

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, APRIL 2, 2013 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	Kelvin E. Washington, Sr.
Vice Chair	L. Gregory Pearce, Jr.
Member	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Norman Jackson
Member	Damon Jeter
Member	Bill Malinowski
Member	Jim Manning
Member	Paul Livingston
Member	Torrey Rush
Absent	Seth Rose

OTHERS PRESENT – Tony McDonald, Sparty Hammett, Roxanne Ancheta, Elizabeth McLean, Justine Jones, Amelia Linder, Sara Salley, Rodolfo Callwood, Geo Price, Dale Welch, Bill Peters, David Hoops, Melinda Edwards, Ray Peterson, John Hixon, John Hopkins, Andy Metts, Dwight Hanna, Buddy Atkins, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:14 p.m.

INVOCATION

The Invocation was given by the Honorable Greg Pearce

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Boy Scout Troop from Asbury United Methodist Church in Council District 11.

APPROVAL OF MINUTES

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

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

ADOPTION OF THE AGENDA

Mr. Manning moved, seconded by Mr. Livingston, to adopt the agenda as published. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

Ms. McLean stated that the following were potential Executive Session Items:

- a. **CMRTA Update**
- b. **Lake Katherine**

CITIZENS' INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

Richland County Utilities' Awards – Mr. McDonald stated that the Utilities Department was awarded the 2012 SC DHEC Facility Excellence Award for the Broad River Regional Sewer System, as well as, the Lower Richland Wastewater Treatment System. In addition, Tom Papay, a Maintenance Technician, was awarded the 2012 Maintenance Person of the Year.

REPORT OF THE CLERK OF COUNCIL

Midlands Technical College Barbeque—In Honor of the Kaiserslautern Delegation, April 6th, 6:00-8:00 PM, Terrace of MTC Center of Excellence for Technology, NE Campus – Councilman Livingston stated there were two events that he encouraged his colleagues to participate in: the MTC Barbeque, April 6th, 6:00-8:00 PM, Terrace of MTC Center of Excellence for Technology, NE Campus and the Columbia World Affairs Council Luncheon, April 8th, Noon-2 PM, Columbia Marriott.

REPORT OF THE CHAIRMAN

Bark to the Park 2013 – Mr. Washington encouraged staff and his colleagues to participate in Bark to the Park, April 20th, 9:00 AM.

S. Korean Delegation – Mr. Washington stated that a South Korean Delegation may possibly be coming to the Midlands on April 22nd. Additional information will be forwarded to Council.

APPROVAL OF CONSENT ITEM

- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article II, Administration; Division 2, Building Codes and Inspections Director; Section 6-31, Power and Duties; Subsection (E), Determination of Alternate Materials and Alternate Methods of Construction; and Subsection (F), Reports; so as to properly reference the Building Codes Board of Appeals rather than the “Building Codes Board of Adjustment” [THIRD READING]**
- **13-05MA, Fairways Development, John Bakhaus, RU to RS-LD (29.60 Acres), Longcreek Plantation, 20401-03-01 [SECOND READING]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision Review and Approval; Subsection (c), Processes; Paragraph (3), Major Subdivision Review; Subparagraph A, Applicability; so as to properly cross-reference two subsections [SECOND READING]**
- **Pawmetto Lifeline Contractual Programs**
- **Customer Service Policy Addition to Employee Handbook**
- **2013 Fair Housing Proclamation**
- **Palmetto Health Alliance and Richland Memorial Hospital Board of Trustees MOUs: Elimination of Presentations During a Council Meeting**
- **Contract Approval with Palmetto Posting, Inc.**
- **Authorization to Increase the FY13 Iron Mountain Purchase Order Over \$100,000**
- **Columbia’s First HipHop Family Day: Love, Peace & HipHop Funding Request [TO DENY]**
- **Force Main Replacement Funding Request**
- **Modifying Lease Agreement with Palmetto Health**

- **Proposed Legislation to Increase SC Gas Taxes [TO DENY]**
- **Election Commission Funding Request: Richland School District One Special Election**

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

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Expiration of Contracts for Solid Waste Curbside Collection Service Areas 5A, 5B and 7 –
Mr. Jackson stated that the committee recommended approval of this item. A discussion took place.

Mr. Malinowski made a substitute motion to bid out the contracts. The motion died for lack of a second.

The vote was in favor of the committee's recommendation.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

An Ordinance Amending the Richland County Code of Ordinances, Chapter 23, Taxation; Article V, Rehabilitated Historic Properties; so as to reflect the 2010 Amendments made to Section 4-9-195 of the South Carolina Code of Laws, 1976, as amended; and to more closely align the County's ordinance with that of the City of Columbia [FIRST READING]
– Mr. Pearce moved, seconded by Mr. Jackson, to approve this item. A discussion took place.

The vote in favor was unanimous.

Department of Public Works: Purchase of Tri-Axle Dump Truck – Mr. Malinowski moved, seconded by Mr. Jackson, to approve this item. A discussion took place.

The vote in favor was unanimous.

SC 2013 Legislative Exchange Program Funding Request – Ms. Dickerson stated that the committee forwarded this item without a recommendation.

Mr. Manning moved, seconded by Mr. Jackson, to approve the funding request. A discussion took place.

Mr. Malinowski made a substitute motion, seconded by Mr. Rush, to deny this request. A discussion took place.

Mr. Pearce made a second substitute motion, seconded by Ms. Dickerson, to allocate \$5,000 for this item. A discussion took place.

The vote was in favor of the second substitute motion.

Mr. Pearce moved, seconded by Mr. Jeter, to reconsider this item. The motion failed.

Town of Eastover's 35th Annual Barbeque Festival Funding Request – Ms. Dickerson stated that the committee forwarded this item without a recommendation.

Mr. Manning moved, seconded Mr. Jackson, to fund this request through SERCO, as an authorized fiscal agent. A discussion took place.

Mr. Livingston moved, seconded by Mr. Jackson, to amend the motion to state that prior to the release of funding staff will receive a budget consistent with other Hospitality recipients.

The vote was in favor of the amended motion.

The motion failed for reconsideration.

POINT OF PERSONAL PRIVILEGE – Mr. Jackson recognized that Rep. Neal was in the audience.

POINT OF PERSONAL PRIVILEGE – Mr. Washington recognized that James Brown, Executive Director of the Recreation Commission, was in the audience.

OTHER ITEMS

Parking Meters Pilot Program Update – Mr. Malinowski moved, seconded by Mr. Pearce, to accept the Administrator's recommendation to continue with the program. The vote in favor was unanimous.

Report of the Regional Recreation Complex:

- a. **Recommendations: Regional Recreation Complex** – Mr. Rush stated that the committee recommended to issue no further work authorizations and to terminate existing work authorizations. A discussion took place.

Additional information regarding the land, bonds, and how Council needs to proceed will be presented at the Hospitality Tax work session in May.

The vote in favor was unanimous.

Mr. Pearce moved, seconded by Mr. Malinowski, to reconsider this item. The motion failed.

Report from Transportation Penny Work Session:

- a. **Draft SLBE Proposal** – Mr. Livingston stated that the recommendation was for Council to direct Procurement and the Legal Department to come up with recommendations regarding the SLBE. The vote in favor was unanimous.
- b. **JTC Recommendations** – Mr. Livingston stated that the recommendation was for Council to approve the additional duties for the TPAC members, the criteria for the prioritization of the projects, along with additional criteria for the greenways proposed by the Conservation Commission. The Transportation Director will come back with recommendations on the criteria and weights associated with each criteria. The vote in favor was unanimous.
- c. **Transportation Penny Director** – Mr. Livingston stated that the recommendation was for Council to direct staff to re-advertise the Transportation Penny Direction position with the addition of “SCDOT experience preferred” to the job description and to direct the Administrator to determine whom the position will report. The vote in favor was unanimous.

CITIZEN'S INPUT

Mr. Rick Gray spoke regarding recycling container concerns for the residents of Reflections.

MOTION PERIOD

A Resolution honoring Ginny Waller, Executive Director of Sexual Trauma Services for the Midlands, as the 2013 recipient of the Francis Marion University and SC Association of Nonprofit Organizations' (SCANPO) Award for Nonprofit Leadership [MANNING] – This item was referred to the D&S Committee.

Resolution honoring Deputy Sheila Aull for heroism in the line of duty [DICKERSON] – This item was referred to the D&S Committee.

Resolution honoring the Cedar Creek Community for their donation of \$1,500 to purchase additional lifesaving vests for deputies [DICKERSON] – This item was referred to the D&S Committee.

Agencies funded by Richland County discussing budgetary decisions are subject to have Richland County staff present [JACKSON] – This item was referred to the A&F Committee.

James Brown, III, Executive Director, Richland County Recreation Commission, advised they have obtained approval from their Board of Commissioners to request funds to purchase 12 ½ acres of land adjacent to Friarsgate Park in District 1. Currently Friarsgate Park can no longer handle the volume of youth activities taking place there and is at the point of turning them away. District 1 was allotted less than 1% of the funding from the

\$50 million Recreation Bond Referendum (.00078% to be exact). The purchase price for the land including closing will be \$520,000.00. Based on the above I am submitting the following motion: Request funding during the upcoming budget meetings to authorize the Richland County Recreation Commission to purchase 12 ½ acres of land adjacent to Friarsgate Park in the amount of \$520,000.00 [MALINOWSKI] – This item was referred to the D&S Committee.

Review the ordinance on trash bagging on yard debris. Early results from constituents are the cost of purchasing trash bags are costly and the additional physical work for some residents bagging the leaves are problematic [JACKSON] – This item was referred to the D&S Committee.

National County Government Month Resolution [WASHINGTON] – Mr. Livingston moved, seconded by Ms. Dickerson, to adopt the resolution for National County Government Month. The vote in favor was unanimous.

Resolution to recognize Richland County as a Purple Heart County [WASHINGTON] – This item was referred to the D&S Committee.

Move that County Council advertise and hire a professional Executive Clerk to Council [MANNING] – The Chair will form a committee to address this item.

Resolution recognizing Cameron Wesley as the first African American Postmaster in Wagner, South Carolina [JACKSON] – This item was referred to the D&S Committee.

Resolution honoring Dutch Fork Girls Basketball Team on their 2nd State Championship [MALINOWSKI] – This item was referred to the D&S Committee.

ADJOURNMENT

The meeting adjourned at approximately 7:42 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