

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, APRIL 1, 2008 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.

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MEMBERS PRESENT:

Chair	Joseph McEachern
Vice Chair	Valerie Hutchinson
Member	Joyce Dickerson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Kit Smith

OTHERS PRESENT – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Joe Cronin, Stephany Snowden, Jennifer Dowden, Larry Smith, Joseph Kocy, Anna Almeida, Jennie Sherry-Linder, Amelia Linder, Geo Price, David Adams, Barbara Scott, Teresa Smith, Latausha Hopper, Audrey Shifflett, Pam Davis, Chief Harrell, James Brown, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:04 p.m.

INVOCATION

The Invocation was given by the Honorable Kit Smith

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Kit Smith

ADOPTION OF AGENDA

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

CITIZENS' INPUT

Beth Levy, Scott Hendley, Vi Hendley, Larry Gamble, Bob Guile, and Jim Jaco spoke regarding Item 7.

Hardy King spoke regarding Item 4.a.

Edith Cunningham spoke regarding 4.b.2.

APPROVAL OF MINUTES

Regular Session: March 18, 2008 – Ms. Hutchinson moved, seconded by Mr. Livingston, to approve the minutes as corrected. The vote in favor was unanimous.

Special Called Meeting: March 25, 2008 – Mr. Pearce moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

Zoning Public Hearing: March 25, 2008 – Ms. Dickerson moved, seconded by Mr. Pearce, to approve the minutes as distributed. The vote in favor was unanimous.

REPORT OF THE COUNTY ADMINISTRATOR

Report on Farmers' Market – Mr. Pope gave an update on the legislation sponsored by Representative Jimmy Bales regarding the Farmers' Market property.

Pending Claim – This item was taken up in Executive Session.

Transportation Meetings – Mr. Pope provided Council with the schedule for the transportation meetings and stated that the committee's recommendations would be presented May 20th.

POINT OF PERSONAL PRIVILEGE – Mr. Pearce recognized that David Adams, Richland County Treasurer and Barbara Scott, Richland County Clerk of Court were in the audience.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

The following items were potential Executive Session items:

- a. **Personnel Matter**
- b. **Richland County vs. Isaac Cloud**
- c. **Contractual Matter: Utilities Consulting Services**
- d. **Smoking Ordinance**

REPORT OF THE CLERK OF COUNCIL

Muni Update—IT Department – Ms. Latausha Hopper gave a brief update regarding the agenda software.

Carolina Bay Walk – Ms. Finch reminded Council of the Carolina Bay Walk, April 9th at 12:00 p.m. Council members are to meet at 5304 Lower Richland Boulevard.

Association of Counties – Ms. Finch stated that the Association of Counties Annual Conference will be held July 29-August 3 in Hilton Head.

CMRTA Dedication – Ms. Finch stated that the dedication of the Lowell C. “Butch” Spires, Jr. Regional Transit Facility will be held Wednesday, April 9th at 7:30 a.m. at 3613 Lucius Road.

Richland County Night Out – Ms. Finch stated that Council had been invited to attend a Richland County Night Out at the Columbia Inferno game, Friday, April 4th at 7:05 p.m. Tickets for the event are \$8.00 per person.

REPORT OF THE CHAIRMAN

Personnel Matter – This matter was taken up in Executive Session.

Restoration of Killian Road and Clemson Road – Mr. McEachern stated that recommendations for proposed sites are being forwarded to the Army Corps of Engineers in regard to this matter.

PUBLIC HEARING ITEMS

- **An Ordinance Authorizing Deed to the City of Columbia for Certain Water Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04(p)** – No one signed up to speak.
- **An Ordinance Authorizing Deed to the City of Columbia for Certain Sanitary Sewer Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04(p)** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Hutchinson, to approve the following consent items:

- **An Ordinance Authorizing Deed to the City of Columbia for Certain Water Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04(p) [Third Reading]**
- **An Ordinance Authorizing Deed to the City of Columbia for Certain Sanitary Sewer Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04(p) [Third Reading]**
- **08-05MA, Baylen Moor, RU to RS-LD (1.39 Acres), Residential Low Density, TMS# 01409-03-05, 06, 07 & 01413-01-06, Brody Road**
- **Request to Approve the Awarding of a Contract to B. P. Barber & Associates, Inc., in the amount of \$135,000 for the Purpose of Funding Preparation of Gills Creek Watershed Management Plan Project**
- **Request to Approve an Engineering Contract with Joel Wood and Associates in the Amount of \$311,220 for the Hopkins Community Water System**
- **Authorization of a Public Hearing Regarding a Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of its not exceeding \$200,000,000 Hospital Refunding and Improvement Revenue Bonds, in one or more series, pursuant to the provisions of Title 41, Chapter 43 of the Code of Laws of South Carolina as amended**
- **Draft Intergovernmental Agreement for Detention Center Services**

The vote in favor was unanimous.

SECOND READING ITEM

08-04MA, David Armstrong, Jr., RU to GC (1.15 Acres), Wash Shed, TMS# 20200-01-02, 600 Longtown Road – Ms. Dickerson moved, seconded by Ms. Scott, to approve this item. A discussion took place.

<u>In Favor</u>	<u>Oppose</u>
Hutchinson	Pearce
McEachern	Malinowski
Livingston	Jackson
Dickerson	Jeter
Scott	Smith
Montgomery	

The motion passed.

FIRST READING ITEM

Budget Amendment/Approval of Contract for Utilities Consulting Services – Mr. Montgomery moved, seconded by Ms. Hutchinson, to defer this item until after Executive Session. The vote in favor was unanimous.

REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

Intergovernmental Agreement with the Town of Irmo Regarding the Sease Road Paving Project – A discussion took place.

Mr. Malinowski moved, seconded by Mr. Pearce, to defer this item until after a meeting can be held between CSX, the Town of Irmo and the County. The vote in favor was unanimous.

Request to Provide Temporary Funds for the Completion of Delayed C Fund Projects

- a. **Bluff Road**
- b. **Padgett Road**

A discussion took place.

Ms. Dickerson moved, seconded by Ms. Hutchinson, to defer this item until a report regarding the 2 options discussed at the meeting with the Legislative Delegation becomes available. A discussion took place.

Mr. Livingston moved, seconded by Ms. Scott, to approve this item, to have the CTC pay interest on the funds provided and to have the State sign an agreement with the County to pay the funds back.

<u>In Favor</u>	<u>Oppose</u>
Pearce	Malinowski
Jackson	Hutchinson
Jeter	McEachern
Livingston	Dickerson
Scott	Smith
Montgomery	

The motion failed.

Ms. Scott stated..."while we're fighting about whose responsibility it is the danger of all those houses that we have already approved is up for our students to be start off for school. I just want the record to reflect that. The taxpayers of this County have put money into the General Fund and this was something that does not make any sense. That we've loaned money...they want to borrow some money...the State wanted to

borrow some money. Even with the interest to pay back. I just want the record to reflect that.”

REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

Carolina Scholarships Apollo Night – A discussion took place.

Mr. Montgomery moved, seconded by Ms. Dickerson, to deny this item. The vote in favor was unanimous.

REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

- a. Building Codes Board of Adjustments and Appeals—1** – Mr. Montgomery stated that the committee recommended that staff advertise for this vacancy. The vote in favor was unanimous.
- b. Business Service Center Appeals Board—2** – Mr. Montgomery stated that the committee recommended that staff advertise for these vacancies. The vote in favor was unanimous.

II. NOTIFICATION OF APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

- a. Accommodations Tax Committee—1** – Mr. Montgomery stated there was one applicant and one vacancy. The committee recommended re-appointing Mr. Ken Ivey. The vote in favor was unanimous.
- b. Building Codes Board of Adjustments and Appeals—1** – Mr. Montgomery stated there were two applicants and one vacancy. The committee recommended appointing Ms. Isabel Berry. The vote in favor was unanimous.
- c. Business Service Center Appeals Board—4** – Mr. Montgomery stated there were two applicants and four vacancies. The committee recommended appointing Ms. Teri Hutson Salane and Ms. Patrice L. Viton. The vote in favor was unanimous.
- d. Employee Grievance Committee—2** – Mr. Montgomery stated there was one applicant and two vacancies. The committee recommended appointing Ms. Vivian McCray. The vote in favor was unanimous.

- e. **Internal Audit Committee—2** – Mr. Montgomery stated there was one applicant and two vacancies. The committee recommended re-appointing Mr. Marlon M. Walters. The vote in favor was unanimous.
- f. **Planning Commission—1** – Mr. Montgomery stated there were four applicants and one vacancy.

Mr. Pearce and Ms. Smith voted for Mr. Duke Brantley.

No one voted for Ms. Sandra Cocklin.

No one voted for Mr. David Edmond.

Mr. Malinowski, Mr. Jackson, Mr. Jeter, Ms. Hutchinson, Mr. McEachern, Mr. Livingston, Ms. Dickerson, Ms. Scott, and Mr. Montgomery voted for Ms. Elizabeth Mattos-Ward.

Ms. Elizabeth Mattos-Ward was appointed.

III. DISCUSSIONS

- a. **Motion Period** – Mr. Montgomery stated this item was held in committee until additional information had been received.
- b. **Business Service Center Appeals Board** – Mr. Montgomery stated this item was held in committee until additional information had been received.

APPLICATION FOR LOCATING A COMMUNITY RESIDENTIAL CARE FACILITY IN AN UNINCORPORATED AREA OF RICHLAND COUNTY

Columbia Recovery House, LLC, 1101 Olympia Avenue, Columbia, SC 29205 – Ms. Scott moved, seconded by Mr. Jackson, to oppose the application. The vote in favor was unanimous.

CITIZENS' INPUT

Chief Harrell invited Council to participate in the Sheriff's Department's Health and Safety Fair April 5-7 at Keenan High School.

EXECUTIVE SESSION

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Council went into Executive Session at approximately 8:02 p.m. and came out at approximately 8:38 p.m.
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- a. **Personnel Matter** – Ms. Hutchinson moved, seconded by Ms. Dickerson, to extend the Clerk of Council's contract for 2 years. The vote in favor was unanimous.
- b. **Richland County vs. Isaac Cloud** – No action was taken.
- c. **Contractual Matter: Utilities Consulting Services** – Mr. Montgomery moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

MOTION PERIOD

Table Purchase: Roast & Toast for Senator Kay Patterson – It was the consensus of Council that they would purchase individual tickets, at \$250.00 apiece, from their discretionary account to attend the event that will be held May 7th at the Columbia Metropolitan Convention Center.

Financial Impact of Business License Fee – Mr. Pearce referred this matter to the A&F Committee.

Staff Liaison to Army Corps of Engineering on I-77 and Killian Road Wetlands Restoration Project – Ms. Hutchinson requested that staff appoint a liaison to the Army Corps of Engineers to represent Richland County during the restoration project and to recommend restoration or preservation sites to the Army Corps of Engineers within 2 weeks.

Road Maintenance Fee Advance to Pave Wade Kelly and Ray Kelly Roads – Ms. Dickerson withdrew this motion.

Stoop Creek Maintenance – Ms. Dickerson requested that staff monitor the maintenance of Stoop Creek in Bonnie Forest.

Entitlement Grant to Assist Round Top/Sandhill Community – Ms. Dickerson requested that staff review and report back on the possibility of an entitlement grant to assist the Round Top/Sandhill community with their water and sewer problems.

Patricia M. Dennis Resolution – Ms. Scott moved, seconded by Ms. Hutchinson, to adopt a resolution for Ms. Patricia M. Dennis for her assistance with the Hopkins Water Project.

ADJOURNMENT

The meeting adjourned at approximately 8:52 p.m.

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley