



**MINUTES OF  
RICHLAND COUNTY COUNCIL  
REGULAR SESSION  
APRIL 1, 2014  
6:00 PM**

*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      | Norman Jackson            |
| Vice Chair | Joyce Dickerson           |
| Member     | Julie-Ann Dixon           |
| Member     | Damon Jeter               |
| Member     | Paul Livingston           |
| Member     | Bill Malinowski           |
| Member     | Jim Manning               |
| Member     | Greg Pearce               |
| Member     | Torrey Rush               |
| Member     | Seth Rose                 |
| Member     | Kelvin E. Washington, Sr. |

**OTHERS PRESENT** – Tony McDonald, Roxanne Ancheta, Sparty Hammett, Warren Harley, Beverly Harris, Rob Perry, Chris Gossett, Daniel Driggers, Dwight Hanna, John Hixon, Buddy Atkins, Justine Jones, Tracy Hegler, Melinda Edwards, Quinton Epps, Ismail Ozbek, Brad Farrar, Dale Welch, Andy Metts, Betty Etheredge, Brenda Carter, Alfreda Tindal, Rudy Curtis, Annie Caggiano, Monique Walters, Michelle Onley

**CALL TO ORDER**

The meeting was called to order at approximately 6:02 p.m.

**INVOCATION**

A moment of silence was held in honor of Ms. Bernice Skinner's passing.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by the Honorable Torrey Rush

## PRESENTATION OF RESOLUTIONS

**National County Government Month Proclamation [JACKSON]** – Mr. Jackson proclaimed that April is National County Government month.

## APPROVAL OF MINUTES

**Regular Session: March 18, 2014** – Mr. Manning moved, seconded by Mr. Rush, to approve this item. The vote in favor was unanimous.

**Zoning Public Hearing: March 36, 2014** – Mr. Pearce moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

## ADOPTION OF THE AGENDA

Ms. Dickerson moved, seconded by Ms. Dixon, to adopt the agenda as published.

Mr. Malinowski moved, seconded by Mr. Manning, to move Richland 101 Graduation to immediately following the Adoption of the Agenda. The vote in favor was unanimous.

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

**Richland 101 Graduation** – Ms. Harris recognized the Richland 101 graduates. A few of the graduates spoke regarding their experience.

**POINT OF PERSONAL PRIVILEGE** – Ms. Dickerson recognized that one of the graduates had a little brother and asked that he receive a County pin.

## REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Farrar stated that the following items were potential Executive Session Items:

- a. **Legal Update – Pinner Road**
- b. **Personnel Matter**
- c. **Employee Grievance**
- d. **Expiration of Contracts for Solid Waste Curbside Collection Service Areas 1, 3 & 4**
- e. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing by Adding Section 2-591 to Authorize County Council to determine which purchasing decisions regarding purchasing made exclusively with monies raised through the Penny Tax are of such County-wide significance that County Council has the authority to make the final and conclusive determination to whom to award the contracts**

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**Council went into Executive Session at approximately 6:14 p.m. and came out at approximately 6:37 p.m.**  
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### CITIZENS INPUT

No one signed up to speak.

### REPORT OF THE COUNTY ADMINISTRATOR

- a. **Employee Recognition** – Mr. McDonald recognized Ms. Brenda Carter and Ms. Betty Etheredge were awarded the 2014 GIS Achievement Award.
- b. **Employee Grievance** – This was taken up in Executive Session.

### REPORT OF THE CLERK OF COUNCIL

**Renaissance Foundation: “Malcolm, Martin & Medgar (The 3M Reading)”, April 3<sup>rd</sup>, 7:00 PM, Eau Claire High School** – Ms. Walters reminded Council of the Renaissance Foundation’s “Malcolm, Martin & Medgar (The 3M Reading), April 3<sup>rd</sup>, 7:00 PM, Eau Claire High School.

**Bark to the Park, April 5<sup>th</sup>, 9:00 AM, Finlay Park** – Ms. Walters reminded Council of Bark to the Park event on April 5<sup>th</sup>, 9:00 AM, Finlay Park.

**Central Carolina Realtors Association’s “Barbeque & Bluegrass”, April 3<sup>rd</sup>, 6:00 PM – 9:00 PM, Hay Hill Garden Market, 1625 Bluff Rd.** – Ms. Walters reminded Council of the Central Carolina Realtor Association’s “Barbeque & Bluegrass”, April 3<sup>rd</sup>, 6:00PM-9:00PM, Hay Hill Garden Market.

### REPORT OF THE CHAIR

- a. **Personnel Matter** – This item was taken up in Executive Session.
- b. **SLBE and DBE Work Session, April 8<sup>th</sup>, 4:00 PM, Council Chambers** – Mr. Jackson stated that the SLBE and DBE Work Session on April 8<sup>th</sup> in the Administration Conference Room.

### APPROVAL OF CONSENT ITEMS

- **14-04MA, Tom Milliken, RU to LI (35.05 Acres), Farrow Rd., 17600-01-12 [SECOND READING]**
- **14-05MA, Bill Dixon, RU to RS-LD (6.32 Acres), Sloan Rd., 20100-03-14/21/23/30 [SECOND READING]**

- **Safe Routes to Schools Grants**
- **Petition to Close a Portion of Old Forest Drive**

Ms. Dickerson moved, seconded by Ms. Dixon, to approve the consent items. The vote in favor was unanimous.

#### **SECOND READING ITEM**

**An Ordinance Amending the Fiscal Year 2013-2014 Transportation Tax Fund Budget to add two full time positions** – Ms. Dickerson moved, seconded by Mr. Livingston, to approve this item. The vote in favor was unanimous.

#### **FIRST READING ITEMS**

**An Ordinance Amending the Fiscal Year 2013-2014 Community Development Department Budget for the Development of one city block within Phase II of the Monticello Road Streetscape Project** – Mr. Manning moved, seconded by Ms. Dixon, to approve this item. A discussion took place.

The vote in favor was unanimous.

**An Ordinance Amending the Richland County Code of Ordinances, Chapter 1, General Provisions; Section 1-15, Naming of Buildings; so as to amend the title to include properties, facilities and structures and to allow for labeling based on geographic location** – Ms. Dickerson moved, seconded by Ms. Dixon, to approve this item. The vote in favor was unanimous.

#### **REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE**

**Quit Claim of Hermes Road** – Mr. Rush moved, seconded by Ms. Dixon, to defer this item until the April 15<sup>th</sup> Council meeting. The vote in favor was unanimous.

**Expiration of Contracts for Solid Waste Curbside Collection Service Areas 1, 3 & 4** – Mr. Rush moved, seconded by Mr. Malinowski, to defer this item until after Executive Session. The vote in favor was unanimous.

**Approving Reimbursement Resolution related to preliminary expenditures related to the Lower Richland Sewer System Project Phase I** – Mr. Rush moved, seconded by Ms. Dixon, to approve this item. A discussion took place.

The vote was in favor.

## REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

**Approve award of the Countywide Watershed Improvement Plan contract to Brown & Caldwell** – Mr. Livingston moved, seconded by Mr. Jeter, to approve this item. A discussion took place.

The vote in favor was unanimous.

**Renewal of Operating Agreement between Richland County and Columbia Rowing Club and Short-Term Proposal Directives for Site** – Mr. Washington moved, seconded by Mr. Rush, to extend the operating agreement with the Columbia Rowing Club for one year and to bring back the results of the analysis and study prior the FY15-16 budget. The vote in favor was unanimous.

## REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

**Resolution recognizing Jarden Applied Materials being award “Best Overall Manufacturing Facility” in the worldwide manufacturing network [LIVINGSTON, JETER]** – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

## OTHER ITEMS

### REPORT OF THE TRANSPORTATION AD HOC COMMITTEE:

- a. **TPAC Request for Non-Voting Members on Engineering Selection Committees** – Mr. Livingston stated that the committee recommended denial of the TPAC’s request. A discussion took place.

The vote was in favor.

- b. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing by Adding Section 2-591 to Authorize County Council to determine which purchasing decisions regarding purchasing made exclusively with monies raised through the Penny Tax are of such County-wide significance that County Council has the authority to make the final and conclusive determination to whom to award the contracts [FIRST READING]** – Mr. Livingston stated that the committee recommended approval of this item. The vote was in favor of this item.
- c. **Central Midlands COG TIGER Grant for Bluff Road** – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Mr. Washington moved, seconded by Mr. Livingston to reconsider this item. The motion failed.

- d. **Resolution Regarding 5311 Rural Funds – The COMET as Applicant** – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.
- e. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-639, General Provisions; Subsection (c), Definitions; so as to amend the definition of Small Business Enterprise; and Amending all sections referencing size standards so as to delete such standards from the ordinance and replace with language allowing the Richland County Council to set such standards in a separate schedule to size standards [FIRST READING]** – Mr. Livingston stated that the committee recommended approval of this item. A discussion took place.

The vote in favor was unanimous.

#### REPORT OF THE DIRT ROAD AD HOC COMMITTEE

- a. **Dirt Road Update** – This item was received as information
- b. **Allocation of Penny funding between Low Volume and Traditional Paving (County Council Retreat item deferred from February 18, 2014 Council meeting)** – This item was received as information.
- c. **CECS Change Order—Adding Additional Roads and Expanding Public Outreach Transition of Dirt Road Paving Oversight from Public Works to Transportation** – Ms. Dixon stated that a draft Dirt Road Program Development process was discussed and will be vetted by Administration and staff.

Ms. Dixon stated the committee recommended approval of the CECS Change Order to add the design, project management and bid document preparation of Bolyeston and Overlook only. A discussion took place.

Mr. Rose moved, seconded by Ms. Dickerson, to defer this item until the April 15<sup>th</sup> meeting in order to review the supporting documentation.

| <b><u>For</u></b> | <b><u>Opposed</u></b> |
|-------------------|-----------------------|
| Pearce            | Dixon                 |
| Rose              | Jackson               |
| Pearce            | Livingston            |
| Dickerson         | Washington            |
| Manning           | Rush                  |
| Jeter             |                       |

The vote was in favor of deferral.

Ms. Dixon stated the committee recommended adding the following five roads that were designed using CDBG funds to Construction Group C to be paved this paving season: Simons Weston Rd.; Sumpter Rd.; Sumter Valley Rd.; Pleasant Grove and PE Weber. A discussion took place.

Mr. Livingston moved, seconded by Ms. Dickerson, to defer this item until the April 15<sup>th</sup> meeting.

| <u>For</u> | <u>Opposed</u> |
|------------|----------------|
| Malinowski | Pearce         |
| Rose       | Dixon          |
| Dickerson  | Jackson        |
| Livingston | Washington     |
| Manning    | Rush           |
| Jeter      |                |

The vote was in favor of deferral.

#### CITIZENS' INPUT

No one signed up to speak.

#### EXECUTIVE SESSION

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**Council went into Executive Session at approximately 7:31 p.m. and came out at approximately 8:10 p.m.**  
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- a. **Expiration of Contracts for Solid Waste Curbside Collection Service Areas 1, 3 & 4**  
– Mr. Washington moved, seconded by Ms. Dixon, to authorize staff to renegotiate the contracts for service areas 1, 3, and 4. The vote in favor was unanimous.
- b. **Employee Grievance** – Mr. Pearce moved, seconded by Mr. Livingston, to uphold the Administrator's recommendation. The vote was in favor.

Mr. Washington moved, seconded by Mr. Manning, to explore the development of a grievance committee specifically for the Detention Center and bring back to the next meeting of the Jail Ad Hoc Committee. The vote in favor was unanimous.

- c. **Personnel Matter** – Mr. Livingston moved, seconded by Ms. Dickerson, to move forward with negotiation a contract with Applicant #2 and bring back to Council for further action.

**For**

Dixon  
Dickerson  
Jackson  
Livingston  
Washington  
Rush  
Jeter

**Opposed**

Pearce  
Malinowski  
Rose

The vote was in favor.

**ADJOURNMENT**

The meeting adjourned at approximately 8:14 p.m.

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Norman Jackson, Chair

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Joyce Dickerson, Vice-Chair

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Julie-Ann Dixon

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Damon Jeter

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Paul Livingston

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Bill Malinowski

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Jim Manning

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Greg Pearce

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Seth Rose

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Torrey Rush

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Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley