



**MINUTES OF
RICHLAND COUNTY COUNCIL
REGULAR SESSION
APRIL 15, 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, Buddy Atkins, Justine Jones, Quinton Epps, Ismail Ozbek, Brad Farrar, Dale Welch, Annie Caggiano, Christ Eversmann, Nelson Lindsay, Elizabeth McLean, Geo Price, 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 Jim Manning

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Jim Manning

APPROVAL OF MINUTES

Regular Session: April 1, 2014 – Ms. Dickerson moved, seconded by Ms. Dixon, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

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

Mr. Livingston moved, seconded by Ms. Dickerson, to add Presentation of Resolutions immediately following the Adoption of the Agenda. The vote in favor was unanimous.

PRESENTATION OF RESOLUTIONS/PROCLAMATIONS

Resolution Honoring Heathwood Hall's A'ja Wilson as the National High School Player of the Year [LIVINGSTON] – Mr. Livingston presented the resolution to Ms. Wilson.

National Community Development Week Proclamation – Mr. Rush presented the proclamation to Ms. Valeria Jackson, Community Development Director.

POINT OF PERSONAL PRIVILEGE – Mr. Pearce commended Ms. Jackson on Community Development's service to the citizens of Richland County.

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

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

- a. **Contractual Matter: Personnel Matter**
- b. **Economic Development Property**
- c. **Legal Advice: SLBE/DBE Work Session Update**
- d. **Personnel Matter(s)**
- e. **Contractual Matter: Potential Purchase of Property (2)**
- f. **Contractual Matter: Mitigation Property**
- g. **Change Order for CECS**

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Council went into Executive Session at approximately 6:22 p.m. and came out at approximately 6:49 p.m.
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- a. **Legal Advice: SLBE/DBE Work Session Update** – Mr. Washington moved to send a proposal to split the Program Development Team for the greenways to the Transportation Ad Hoc Committee.

CITIZENS INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

- a. **Introduction of Greater Columbia Chamber of Commerce President, Carl Blackstone** – Mr. Lee Catoe introduced the new Chamber of Commerce President, Carl Blackstone.
- b. **Employee Recognition** – Mr. McDonald recognized Mr. Chris Eversmann for being certified as an Accredited Airport Executive by the American Association of Airport Executives.

REPORT OF THE CLERK OF COUNCIL

- a. **Internal Audit Committee, April 17th, 1:00-3:00 PM, Admin Conference Room** – Ms. Onley stated that the Internal Audit Committee is scheduled to meet Thursday, April 17th at 1:00 PM in the Administration Conference Room.
- b. **IT-ology “Summit on Information Technology”, April 23rd, 8:00 AM – 4:00 PM, IT-ology, 1301 Gervais Street** – Ms. Onley stated that IT-ology is hosting a “Summit on Information Technology” on April 23rd, 8:00 AM – 4:00 PM.
- c. **Parker Poe’s Family Night at the Ballpark, April 25th, Carolina Stadium, 5:00 PM – Pre-Game Festivities and 7:00 PM – Game** – Ms. Onley stated that Parker Poe is hosting Family Night at Carolina Stadium on April 25th.
- d. **Unveiling of SimCOACH, April 29th, 10:00 AM, Palmetto Health Richland – USC School of Medicine Simulation Center, 15 Medical Park, Lower Level** – Ms. Onley stated that Palmetto Health Richland is hosting the unveiling of the SimCOACH on April 19th at 10:00 AM at the USC School of Medicine Simulation Center.
- e. **US Global Leadership Coalition Luncheon with General James Conway, April 29th, 12:00 PM, Capital City Club** – Ms. Onley stated that US Global Leadership Coalition is

sponsoring a luncheon with General James Conway on April 29th, 12:00 PM at the Capital City Club.

- f. **36th Annual Eastover Barbeque Festival, May 2nd & 3rd** – Ms. Onley stated that the Annual Eastover Barbeque Festival is scheduled for May 2nd and 3rd.
- g. **SCAC Annual Conference & Institute of Government Classes, August 2-6, 2014** – Ms. Onley stated that registration for the SCAC Annual Conference and Institute of Government classes has opened. Mr. Pearce encouraged Councilmembers wishing to attend to register early to insure hotel reservations at the host hotel.
- h. **26th Annual Senior Citizens Healthcare Fun Day Luncheon, April 16th, 9:00 AM – 12:00 PM, Seawells** – Ms. Only invited Councilmembers to participate in the 26th Annual Senior Citizens Healthcare Fun Day Luncheon on April 16th, 9:00 AM – 12:00 PM at Seawells.

REPORT OF THE CHAIR

- a. **Personnel Matter** – This item was taken up in Executive Session.
- b. **Project LM** – This item was taken up in Executive Session.
- c. **SLBE/DBE Work Session Update** – This item was taken up in Executive Session.
- d. **Central SC** – This item was referred to the Economic Development Committee.

PRESENTATIONS

- a. **Historic Columbia Foundation – Robin Waites, Executive Director** – Ms. Waites thanked Council for their support on the renovations and re-opening of the Woodrow Wilson House.
- b. **Pratt Recycling, Inc. – Mary Place** – Ms. Place gave a brief overview of Pratt Recycling and the services they provide.

OPEN/CLOSE PUBLIC HEARINGS

- **Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain real property located in Richland County; the execution and delivery of a Credit Agreement to provide for Special Source Revenue Credits to University Residences Columbia, LLC; and other related matters** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- **Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain real property located in Richland County; the execution and delivery of a Credit Agreement to provide for Special Source Revenue Credits; to University Residences Columbia, LLC; and other related matters [THIRD READING]**
- **14-04MA, Tom Milliken, RU to LI (35.05 Acres), Farrow Rd., 17600-01-12 [THIRD READING]**
- **14-05MA, Bill Dixon, RU to RS-LD (6.32 Acres), Sloan Rd., 20100-03-14/21/23/30 [THIRD READING]**

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 Community Development Department Budget for the Development of one city block within Phase II of the Monticello Road Streetscape – Ms. Dickerson moved, seconded by Mr. Manning, to approve this item. 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 Mr. Manning, to approve this item. The vote in favor was unanimous.

Mr. Malinowski moved, seconded by Mr. Manning, to reconsider #13 divided from the main motion. The vote in favor was unanimous.

Mr. Malinowski moved, seconded by Ms. Dickerson, to approve Version #2 of the ordinance.

Mr. Washington moved to defer this item until the May 6th Council meeting.

The motion died for lack of a second.

A discussion took place.

Ms. Dickerson moved, seconded by Mr. Washington, to defer this item until the May 6th Council meeting. The vote in favor was unanimous.

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 – Ms. Dickerson moved, seconded by Mr. Manning, to approve this item. The vote in favor was unanimous.

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 – Ms. Dickerson moved, seconded by Mr. Manning, to approve this item. The vote in favor was unanimous.

REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

Quit Claim of Hermes Road – Mr. Rush stated that the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

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 [FIRST READING BY TITLE ONLY] – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Inducement Resolution for Fee-in-Lieu of Property Tax Incentive for American Italian Pasta Company – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

An Ordinance Authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a Fee Agreement between Richland County, South Carolina and American Italian Pasta Company and matters relating thereto [FIRST READING BY TITLE ONLY] – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Authorizing an Amendment to the 2003 Fee in Lieu of Ad Valorem taxes arrangement by and between Richland County, South Carolina and American Italian Pasta Company to provide an Infrastructure Credit; and other matters related thereto [FIRST READING BY TITLE ONLY] – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Authorizing the conversion and extension of a 1995 Fee in Lieu of Ad Valorem taxes arrangement by and between Richland County, South Carolina and American Italian Pasta Company; and other matters related thereto [FIRST READING BY TITLE ONLY] – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Land Option Agreements between Richland County and SLB Blythewood, LLC; WJB Blythewood, LLC; and VB Blythewood, LLC – This item was taken up in Executive Session.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF APPOINTMENTS

- a. **Accommodations Tax Committee—3** – Mr. Malinowski stated that the committee recommended re-advertising for these vacancies. The vote in favor was unanimous.
- b. **Building Codes Board of Appeals—1** – Mr. Malinowski stated that the committee recommended re-advertising for this vacancy. The vote in favor was unanimous.
- c. **Central Midlands Council of Governments—1** – Mr. Malinowski stated that the committee recommended appointing Mr. Pedro De Abreu. The vote in favor was unanimous.
- d. **Employee Grievance Committee—1** – Mr. Malinowski stated that the committee recommended re-advertising for this vacancy. The vote in favor was unanimous.
- e. **Hospitality Tax Committee—1** – Mr. Malinowski stated that the committee recommended re-advertising for this vacancy. The vote in favor was unanimous.
- f. **Procurement Review Panel—2** – Mr. Malinowski stated that the committee recommended re-advertising for these vacancies. The vote in favor was unanimous.

II. DISCUSSION FROM RULES AND APPOINTMENTS COMMITTEE

- a. **Central Midlands Council of Governments Appointments** – Mr. Malinowski stated that the committee received clarification regarding appointments to the Central Midlands Council of Governments. There are to be 6 elected officials and 6 citizens.
- b. **Policy Change for placement of Committee Items forwarded with no recommendation on the Consent Agenda** – Mr. Malinowski stated that the committee recommended that any item forwarded from committee without a

recommendation would not be placed on the Consent Agenda. The vote in favor was unanimous.

OTHER ITEMS

REPORT OF THE DIRT ROAD AD HOC COMMITTEE:

- a. **Change Order for CECS to design two additional dirt roads (Bolyston and Overlook)** – This item was taken up in Executive Session.

CITIZENS' INPUT

No one signed up to speak.

POINT OF PERSONAL PRIVILEGE – Mr. Manning recognized that there were journalism students from the University of South Carolina in the audience.

EXECUTIVE SESSION

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Council went into Executive Session at approximately 7:27 p.m. and came out at approximately 8:15 p.m.
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- a. **Contractual Matter: Potential Purchase of Property – Project LM** – This item was forwarded to the Hospitality Ad Hoc Committee for discussion.
- b. **Economic Development Property** – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Ms. Dickerson, to reconsider this item. The motion failed.
- c. **Contractual Matter: Potential Purchase of Property – Township** – The Township Board was directed to proceed as discussed in Executive Session. The vote in favor was unanimous.
- d. **Change Order for CECS** – Ms. Dixon stated that the committee recommended approval of this item. The vote in favor was unanimous.
- e. **Personnel Matter: Administration** – Mr. Manning moved, seconded by Ms. Dixon, to direct the Administrator to proceed as directed in Executive Session. The vote in favor was unanimous.
- f. **Contractual Matter: Personnel Matter** – No action was taken.
- g. **Personnel Matter** – No action was taken.

MOTION PERIOD

- a. **With the court ruling that the Richland County Election and Voter Registration Boards must now be two separate entities, I move that funding for the Voter Registration Board be rolled back to the 2011 funding amount [MALINOWSKI] –** This item was referred to the A&F Committee.

- b. **I move that the Rules & Appointments Committee develop expanded written guidelines for Council consideration regarding the “Presentations” portion of County Council Agendas. Although not inclusive and open for discussion/expansion by the R&A Committee, it is requested that the following items be included in the review: 1) How many Presentations should be scheduled per meeting; 2) What process should be employed in determining whether a Presentation should be placed on the Agenda (i.e., Clerk’s review, Chair’s review, Committee review?); 3) In determining whether a Presentation should be included on an Agenda, should selective criteria be employed? (For example, should funding requests be excluded?); 4) At the discretion of the R&A Committee, suggest where presentations deemed not appropriate for Council Agendas (e.g., funding requests) should be aired; 5) Any exceptions to the written guidelines should be specifically identified and listed [PEARCE] –** This item was referred to the Rules & Appointments Committee.

- c. **Resolution Recognizing May 15th as National Peace Officers’ Memorial Day [JACKSON] –** Mr. Washington moved, seconded by Mr. Livingston, to adopt a resolution recognizing May 15th as National Peace Officers’ Memorial Day. The vote in favor was unanimous.

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.

The minutes were transcribed by Michelle M. Onley