

# MINUTES OF



## RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, FEBRUARY 21, 2012 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	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Damon Jeter
Member	Bill Malinowski
Member	Jim Manning
Member	Paul Livingston
Member	Seth Rose

**OTHERS PRESENT** – Milton Pope, Tony McDonald, Sparty Hammett, Roxanne Ancheta, Randy Cherry, Stephany Snowden, Melinda Edwards, Brad Farrar, Dale Welch, David Hoops, Bill Peters, John Hixon, Elizabeth McLean, Daniel Driggers, Pam Davis, Justin Martin, Dan Cole, Lillian McBride, Chris Eversmann, 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 Norman Jackson

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Norman Jackson

### **APPROVAL OF MINUTES**

**Regular Session: February 7, 2012** – Mr. Pearce moved, seconded by Ms. Hutchinson, to approve the minutes as distributed. The vote in favor was unanimous.

### **ADOPTION OF THE AGENDA**

Mr. Washington requested that the following items be added under the Report of the Chairman: TIF Update and letter from Columbia Mayor Steve Benjamin.

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

**POINT OF PERSONAL PRIVILEGE** – Mr. Pearce recognized that Columbia Fire Chief Aubrey Jenkins was in the audience.

Mr. Rose recognized that former Councilwoman Bernice Scott was in the audience.

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

The following were potential Executive Session Items:

- a. Eastover Water/Sewer Update**
- b. Fire Contract**

### **CITIZENS' INPUT**

Mr. Odell Bookert spoke regarding the County taxes.

Mr. Rose moved, seconded by Mr. Jackson, to allow Chief Jenkins and Mr. Carricato to speak. A discussion took place.

Mr. Rose withdrew his motion.

Mr. Aubrey Jenkins, Mr. Travis Carricato, and Mr. Richard Foster spoke regarding the Fire Contract.

## REPORT OF THE COUNTY ADMINISTRATOR

**Firefighters Driving Ambulances Update** – Mr. Pope stated that the IGA has been received from the City of Columbia. Dr. Gerard, the medical advisor, has reviewed the information. The IGA will be placed on the March 6<sup>th</sup> Council agenda.

**An Afternoon with the Red Tails, February 25<sup>th</sup>, 2:30-4:00 p.m., Hamilton-Owens Airport Lobby** – Ms. Snowden gave a brief update regarding this item.

**Public Information Office Recognition** – Mr. Pope stated that the Public Information Office was recognized in the NACo County News for their radio show.

## REPORT OF THE CLERK OF COUNCIL

No report was given.

## REPORT OF THE CHAIRMAN

**Fire Contract** – Mr. Washington referred this item to the Fire Ad Hoc Committee.

**Transportation Steering Committee** – Mr. Washington stated that he would be submitting a list of committee members and that Mr. Livingston would be Chairman of the committee.

**TIF Update** – This item was taken up under Other Items.

**Letter from Columbia Mayor Steve Benjamin** – Mr. Washington referred this item to the Fire Ad Hoc Committee.

## PRESENTATIONS

**Voterheads.com, Mike Switzer, Chair, Board of Directors** – Mr. Karl McCollester, CO of Voterheads, gave a brief presentation.

**Township Auditorium, Aundrai Holloman** – Mr. Aundrai Holloman, Director, gave a brief update regarding the Township.

## APPROVAL OF CONSENT ITEMS

- **An Ordinance Authorizing a Quit-Claim Deed to Bettye Garrick Byrd for an unnamed 50' Road shown on a plat in Plat Book "X" at Page 9275 and recorded in the Richland County Register of Deeds [THIRD READING]**
- **12-02MA, E. Randall Mosteller, RU to GC (0.40 Acres), Hwy. 76/Dutch Fork Rd., 01511-01-07 [THIRD READING]**

- 12-03MA, Peter & Debra Giglotti, Novella Taylor, RU to NC (1.95 Acres), 2233 Clemson Rd., 20281-01-33 [THIRD READING]
- An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-131, Table of Area, Yard, and Height Requirements; so as to correct referenced section numbers [THIRD READING]
- An Ordinance Amending the Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$29,2003 of General Fund Undesignated Fund Balance to the Treasurer's Office for the purchase of a new AS400 computer system [SECOND READING]
- An Ordinance Amending the Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$30,803 of General Fund Undesignated Fund Balance to the Auditor's Office for the purchase of a new AS400 computer system and printers [SECOND READING]
- An Ordinance Amending the Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$45,500 of General Fund Undesignated Fund Balance to the Auditor's Office for the printing of tax bills and software updates [SECOND READING]
- An Ordinance Amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; Article I, In General; Section 16-7, Deductions, Exemptions, Charitable Organizations, and Determination of Classification; so as to allow the deduction of Interstate Commerce Income from Gross Income [SECOND READING]
- An Ordinance to repeal Ordinance Number 055-08HR in its entirety, and to ensure that businesses are not harmed by such repeal [SECOND READING]

Mr. Livingston moved, seconded by Ms. Hutchinson, to approve the consent items. The vote in favor was unanimous.

#### FIRST READING

An Ordinance Amending the Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$775,000 of General Fund Undesignated Fund Balance to be transferred to the Mass Transit Fund – Mr. Livingston moved, seconded by Mr. Pearce, to approve this item. The vote was in favor.

## REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

**Sunnyside Drainage Ditch Capital Improvement Project Right-of-Way Purchase and Transfer** – Mr. Pearce moved, seconded by Mr. Jackson, to defer until staff is ready to bring this item back. The vote in favor was unanimous.

## REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

**Commercial Façade Improvement Grant Program** – Mr. Malinowski moved, seconded by Ms. Hutchinson, to approve this item. The vote in favor was unanimous.

**Specialized Aviation Service Operation (SASO) negotiation** – Mr. Pearce stated that the committee recommended approval of this item. The vote in favor was unanimous.

## REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

### I. DISCUSSION FROM RULES AND APPOINTMENTS COMMITTEE

- a. **Whenever a motion is forwarded to full Council from Committee, the only way it goes back to Committee is if Council directs it back to Committee [JACKSON]** – Mr. Malinowski stated that the committee recommended approval of this item. The vote in favor was unanimous.
- b. **Motion that Council rules be amended such that when 5 or fewer people are signed up to speak on a non-agenda item they be allowed to speak after those speaking to an agenda item have finished (towards the beginning of the meeting.) If 6 or more people are signed up to speak on a non-agenda item then Council's current rule will take affect [HUTCHINSON, JACKSON, ROSE]** – Mr. Malinowski stated that this item was held in committee.
- c. **Request for an opinion from the Ethics Commission** – Mr. Malinowski stated that this item was held in committee.
- d. **Reviewing Committee Qualifications** – Mr. Malinowski stated that this item was held in committee.

## OTHER ITEMS

**Richland County Public Library/Purchase of Ballentine Property** – Mr. Jackson moved, seconded by Ms. Hutchinson, to approve this item. A discussion took place.

The vote in favor was unanimous.

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

**TIF Update** – Mr. Livingston stated that the Committee met and discussed the following items: length of time for the TIF; percentage of revenue to be shared by the bodies during the TIF; oversight committee of bodies comprising the TIF; financial reporting; who will pay off bonds if there isn't enough money generated; how will the TIF affect the school districts in light of Act 388; maintenance costs of the TIF. The Committee will be bringing back information to Council.

### CITIZEN'S INPUT

No one signed up to speak.

### EXECUTIVE SESSION

=====  
**Council went into Executive Session at approximately 9:13 p.m. and came out at approximately 9:58 p.m.**  
=====

- a. **Eastover Water/Sewer Update** – Mr. Livingston moved, seconded by Mr. Manning, to direct the Administrator to proceed with negotiations as directed in Executive Session. The vote was in favor.

### MOTION PERIOD

**Richland County will create the "Richland County Fire Department" which will provide firefighting and other emergency services to all of the unincorporated areas of the County and regional townships within the unincorporated portions of the County. To develop a fire department with the following mission: The mission of the "Richland County Fire Department" is to provide safe, professional service through education, prevention, emergency services, community relations and highest achievable ISO rating [WASHINGTON]** – This item was referred to the Fire Ad Hoc Committee.

**That Council conduct a work session to discuss the Unified Fire Service Contract. Said work session is to be scheduled and conducted before the end of February 2012 and will be held in County Council Chambers, open to the public and media. City Council and Staff to be invited, and Fire Chief Aubrey Jenkins to be present to answer questions. [ROSE]** – This motion was withdrawn.

**I move that Council fix the animal shelter ordinance passed February 7, 2012 by implementing those items placed into the substitution motion made that same night. [MANNING]** – This item was referred to the D&S Committee.

**Resolution for Frank Edison [KENNEDY]** – Mr. Pearce moved, seconded by Ms. Dickerson, to adopt a resolution for Mr. Frank Edison. The vote in favor was unanimous.

**Resolution for South East Middle School [WASHINGTON]** – Council unanimously adopted a resolution honoring South East Middle School.

**Richland County Council and City of Council meet to discuss and negotiate the Fire Contract [JACKSON]** – This item was referred to the Fire Ad Hoc Committee.

### ADJOURNMENT

The meeting adjourned at approximately 7:33 p.m.

---

Kelvin E. Washington, Sr., Chair

---

L. Gregory Pearce, Jr., Vice-Chair

---

Gwendolyn Davis Kennedy

---

Joyce Dickerson

---

Valerie Hutchinson

---

Norman Jackson

---

Damon Jeter

---

Bill Malinowski

---

Jim Manning

---

Paul Livingston

---

Seth Rose

The minutes were transcribed by Michelle M. Onley