

RICHLAND COUNTY COUNCIL
REGULAR SESSION
JUNE 17, 2003
6:00 P.M.

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

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

CALL TO ORDER – The meeting was called to order at approximately 6:00 p.m.

INVOCATION - The Invocation was given by the Honorable Joseph McEachern

PLEDGE OF ALLEGIANCE

PRESENTATION OF RESOLUTIONS: LRADAC & LRADAC DIRECTOR – This item was been deferred.

ADOPTION OF AGENDA - Mr. Livingston requested to add a Resolution regarding Project Green Apple under the Report of Economic Development.

Mr. Livingston moved, seconded by Mr. Mizzell, to add the Resolution to the agenda. The vote in favor was unanimous.

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

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

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS - Mr. Larry Smith, County Attorney, stated a pending litigation item need to be discussed in Executive Session.

APPROVAL OF MINUTES

Special Called Meeting: May 29, 2003 – Mr. Livingston moved, seconded by Ms. Brady, to adopt the minutes as submitted. The vote in favor was unanimous.

Regular Session: June 3, 2003

Ms. Brady moved to approve the minutes.

After discussion, Ms. Brady withdrew her motion.

Mr. Pearce made a substitute motion, seconded by Mr. Tuten, to reconsider the issue of the Library Board of Trustees on Page 21 of the minutes and send it back to the Rules Committee for reconsideration.

A discussion took place.

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The vote to reconsider the issue regarding the Library Board of Trustees was in favor.

Ms. Smith moved, seconded by Ms. Brady, to approve the minutes with the notice of reconsideration. The vote in favor was unanimous.

Special Called Meeting: June 5, 2003 - Ms. Brill moved, seconded by Ms. Brady, to approve the minutes. The vote in favor was unanimous.

REPORT OF COUNTY ADMINISTRATOR – Mr. T. Cary McSwain, County Administrator, reminded Council of a Special Called Meeting on Tuesday, June 24th at 4:30 p.m.

REPORT OF CLERK OF COUNCIL - Ms. Michelle Cannon-Finch, Clerk of Council, informed Council of America 2003 which will take place on June 29th at 7:30 p.m. at William's Brice Stadium.

OPEN/CLOSE PUBLIC HEARINGS – There were no public hearing items on the agenda.

APPROVAL OF CONSENT ITEMS

- **03-40MA, Mize Landscaping, RU to PDD, Landscape Material and Storage, 04100-04-39, Western Lane & Owenswood Drive [Third Reading]**

THIRD READING ITEMS

03-46MA, Douglas Weber, RU to M-1, General Commercial or Storage, 02600-06-15, 11132 Broad River Road

Ms. Smith moved, seconded by Mr. Mizzell, to disapprove this item.

Ms. Corley made a substitute motion, seconded by Ms. Brady, to approve the item for Third Reading.

The vote was as follows for the substitute motion:

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

The motion passed.

Proposed amendment to Chapter 22, Article XI to specify that all fees are established in the annual budget ordinance

Mr. Livingston moved, seconded by Ms. Tillis, to approve this item for Third Reading. The vote in favor was unanimous.

SECOND READING ITEM

Business License Ordinance

Ms. Brady moved, seconded by Mr. Tuten, to approve this item for Second Reading. The vote in favor was unanimous.

APPROVAL OF RESOLUTION

A Resolution to appoint and commission David Preston Thompson and Kent Reed Weaver as Code Enforcement Officers for the proper security, general welfare and convenience of Richland County

Ms. Smith moved, seconded by Mr. Pearce, to approve the Resolution. The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

Project Green Apple – Resolution

Mr. Livingston moved, seconded by Mr. Mizzell, to approve the resolution. The vote in favor was unanimous.

COMMUNITY CARE HOME – 104 Snow Road

Ms. Smith moved, seconded by Ms. Brady, to approve the location of the community care home. The vote in favor was unanimous.

EXECUTIVE SESSION ITEMS

Potential Claim

It was moved and seconded to go into Executive Session to discuss a potential claim. The vote in favor was unanimous.

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Council went into Executive Session at approximately 6:20 p.m. and came out at approximately 6:45 p.m.
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It was moved and seconded to come out of Executive Session. The vote in favor was unanimous.

Ms. Scott said the item was accepted as information only and no action was taken.

CITIZEN'S INPUT

Ms. Evelyn Bush spoke in opposition of the 8-hour Ozone Standard Resolution.

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MOTION PERIOD

1. Ms. Corley requested a resolution honoring Joseph Randolph Henry for bravery. Council approved the request.

2. Ms. Scott informed Council that the following items would be heard at a Special Called Meeting on July 8, 2003 immediately following the Regular Session Meeting:
 - 03-47MA, Gerald Smith and Jennings Parker, From RU to M-1, Utility Contractor Storage, (4.9 acres), 01500-02-09/10, US 76, White Rock
 - 03-49MA, Heath Manning & Don Boyd, From M-1 & RS-1 to PUD-1R (30.0 acres), Residential Subdivision, 22806-01-11/10 & 22807-01-04/05/06/09, Wildewood Drive & Leaning Tree Road
 - Proposed text amendment of Section 26-68.5 regarding residences in the M-1 and M-2 zoning districts

Ms. Brady moved, and it was seconded, to holding a Special Called Meeting on July 8th. The vote in favor was unanimous.

3. Mr. Pearce moved, seconded by Ms. Brady, to reconsider the issue regarding the Library Board of Trustees.

The vote was as follows:

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

The motion passed.

Mr. Pearce moved, seconded by Ms. Brady, to ask the Rules and Appointments Committee to review the situation again and make a recommendation to Council as to whether or not there was in fact some compelling reason to suspend the rules.

A discussion took place.

Mr. McEachern made a substitute motion, seconded by Ms. Tillis, to approve the minutes, allowing the previous action to stand.

The vote for the substitute motion was as follows:

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

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The motion failed.

The vote for the main motion was as follows:

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

The motion passed.

4. Mr. Pearce stated the Homeless Commission has requested a presentation before Council. Ms. Scott directed Mr. Pearce to get with the Clerk of Council to decide on a date for the item to be placed on the agenda.
5. Ms. Tillis requested a resolution honoring Second Nazareth Baptist Church on its 100th Anniversary.
6. Mr. McEachern and Ms. Scott requested a resolution honoring the passing of Mr. John T. Howell.
7. Ms. Scott requested financial contributions to America 2003 and also requested a Resolution showing support of the U.S. Troops.
8. Ms. Scott requested for the County to review the Alcohol Ordinance and the sell of it on Sundays.

Bernice G. Scott, Chair

Joan B. Brady, Vice-Chair

Susan Brill

Doris M. Corley

Paul Livingston

Joseph McEachern

Anthony G. Mizzell

L. Gregory Pearce, Jr.

Kit Smith

Thelma M. Tillis

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James Tuten

The minutes were transcribed by Marsheika G. Martin