

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, JULY 5, 2011 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	Paul Livingston
Vice Chair	Damon Jeter
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Bill Malinowski
Member	Jim Manning
Member	L. Gregory Pearce, Jr.
Member	Seth Rose
Member	Kelvin Washington

OTHERS PRESENT – Milton Pope, Tony McDonald, Sparty Hammett, Randy Cherry, Stephany Snowden, Tamara King, David Hoops, Pam Davis, Paul Alcatar, Tammy O’Berry, Kecia Lara, Andy Metts, Valeria Jackson, Geo Price, Rodolfo Callwood, Donny Phipps, Larry Smith, Anna Fonseca, Amelia Linder, Dale Welch, Sara Salley, Dwight Hanna, Melinda Edwards, 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 Joyce Dickerson

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Joyce Dickerson

APPROVAL OF MINUTES

Regular Session: June 21, 2011 – Ms. Hutchinson moved, seconded by Mr. Pearce, to approve the minutes as submitted. The vote in favor was unanimous.

Zoning Public Hearing: June 28, 2011 – Mr. Malinowski moved, seconded by Mr. Jackson, to approve the minutes as submitted. The vote in favor was unanimous.

Special Called Meeting: June 28, 2011 – Mr. Jackson moved, seconded Ms. Dickerson, to approve the minutes as submitted. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Pope stated that Item #31: “Responses from RFP to Employee and Retiree Group Benefit Services” needed to be added under the Report of the Attorney for Executive Session Items and taken up at the beginning of the meeting.

Ms. Hutchinson stated that Item #30: “Hopkins Community Water System Service Area Expansion” is not properly before Council because action was not completed during the D&S Committee and therefore, should be removed from the agenda.

Mr. Livingston requested the audio of the D&S Committee meeting in order for him to make a ruling regarding Item #30.

Mr. Livingston stated that the Clerk’s Office Analysis needs to be added under the Report of the Chairman.

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

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

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Council went into Executive Session at approximately 6:13 p.m. and came out at approximately 6:58 p.m.
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- a. **Pending Contractual Matter**
- b. **Employee and Retiree Group Benefit Services**
- c. **Personnel Matter: Administrator’s Evaluation**

d. **Personnel Matter: Council**

CITIZENS' INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

Smoking Ban Quarterly Update – Mr. Pope stated that no complaints were received for this quarter.

Mike Cinnamon Proclamation – Mr. Livingston presented a proclamation to Mr. Cinnamon in recognition of his years of service to Richland County.

Economic Development Director – Mr. Pope introduced Mr. P. Nelson Lindsay to Council and stated that he would be coming on board in August.

Decker Mall Update – Mr. Pope stated that the County had closed on the property and an RFP has been issued through the procurement process for architectural and design services. The RFP is due on July 8 and the information will then be evaluated and a notice to proceed will be given once the evaluation has been completed. A meeting was held with the Greater Community Relations Council.

CMRTA IGA Update – Mr. Pope stated that the finalized documents have not been received.

Hopkins Water Project: Ordinance to Close Out RDA Loan – Mr. Jackson moved, seconded by Ms. Hutchinson, to give this item First Ready by title only. The vote in favor was unanimous.

REPORT OF THE CLERK OF COUNCIL

No report was given.

REPORT OF THE CHAIRMAN

Personnel Matter: Clerk of Council's Office – Mr. Livingston stated that the analysis was received from Mr. Tomes and it will be forwarded out to full Council. This item will be placed on the A&F Committee agenda.

APPROVAL OF CONSENT ITEM

- **11-06MA, Pallay R. Desai, RU to NC (.76 Acres), 9401 Wilson Blvd., 14700-03-33 [SECOND READING]**
- **11-07MA, Richland County, TROS to RS-LD (12.49 Acres), Longcreek Plantation, 20406-02-01(p) [SECOND READING]**
- **Proposed Commission for the Aging**
- **Water main easement to the City of Columbia (n/w side of Westmoreland Road) [FIRST READING]**
- **Sanitary Sewer Main Easement to the City of Columbia northern side of Cogburn Road [FIRST READING]**
- **Annual Action Plan for Community Development Department Funds Approval of Budgets Request**
- **Hazard Risk Assessment and Hazard Mitigation Plan**
- **Richland County Judicial Center Jury Deliberation and Associated Bathroom ADA Renovations**
- **Richland County Laurens Street Garage Revitalization—Phase Three**
- **Sheriff’s Headquarters Parking Lot Revitalization Project**
- **Veterans Treatment Court Grant and Required Match [FIRST READING]**

Mr. Pearce moved, seconded by Ms. Dickerson, to approve the consent item. The vote in was unanimous.

THIRD READING

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (C), Standards; so as to delete certain setback requirements for bars and other drinking places – Mr. Jeter moved, seconded by Mr. Jackson, to approve this item. A discussion took place.

<u>For</u>	<u>Against</u>	<u>Not Present</u>
Malinowski	Pearce	Washington
Jackson	Hutchinson	
Jeter	Livingston	
Kennedy	Dickerson	
	Manning	
	Rose	

The motion failed.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Purchase of a 15 ton long track Hydraulic Excavator – Mr. Pearce moved, seconded by Mr. Jeter, to approve this item. The vote in favor was unanimous.

Smoking Ban Ordinance Amendment “Reasonable Distance” – Mr. Manning moved, seconded by Mr. Jeter, to approve this item. A discussion took place.

Mr. Malinowski made a substitute motion to amend the ordinance to “ten feet”. The motion died for lack of a second.

The vote was in favor of the main motion.

Purchase of Two Tandem Axle Dump Trucks – Ms. Hutchinson stated that the committee recommended approval of this item. The vote in favor was unanimous.

Request to approve emergency purchase of landfill trash compactor – Ms. Hutchinson stated that the committee recommended approval of this item. The vote in favor was unanimous.

Waste Management C&D Contract Renewal – Ms. Hutchinson stated that the committee recommended approval of this item. A discussion took place.

Mr. Jackson made a substitute motion, seconded by Mr. Malinowski, to bid this contract out.

<u>For</u>	<u>Against</u>	<u>Not Present</u>
Malinowski	Pearce	Washington
Jackson	Hutchinson	
Jeter	Livingston	
Manning	Dickerson	
Kennedy		
Rose		

The vote was in favor of the substitute motion.

Ordinance regarding inspection of occupied structures – Mr. Pearce moved, seconded by Ms. Hutchinson, to approve Option #1: “Approve the Ordinance, which would state that inspections of occupied structures are not to be performed.” A discussion took place.

The vote was in favor.

Amending Chapter 26 to address landscaping of non-profit organizations – Ms. Hutchinson stated that the motion failed in committee and the intention of the committee was to deny this item. A discussion took place.

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

The vote was in favor of the motion to deny.

Creating an independent review task force to improve the business climate in the City of Columbia and Richland County – Ms. Hutchison stated that the committee recommended approval of this item. A discussion took place.

Ms. Kennedy moved, seconded by Ms. Hutchinson, to stipulate that the private resident nominations be brought back to full Council. A discussion took place.

The vote in favor was unanimous.

Hopkins Community Water System Service Area Expansion – This item was not properly before Council.

Mr. Jackson moved, seconded by Mr. Manning, to request unanimous consent to take up this item. The motion failed.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Setoff Debt GEAR Participation for applicable Direct Report County Departments – Mr. Malinowski moved, seconded by Ms. Hutchinson, to approve this item. The vote in favor was unanimous.

Setoff Debt GEAR Participation for Treasurer/Tax Collector – Mr. Smith stated that the second whereas needs to read: "...delinquent taxes related to real and person property."

Mr. Malinowski moved, seconded by Ms. Hutchinson, to approve this item as amended. The vote in favor was unanimous.

Responses from RFP to Employee and Retiree Group Benefit Services – Mr. Jackson moved, seconded by Mr. Malinowski, to defer this item until the July 19th Council meeting and the Clerk's Office schedule a work session prior to the next Council meeting. The vote in favor was unanimous.

CITIZEN'S INPUT

No one signed up to speak.

EXECUTIVE SESSION

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Council went into Executive Session at approximately 8:38 p.m. and came out at approximately 10:20 p.m.
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- a. **Pending Contractual Matter** – Ms. Kennedy moved, seconded by Ms. Dickerson, to proceed as discussed in Executive Session. The vote in favor was unanimous.
- b. **Personnel Matter: Administrator** – No action was taken.

MOTION PERIOD

Have the Planning Department investigate changing William Street to Tanner Way (William Street is located in front of the USC baseball field.) [KENNEDY, ROSE and MANNING] – Ms. Kennedy moved, seconded by Mr. Malinowski, to have the Planning Department to investigate changing William Street to Tanner Way. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 10:29 p.m.

Paul Livingston, Chair

Damon Jeter, Vice-Chair

Gwendolyn Davis Kennedy

Joyce Dickerson

Valerie Hutchinson

Norman Jackson

Bill Malinowski

Jim Manning

L. Gregory Pearce, Jr.

Seth Rose

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley