



**MINUTES OF
RICHLAND COUNTY COUNCIL
REGULAR SESSION
DECEMBER 3, 2013
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	Kelvin E. Washington, Sr.
Vice Chair	Greg Pearce
Member	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Norman Jackson
Member	Damon Jeter
Member	Bill Malinowski
Member	Jim Manning
Member	Paul Livingston
Member	Seth Rose
Member	Torrey Rush

OTHERS PRESENT – Tony McDonald, Roxanne Ancheta, Sparty Hammett, Warren Harley, Brad Farrar, Amelia Linder, Geo Price, Beverly Harris, Rob Perry, Sara Salley, Tracy Hegler, John Hixon, Nelson Lindsay, Dale Welch, Annie Caggiano, Bill Peters, Anna Lange, Kecia Lara, Ismail Ozbek, 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 Damon Jeter

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Damon Jeter

PRESENTATION OF RESOLUTIONS

Proclamation Honoring Elise Jones Martin [LIVINGSTON] – Mr. Livingston presented Ms. Elise Jones Martin with a proclamation honoring her for her humanitarian spirit.

APPROVAL OF MINUTES

Regular Session: November 19, 2013 – Ms. Dickerson moved, seconded by Mr. Pearce, to approve the minutes as distributed. The vote in favor was unanimous.

Zoning Pubic Hearing: November 26, 2013 – Mr. Pearce moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

Mr. Pearce moved, seconded by Mr. Jackson, to adopt the agenda as distributed. The vote in favor was unanimous.

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

- a. Purchase of Property
- b. Personnel Matter (2)
- c. Project Aquarius
- d. Project Flare

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Council went into Executive Session at approximately 6:10 p.m. and came out at approximately 6:22 p.m.
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- a. Project Aquarius – No action was taken.
- b. Project Flare – No action was taken.

CITIZENS INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

- a. **Proposed Retreat Agenda** – The proposed Retreat agenda was distributed to Council members. Mr. McDonald stated that unless there are any revisions/additions, staff would proceed with finalizing the Retreat agenda.

REPORT OF THE CLERK OF COUNCIL

- a. **Amending November 2014 Council Meeting Schedule** – Ms. Onley stated that the Council meeting scheduled for November 11, 2014 falls on Veteran’s Day; therefore, the November 2014 Council meeting schedule needed to be amended.

Mr. Malinowski moved, seconded by Mr. Manning, to not hold the first meeting in November. The vote was in favor.

- b. **National Guard Museum Tour** – Ms. Onley will be sending out proposed dates to Council members.
- c. **REMINDER: Richland Memorial Board’s Annual Luncheon, Wednesday, December 4th, 12:00-1:30 PM, Palmetto Richland** – Ms. Onley reminded Council of the Richland Memorial Board’s Annual Luncheon, December 4th, 12:00-1:30 PM at Palmetto Richland.
- d. **REMINDER: The Midlands Workforce Development Board, Thursday, December 5th, 12:00 PM, Embassy Suites** – Ms. Onley reminded Council of The Midlands Workforce Development Board, December 5th, 12:00 PM, Embassy Suites.

REPORT OF THE CHAIR

- a. **Personnel Matter** – This item was taken up in Executive Session.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article IX, Swimming Pool Code; Section 6-168, Requirements; so as to reference the 2012 Edition of the International Building Code** – No one signed up to speak.
- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 23, Taxation; Article IV, Local Hospitality Tax; Section 23-69, Distribution of Funds so as to clarify and revise** – No one signed up to speak.
- **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$615,622.56 of General Fund Unassigned Balance for Voting Machines and related equipment in the Board of Elections and Voters Registration Department** – No one signed up to speak.
- **An Ordinance Authorizing Certain Economic Incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a fee agreement between Richland County, South Carolina, and International Paper [Project Ruby], pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended; and other related matters** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article IX, Swimming Pool Code; Section 6-168, Requirements; so as to reference the 2012 Edition of the International Building Code [THIRD READING]**
- **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, to expand the boundaries of the park to include certain real property located in Fairfield County; and other related matters [THIRD READING]**
- **13-31MA, Ron Johnson, RU to RS-LD (25.54 Acres), Longtown Road West, 17613-02-08(p) [THIRD READING]**
- **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$615,622.56 of General Fund Unassigned Balance for voting machines and related equipment in the Board of Elections and Voter Registration Department [THIRD READING]**
- **An Ordinance Authorizing certain economic incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a Fee Agreement between Richland County, South Carolina, and International Paper Company, pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended; and other related matters [THIRD READING]**
- **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, to expand the boundaries of the park to include certain real property located in Richland County; and other related matters [SECOND READING]**
- **13-35MA, Charles Marshall, Jr., RS-LD to TROS (4.23 Acres), 9875 Windsor Lake Blvd., 19907-06-01 & 08 [SECOND READING]**
- **County Council Mementos Recommendations [TO TABLE]**
- **Richland County Water and Sewer Authority**
- **Policy for Purchase of Property by Elected Officials**
- **SC Equality's "Through the Looking Glass of Equality" Funding Request [TO DENY]**
- **Richland County Sheriff's Department NRA Foundation Grant/No FTE/No Match**

- **Request for Council's Permission to Donate a Vehicle to Allen University**

Mr. Pearce moved, seconded by Mr. Malinowski, to approve the consent items. The vote in favor was unanimous.

SECOND READING

An Ordinance Amending the Richland County Code of Ordinances, Chapter 23, Taxation; Article VI, Local Hospitality Tax; Section 23-69, Distribution of Funds, so as to clarify and revise the language therein – Mr. Rush moved, seconded by Mr. Dickerson, to approve this item. The vote was in favor.

REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

Request for Fuel Cell Collaboration – Mr. Jackson stated that the committee recommended approval of this item.

Mr. Washington requested that the USC's 2015 Plan and COMET be included in the staff's research regarding this item.

The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Richland County Comprehensive Plan Update Vendor Selection – Mr. McDonald stated that Clarion Associates has been selected to assist the Planning Department with the Comprehensive Plan Update. A discussion took place.

Mr. Washington moved, seconded by Mr. Jackson, to defer this item until the December 10th Council meeting. The vote in favor was unanimous.

Amending the January 2014 County Council Meeting Schedule – Mr. Malinowski stated that the initial motion for this item was made by Mr. Manning, Mr. Washington and himself.

Mr. Malinowski moved, seconded by Mr. Pearce, to approve this item. The vote in favor was unanimous.

Countywide Disparity Study – Mr. Washington moved, seconded by Mr. Malinowski, to refer this item to the Economic Development Committee. The vote in favor was unanimous.

The County will hire an expert in the field of hydrology to develop a plan and be responsible for implementation of drainage and ditch program – Mr. Malinowski moved, seconded by Mr. Rose, to approve this item. The vote in favor was unanimous.

Bible Way Church of Atlas Road Funding Request – Mr. Malinowski moved, seconded by Mr. Livingston, to deny this request. The vote was in favor.

Famously Hot New Year Celebration – Mr. Washington moved, seconded by Ms. Dickerson, to allocate \$30,000 for the Famously Hot New Year Celebration. A discussion took place.

Mr. Rush made a substitute motion, seconded by Mr. Malinowski, to allocate \$25,000 for the Famously Hot New Year Celebration. A discussion took place.

Mr. Malinowski moved to deny the request. The motion died for lack of a second.

Mr. Jackson made a second substitute motion, seconded by Mr. Washington, to allocate \$50,000 for the Famously Hot New Year Celebration. The vote was in favor.

The Sustainers: Builders and Preservers of Civil Rights Sites in the US Funding Request – Mr. Jackson moved, seconded by Mr. Washington, to allocate \$10,000 for the Sustainers funding request. A discussion took place.

Mr. Malinowski made a substitute motion, seconded by Mr. Pearce, to deny this request. The vote was in favor.

Benedict College Funding Request for High School Championship Events – Mr. Jackson moved, seconded by Mr. Washington, to allocate \$25,000 for the Benedict College/High School Championship Events. A discussion took place.

Mr. Malinowski made a substitute motion, seconded by Mr. Livingston, to deny this request. The vote was in favor.

Fiscal Reports for Entities Requesting County Funds – Mr. Washington moved, seconded by Mr. Malinowski, to refer this item to the Retreat. The vote in favor was unanimous.

REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE

Authorizing an 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 [Project Warehouse]; and other related matters [FIRST READING BY TITLE ONLY] – Mr. Livingston stated that the committee recommended approval. The vote in favor was unanimous.

Authorizing the execution and delivery of an Inducement and Millage Rate Agreement and Memorandum of Understanding by and between Richland County, South Carolina and a company known as Project Aquarius and other matters related thereto – Mr. Livingston stated that the Committee recommended approval of this item. 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 7:09 p.m. and came out at approximately 7:45 p.m.
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- a. **Purchase of Property** – Mr. Jackson moved, seconded by Mr. Malinowski, to move forward with the purchase of the property not to exceed the approved amount. The vote in favor was unanimous.
- b. **Personnel Matters (2)** – No action was taken.

MOTION PERIOD

- a. **Move to privatize ALL Public Work operations. The RFP process will be completed before the March 18, 2014 Council meeting [WASHINGTON]** – This item was referred to the Consolidation/Privatization Ad Hoc Committee.
- b. **With the upcoming meeting with City officials regarding the relocation of the Richland County Judicial Center. I move that the County Administrator arrange to have the building appraised as soon as possible [PEARCE]** – This item was referred to the Courthouse Ad Hoc Committee.
- c. **Richland County Community Development and it's staff where in keeping with others around the State to have the required staffing to be more effective [JACKSON]** – This item was referred to the A&F Committee.
- d. **Richland County develop an office of Business Opportunities [JACKSON]** – This item was referred to the A&F Committee.
- e. **All requests for Hospitality and/or Accommodations taxes after the budget process will be referred to the staff person who handles such requests. That staff person will provide a response to the requesting person/entity the Richland County process to request such funds and when the submission period is. The purpose of this motion is to eliminate the constant out of cycle requests for funds that have already been obligated [MALINOWSKI]** – This item was referred to the A&F Committee.
- f. **On the Low Volume paving create another Low Volume category for roads with houses and no commercial zone and some connectivity and apply the additional ½ inch surface for a higher volume [DIXON]** – This item was referred to the Dirt Road Ad Hoc Committee.
- g. **Resolution Honoring Charlie Wilson [DIXON]** – Ms. Dixon moved for unanimous consent for a resolution honoring Charlie Wilson. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 7:52 p.m.

Kelvin E. Washington, Sr., Chair

L. Gregory Pearce, Jr., Vice-Chair

Joyce Dickerson

Julie-Ann Dixon

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Seth Rose

Torrey Rush

The minutes were transcribed by Michelle M. Onley