

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA

SPECIAL CALLED MEETING

July 26, 2016
6:30 PM
Council Chambers

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

CALL TO ORDER

Mr. Rush called the meeting to order at approximately 6:30 PM

APPROVAL OF MINUTES

Special Called Meeting: July 12, 2016 – Mr. Malinowski moved, seconded by Mr. Pearce, to approve the minutes as distributed. The vote in favor was in favor.

ADOPTION OF THE AGENDA

Mr. Manning requested that Item #20: Report of the Office of Small Office Opportunity Ad Hoc Committee be removed from the agenda.

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

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION

- a. **Department of Revenue Update** – Mr. Farrar gave a brief update regarding the ongoing litigation with the Department of Revenue.
- b. **Legal Briefing: HOA – Special Tax Districts** – Ms. Heizer gave a brief update on the establishment of special tax districts related to the repair of dams in Richland County. There has been one successful referendum. The Small Business Administration (SBA) will provide the funding; therefore, the County will not have to be involved in the borrowing process. The Ordinances establishing the tax districts will be before Council in September.

REPORT OF THE CHAIR

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

APPROVAL OF CONSENT ITEMS

- **An Ordinance Amending the Fiscal Year 2016-2017 General Fund Annual Budget to appropriate up to \$340,000 of General Fund Balance to be used**



Committee Members Present

Torrey Rush, Chair
Greg Pearce, Vice Chair
Joyce Dickerson
Julie-Ann Dixon
Norman Jackson
Damon Jeter
Paul Livingston
Bill Malinowski
Dalhi Myers
Jim Manning
Seth Rose

Others Present:

Warren Harley
Kimberly Roberts
Kevin Bronson
Brandon Madden
Michelle Onley
Quinton Epps
Roxanne Ancheta
Beverly Harris
Tracy Hegler
Nancy Stone-Collum
Rob Perry
Brad Farrar
Daniel Driggers
Gerald Seals
Synithia Williams

- as initial funding for projects related to the flood recovery. Funds used will be reimbursed as Federal, State or as funding is provided to the County on a reimbursable basis [THIRD READING]
- An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-644, Affirmative Procurement Initiatives for Enhancing SLBE and Emerging SLBE Contract [THIRD READING]
- Participation; Subparagraph 5; so as to increase the contract value for sheltered markets [THIRD READING]
- 16-11MA, Angel Lara, RU to GC (.51 Acres), 11214 Broad River Rd., 02600-04-20 [THIRD READING]
- 16-14MA, Harold Johnson, RM-HD to OI (2.13 Acres), 3800 Elberta St., 06105-01-15 [THIRD READING]
- 16-19MA, Darshy Mehta, OI to GC (4.5 Acres), 1623 Barbara Drive, 17011-02-0267 [THIRD READING]
- 16-20MA, Aaron Shealy, RU to GC (1.13 Acres), 1610 Dutch Fork Rd., 02411-02-04 [THIRD READING]
- An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; so as to codify the 2015 Editions of the International Residential Code, the International Building Code, the International Fire Code, the International Plumbing Code, the International Fuel Gas Code, the International Mechanical Code and the 2014 National Electrical Code; and to correctly reflect the 2015 International Residential Code and the 2015 International Building Code in other sections of Chapter 2 [SECOND READING]

Ms. Dickerson moved, seconded by Ms. Dixon, to approve the consent items. The vote in favor was unanimous.

REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

Petition to Close Terramont Drive – Ms. Dixon stated the committee recommended approval of this item. The vote in favor was unanimous.

Department of Public Works: Maintenance and Cleaning Project – Ms. Dixon stated the committee recommended approval of this item. The vote in favor was unanimous.

Request for Easement – Hiller Road – This item was held in committee.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Condemnation of Property – Mr. Pearce stated the committee recommended approval of this item. The vote in favor was unanimous.

Richland County Conservation Commission: Acceptance of Donated Property – Mr. Pearce stated the committee recommended approval of this item. The vote in favor was unanimous.

Council Motion to Amend the Hospitality Tax Ordinance – This item was held in committee.

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE

Concept Report: Clemson Road and Sparkleberry Lane Intersection Improvement – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Ms. Dixon, to reconsider this item. The motion for reconsideration failed.

CTIP Revision: Clemson Road and Sparkleberry Lane Intersection Improvement – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Ms. Dixon, to reconsider this item. The motion for reconsideration failed.

Policy Decision: Bikeway Projects – Mr. Livingston stated the committee recommended eliminating bikeways that could not be constructed in a dedicated manner such as 4' bike lanes offset from travel lanes or as multi-use paths. This would reduce the number of bikeways included in the program. The vote in favor was unanimous.

Policy Decision: Landscaping of Widening Projects – Mr. Livingston stated the committee recommended having staff bring Council estimates for landscaping along major widening projects on a project by project basis. The vote in favor was unanimous.

Program Mitigation Bank: Excess Credit Sales – The County is awaiting further information from SCDOT before action is taken on this item.

EXECUTIVE SESSION

*Council went into Executive Session at approximately 6:45 p.m.
and came out at approximately 6:52 p.m.*

a. **Personnel Matter** – No action was taken.

MOTION PERIOD

- a. **Richland County has engaged a consultant to develop a Master Plan to evaluate options relating to Water & Sewer service in the unincorporated boundaries of Richland County.**

Therefore, it is mandatory Richland County begin to require that all utility service providers must request consent and approval from Richland County Council prior to extending or accepting water and sewer infrastructure within the unincorporated boundaries of RC. (See letter dated April 14, 2015 from Richland County Administrator McDonald to City of Columbia City Manager Teresa Wilson).

Such approvals will enable Richland County to plan & budget and erect infrastructure providing service (Water/Sewer) to County residents and businesses in a cost efficient manner.

Section 24-11. Background and policy, reflects Richland County's rights to request such consent be obtained as well as Richland County moving forward with this evaluation. [MALINOWSKI] – This item was referred to the D&S Committee.

- b. **Much property in Richland County is not taxable based on laws governing such taxation. While not taxes, the persons who use that property are still able to avail themselves of the services provided by Richland County, such as, EMS, Fire, Sheriff, Solicitor, Jail, and others. Residents of Richland County pay taxes that include specific amounts for these services.**

I am requesting that Richland County staff determine if legally a service fee can be charged of all property owners in Richland County regardless of the tax status of the property, due to the fact services can be used by those property owners. A percentage of regular taxpayers payments for each of the specific services can be determined and that percentage for services can then be charged the non-taxpaying property owners for the services available to them [MALINOWSKI] – This item was referred to the Legal Department for review.

- c. **Richland County explore with the City of Columbia merging certain offices that will help reduce expenses and a cost saving to our citizens. Example: Planning Department, Business License, Public Works, and other departments. Note: If both the City and County can agree to merge some of these offices then it would set a precedent of cooperating to merge both governments in the near future with the exception of Law Enforcement. The Sheriff Department has built an agency second to none in the state and in the nation and should not be changed. [JACKSON] – This item was referred to the Consolidation and Privatization Ad Hoc Committee.**
- d. **I move that members of all boards and commissions past and present shall not be held personally accountable for any actions brought against the perspective boards or commissions as a whole [JACKSON] – This item was referred to the Legal Department for action.**

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Mr. Pearce moved, seconded by Ms. Dixon, to reconsider the following items:

Item #6 – “An Ordinance Amending the Fiscal Year 2016-2017 General Fund Annual Budget to appropriate up to \$340,000 of General Fund Balance to be used as initial funding for projects related to the flood recovery. Funds used will be reimbursed as Federal, State or as funding is provided to the County on a reimbursable basis”

Item #7 – “An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-644, Affirmative Procurement Initiatives for Enhancing SLBE and Emerging SLBE Contract Participation; Subparagraph 5; so as to increase the contract value for sheltered markets”

Item #8 – “16-11MA, Angel Lara, RU to GC (.51 Acres), 11214 Broad River Rd., 02600-04-20”

Item #9 – “16-14MA, Harold Johnson, RM-HD to OI (2.13 Acres), 3800 Elberta St., 06105-01-15”

Item #10 – “16-19MA, Darshy Mehta, OI to GC (4.5 Acres), 1623 Barbara Drive, 17011-02-0267”

Item #11 – “16-20MA, Aaron Shealy, RU to GC (1.13 Acres), 1610 Dutch Fork Rd., 02411-02-04”

Item #12 – “An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; so as to codify the 2015 Editions of the International Residential Code, the International Building Code, the International Fire Code, the International Plumbing Code, the International Fuel Gas Code, the International Mechanical Code, the International Existing Building Code, the International Swimming Pool and Spa Code, the International Property Maintenance Code and the 2014 National Electrical Code; and to correctly reflect the 2015 International Residential Code and the 2015 International Building Code in other sections of Chapter 6”

Item #13 – “Petition to Close Terramont Drive”

Item #14 – “Department of Public Works: Maintenance and Cleaning Project”

Item #16 – “Condemnation of Property”

Item #17 – “Richland County Conservation Commission: Acceptance of Donated Property”

The motion for consideration of these items failed.

ADJOURNMENT

The meeting adjourned at approximately 7:35 PM.

Torrey Rush, Chair

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Greg Pearce, Vice-Chair

Joyce Dickerson

Julie-Ann Dixon

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Seth Rose

Dalhi Myers

The Minutes were transcribed by Michelle M. Onley, Deputy Clerk of Council