-2 to PUD-2, Clemson Road

Mr. McEachern requested for this item to be deferred until October 1st. He stated the traffic study is in the process of being obtained.

**Richland County Council
Regular Session
September 17, 2002
Page Six**

Ms. Smith moved, seconded by Ms. Brill, to defer this item to the October 1st meeting. The vote was as follows:

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

The motion passed.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

Township Auditorium Appointments discussions (deferred from 09/10/02)

Mr. Livingston updated Council on these appointments. He stated the item would be taken up at the next Rules and Appointments Committee meeting.

This item was received as information.

REPORT OF COUNCIL WORKSESSION

FIRST READING ITEM

Conservation Commission

Ms. Smith moved, seconded by Mr. Livingston, to give first reading approval in the issuance of public bonds in the amount of \$1.5 million dollars for the Conservation Commission to expend in accordance with the plan adopted by Richland County Council. The vote in favor was unanimous.

Ms. Smith stated she would be out of town on October 1st.

Ms. Smith amended her motion, seconded by Ms. Brill, to schedule the public hearing for October 15th and hold Second Reading on November 6th. The vote in favor was unanimous.

Financial Arrangement for Consolidated Systems

Mr. Livingston stated the committee recommended approval of this item.

CITIZEN'S INPUT

No one signed up to speak at this time.

EXECUTIVE SESSION

Mr. Meetze moved, seconded by Ms. Brady, to go into Executive Session to discuss the following:

- Richland County vs. Burdell Fuller Road
- RMH Proposed Lease Amendment
- Columbia Venture
- Personnel Matter

The vote in favor was unanimous.

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Council went into Executive Session at approximately 6:55 p.m. and came out at approximately 9:17 p.m.
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Mr. Meetze moved, seconded by Mr. Mizzell, to come out of Executive Session. The vote in favor was unanimous.

**Personnel Matter: Employee Policy
Columbia Venture**

Mr. McEachern stated these items were received as information.

Proposed Lease Agreement: Richland Memorial Hospitals

Mr. Pearce moved, seconded by Ms. Brady, to give First Reading approval by Title Only to alterations of the lease agreement between Richland County and Palmetto Health Alliance with the public hearing and Second Reading scheduled on October 15th. The vote in favor was unanimous.

Ms. Smith stated the document would be released to the public prior to the Public Hearing. Mr. Pearce/Ms. Brady accepted this amendment. The vote in favor was unanimous.

Issuance of JEDA Bonds for Richland Memorial Hospital

Mr. Pearce moved, seconded by Ms. Brill, to give First Reading approval to the issuance of JEDA Bonds and to come for a Public Hearing and Second Reading on October 15th. The vote in favor was unanimous.

MOTION PERIOD

November Meeting Change: Ms. Smith moved to cancel the November 5th meeting and reschedule it for Tuesday, November 12th by unanimous consent. No one opposed.

Scheduling Meetings – Mr. Pearce moved, seconded by Mr. Tuten, to direct staff and Council members to refrain from setting a meeting date on Thursdays for meetings the following Monday unless it is an emergency.

Mr. Pearce stated there is not enough notice given between Friday and Monday.

The vote in favor was unanimous.

Pre-1976 Mobile Homes Ordinance Amendment – Ms. Brady stated the version coming out of the Planning Commission would be on the agenda before Council on September 24th. She stated other amendments have come up and Council needs to give staff direction as to whether more research is needed or look into a special exception.

A discussion took place.

Internal Auditor – Mr. Meetze requested for a discussion on an Internal Auditor to be forwarded to the Development and Services Committee.

ADJOURNMENT – The meeting adjourned at approximately 9:35 p.m.

Joseph McEachern, Chair

Anthony M. Mizzell, Vice-Chair

Joan Brady

Susan Brill

Paul Livingston

J.D. "Buddy" Meetze

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

Thelma M. Tillis

**Richland County Council
Regular Session
September 17, 2002
Page Nine**

James Tuten

The minutes were transcribed by Marsheika G. Martin