

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
MARCH 18, 2003
6:00 P.M.**

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

OTHERS PRESENT: T. Cary McSwain, Michielle Cannon-Finch, Stephany Snowden, Larry Smith, Milton Pope, Tony McDonald, Monique Walters, Ashley Bloom, Roxanne Matthews, Pam Davis, Ralph Pearson, Beth McLean, Amelia Linder, Michael Criss, Carrie Neal, Marsheika Martin

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

INVOCATION – The Invocation was given by the Honorable L. Gregory Pearce, Jr.

ADOPTION OF AGENDA

- Mr. Livingston: requested to add a legal briefing regarding Palmetto Health Alliance during Executive Session as item 7-d.
- Ms. Smith: requested to move appointments to the Planning Commission to the top of the agenda before Open/Close Public Hearing items.

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

PRESENTATION

a. Stand For Children

CITIZEN'S INPUT

Ms. Scott stated there were citizens signed up to speak to the Conservation Commission Bond Ordinance, which has already had a public hearing. She informed citizens of the Council's rules on this issue.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

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

- Richland County vs. Johnny Johnson & Letts
- Farmer's Market
- Legal Status of Planning Co-Location

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- Palmetto Health Alliance

APPROVAL OF MINUTES

- a. **Zoning Public Hearing: February 25, 2003**
- b. **Regular Session: March 4, 2003**

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

REPORT OF COUNTY ADMINISTRATOR – No reported was given at this time.

REPORT OF CLERK OF COUNCIL

Ms. Michielle Cannon-Finch, Clerk of Council, gave the following report:

- An invitation came in from One Hundred Black Men of the Greater Columbia, Inc. Council was invited to attend their annual New Members Banquet on Thursday, April 17th at 7:30.
- InterCity Visit information was as follows: depart April 27th at 10:00 a.m. and returning on April 29th at 5:30 p.m.
- The Cultural Council invited Council members to a roast and toast.
- Council was reminded of the need to discuss the schedule for Council meetings during the month of April. Ms. Brady stated she would make a motion during motion period.

OPEN/CLOSE PUBLIC HEARING ITEMS

Ms. Scott opened the floor to the following public hearing:

East Richland County Public Service Commission Resolution – No one signed up to speak at this time.

The floor was closed to the public hearing.

APPOINTMENT TO THE PLANNING COMMISSION-1

Mr. McEachern stated this item was deferred from the March 4th Council Meeting because of a tie vote. There are two applicants with one position available.

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The vote was as follows:

<u>Palmer</u>	<u>Morgan</u>
Pearce	McEachern
Livingston	Smith
Mizzell	Tillis
Brady	
Scott	
Tuten	
Brill	

Mr. Patrick Palmer was appointed to the Planning Commission.

APPROVAL OF CONSENT ITEMS

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

- **03-36MA, Greg Lehman, From RU to PUD-1R, Single Family Detached Subdivision, TMS 10506-02 & 01509-01, Three Dog Road near Lake Murray Elementary School [Third Reading]**
- **Bond Ordinance for Airport Terminals & Hangars [Second Reading] (Ms. Smith requested for staff to bring contingencies back before Council.)**
- **Ordinance to authorize easement to SCE&G at the County Administration Building [Second Reading]**

The vote in favor was unanimous.

THIRD READING ITEM

Ordinance amendment: Quit Claim Deeds in the Olympia Community

Ms. Smith moved, seconded by Mr. Livingston, to approve this item for Third Reading.

A discussion took place.

Mr. Livingston called for the question, and it was seconded. The vote in favor was unanimous.

The vote was in favor of the main motion.

SECOND READING ITEMS

**03-01ma, Greg Douglas, From D-1 to RS-3, Single Family Detached S/D, TMS
19803-03-07, Windsor Lake Blvd.**

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

Conservation Commission Bond Ordinance

Ms. Smith moved, seconded by Mr. McEachern, to defer this item indefinitely and stated it could be placed back on the agenda by a written petition of three members of Council. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. Notification of Vacancies to Boards, Commissions and Committees

a. Building Board of Adjustment and Appeal-2

Mr. McEachern reported two vacancies on this board and directed staff to advertise.

II. Notification of Appointments to Boards, Commissions and Committees

a. Appointments to the Building Board of Adjustment and Appeals-2

Mr. McEachern reported two vacancies on this board with two applications received. He recommended appointing Mr. William Bailey Kauric and Mr. Van M. McAlister. The vote in favor was unanimous.

**4. REPORT OF ADMINISTRATION AND FINANCE COMMITTEE
WORKSESSION**

a. Hospitality Tax Ordinance

Ms. Smith moved, seconded Mr. Livingston, to give this item First Reading approval by Title Only in order to set it before the public and receive public input on April 1st at 5:00 p.m. and authorize and request the Chair to coordinate with municipalities and make sure that County is synchronized with them.

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A discussion took place.

Mr. McEachern made a substitute motion, seconded by Ms. Tillis, to defer this item.

The vote for the substitute motion was as follows:

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

The motion failed.

The discussion continued.

The vote for the main motion was as follows:

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

The motion passed.

b. Other Taxes and Fees

Ms. Smith reported that for informational purposes, the other taxes and fees were reviewed. She stated this item would remain in the A&F Committee for further discussion.

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c. Farmer's Market Update

Ms. Smith stated the Committee received an update on the Farmer's Market and the recommendation of the Committee is to authorize the administrator to proceed with a revenue bond issue of \$15,000,000.00 based on the revenues from the vendors at the market and to bring it back to Council for a vote when the work is completed.

A discussion took place.

Ms. Smith amended her motion, seconded by Ms. Brady, to approve a Resolution authorizing the Administrator to proceed and the bonds cannot be issued until the bonds come back include the Resolution. The vote was in favor. Mr. McEachern opposed.

5. Proposed Community Residential Care Facilities

- a. Nellie Alston; 101 Haygood Road; Blythewood, SC**
- b. Helen Spearman & Johnny Ely; 1322 Kingsville; Gadsden, S.C. 29052**

Ms. Smith moved, seconded by Mr. Livingston, to receive these items for information. The vote in favor was unanimous.

6. East Richland County Public Service Commission Resolution

Ms. Brady moved, seconded by Mr. Pearce, to approve this resolution.

A discussion took place.

The vote in favor was unanimous.

7. EXECUTIVE SESSION ITEMS

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

- Richland County vs. Johnny Johnson & Letts
- Farmer's Market
- Legal Status of Planning Co-Location
- Palmetto Health Alliance

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The vote in favor was unanimous.

Council went into Executive Session at approximately 7:09 p.m. and came out at approximately 8:25 p.m.

It was moved and seconded for Council to come out of Executive Session. The vote in favor was unanimous.

Richland County vs. Johnny Johnson & Letts

Mr. Pearce moved, seconded by Ms. Smith, to authorize the County Attorney to negotiate a settlement as discussed in Executive Session. The vote in favor was unanimous.

Farmer's Market

Mr. Pearce moved, seconded by Ms. Smith, to authorize the County Administrator to negotiate and execute the option agreement as discussed in Executive Session. The vote in favor was unanimous.

Legal Status of Planning Co-Location

Ms. Scott stated this was received as information.

Palmetto Health Alliance

Mr. Livingston moved, seconded by Ms. Brady, to forward this item to a Special Called Meeting on Tuesday, March 25th, and prior to that time, the ADHOC committee dealing with this issue will meet prior to that particular time to make recommendations. The vote in favor was unanimous.

- 8. CITIZEN'S INPUT** – No one signed up to speak at this time.
- 9. MOTION PERIOD/ANNOUNCEMENTS**
 - a. Sewer System General Obligation Bonds**
 - b. Refunding Bonds and General Obligation Bonds**

A brief discussion took place.

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Ms. Smith moved, seconded by Ms. Brady, to give First Reading approval by Title Only to the Sewer System GO and Refunding Bonds and GO Bonds and refer these items to Committee for further discussion. The vote in favor was unanimous.

Mr. Pearce moved, seconded by Ms. Smith, to approve without reference a **Resolution endorsing another vehicle for another Mental Health Agency**. The vote in favor was unanimous.

Ms. Brady moved, seconded by Mr. McEachern, **to reschedule the meetings for the month of April as follows:**

**April 1 – Council Meeting
April 8 – Council Meeting
April 15 – no meeting
April 22 – Committee meetings and Zoning Public Hearing.**

The vote in favor was unanimous.

Ms. Scott moved, seconded by Ms. Smith, **to direct the County Administrator to locate \$100,000.00 for the Stand For Children in this current year's budget**. The vote in favor was unanimous.

Mr. McSwain relayed to Council for the Budget Director that there is a conflict with May 6th on the **budget calendar**. He reported bringing this to the Administration and Finance Committee to discuss a budget change that the Budget Director is recommending.

Ms. Scott stated **a committee need to be formed for the base closings**. She stated Mr. Milton Pope will head it up along with Council members Tuten, Tillis and Brill.

Mr. McSwain informed Council if anyone would like to tour Fort Jackson, they would need to contact staff so they could make arrangements. He also stated the **Military Affairs Committee of the Chamber of Commerce** is consistently discussing the base closing issues. He stated if anyone would like to attend those meetings, they are more than welcomed to do so.

Ms. Scott encouraged everyone to read their agendas so questions could be asked of staff before Council meetings. She invited members to attend the Horizon Scan meetings on Thursdays at 10:00 a.m. She noted that all Council members could not attend the meetings at one time, but a few could.

ADJOURNMENT – The meeting adjourned at approximately 8:43 p.m.

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Joseph McEachern, Chair

Anthony G. Mizzell, Vice-Chair

Joan B. Brady

Susan Brill

Paul Livingston

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin