

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, OCTOBER 4, 2005 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	Anthony Mizzell
Vice-Chair	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Paul Livingston
Member	Joseph McEachern
Member	Mike Montgomery
Member	Valerie Hutchinson
Member	Kit Smith
Member	Joyce Dickerson
Member	Damon Jeter
Member	Doris Corley

OTHERS PRESENT: T. Cary McSwain, Larry Smith, Amelia Linder, Michielle Cannon-Finch, Ashley Jacobs, Roxanne Matthews, Joe Cronin, Monique Walters, Tony McDonald, Milton Pope, Marsheika Martin, Kendall Johnson; Stephany Snowden, Carrie Neal, Daniel Driggers, Judy Carter, Michael Criss, Michelle Onley

CALL TO ORDER

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

INVOCATION

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

PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA - Mr. Montgomery moved, seconded by Ms. Scott, to add Mr. Henry Phillips from DHEC to the agenda. The vote in favor was unanimous

PRESENTATION -

Mr. Phillips presented the Council with a plaque for participation in the 8-hour Ozone Early Action Process.

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: September 20, 2005

Mr. Mizzell requested that the issue regarding Spring Hill Sewer issue on page 11 of the minutes be deferred. Ms. Smith moved, Ms. Scott seconded, to defer the issue. The vote in favor was unanimous.

Ms. Smith moved, Ms. Scott seconded to reconsider that portion of the minutes that related to Third Reading items, "Ordinance Authorizing the sale of Industrial Park Property in Richland Northeast Industrial Park to William Hancock" with the name corrected to "Palmetto Service Protection". The vote in favor was unanimous.

Ms. Smith moved, Ms. Dickerson seconded, to have "Ordinance Authorizing a First Amendment of the Lease Agreement between Richland County and Blue Cross and Blue Shield of South Carolina [Third Reading] removed from the minutes for approval purposes. The vote in favor was unanimous.

Minutes were unanimously approved as amended.

Zoning Public Hearing: September 27, 2005

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

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Ms. Scott moved, seconded by Mr. Montgomery, to go into Executive Session to discuss the following items:

- a. Personnel Matter – County Administrator's Evaluation**
- b. Solid Waste Collector Rate Increases**
- c. Springhill Sewer – Legal Advice**

The vote in favor was unanimous.

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Council went into Executive Session at approximately 6:18 p.m. and came out at approximately 7:47 p.m.
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Ms. Scott moved, seconded by Ms. Dickerson, to come out of executive session. The vote in favor was unanimous.

Personnel Matter – County Administrator’s Evaluation – This item was received as information.

Solid Waste Collector Rate Increase – Ms. Scott moved, Ms. Dickerson seconded to approve the fuel increase and to direct the Administrator to prepare a budget amendment for 1st reading at the next council meeting to fund the increase. The vote in favor was unanimous.

Springhill Sewer Matter – No action was taken on this matter. Ms. Smith reported that the sewer line was sized to serve the subdivision and the school site across from the subdivision. It is a 12-inch sewer line.

REPORT OF THE COUNTY ADMINISTRATOR

Township Auditorium

Mr. McSwain reported that there was a break-in at the Township Auditorium this morning. There was nothing reported missing.

Richland 101

Mr. McSwain reported that Richland 101 started last night. The meeting was very positive. There are approximately 35 registered and 15 showed up and were very complimentary of the county.

Customer Service Week

Mr. McSwain asked Ms. Judy Carter to give a brief introduction to Customer Service Week. Mr. McSwain thanked Ms. Carter for all that she does. Ms. Carter gave a brief overview of the 6th Annual Customer Service week events.

Ms. Scott personally thanked Ms. Carter, the Ombudsman’s Office, and all the employees.

REPORT OF CLERK OF COUNCIL

Clerk of Council’s Office - Michielle Cannon-Finch, Clerk of Council, reported that Marsheika Martin is leaving Richland County. Ms. Cannon-Finch wished Ms. Martin the best. Ms.

Cannon-Finch announced that Ms. Michelle Onley would be taking Ms. Martin's position on a temp-perm basis.

Date for Olympia TIF Worksession – Ms. Cannon-Finch asked that a date for a work session be set. Ms. Smith suggested October 12 at 5:00 p.m. for an A&F work session. Ms. Scott suggested that the issue be addressed at a special called meeting. A plan has to be published by October 25 in order to meet the 45-day notification requirement. Matter will be addressed during the motion period.

November Meeting Schedule – Ms. Cannon-Finch suggested the following dates: November 1, November 15 and November 22. Ms. Cannon-Finch also suggested the following dates for December: December 6, December 13, December 20. Matter will be addressed during the motion period.

Planning 101 – Ms. Cannon-Finch informed Council this is a retreat that the Planning Office would like to hold with County Council and the Planning Commission. Mr. Michael Criss has suggested November 10, 14 or 16 and that the meeting would be scheduled from 5:00-9:00 p.m. Mr. Mizzell asked that the Clerk of Council's Office poll the council members.

Mayor's Corporate Citizen of the Year Annual Luncheon – The luncheon is going to be held on October 25 at 12:00 noon. The Clerk of Council's Office will be polling for attendance for this event. This year it will benefit the Women's Shelter and Sistercare.

Palmetto Richland Board of Trustees Luncheon – The luncheon is going to be held on December 6 at 12:00 noon. This item will be placed on the calendar.

Press Conference for Conservation Easement Signing Ceremony – Ms. Cannon-Finch received a telephone call from Ms. Nancy Cullum and they are trying to put together a press conference for signing of the conservation easement. They would like to sign the easement and give the check to the landowner. It is going to be in the Northwest section out in the Broad River Road area and they would like to know how many council members plan to attend. They would like to move forward rather quickly. Ms. Corley plans to attend and Mr. Mizzell will check on which dates he is available.

PUBLIC HEARING ITEMS

Mr. Mizzell opened the floor to the following public hearing items:

- **An Ordinance authorizing an Easement to SCE&G on County-owned property at Palmetto Richland Hospital** - No one signed up to speak
- **An Ordinance to authorize a water line deed to the City of Columbia Owens Downtown Airport** – No one signed up to speak
- **An Ordinance authorizing sale of property in Richland N.E. Industrial Park to Palmetto Service Protection, Inc.** – No one signed up to speak

- **An Ordinance amending infrastructure warranty requirements for New Developments** – No one signed up to speak

The floor to the public hearings were closed.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Hutchinson, to approve the following consent items:

- **An Ordinance authorizing an Easement to SCE&G on County-owned property at Palmetto Richland Hospital [Third Reading]**
- **An Ordinance to authorize a water line deed to the City of Columbia Owens Downtown Airport [Third Reading]**
- **An Ordinance authorizing an amendment to the Master Agreement Governing the I-77 Corridor Regional Industrial Park by and between Richland County, South Carolina and Fairfield County, South Carolina, in order to expand the boundaries of the Park to include certain property owned by METSO Minerals Industries, Inc.; and other matters related thereto. [Third Reading]**
- **05-82MA, Tripp Bradley, RU to GC, Veterinary Office, TMS #02505-02-13, Dutch Fork Road near Rauch Metz Road [Second Reading]**
- **05-83MA, Bert Pooser, RU to GC, Mini-Warehouses, TMS# 02502-01-02, Dutch Fork Road near Johnson Marina Road [Second Reading]**
- **05-84MA, Harold Pickerel, RU to RS-LD, Residential Subdivision, TMS# 15200-02-01, Boney Road [Second Reading]**
- **Vesting of Subdivision Development Rights [Second Reading]**
- **Definition of Major Subdivisions [Second Reading]**
- **Resolution to allocate Military Forest Funds**
- **An Ordinance placing a time limit on refunds of overpaid taxes [First Reading]**
- **Construction Contract: Building Renovation for the Dutch Fork Magistrate and Sheriff's Region 4 Headquarters**
- **Microsoft Software Assurance**
- **Sheriff's Request: Matching Funds for Personnel Grants**
- **Sheriff's Request: Matching Funds for COPS Secure Our schools Grant**
- **An Ordinance authorizing easement to Sloan Construction Company [First Reading] and approval of contract with Sloan Construction Company**
- **Appointments for State Farmer's Market Advisory Committee**
- **An Ordinance to authorize Quit-Claim Deed on Eisenhower Drive [First Reading]**
- **Public Works: 2005 Sidewalks Project**
- **GIS: Multiyear Digital Orthophotography Project**

The vote in favor was unanimous.

THIRD READING ITEMS

Approval of FY 2005-2006 Millage Rates

Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item for Third Reading. The vote was in favor.

An Ordinance authorizing sale of property in Richland N.E. Industrial Park to Palmetto Service Protection, Inc.

Mr. Montgomery moved, seconded by Ms. Corley, to give this item Third Reading approval. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Solid Waste Collector Rate Increases

Ms. Smith moved to table this item, seconded by Mr. Livingston. A discussion took place. The vote in favor was unanimous.

Animal Services

Ms. Smith stated that the committee's recommendation was to approve the County-owned pound into contract with Project Pet.

Mr. McEachern moved, Mr. Jeter seconded, to defer to the next meeting. Mr. McEachern requested a chance to compare the numbers associated with this item. Mr. McEachern withdrew his deferral.

Mr. Livingston moved, Ms. Scott seconded, to approve this item.

A discussion took place. Mr. McEachern moved for a substitute motion to defer, seconded by Mr. Jeter.

The vote for the substitute motion was as follows:

<u>In favor</u>	<u>Oppose</u>
McEachern	Montgomery
Corley	Smith
Mizzell	Pearce
Jeter	Livingston
	Hutchinson
	Dickerson
	Scott

The motion failed.

Mr. Livingston moved, seconded by Scott to approve this item. The vote was in favor.

Sheriff's Request: SRO Budget Amendment

A Special Called meeting had been held and the committee forwarded this item to Council without recommendation.

Mr. Montgomery moved, Ms. Corley seconded, to approve the request for first reading.

A discussion took place. The vote was in favor.

Sheriff's Department expenditure request

A Special Called meeting had been held and the committee forwarded this item to Council with a recommendation for approval. Ms. Smith explained this would be a fund balance amendment rather than a transfer, which was different than the committee report. Ms. Smith requested that an attorney review the contract and look at the accounting procedures in place.

A discussion took place. The vote in favor was unanimous.

An Ordinance authorizing the Collection of a Special Duty Administrative Service Fee

A Special Called meeting had been held and the committee forwarded this item to Council with a recommendation for approval. The vote in favor for first reading approval was unanimous.

Victim's Assistance Budget Amendment

A Special Called meeting had been held and the committee forwarded this item to Council without a recommendation.

Mr. McEachern moved, Ms. Scott seconded, to approve this item for first reading. A discussion took place. The vote was in favor.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

An Ordinance authorizing the Palmetto Health Lease Amendment

Mr. Livingston moved, Mr. Pearce seconded, to approve this item for first reading. The vote in favor was unanimous.

REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE

Buck Enterprises

Mr. Livingston stated the Committee forwarded this item to Council for 2nd Reading approval. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. Presentation Novus Agenda

Mr. McEachern stated that it had been a tremendous presentation. Mr. Mizzell inquired if staff had put together an advisory committee. Mr. Montgomery stated that the committee is possibly planning to bring the proposal before Council to issue an RFP.

II. Notification of Appointments to Boards, Commissions and Committees

Accommodations Tax Advisory Committee-2

Mr. McEachern stated there are two vacancies to this board with one application received. He stated the committee recommended Mr. Lee Hubbard Lumpkin. The vote in favor was unanimous.

Board of Assessment Control-2

Mr. McEachern stated there are two vacancies to this board. The committee was not able to take up the interviews. This will be deferred back to the committee until those interviews can be scheduled.

Board of Zoning Adjustments and Appeals-4

Mr. McEachern stated there are four vacancies to this board with three applications were received. He stated the committee recommended Ms. Heather M. Cairns, Ms. Margaret Perkins, Ms. Elaine T. Perrine. The vote in favor was unanimous.

Community Relations Council-1

Mr. McEachern stated there is one vacancy to this board with one application received. He stated the committee recommended Mr. Michael L. Jacobs, Sr. The vote in favor was unanimous.

PUBLIC HEARING ITEM

Public Works: Ordinance amending infrastructure warranty requirements for New Developments

Ms. Smith asked a procedural question as to why this is listed only as a public hearing item. Ms. Amelia Linder informed council that the issue had not gone back to committee, but that it had been advertised for a public hearing. The public hearing went forward. The issue is scheduled for the October committee meeting. Ms. Smith believed that staff was to work on a proposal and then send it back to committee. The ordinance is going back to committee and another public hearing will be scheduled.

APPLICATION FOR LOCATING A COMMUNITY RESIDENTIAL CARE FACILITY IN AN UNINCORPORATED AREA OF RICHLAND COUNTY

Barbara Stephens-Simmons, 9504 Puritan Road, Columbia, SC 29209

Ms. Smith moved, Ms. Hutchinson seconded, to approve this item. The vote in favor was unanimous.

CITIZEN'S INPUT

The following person spoke in regard to Council:

- Charles Brooks – Mr. Brooks complimented Richland County Council.

RECONSIDERATION OF SEPTEMBER 20, 2005 MINUTES

September 20, 2005: Regular Session Minutes (Approval of Wateree Creek/Spring Hill Sewer Line) – Ms. Smith moved, Ms. Dickerson seconded, to approve this second of the minutes. The vote in favor was unanimous.

MOTION PERIOD

- a. Water Easement for Richland Memorial Hospital** – Mr. Pearce moved, Mr. Montgomery seconded, to refer to D&S Committee. The vote was in favor.
- b. No Airplanes in New Hangar** – Mr. Pearce is concerned that there are no airplanes in the new hangar. Mr. Pearce moved, seconded by Ms. Jeter, to refer this item to the D&S Committee. The vote was in favor.

- c. **Special Work Session on Olympia TIF** – Ms. Smith moved, seconded by Mr. McEachern, to hold special work session on October 12 at 5:00 p.m. and invite the District I School Board and City of Columbia to attend. The vote in favor was unanimous.
- d. **Postpone Zoning and Public Hearing** - Ms. Smith moved to postpone the zoning public hearing from November 22 to November 29. Mr. Mizell asked to be allowed to work this out with the Clerk’s Office to get an amenable date.
- e. **Resolution without reference for Marsheika Martin** - Mr. Mizzell requested a resolution without reference for her seven and one-half years of service. The vote in favor was unanimous.
- f. **Resolution without reference for George McIntosh** – Mr. Mizzell requested a resolution without reference for his activity in the Richland County community. The vote in favor was unanimous.

ADJOURNMENT

Mr. McEachern moved, seconded by Mr. Corley. The vote in favor was unanimous.

The meeting adjourned at approximately 8:57 p.m.

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr. Vice-Chair

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley