



**MINUTES OF
RICHLAND COUNTY COUNCIL
REGULAR SESSION
JUNE 17, 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, Warren Harley, Beverly Harris, Justine Jones, Ismail Ozbek, Brad Farrar, Nelson Lindsay, John Hixon, Brandon Madden, Monique McDaniels, Amelia Linder, Andy Metts, Ray Peterson, Daniel Driggers, Toni Edwards, Rob Perry, Melinda Edwards, Chris Gossett, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:03 p.m.

INVOCATION

The Invocation was given by the Honorable Jim Manning

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Jim Manning

PRESENTATION OF RESOLUTION

A Proclamation Honoring “Mosquito Control Awareness Week” – June 22-28, 2014 – Mr. Jackson presented a proclamation to Tammy Brewer, Vector Control, in honor of “Mosquito Control Awareness Week”.

APPROVAL OF MINUTES

Regular Session: June 3, 2014 – Ms. Dixon 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. The vote in favor was unanimous.

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

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

- a. **SLBE Software Program: Contractual Matter**
- b. **Potential Property Purchase**
- c. **Personnel Matter**
- d. **Project LM**
- e. **Contractual Matter**
- f. **Airport Subleasing Contract**
- g. **On-Call Engineering Team Solicitation Preparation & Advertisement**

CITIZENS INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

- a. **County’s 215th Anniversary Events:**
 1. **History Program** – Ms. Harris stated that the History Program will take place on July 10th at the Richland County Library, Main Branch.
 2. **Road Race** – Ms. Harris stated that the Richland “RUNS” Road Race will be held on October 4th.

3. **Community Drop-In** – Ms. Harris stated that a Community Drop-In is slated for December 18th to celebrate the County's 215th Anniversary.
- b. **Announcement of Top Three Qualified Program Development Teams** – Mr. McDonald stated the following firms were evaluated and qualified by the selection committee: CECS, ICMA-Brownstone-MB Kahn, and ICE.
- c. **Introduction of New Employee** – Mr. McDonald introduced Mr. Toni Edwards to Council.

REPORT OF THE CLERK OF COUNCIL

- a. **REMINDER: Community Relations Council Gala, June 27th, 6:00PM, Medallion Center, 7309 Garners Ferry Rd.** – Ms. Onley reminded Council of the upcoming Community Relations Council Gala on June 27th at 6:00 PM at Medallion Center.

REPORT OF THE CHAIR

- a. **Program Development Team Timeline** – This item was taken up under the Report of the Transportation Ad Hoc Committee.
- b. **Contractual Matter** – This item was taken up during Executive Session.

APPROVAL OF CONSENT ITEMS

- **14-09MA, Michael Boulware, PDD to PDD (6.81 Acres), Jacobs Mill Pond Rd., 25810-03-08 & 09 [THIRD READING]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-176, Landscaping Standards; Subsection (f), Buffer Transition Yards; Paragraph (1)(a); and Amending Section 26-186, Development with Open Space Design Standards; Subsection (l), Development Requirements; Paragraph (7); so as to provide an exception to the buffer transition yard requirements [THIRD READING]**
- **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$133,000 .00 of General Fund Unassigned balance for part time/temporary and postmortem pathology for the Coroner [SECOND READING]**

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

THIRD READING ITEMS

An Ordinance Amending the Richland County Code of Ordinances; Chapter 2, Administration; Article V, County Departments; Division 2, Public Works; Section 2-197, Use of County Equipment by Private Parties and During Public Emergencies; and Chapter 21, Roads, Highways and Bridges; Article I, in general; Section 21-4, Drainage on Private Property; and Section 21-16; so as to broaden the circumstances under which the County may perform emergency maintenance – Mr. Washington moved, seconded by Ms. Dixon, to defer this item until the July 1st Council meeting. The vote in favor was unanimous.

Authorizing an Amendment to the Master Agreement Governing the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to ratify and approve the internal distribution of revenues received from property located in the park; and other related matters – Mr. Washington moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

SECOND READING ITEMS

An Ordinance Authorizing pursuant to Title 4, Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of a Special Source Revenue Credit Agreement relating to Project Cesium; and matters relating thereto – Mr. Livingston moved, seconded by Mr. Washington, to approve this item. The vote was in favor.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Richland County Office of Small Business Opportunity – Mr. Malinowski moved to defer this item. The motion died for lack of a second.

Mr. Rush moved, seconded by Ms. Dixon, to approve this item. A discussion took place.

The vote was in favor.

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; by adding a new division entitled 5A, Office of Small Business Opportunity; so that a new department will be created – Ms. Dickerson moved, seconded by Ms. Dixon, to approve this item. A discussion took place.

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

The vote was in favor.

Richland County Water/Sewer/Industrial Waste User Rates – Mr. Washington moved, seconded by Ms. Dixon, to approve this item. A discussion took place.

Mr. Malinowski made a substitute motion, seconded by Mr. Jeter, to direct Legal to submit a letter requesting from the State of South Carolina the definition of the word “uniform”. A discussion took place.

Mr. Pearce moved, seconded by Mr. Washington, to call for the question. The vote in favor was unanimous.

The substitute motion failed.

The vote was in favor of the original motion.

Water & Sewer Tap Fee Payment Plan – Mr. Pearce stated that the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

Approval of Project Lullaby Set Aside Grant – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Approval of Project Aquarius Set Aside Grant – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

OTHER ITEMS

Airport Subleasing Contract – Mr. Pearce moved, seconded by Mr. Malinowski, to consent to the sublease proposed provided that the following provision or one substantially similar to it be added thereto, namely “Throughout the contract period AMS shall provide the County’s Airport certificate of insurance establishing the insurance required by this document and the State of South Carolina.” The vote in favor was unanimous.

A Resolution to appoint and commission Toby B. Taylor as a Code Enforcement Officer for the proper security, general welfare, and convenience of Richland County – Mr. Livingston moved, seconded by Mr. Washington, to approve this item. The vote in favor was unanimous.

Evaluation Committee Short List Report: Program Development Team Solicitation – Mr. Malinowski moved, seconded by Ms. Dixon, to accept the Administrator’s recommendation. The vote in favor was unanimous.

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE

- a. **Program Development Team Presentations & Interviews** – Mr. Livingston stated that the committee recommended holding the interviews on June 30th at 9:00 AM. The format for the interviews will be 45 minutes – Presentation, 45 minutes – Question/Answer, and 5 minute – closing remarks. Questions should be submitted to the selection committee prior to the interviews. The selection of the Program Development Team will be placed on the July 1st Council agenda for action.

Mr. Manning made a substitute motion, seconded by Ms. Dickerson, to hold the interviews at 9:30 AM instead of 9:00 AM. The vote was in favor.

- b. **On-Call Engineering Team Solicitation Preparation & Advertisement** – Mr. Livingston stated this item was an Executive Session item.
- c. **CMRTA Budget Ordinance: An Ordinance Approving a Budget for and the distribution of the revenues from the one percent (1%) sales and use tax for Transportation Projects for Fiscal Year 2014-2015 and other matters related thereto [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. **“Solicitation for Management and Design of Dirt Road Paving Program”** – Ms. Dixon stated that the committee recommended advertising an RFQ to hire a firm to provide program management, public outreach and design service for the dirt road paving program. A discussion took place. Mr. Livingston requested a copy of the RFQ prior to submission.

The vote in favor was unanimous.

- b. **Significant Purchase Ordinance Dirt Road Program** – Ms. Dixon stated that the committee recommended using the significant purchase ordinance for County Council to make the selection of the firm to manage the dirt road program. A discussion took place.

Mr. Manning moved, seconded by Mr. Livingston, to defer this item until after Executive Session.

- c. **Dirt Road Priority Ranking Formula** – Ms. Dixon stated that the committee recommended approving staff’s recommended ranking formula change based on cost per occupant with approval factor. The vote in favor was unanimous.
- d. **Revised Ordinance: An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges; Section 21-20,**

Road Paving Program; so as to add the Transportation Director and amend other language therein [FIRST READING] – Ms. Dixon stated that the committee recommended approval of an ordinance to amend road paving ordinance, make the Transportation Department responsible for the program, in coordination with Public Works, and incorporate the ranking formula. The vote in favor was unanimous.

CITIZENS' INPUT

No one signed up to speak.

EXECUTIVE SESSION

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Council went into Executive Session at approximately 7:10 p.m. and came out at approximately 8:14 p.m.
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- a. **SLBE Software Program: Contractual Matter** – Mr. Washington moved, seconded by Ms. Dickerson, to proceed as discussed in Executive Session. The vote in favor was unanimous.
- b. **Potential Property Purchase** – Mr. Pearce moved, seconded by Ms. Dickerson, to direct the Administrator to proceed as directed as discussed in Executive Session with certain consideration that Council mentioned in Executive Session. The vote in favor was unanimous.
- c. **On-Call Engineering Team Solicitation Preparation & Advertisement** – Mr. Livingston moved, seconded by Mr. Washington, that Council invoke the significant purchase ordinance for the on-call engineering proposals. The vote in favor was unanimous.
- d. **Significant Purchase Ordinance Dirt Road Program** – Mr. Manning moved, seconded by Ms. Dixon, to invoke the significant purchase ordinance for the dirt road program. The vote in favor was unanimous.
- e. **Project LM** – Mr. Malinowski moved, seconded by Ms. Dickerson, to direct staff to move forward as discussed in Executive Session. The vote in favor was unanimous.
- f. **Personnel Matter** – No action was taken.

Mr. Manning moved, seconded by Mr. Washington, that Council members observe “no tie July”. The vote in favor was unanimous.

Mr. Washington moved, seconded by Ms. Dixon, to reconsider the motion and allow staff to also observe “no tie July”. The vote in favor was unanimous.

MOTION PERIOD

- a. **Due to the fact much information from private companies lately has contained the Richland County logo so prominently displayed to make the item appear as an official Richland County distribution and/or affiliated company. I am making the following motion: No company, group or individual may use the Richland County logo in any of their materials unless first receiving permission from the Richland County Administrator or his designee [MALINOWSKI] – This item was referred to the Rules & Appointments Committee.**

- b. **Review all Richland County Policies [JACKSON] – This item was referred to the Rules & Appointments Committee.**

ADJOURNMENT

The meeting adjourned at approximately 8:20 p.m.

Norman Jackson, Chair

Joyce Dickerson, Vice-Chair

Julie-Ann Dixon

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Greg Pearce

Seth Rose

Torrey Rush

Kelvin E. Washington, Sr.