

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
MARCH 7, 2001
6:00 P.M.**

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

OTHERS PRESENT: T. Cary McSwain, Darren Gore, Amelia Linder, Larry Smith, Monique Walters, Jocelyn Jennings, Milton Pope, Tony McDonald, Ash Miller, Randy Jorgenson, Mullen Taylor, Brad Farrar, Monique Walters, Judge Womble, Stephany Snowden, Marsheika Martin

CALL TO ORDER

The meeting was called to order at approximately 6:05 p.m.

ADOPTION OF AGENDA

Ms. Brady requested to add the Extension of the Billboard Moratorium, as the moratorium will be up on April 4th.

Ms. Brady moved, seconded by Ms. Brill, to add the Billboard Moratorium as item 3-b on the agenda. The vote in favor was unanimous.

Mr. Livingston requested to add a Blue Cross and Blue Shield Petition for Annexation under the Report of the Economic Development Committee.

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

CITIZEN'S INPUT

Ms. Wendy Luce spoke in favor of item 3-a.

APPROVAL OF MINUTES

Special Called Meeting: January 23, 2001

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

Regular Session: February 20, 2001

Ms. Tillis requested for a change in the minutes on Page 4 regarding the vote taken. She stated her name is there twice and she only voted in favor of that particular item.

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

Zoning Public Hearing: February 27, 2001

It was moved and seconded to approve the minutes. The vote in favor was unanimous.

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**REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION
MATTERS**

Ms. Smith welcomed Mr. Larry Smith back.

Mr. Larry Smith, County Attorney, stated items 8-b (Sysco Issues) and 8-d (Consideration of incentives for a company expansion) needed to be discussed in Executive Session.

REPORT OF COUNTY ADMINISTRATOR

NACo Conference

Mr. T. Cary McSwain, County Administrator, commented on the conference in Washington being very productive.

Clean Water South Carolina Meeting

Mr. McSwain asked if any Council Member was interested in attending this meeting to discuss water quality issues on March 8th in Lugoff/Elgin at 6:30 p.m.

OPEN/CLOSE PUBLIC HEARING

2-A. Approval of an ordinance authorizing a Development Agreement between Richland County, South Carolina and Village at Sandhill, LLC and other matters related thereto

The following persons spoke regarding this issue:

- Ms. Melissa Port requested deferment pending a plan in writing.
- Mr. Chuck Howard spoke of concerns of the development.
- Mr. Paul Mitchell spoke of concerns of the development.
- Mr. Gill Aultman requested deferment pending further discussion.
- Ms. Hope Aultman requested deferment pending further discussion.

APPROVAL OF CONSENT ITEMS

- **Resolution for Bernie McGuire, SC Tennis Hall of Fame**
- **Resolution for Bob Pulliam, Aviation Hall of Fame Inductee**
- **Resolution for Douglas Oates, SC Flight Instructor of the Year**
- **Resolution for Austin Newman, South Carolina Youth Volunteer**
- **Sheriff's Department: Portable Radios** – approved a request to purchase 77 portable radios in the amount of \$115,500.00, with the County's portion of this expense being \$11,500.00, representing the required 10% matching funds of the grant used to purchase this equipment.
- **Babcock Center: Resolution** – approved this resolution necessary for a SC Department of Transportation grant, designating it as an organization in Richland County able to provide transportation to people with disabilities.
- **Finance: Deobligating Bonds** – approved the redirection of \$326,828.51 in remaining bond proceeds for improvements to the Detention Center and its surrounding area, including a lightning protection system, community improvements and new expansion start-up costs.

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- **State Farmer's Market: resolution** – approved a Resolution supporting the location of the Farmer's Market remaining in Richland County.
- **Community Development: "Year of the Neighborhood"** – approved a request to declare 2001 as the "Year of the Neighborhood" in Richland County.

The Consent Items were adopted.

1. THIRD READING ITEM

- a. 01-26MA, Alan B. Kahn, Clemson University, From C-1 to RG-2 and C-3, 23000-02-02(P)**

Ms. Brill moved, seconded by Mr. McEachern, to defer this item to the March 20th Council meeting.

The vote was as follows:

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

The motion for deferment passed.

2. SECOND READING ITEM

- a. Approval of an ordinance authorizing a Development Agreement between Richland County, South Carolina and Village at Sandhill, LLC and other matters related thereto**

Ms. Brill moved, seconded by Mr. Pearce, to approve this item for Second Reading.

Mr. Pearce informed the public that the Task Force appointed to work with staff on the development agreement has met with Mr. Kahn and his attorney and significant progress has been made.

The vote in favor was unanimous.

Mr. McSwain stated the task force also decided there needed to a public hearing prior to Third Reading.

Ms. Brill moved, seconded by Ms. Brady, to hold a public hearing on March 20th at 4:00 p.m. regarding the Development Agreement. The vote in favor was unanimous.

3. FIRST READING ITEM

- a. 01-23MA (public hearing held 1/23/01 Planning Commission recommended approval), Wendy Luce, First Commercial Company, From D-1 to C-3, 17112-01-01(P), South Side Rabon Road just East of Farrow Road**

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Mr. McEachern moved, seconded by Ms. Brill, to approve this item for First Reading. The vote in favor was unanimous.

b. Billboard Moratorium

Ms. Brady moved, seconded by Ms. Scott, to give first reading by title only to extend the moratorium until further action is taken.

A discussion took place.

Ms. Scott made an amendment, seconded by Ms. Brady, to extend the moratorium until July 31st. The vote in favor was unanimous.

4. REPORT OF RULES AND APPOINTMENTS COMMITTEE

a. Appointments to Building Board of Adjustment and Appeal-4

Mr. Livingston stated there are four appointments to be made to this board with one application received by Mr. George R. Little.

Ms. Brill moved, seconded by Ms. Brady, to appoint Mr. George R. Little to the board. The vote in favor was unanimous.

Mr. Livingston informed Council that the Rules Committee would meet on March 20th at 5:00 in the County Administrator's Conference Room to discuss revisions to the Council Rules.

5. Report of Administration and Finance Committee (Special Called Meeting) (Forwarded from Council Meeting held February 20, 2001)

a. Convention Center

Ms. Smith informed Council of a meeting she had regarding the Convention Center. She stated she did not speak on behalf of Council. She stated a number of amendments to the agreement were discussed and other concerns. Ms. Smith stated an explanation was faxed to each Council member regarding this meeting.

A discussion took place.

Mr. Livingston moved, seconded by Ms. Scott, to approve the execution of the Governmental Entities Funding Agreement, and the Township Agreement, and agreed that Council's proposed amendments will be addressed in the Convention Center Authority By-Laws. The vote was in favor. Mr. Meetze opposed.

6. REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

a. Ordinance Amendment: Increase in County Code Violation Penalty

Mr. McEachern moved, seconded by Ms. Brill, to give First Reading approval to an ordinance amendment that increases the maximum penalty for code violations from \$200.00 to \$500.00. The vote in favor was unanimous.

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b. Meeting with Columbia Venture

Ms. Smith stated subsequent to Ms. Scott's motion to meet with Columbia Venture, a special called meeting is called of the Development and Services Committee to discuss different issues.

A discussion took place on the date and time to hold the special called meeting.

It was decided to hold the meeting on April 2nd at 6:00 p.m. to discuss the Columbia Venture Project with the City, School District One and Columbia Venture.

7. REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

g. Bond Court: Additional Hours

Mr. McEachern stated the Committee's recommendation was for approval.

Mr. Brad Farrar gave his legal opinion regarding this issue.

A discussion took place.

Mr. McEachern moved, seconded by Mr. Pearce, to table this issue until a solution is found. The vote in favor was unanimous.

8. REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

a. Schmalbach Lubeca

Mr. Livingston stated the committee recommended First Reading approval to an ordinance consenting to revisions to the lease agreement between Richland County and Schmalbach Lubeca and the lease agreement between Richland County and Wilmington Trust Company to provide for a sale-leaseback arrangement between Schmalbach Lubeca and its affiliates. The vote in favor was unanimous.

c. Informational Report: Affect of FILOT/MCIP Agreement on Annexation

This was received as information.

9. APPROVAL OF RESOLUTION

a. A Resolution commending the Employees of the Richland County Emergency Services Department

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

10. MOTION PERIOD/ANNOUNCEMENTS

- Ms. Smith referred appointments to Regional Transit Authority to the Rules and Appointments Committee. She stated the County has been requested to make eight appointments to this board. Mr. Livingston stated this would be placed on the agenda for the 20th.

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- Ms. Smith announced that Lexington County Council notified Richland County of its appointment to the Riverbanks Zoo Commission.
- Ms. Smith announced that she would be scheduling a lunch meeting with the Museum for Tuesday, May 1st, and invited other Council Members to attend.
- Mr. Tuten requested clarification on the budget forums scheduled for next month in different communities. Mr. McSwain stated they are implementing a new form in order to have more citizen participation.

EXECUTIVE SESSION

Mr. McEachern stated he wished to withdraw the Personnel Matter, which was to be discussed in Executive Session.

Mr. Mizzell moved, seconded by Mr. McEachern, to discuss two Economic Development Items. The vote in favor was unanimous.

Council went into Executive Session at approximately 7:50 p.m. and came out at approximately 8:00 p.m.

Mr. Pearce moved, seconded by Mr. Livingston, to come out of Executive Session. The vote in favor was unanimous.

8-b. Sysco Issues

Mr. Livingston moved, seconded by Mr. Mizzell, to approve an agreement contingent upon final legal review. The vote in favor was unanimous.

8-d. Consideration of Incentives for Verizon Expansion

Mr. Livingston moved, seconded by Mr. Mizzell, to direct staff to proceed as described in Executive Session. The vote was in favor. Ms. Smith opposed.

13. ADJOURNMENT

The meeting adjourned at approximately 8:01 p.m.

Kit Smith, Chair

L. Gregory Pearce, Jr., Vice-Chair

Joan Brady

Susan Brill

Paul Livingston

Joseph McEachern

J.D. "Buddy" Meetze

Anthony G. Mizzell

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Bernice G. Scott

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin