

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
October 1, 2002
6:00 P.M.**

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

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

CALL TO ORDER - The meeting was called to order at approximately 6:10 p.m.

INVOCATION - The Invocation was given by the Honorable J.D. "Buddy" Meetze.

PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA

Mr. McEachern requested for the ordinance regarding the development agreement for property on Clemson Road to be added to the agenda as item-8 for first reading approval by title only.

Ms. Scott moved, seconded by Ms. Tillis, to add this item to the agenda.

Mr. Livingston stated that the following economic development items need to be added to the agenda under item-7:

- Consideration of Crane Creek Ordinance
- Consideration of refund of earnest money to Quality Beverage

The vote in favor to adopt the agenda as amended was unanimous.

CITIZEN'S INPUT

Mr. Albert Harris and one additional citizen spoke regarding the recycling proposal and provided handouts for Council.

Mr. Meetze moved, seconded by Mr. Tuten, to allow Ms. Bush to speak to item 2-g, Amendment to Section 26-61.2(6) of the Zoning Code to further define uses permitted in rural zoning districts to limit such uses to non-profit. The vote in favor was unanimous.

Ms. Evelyn Bush spoke to the following items:

- Sheriff's Department: Workers Compensation for Volunteer Constables
- Amendment to Section 26-61.2(6) of the Zoning Code to further define uses permitted in rural zoning districts
- Contracts: Renewal of County's Recycling Contract

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS - Mr. Larry Smith, County Attorney, stated there were no items on the agenda for Executive Session.

APPROVAL OF MINUTES – September 17, 2002: Regular Session

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

REPORT OF COUNTY ADMINISTRATOR

- a. **Palmetto Health Alliance Lease Agreement** – Mr. McSwain informed Council of a work session that is scheduled for Monday, October 07, 2002 at 4:00 p.m.

OPEN/CLOSE PUBLIC HEARING ITEMS

Mr. McEachern opened the floor for the public hearings.

Refunding revenue bonds for International Paper – No one signed up to speak at this time.

Treasurer's Office Budget Amendment – No one signed up to speak at this time.

The public hearings were closed.

APPROVAL OF CONSENT ITEMS – Ms. Brill moved, seconded by Ms. Scott, to approve the consent items.

Ms. Brady abstained from voting on item 1-a (Refunding revenue bonds for International Paper).

The following items were recommended for approval:

- 1.a. **Refunding revenue bonds for International paper** [Third Reading]
- 1.c. **Off-street parking requirements in residential zone in the County** [Third Reading]
- 2.a. **02-39, Time Warner Cable, From RS-3 to PDD, Satellite Dish Area for Time Warner Cable, 6539 Frost Avenue, West of Monticello Road** [Second Reading]
- 2.c. **02-63MA, Charlene Meetze, From RU to PDD, Produce Market, West Side of Kennerly Road & C. Wright Road** [Second Reading]
- 2.d. **03-03MA, Robert Cripps, From RU to C-3 General Business, US 76 & CNL Railroad in White Rock** [Second Reading]
- 2.e. **03-05MA, HR Developers, Inc., From RU to C-3, Grocery Store & General Retail, South Side of Garners Ferry Road, across from Lower Richland High School** [Second Reading]
- 2.f. **03-10MA, Nelson Lamonato, From RU to C-3, General commercial retail and auto repair, 4612-4624 Leesburg Road** [Second Reading]
- 2.g. **Amendment to Section 26-61.2(6) of the Zoning Code to further define uses permitted in rural zoning districts to limit such uses to non-profit** [Second Reading]

- 2.j. **SCT Utilities simplified FILOT (deferred from council meeting of 09/17/02)** [Second Reading]
- 4.a. **Ordinance Amendment – Inclusion of and application to all sewer facilities in Richland County** [First Reading]
- 4.b. **Ordinance Amendment – Sale of Pets** [First Reading]
- 4.d. **Sheriff’s Department Forensics Building**
- 4.e. **Contracts for Geotechnical Engineering Services**
- 4.f. **Contracts for Architectural and Engineering Services**
- 4.g. **Agreements for Connection of Raintree/Dutch Village Sewer System**
- 5.a. **Sheriff’s Department: Radio Service Agreement**
- 5.b. **Sheriff’s Department: Workers Compensation for Volunteer Constables**
- 5.e. **Donation of One-Acre Property**

The vote in favor to adopt the consent items was unanimous.

1. THIRD READING ITEMS

- b. **Treasurer’s Office Budget Amendment**

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

2. SECOND READING ITEMS

- b. **02-55MA, Milliken Forest Company, From RS-1 to C-1, Satellite Office, Legrand Road behind Ramada Inn, Two Notch Road & I-77**

Mr. Pearce moved, seconded by Mr. Livingston, to approve this item for Second Reading. The vote was in favor. Mr. McEachern opposed.

- h. **02-60MA, Greg Lehman, From M-2 to PUD-2, Clemson Road, (deferred from Council meeting of 09/17/02)**

Mr. Milton Pope, Assistant County Administrator, gave a brief report on this item. He stated staff is requesting additional time to review the development agreement, which was delivered earlier that morning. Staff recommended deferral of Second Reading.

A discussion took place regarding the development agreement and the traffic study.

Mr. Tuten moved, seconded by Mr. Meetze, to give this item Second Reading and defer Third reading until information is received.

Mr. McEachern made a substitute motion, seconded by Ms. Tillis, to give this item Second Reading on October 15th, send to the Planning Commission on October 7th and hold a Special Called Meeting on October 22nd to approve this item for Third Reading.

**Richland County Council
Regular Session
October 1, 2002
Page Four**

The vote for the substitute motion was as follows:

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

The motion failed.

The vote for the main motion was as follows:

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

The motion passed.

i. Plasti-Line Documentation Ordinance

Mr. Livingston moved, seconded by Ms. Scott/Mr. Meetze, to defer this item until October 15th for further information. The vote in favor was unanimous.

3. FIRST READING ITEM

a. Noise Ordinance Amendment (deferred from 09/17/02)

Ms. Brady moved, seconded by Mr. Livingston, to defer this item for six months. The vote in favor was unanimous.

4.c. Ordinance Amendment: Revised County Roads Ordinance (Chapter 21)

Mr. Pearce moved, seconded by Mr. Tuten, to approve this item for First Reading. The vote in favor was unanimous.

h. Contracts: Renewal of County's Recycling Contract

Ms. Brady moved, seconded by Ms. Brill, to renew the contract with Paperstock and direct staff to work to decrease in sorting fee of co-mingles and discuss the change with the contractors.

Mr. Livingston made a substitute motion, seconded by Mr. Mizzell, to defer this item.

The vote on the substitute motion was as follows:

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

The substitute motion passed.

5. REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

b. Magistrates' Budget Amendment: Two more positions

Ms. Scott moved, seconded by Ms. Brill, to defer this item until the October 15th meeting and directed staff to continue to look for funding of the two positions. The vote in favor was unanimous.

c. Public Works: Solid Waste Fees for Municipalities

Ms. Brady moved, seconded by Mr. Pearce, to amend the budget and waive the \$18.50 tonnage fee for municipalities in Richland County up to 5500 tons per year.

A discussion took place.

Mr. Mizzell moved, seconded by Mr. Pearce, to table this issue and send to committee until the details are worked out.

The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Brady
Livingston	Scott
Meetze	Brill

**Richland County Council
Regular Session
October 1, 2002
Page Six**

Mizzell
McEachern
Tuten
Tillis

The motion passed.

5. CITIZEN'S INPUT – No one spoke at this time.

6. MOTION PERIOD/ANNOUNCEMENTS

- Ms. Scott inquired about the road to Washington Park during the football season.
- Ms. Scott – Hopkins water contamination, status report
- Mr. McEachern – committee to meet to discuss development agreement this Friday
- Mr. Mizzell – reminded committee members of fire meeting on tomorrow at 1:00

7. ADJOURNMENT – The meeting adjourned at approximately 9:13 p.m.

Joseph McEachern, Chair

Anthony G. Mizzell, Vice-Chair

Joan Brady

Susan Brill

Paul Livingston

J.D. "Buddy" Meetze

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin