



**RICHLAND COUNTY
GOVERNMENT**
Office of the County Administrator

**Council Actions Report
Regular Session Council Meeting
February 16, 2016
6:00PM**

Call to Order: Rush

Invocation: Malinowski

Pledge of Allegiance: Malinowski

Presentation of Resolution

- a. Resolution recognizing February as Teen Domestic Violence Awareness Month in Richland County [DIXON]:** Ms. Dixon presented a Resolution to the students involved in the Scholars Academy Program at Ridgeview High School, recognizing February as Teen Domestic Violence Awareness Month in Richland County.

Presentations:

- a. Historic Columbia: Dawn Mills Campbell, County Council's Liaison:** Dawn Mills Campbell presented information to Council regarding the efforts of Historic Columbia. Ms. Campbell presented the 2016 Preserving our Places in History Award from the South Carolina African American Heritage Commission to Council.
- b. Celebrate Freedom Foundation: Daniel Hennigan, Board Member:** Dan Hennigan with the Celebrate Freedom Foundation and Command Sargent Major (Ret.) Marty Wells with the Gateway to the Army Association's presented information to Council on the 100th Year Anniversary of Fort Jackson event.

Approval of Minutes

- a. Special Called Meeting: February 9, 2016:** Approved as published.

Adoption of Agenda: Adopted as amended. A Legal update regarding the DOR (S.C. Department of Revenue) was added to the agenda as an item under the Report of the Attorney for Executive Session and a Personnel Matter was added to the agenda as an item under the Report of the County Administrator.

Report of the Attorney for Executive Sessions Items:



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- a. **North Main Street Widening Project and Shop Road Extension Project: Right-of-Way Acquisition**
- b. **Department of Revenue Update**
- c. **Personnel Matter**
- d. **Employee Grievances (2)**

Citizen's Input: Two people spoke.

Report of the County Administrator

- a. **Employee Grievances - (2):** Executive Session.
- b. **Introduction of Richland Penny Transportation Program Summer Interns:** Mr. McDonald introduced the Richland County Penny Transportation Program Summer Interns.

Report of the Clerk of Council

- a. **Richland County Legislative Reception, March 2nd, 5:30 - 7:30 p.m., Columbia Metropolitan Convention Center:** Ms. McDaniels reminded Council of the upcoming Legislative Reception on March 2nd from 5:30pm – 7:30pm at the Columbia Metropolitan Convention Center.

Report of the Chairman

- a. **Richland County Government Affairs Update:** Mr. Rush provided an update to Council on the County's recent Legislative efforts.
- b. **HUD Letter:** Mr. Rush provided an update to Council on the County's recent correspondence with the U.S. Department of Housing and Urban Development regarding the impact of the historic flooding event on the County.

1. Consent Items

- a. **15-45MA**
I.S. Leevy Johnson
RU to GC (15+ Acres)
Cushman Drive



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11616-01-04: Council gave third reading approval to the rezoning amendment.
ACTION: LEGAL, CLERK OF COUNCIL, PLANNING

b. 15-46MA

Robert Burger

RU to NC (4.51 Acres)

4126 Hardscrabble Rd.

20200-03-29: Council gave third reading approval to the rezoning amendment.

ACTION: LEGAL, CLERK OF COUNCIL, PLANNING

- c. An Ordinance Authorizing Quit Claim Deeds to Shelby King and William Short for parcels of land located in Richland County, known as the Olympia Alleyways, and abutting TMS # 11203-12-17 and 11203-12-13:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, FINANCE, ASSESSOR, ADMINISTRATION, CLERK OF COUNCIL, REGISTER OF DEEDS**

2. Third Reading Items

a. 15-35MA

Cynthia Weatherford

RS-HD to LI (1.27 Acres)

2610 Harlem St.

16204-08-01: Council deferred this item to a future Council meeting. **ACTION:**

LEGAL, PLANNING, CLERK OF COUNCIL

3. Second Reading Items

- a. An Ordinance Authorizing the First Amendment of that certain Inducement and Millage Rate Agreement and Lease Agreement by and between Richland County, South Carolina and Koyo Bearings North America, LLC (f/k/a Koyo Bearings USA, LLC), relating to, without limitation, the extension of the term of the project:** Council gave second reading approval to the ordinance. **ACTION: ECONOMIC DEVELOPMENT, AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL**
- b. An Ordinance allowing for the temporary waiver of building permit fees and plan review fees for homeowners, contractors, and "Volunteer Organizations Active in Disaster" (VOAD's), and allowing for the temporary waiver of business license fees for contractors and "Volunteer Organizations Active in Disaster" (VOAD's):** Council gave second reading approval to the ordinance.



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**ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, PLANNING,
BUILDING INSPECTIONS, BUSINESS SERVICE CENTER**

4. Report of the Development & Services Committee

- a. Consider Request from the Columbia Housing Authority to Waive Tipping Fees at the Richland County C&D Landfill for Demolition Debris from the Gonzales Gardens Apartment Complex:** Council approved the Memorandum of Understanding (MOU) as amended. Paragraph five (5) of the MOU will be amended to reflect an actual dollar amount. The last sentence of sub-letter b and the last sentence of sub-letter c of paragraph three (3) of the MOU will be removed from the MOU. The vote to reconsider failed. **ACTION: LEGAL, CLERK OF COUNCIL, ADMINISTRATION, SOLID WASTE, FINANCE**

5. Report of Rules & Appointments Committee

a. Notification of Appointments

i. Lexington Richland Alcohol and Drug Abuse Council (LRADAC) - 2

Council voted to appoint L. Levern (Buddy) Wilson, Jr. and LaTonya Derrick.
ACTION: CLERK OF COUNCIL

ii. Business Service Center Appeals Board - 1

This item was held in Committee. **ACTION: CLERK OF COUNCIL**

iii. Richland Memorial Hospital Board - 2

Council voted to appoint Delores Mosesel. **ACTION: CLERK OF COUNCIL**

b. Items for Action from Rules and Appointments

- i. Terms of Service:** This item was held in Committee.

6. Report of the Transportation Ad Hoc Committee



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- a. **Sidewalk Package S-2 (Sheltered Market): Construction Award:** Council approved awarding the sidewalk package S-2 construction award to CBD, Inc. for \$158,690.40 which includes a 10% contingency. **ACTION: LEGAL, TRANSPORTATION, PROCUREMENT, FINANCE, CLERK OF COUNCIL**
- b. **Sidewalk Package S-4 (Sheltered Market): Construction Award:** Council approved awarding the sidewalk package S-4 construction award to the Orion Construction Company for \$81,252.50 which includes a 10% contingency. **ACTION: LEGAL, TRANSPORTATION, PROCUREMENT, FINANCE, CLERK OF COUNCIL**

7. Report of the Blue Ribbon Advisory Committee

- a. **Hazard Mitigation Grant Program Selection Criteria:** Council approved adopting the criteria as presented in the agenda packet to be used to prioritize applications from Richland County to the State of South Carolina for funding from the Hazard Mitigation Grant Program (HMGP). **ACTION: GRANTS, ADMINISTRATION, PUBLIC WORKS, EMERGENCY SERVICES**
- b. **Voluntary Interest Form Distribution:** Council approved proceeding with the distribution of the Notice of Voluntary Interest Form. The vote to reconsider failed. **ACTION: ADMINISTRATION, PUBLIC WORKS, EMERGENCY SERVICES, CLERK OF COUNCIL, PUBLIC INFORMATION**

8. Other Items

- a. **2016 Council Retreat Directives:** Council approved the 2016 Council Retreat Directives as provided. **ACTION: VARIOUS DEPARTMENTS**

9. Citizen's Input: One person spoke.

10. Executive Session:

- a. **North Main Street Widening Project and Shop Road Extension Project: Right-of-Way Acquisition:** Council directed Staff to proceed as discussed in Executive Session. **ACTION: LEGAL, ADMINISTRATION, TRANSPORTATION, CLERK OF COUNCIL, FINANCE, PROCUREMENT**
- b. **Department of Revenue Update:** Council encouraged the TPAC (Transportation Program Advisory Committee), pursuant to their current duties and responsibilities, to move forward expediently to perform an assessment of the Transportation Penny



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Program in conjunction with County Staff. **ACTION: LEGAL, ADMINISTRATION, TRANSPORTATION, CLERK OF COUNCIL**

- c. **Personnel Matter:** Received as information. No action taken.
- d. **Employee Grievances:** Council approved the County Administrator's recommendations relative to the employee grievances (2). **ACTION: ADMINISTRATION, HUMAN RESOURCES, LEGAL, CLERK OF COUNCIL**

11. Motion Period

- a. **In the interest of fairness and consistency as it relates to the county's established policies and to ensure non-discrimination and disregard to County rules, I move that the Administrator abide by County policies and take the appropriate action up to and include termination against employees who committed these infraction to include but not limited to the following:**
 - **Insubordination**
 - **Unauthorized use of County equipment or property**
 - **Working on personal jobs during work hours**
 - **Discourteous treatment to visitors, and/or customers**
 - **Fail to maintain satisfactory or harmonious working relationship with employees and supervisors, improper conduct or conduct unbecoming of a County Employee**
 - **Willful Violation of Written Rules, Regulations or Written Policies; and other violations**

These policies should be applied equally regardless of race, gender, national origin, religious belief, or age. There is a belief that the Administrator is applying two different standards, one for Blacks and one for Whites when it comes to enforcement. If the Administrator refuses to respect the rules then Council shall act immediately to address and abide by County Policies and terminate the Administrator immediately and Note:



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The Administrator approved the firing of a Black employee for failure to sign an evaluation not signed within the required time. This termination was never approved in the history of Richland County and Council was misinformed that the violation was termination instead of up to termination. The supervisor, White, has committed numerous violations to include several insubordination and numerous violations continuously and is yet to be disciplined. These continue behavior without action adhering to County policies set a bad precedence and threatens the integrity of the Agency. In this case the appropriate action of termination must be applied.

Whenever a Council member has to step in and require enforcement of County policies causes great concern about the operation of the agency. When a Councilmember has to file a lawsuit of discrimination and malicious treatment against an employee causes great concern about the leadership especially if Council fails to act to correct the problem.

This failure to hold staff accountable for their actions has caused investigations from the Department of Revenue and State Law Enforcement Division. Richland County has suffered irreparable damages from failure from staff to inform Council properly and by amending reports and documents to Council. Senior staff members involved in misinforming or deceiving council should be fired immediately also.

This motion is an attempt to address concerns of Public Corruption and illegal activities to the Penny Tax Program. To date there are no actions or attempt by the Administrator or the leadership of Richland County Council to address these accusations while the public rightfully demands action. I cannot and will not ignore any wrongdoings by keeping quiet as if everything is OK. [JACKSON]

***** In order to be fair and true to our policies and not discriminate***: Council sent this item to the A&F Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL****

- b. I move that the Human Resources Director reports to the County Administrator. This can be by ordinance or by policy. This allows the Human Resources Director to be able to express his or her opinion freely and without influence or pressure [JACKSON]: Council sent this item to the A&F Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES****
- c. Motion to approve emergency budget amendment in the amount of \$1,207,274 (minus any reimbursements) for the Board of Voter Registration & Elections Department for the purpose of funding the November 3, 2015 City of Columbia Election, Town of Blythewood and Town of Irmo; 2016 Republican Presidential Preference Primary, Democratic Preference Primary, June Primary and Runoff. To**



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Include: (a) Purchasing Mother Board Batteries, Repairing of Voting Equipment; (b) Purchasing Phones for Call Center; (c) Purchasing 4 Printers; (d) Approve Election Machine Technician I Position; and (e) Legal Fees [WASHINGTON]: Council sent this item to the A&F Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, FINANCE, BOARD OF VOTER REGISTRATION & ELECTIONS**

12. Adjournment: Council adjourned at 9:30PM.