

# MINUTES OF



## RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, JULY 18, 2006 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	Anthony G. Mizzell
Vice Chair	L. Gregory Pearce, Jr.
Member	Valerie Hutchinson
Member	Joseph McEachern
Member	Mike Montgomery
Member	Bernice G. Scott
Member	Damon Jeter
Member	Paul Livingston
Member	Joyce Dickerson
Member	Kit Smith
Member	Doris Corley

**OTHERS PRESENT** – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Joe Cronin, Amelia Linder, Elizabeth McLean, Chief Harrell, Anna Almeida, Michael Criss, Geo Price, Janet Claggett, Dale Welch, John Hixson, Bill Peters, Randy Book, Sherry Wright-Moore, Monique Walters, Stephany Snowden, Kendall Johnson, Jennifer Dowden, Teresa Smith, Daniel Driggers, 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 Joseph McEachern

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Joseph McEachern

## PRESENTATION

**Mr. Bill Peters, Richland County Fleet Manager: National Award** – Mr. Randy Book, General Manager of the First Vehicle Services Richland County Services Center, presented Mr. Peters with a certificate of achievement from National Organization of Fleet Equipment Magazine.

**Mr. Mel Jenkins: National Night Out** – Mr. Mel Jenkins briefed Council regarding the National Night Out that will be held on August 1<sup>st</sup> at Owens Field Park.

**Captain Allen T. Brown (McEachern)** – Mr. McEachern presented Capt. Brown, a Bronze Star recipient, with a resolution from County Council.

## ADOPTION OF AGENDA

Mr. McEachern stated that the criteria for presentations before Council needed to be added under Rules and Appointment on the agenda.

Ms. Scott moved, seconded by Mr. McEachern, to approve the agenda as amended.

## CITIZEN'S INPUT

Mr. Ray McKay and Wade Mullins spoke regarding Owens Field.

## APPROVAL OF MINUTES

**Regular Session: July 11, 2006** – Mr. Pearce moved, seconded by Ms. Scott, to approve the minutes as submitted. The vote in favor was unanimous.

**Special Called: June 27, 2006** – Ms. Scott moved, seconded by Ms. Hutchinson, to approve the minutes as submitted. The vote in favor was unanimous.

**Regular Session: June 15, 2006** – Mr. Montgomery moved, seconded by Ms. Scott, to approve the minutes as submitted. The vote in favor was unanimous.

## REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

- a. **Clerk of Council's Evaluation** – Mr. Mizzell stated this item will be taken up at the July 25<sup>th</sup> Special Called Meeting.
- b. **Owens Field Assignment**

## REPORT OF THE COUNTY ADMINISTRATOR

- a. **Economic Committee Tour** – Mr. Pope stated that the tour will be held on July 19<sup>th</sup>. Those participating should meet on the 2<sup>nd</sup> Floor of the garage at 9:00 a.m.
- b. **NaCo Drug Card Program** – Mr. Pope stated that there have already been over 100 inquiries about the program.

#### REPORT OF THE CLERK OF COUNCIL

- a. **Longevity Reception** – Ms. Finch reminded Council that the Longevity Reception will be held July 21<sup>st</sup> from 12:00-3:00 p.m. in the 4<sup>th</sup> Floor Conference Room. Ms. Finch will be notifying those Council members that will receive longevity checks.
- b. **Mr. McEachern's Father-in-Law's Funeral Arrangements** – Ms. Finch stated that the funeral will be July 19<sup>th</sup> at 2:00 p.m. in Florence, South Carolina and a flower had been sent.
- c. **Executive Recruiting Consultant** – Ms. Finch stated that she had sent out an e-mail requesting interview time with the Executive Recruiting Consultant. Ms. Finch requested that those Council members wishing to meet with the consultant, to please respond as soon as possible in order for the interviews to be scheduled.
- d. **Date for Public Hearings in September** – Ms. Finch stated that she needed to know when Council wished to meet in September in order to schedule the public hearings.

#### REPORT OF THE CHAIRMAN

No report was given.

#### PUBLIC HEARING ITEMS

- **Ordinance Amending Ordinance No. 038-06HR, which Authorized Two Deeds to Forum Development II, LLC for Certain Parcels of Land Known as Lot 12 (Approximately 9.665 Acres) and Lot 28 (Approximately 2.713 Acres) in the Richland Northeast Industrial Park; so as to Delete any Reference to Lot 28 – No one signed up to speak.**

#### APPROVAL OF CONSENT ITEMS

Mr. Montgomery moved, seconded by Ms. Corley, to approve the following consent items:

- **06-18MA, Brant Taylor, RM-MD to GC, Commercial Warehouse, 22601-01-03, Percival Road near Inglesby Drive [Third Reading]**
- **06-27MA, Chinese Cultural Center, M-1 to GC, Chinese Culture Activity Center, 16104-02-13, 1217 Pineview Drive [Third Reading]**
- **06-29MA, Martin Moore, NC to OI, Professional Office Park, 20200-01-18, Clemson Rd. Across from Killian Elementary School [Third Reading]**
- **06-31MA, Mungo Company, RS-LD to NC, Neighborhood Commercial, 24700-02-08(p), E. Side of Lower Richland Blvd. ¼ mile South of US 378 [Third Reading]**
- **06-36MA, Jon Williams, HI to RM-MD, Residential Multi Family, 13607-02-01, SW Corner of Shop Rd. & Mauney Dr. [Third Reading]**
- **An Ordinance Amending the Residency Requirements for Members of the Richland County Planning Commission**
- **Amendment to Hospitality Tax Ordinance to Limit Distribution Increases to no more than 3% Annually [Second Reading]**
- **An Ordinance Authorizing Deeds to Wesley United Methodist Church (along Barnwell Street) [Second Reading]**

- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 2, Administration, Article VIII, Personnel Regulations; Division 8, Grievance Proceedings; Section 2-478, the Employee Grievance Committee; Paragraph (k); so as to establish a time limit for the County Administrator to bring recommendations to Richland County Council [Second Reading]**
- **06-34MA (deferred from 07/11), 24/7 Bail Bonding Co., Inc., RS-HD to NC (3.2 Acres), Neighborhood Commercial, 13416-01-01, Eastway Drive at Bluff Road [Second Reading]**

The vote in favor was unanimous.

### THIRD READING ITEMS

**06-21MA, Harold Pickrel, RU to RS-MD, Residential Subdivision, 17500-03-32(p), West Side of Longtown Rd. @ Holly Ridge** – Mr. McEachern moved, seconded by Ms. Dickerson, to defer this item until the July 25<sup>th</sup> Special Called meeting. The vote in favor was unanimous.

**Ordinance Amending Ordinance 038-06HR, which authorized two deeds to Forum Development II, LLC for certain parcels of land known as Lot 12 (Approximately 9.665 Acres) and Lot 28 (Approximately 2.713 Acres) in the Richland Northeast Industrial Park; so as to delete any reference to Lot 28** – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

### SECOND READING ITEMS

**Ordinance to Prohibit the Parking of Vehicles in the Front Yard of any Property Zoned RS-LD, RS-MD, or RS-HD** – Mr. Jeter moved, seconded by Ms. Corley, to defer this item until the July 25<sup>th</sup> Special Called meeting. The vote was in favor with Mr. Mizzell and Mr. Livingston voting against the deferral.

**Ordinance to Amend Ordinance No. 006-06HR, which authorized a deed to Forum Development II, LLC for a certain parcel of land known as Lot 27 (Approximately 2.699 Acres total) in the Richland Northeast Industrial Park, a portion of Richland TMS #25800-04-01; so as to allow Forum Development II, LLC to assign its interest in the property** – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

### REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

**Approval of Construction Contract for Ridgewood Community Infrastructure Improvements Project (deferred from 07/11/06)** – Mr. Jeter moved, seconded by Mr. Pearce, to defer this item until Administration receives the required easement information. The vote in favor was unanimous.

### REPORT OF RULES AND APPOINTMENTS COMMITTEE

- I. **NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES**

- a. **Community Relations Council—1** – Mr. McEachern stated the committee recommended for staff to advertise the vacancy. The vote in favor was unanimous.
- b. **Employee Grievance Committee-1** – Mr. McEachern stated the committee recommended for staff to advertise the vacancy. The vote in favor was unanimous.
- c. **Midlands Commission on Homelessness-3** – Mr. McEachern stated the committee recommended for staff to advertise the vacancies. The vote in favor was unanimous.

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

- a. **Board of Assessment and Appeals—1** – Mr. McEachern stated there was one applicant and one vacancy. The committee's recommendation was to appoint Thomas Watts. The vote in favor was unanimous.
- b. **Community Relations Council-2** – Mr. McEachern stated that this item would be held in committee.
- c. **Midlands Workforce Development Board-2** – Mr. McEachern stated there was one applicant and two vacancies. The committee's recommendation was to appoint Bernie Baum. The vote in favor was unanimous.

**III. ITEMS FOR DISCUSSION**

- a. **Criteria for Presentations Before Council** – Mr. McEachern stated that the committee had been requested, by fellow Council members, to draft a criteria regarding funding presentations before Council. Council members are encouraged to offer any recommendations to the committee regarding this item.

**Update on timetable for the RFP and training for the electronic agenda** – Mr. Dale Welch from IT briefed Council on this item. Mr. Welch stated that the RFP was published in The State newspaper on July 16<sup>th</sup>. The RFP will be closed on August 15<sup>th</sup> and the vendors will be evaluated at that time.

**REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS**

**Owens Field Assignment** – Mr. Pearce moved, seconded by Mr. Livingston, to defer this item until the July 25<sup>th</sup> Special Called meeting.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Corley
McEachern	Mizzell
Jeter	Scott
Pearce	
Livingston	
Hutchinson	
Smith	

The vote was in favor.

Mr. Pearce moved, seconded by Ms. Scott, to go into Executive Session. The vote in favor was unanimous.

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**Council went into Executive Session at approximately 6:48 p.m. and came out at approximately 7:11 p.m.**  
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Mr. Livingston moved, seconded by Ms. Scott, to come out of Executive Session. The vote in favor was unanimous.

**CITIZEN'S INPUT**

No one signed up to speak.

**MOTION PERIOD**

**Creation of CMRTA Millage Agency Option** – Mr. Mizzell moved, seconded by Ms. Dickerson, to remove from this item from the table and place it on the July 25<sup>th</sup> Special Called meeting agenda. A discussion took place.

Mr. Jeter called for the question, seconded by Ms. Scott. The vote in favor was unanimous.

The vote on the main motion was unanimous.

**Scheduling of September Public Hearing** – Mr. Montgomery moved, seconded by Mr. Jeter, to request staff to schedule the public hearings for September 5<sup>th</sup> at a location more accessible and larger than Council chambers, i.e. The Township. A discussion took place.

<u>In favor</u>	<u>Oppose</u>
Montgomery	McEachern
Jeter	Corley
Smith	Pearce
	Mizzell
	Livingston
	Hutchinson
	Scott
	Dickerson

The motion failed.

**Scheduling of September Public Hearing** – Mr. Pearce moved, seconded by Ms. Scott, to request staff to schedule the public hearings for September 12<sup>th</sup> at a location more accessible and larger than Council chambers and that Mr. Mizzell send a letter to the Mayor and City Council of Columbia strongly encouraging them to be present at the public hearing. A discussion took place.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Mizzell
McEachern	Livingston
Corley	
Jeter	
Pearce	
Hutchinson	
Scott	
Dickerson	

The vote was in favor.

Mr. Livingston stated for the record that he does not think it is necessary to change the venue and that Council Chambers is suitable for any public hearing that needs to be held.

Mr. Mizzell ruled that it takes unanimous consent to change the public hearing location.

**POINT OF ORDER** – Mr. Montgomery stated that Mr. Mizzell could not make the ruling after the vote was taken. Mr. Mizzell had to make the ruling before the vote was taken. Mr. Mizzell agreed.

Mr. Montgomery moved, seconded by Mr. Dickerson, to reconsider the previous motion.

**Scheduling of September Public Hearing** – Mr. Montgomery moved, seconded by Mr. Livingston, to request that staff recommend a suitable location and time for a public hearing on September 12<sup>th</sup>. The vote in favor was unanimous.

**Scheduling of September Meeting** – Ms. Scott moved, seconded by Ms. Dickerson, to schedule the regular September meeting for September 12<sup>th</sup>. The vote in favor was unanimous.

**Richland County Recreation Commission Vacancies** – Ms. Scott referred to the Rules & Appointments Committee the issue of the Recreation Commission vacancies.

**Richland County Recreation Commission Vacancies** – Ms. Scott moved, seconded by Ms. Dickerson, to waive Council rules and send to the next available Council meeting the issue of the Recreation Commission vacancies. The vote in favor was unanimous.

#### ADJOURNMENT

Mr. Montgomery moved, seconded by Mr. McEachern, to adjourn. The vote in favor was unanimous.

The meeting adjourned at approximately 7:36 p.m.

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Anthony G. Mizzell, Chair

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L. Gregory Pearce, Jr. Vice-Chair

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Doris M. Corley

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Joyce Dickerson

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Valerie Hutchinson

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Damon Jeter

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Paul Livingston

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Joseph McEachern

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Mike Montgomery

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Bernice G. Scott

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Kit Smith

The minutes were transcribed by Michelle M. Onley