

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, APRIL 16, 2013 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.

=====

MEMBERS PRESENT:

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

OTHERS PRESENT – Tony McDonald, Sparty Hammett, Roxanne Ancheta, Brad Farrar, Justine Jones, Amelia Linder, Dale Welch, Yanisse Adrian-Silva, Melinda Edwards, Ray Peterson, John Hixon, Janet Claggett, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:02 p.m.

INVOCATION

The Invocation was given by the Honorable Julie-Ann Dixon

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Julie-Ann Dixon.

APPROVAL OF MINUTES

Regular Session: April 2, 2013 – Mr. Manning moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

Mr. Washington stated that Item #22.d. needed to be moved to immediately following the Adoption of the Agenda. The vote in favor was unanimous.

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

By unanimous consent, I move that Council acknowledge April 22, 2013 as Earth Day, and pass the subsequent Resolution supporting Earth Day in Richland County

[MANNING] – Mr. Malinowski moved, seconded by Ms. Dickerson, to adopt the resolution acknowledging April 22, 2013 as Earth Day and supporting Earth Day in Richland County. The vote in favor was unanimous.

Mr. Malinowski moved, seconded by Mr. Manning, to reconsider this item. The motion failed.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

Mr. Farrar stated that the following was a potential Executive Session Item:

a. IT Security—Contractual Matter

CITIZENS' INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

National County Government Month Events:

- a. St. Martin de Porres Elementary School Essay Contest Winner** – Ms. Adrian-Silva recognized Uriah West, Ryan Frans and Moses Myers as the Essay Contest Winners.
- b. Meet & Greet, April 18th, 5:30 PM-7:00 PM, Township Auditorium** – Mr. McDonald reminded Council of the Meet & Greet on April 18th, 5:30 PM-7:00 PM at the Township Auditorium.
- c. Employee Appreciation Ice Cream Party, April 24th, 2:00 PM-3:00 PM, 4th Floor Conference Room** – Mr. McDonald reminded Council of the Employee Appreciation Ice Cream Party on April 24th, 2:00 PM-3:00 PM in the 4th Floor Conference Room. Council is invited to attend and assist with serving the ice cream to the employees.

Bark to the Park – Mr. McDonald stated that Bark to the Park will take place on April 20th in Finlay Park. Registration begins at 8:00 a.m.; the walk begins at 9:30 a.m. and there is an After Walk Party at 10:30 a.m.

Utilities RFP Update – Mr. McDonald stated the Utilities RFP deadline has been extended.

SLBE Recommendations Update – Mr. McDonald stated that the recommendations will be brought back to the May 7th Council meeting.

Richland County Recycling Day – Mr. McDonald stated that Richland County Recycling Day will be held Friday, May 17th, 9:00 AM-1:00 PM at the State Fairgrounds.

REPORT OF THE CLERK OF COUNCIL

No report was given.

REPORT OF THE CHAIRMAN

Appointment of Ex Officio Members to Transportation Penny Advisory Committee – Mr. Washington stated that there had been discussion that at least 2 Council members should be added to the Transportation Penny Advisory Committee as Ex Officio Members. Mr. Washington stated that he would suggest that a SCDOT Commissioner and Maintenance Engineer also be added to the Transportation Penny Advisory Commission as Ex Officio Members.

Mr. Livingston moved, seconded by Mr. Pearce, to move forward with the recommendation from the Transportation Study Committee to appoint 2 Council members as Ex Officio members of the Transportation Penny Advisory Committee. A discussion took place.

<u>For</u>	<u>Against</u>
Dixon	Malinowski
Jackson	Rose
Pearce	Rush
Washington	
Livingston	
Dickerson	
Jeter	

The vote was in favor.

Ms. Dickerson moved, seconded by Mr. Malinowski, to appoint 2 SCDOT Commissioners from Richland County as Ex Officio members of the Transportation Penny Advisory Committee.

Mr. Washington made a substitute motion, seconded by Mr. Jackson, to appoint a SCDOT Maintenance Engineer as an Ex Officio member of the Transportation Penny Advisory Committee. A discussion took place.

Ms. Dickerson requested a friendly amendment to the substitute motion to appoint a SCDOT Commissioner as an Ex Officio member to the Transportation Penny Advisory Committee.

Mr. Washington accepted the friendly to the substitute motion.

A discussion took place.

Mr. Malinowski made a second substitute motion, seconded by Mr. Rose, to request input from the Administrator and Department heads that will be involved in the penny tax program.

<u>For</u>	<u>Against</u>
Dixon	Jackson
Malinowski	Washington
Rose	Dickerson
Pearce	
Livingston	
Rush	
Jeter	

The vote was in favor of the second substitute motion.

PRESENTATIONS

Midlands Mediation Center, Beth Padgett and Gladys Cole – Ms. Padgett gave a brief overview of the Midlands Mediation Center program.

LRADAC, Debbie Francis – Ms. Francis thanked Council for their continued support and shared the accomplishments of LRADAC since moving into their new facility three years ago.

C-SPAN Local Content Vehicles (LCVs) Second Fleet Launch – Ms. Debbie Lamb, C-SPAN producer, stated that C-SPAN will be spending a full week in Columbia visiting various literary and historic sites, and interviewing local historians, authors and civic leaders. The various short features will be shown the weekend of May 18-19 on C-SPAN2 (Non-Fiction Book Channel) and C-SPAN3 (American History TV).

APPROVAL OF CONSENT ITEM

- **13-05MA, Fairways Development, John Bakhaus, RU to RS-LD (29.60 Acres), Longcreek Plantation, 20401-03-01 [THIRD READING]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision Review and Approval; Subsection (c), Processes; Paragraph (3), Major Subdivision Review; Subparagraph A, Applicability; so as to properly cross-reference two subsections [THIRD READING]**

- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 23, Taxation; Article V, Rehabilitated Historic Properties; so as to reflect the 2010 Amendments made to Section 4-9-195 of the South Carolina Code of Laws, 1976, as amended; and to more closely align the County's ordinance with that of the City of Columbia [SECOND READING]**

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

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF APPOINTMENTS

- Accommodations Tax Committee—2** – Mr. Malinowski stated that the committee recommended re-advertising for these vacancies. The vote in favor was unanimous.
- Airport Commission—2** – Mr. Malinowski stated that the committee recommended re-appointing Mr. John Mark Dean and appointing Mr. Stephen Burnette.

Mr. Pearce moved, seconded by Mr. Livingston, to vote on each applicant.

Burnette – Ms. Dixon and Mr. Malinowski

Cole – Mr. Jackson, Mr. Rose, Mr. Pearce, Mr. Washington, Mr. Livingston, Ms. Dickerson, Mr. Rush, and Mr. Jeter

Dean – Ms. Dixon, Mr. Malinowski, Mr. Jackson, Mr. Rose, Mr. Pearce, Mr. Washington, Mr. Livingston, Ms. Dickerson, Mr. Rush and Mr. Jeter

Mr. Bruce K. Cole and Mr. John Mark Dean were re-appointed.

- Board of Assessment Appeals—1** – Mr. Malinowski stated that the committee recommended appointing Mr. John F. Kososki. The vote in favor was unanimous.
- Board of Zoning Appeals—2** – Mr. Malinowski stated that the committee recommended re-appointing Ms. Susanne H. Cecere and appointing Mr. Frank Richardson.

Mr. Jackson moved to vote on each applicant. The motion died for lack of a second.

The vote in favor of the committee's recommendation was unanimous.

- e. **Business Service Center Appeals Board—2** – Mr. Malinowski stated that the committee recommended appointing Mr. John F. Hamilton and Ms. Teri Hutson Salane. The vote in favor was unanimous.
- f. **Central Midlands Council of Governments—1** – Mr. Malinowski stated that the committee recommended re-advertising for this vacancy. The vote in favor was unanimous.
- g. **Employee Grievance Committee—2** – Mr. Malinowski stated that the committee recommended re-advertising for these vacancies. The vote in favor was unanimous.
- h. **Hospitality Tax Committee—3** – Mr. Malinowski stated that the committee recommended re-appointing Mr. Robert G. Tunell, appointing Ms. Amber Mathis Martin and re-advertising for the remaining vacancy. The vote in favor was unanimous.
- i. **Internal Audit Committee—1** – Mr. Malinowski stated that the committee recommended re-appointing Dr. Sandra C. Manning and requesting that the Chair schedule a meeting within the next 30 days. The vote in favor was unanimous.
- j. **Planning Commission—2** – Mr. Malinowski stated that the committee recommended re-appointing Ms. Heather Cairns and Mr. Stephen Gilchrist. The vote in favor was unanimous.

II. DISCUSSION FROM RULES AND APPOINTMENTS COMMITTEE

- a. **Community Relations—3** – This item remained in committee for further information.

CITIZEN'S INPUT

Ms. Sandra Sims spoke regarding the upcoming 3 Rivers Music Festival.

=====
Council went into Executive Session at approximately 7:19 p.m. and came out at approximately 7:22 p.m.
=====

- a. **IT Security—Contractual Matter** – No action taken.

MOTION PERIOD

Staff is requested to adjust the OI (Office/Institutional) Zoning Ordinance to remove the allowance of only residential building in that classification. A minimal amount of

residential can be allowed to accommodate the businesses that exist but by virtue of the name it should primarily be Office and Institutional, not residential [MALINOWSKI] – This item was referred to the D&S Committee.

Staff is requested to take an in depth look at current Richland County zoning requirements and consider categorizing them in a way to allow for more “sub-categories” in the various zoning districts. Uses permitted should be worked on for a more cohesive/like uses basis to eliminate the general categories currently in existence [MALINOWSKI] – This item was referred to the D&S Committee.

Staff is requested to review with Councilman Malinowski the Priority Investment Areas (PIA’s) in Richland County, District 1, and consider their restructuring. The current PIA’s came about through some type of staff creative writing with no input from the council member representing the area nor the citizens. While there are areas that can be considered for the use of PIA application it needs to be done on a more selective basis and not on random generalizations as was previously done [MALINOWSKI] – This item was referred to the D&S Committee.

By unanimous consent, I move that Council acknowledge the week of May 12, 2013 as National Police Officer Week and that May 15 be recognized as “Peace Officer’s Memorial Day” with all flags at County-owned properties be lowered to half-staff to honor those peace officers who gave their lives in service to others [PEARCE] – Mr. Malinowski moved, seconded by Ms. Dickerson, to adopt a resolution acknowledging the week of May 12, 2013 as National Police Officer Week and recognizing May 15, 2013 as “Peace Officer’s Memorial Day”. The vote in favor was unanimous.

Mr. Malinowski moved, seconded by Ms. Dickerson, to reconsider this item. The motion failed.

To review and amend the Dirt Road Paving Program and possibly eliminate the Pave in Place and have the Roads Paved this paving season [JACKSON] – This item was referred to the Dirt Road Committee.

Get unanimous consent for the LR Girls Basketball Resolution in order to present it on Saturday, April 20 [JACKSON] – Mr. Jackson moved, seconded by Ms. Dickerson, to adopt a resolution honoring the LR Girls Basketball Team. The vote in favor was unanimous.

Mr. Malinowski moved, seconded by Mr. Rush, to reconsider this item. The motion failed.

A Resolution honoring Keenan Girls Basketball AA State Champions [RUSH] – Mr. Rush moved, seconded by Mr. Jackson, to adopt a resolution honoring the Keenan Girls Basketball Team. The vote in favor was unanimous.

Mr. Malinowski moved, seconded by Mr. Jackson, to reconsider this item. The motion failed.

Resolution honoring Dutch Fork Girls Basketball Team on their 2nd State Championship

[MALINOWSKI] – Mr. Malinowski moved, seconded by Mr. Jackson, to adopt a resolution honoring the Dutch Fork Girls Basketball Team. The vote in favor was unanimous.

Mr. Jackson moved, seconded by Mr. Malinowski, to reconsider this item. The motion failed.

ADJOURNMENT

The meeting adjourned at approximately 7:29 p.m.

Kelvin E. Washington, Sr., Chair

L. Gregory Pearce, Jr., Vice-Chair

Joyce Dickerson

Julie-Ann Dixon

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Seth Rose

Torrey Rush

The minutes were transcribed by Michelle M. Onley