

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA



RULES AND APPOINTMENTS COMMITTEE

May 5, 2015
4:00 PM
4th Floor Conference Room

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. Malinowski called the meeting to order at approximately 4:03 PM

APPROVAL OF MINUTES

April 28, 2015 – Mr. Manning moved, seconded by Ms. Dixon, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

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

INTERVIEWS

Hospitality Tax – 1 – Mr. Craig Parks was interviewed via telephone.

Midlands Workforce Development Board – 3 – Mr. Patrick Thomas was interviewed.

ITEMS FOR ACTION

NOTIFICATION OF APPOINTMENTS:

Airport Commission – 1 – Ms. Dixon moved, seconded by Mr. Manning, to appoint Mr. D. Michael Kelly to the Airport Commission. The vote in favor was unanimous.

Building Codes Board of Appeals – 1 – Ms. Dixon moved, seconded by Mr. Manning, to appoint Mr. David Cook to the Building Codes Board of Appeals. The vote in favor was unanimous.

Accommodations Tax – 1 – Ms. Dixon moved, seconded by Mr. Manning, to appoint Ms. Amber Martin to the Accommodations Tax Committee. The vote in favor was unanimous.

Committee Members Present

Bill Malinowski, Chair
Julie-Ann Dixon
Jim Manning

Others Present:

Michelle Onley
Monique McDaniels
Dale Welch
Dan Cole

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Hospitality Tax – 1 – Mr. Manning moved, seconded by Ms. Dixon, to appoint Mr. Craig Parks to the Hospitality Tax Committee. The vote in favor was unanimous.

Midlands Workforce Development Board – 3 – Mr. Manning moved, seconded by Ms. Dixon, to appoint Mr. Bobby Cunningham, Ms. Barrie B. Kirk, and Mr. Patrick Thomas to the Midlands Workforce Development Board. The vote in favor was unanimous.

Employee Grievance Committee – 3 – Ms. Dixon moved, seconded by Mr. Manning, to appoint Ms. Beverley Williams Leeper, Ms. Suzie Haynes and Mr. Joseph Scott Hallbick to the Employee Grievance Committee. The vote in favor was unanimous.

Planning Commission – 4 – Ms. Dixon moved, seconded by Mr. Manning, to re-appoint Mr. Wallace Brown, Sr.; Mr. C. David Tuttle, Ms. Beverly Diane Frierson, and Mr. Patrick Palmer to the Planning Commission. The vote in favor was unanimous.

Ms. Dixon moved, seconded by Mr. Malinowski, to defer action until the May 5th Committee meeting.

COUNCIL RULES

- a. **Motion: In the event that a Standing Committee of Council (Administration & Finance, Development & Services, Economic Development, Rules & Appointments) should fail to have a quorum of its members present either at the beginning of the meeting or after the meeting has begun, any item or items that are reported on Committee Agenda deemed “time sensitive” by a committee member or County staff will be referred to the Chair of the Committee, the Chair of Council and the County Administrator. A determination will then be made by this group as to whether the “time sensitive” designation is valid. This determination may require consultation with a Department Head, Procurement, Legal, et al. If a determination of time sensitivity is made in the affirmative, the Chair of Council may add the item to the next regularly scheduled Council meeting for review, debate and action [PEARCE AND MANNING]**

[The below is proposed amended language]

RULE VI: RULE CHANGES

6.1 Suspension/Amendments

None of the foregoing rules shall be rescinded, suspended, or altered without unanimous consent, if without twenty-four (24) hours’ notice, or without the concurrence of two-thirds of the members of the whole (e.g., eight out of eleven members) after previous notice of motion to rescind,

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suspend, or alter has been given at a prior meeting, and such alteration, suspension, or rescission shall be made only by written resolution.

Time Sensitive Items Pending Committee Action

Notwithstanding any other Council rule, any number of Council may move to add an item which could have been reported on by the committee to which the matter was assigned, but for the lack of a quorum of such committee, if 1) the movant represents that the item is "time sensitive" 2) the motion to add the item to the agenda is properly seconded, 3) the Chair of the committee to which the item is assigned confirms that in his or her opinion the item is time sensitive, and 4) the Council Chair confirms that in his or her opinion the item is time sensitive, then such item may be added to the agenda at the meeting at which the motion is made upon the concurrence of a majority of the members of the whole [i.e., six (6) Council members out of the eleven members of the whole Council].

This rule is intended to be used only in cases of legitimate time sensitivity as confirmed by the process set forth herein, and not used to bypass the normal committee or Council agenda setting process.

These rules may be amended from time to time, as needed, at the discretion of the County Council upon approval by two-thirds of the members of the whole (e.g., eight out of eleven members) at a regularly scheduled meeting.

This item was held in committee until a decision has been reached on pending legislation in relation to amending agendas.

DISCUSSION

VOTING

- 1) I move that County Council amend its rules to require roll call voting on every vote taken [ROSE]
 - a. **Roll Call Voting Options** – Mr. Cole and Mr. Welch presented a brief overview of the options the IT Department identified for roll call voting.

Mr. Manning moved, seconded by Ms. Dixon, to retain the current voting practice for roll call voting. The vote in favor was unanimous.

This item will be placed on the May 19th Council agenda.

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- 2) **After discussion between the Rules Committee Chair and Clerk to Council it has been determined that the rules of Richland County Council are efficient and outline the duties and responsibilities of each council member. Therefore, it is recommended that the committee review the current policies procedures for any additional input/changes.**
- a. **Allow members to electronically participate in standing committee Meetings** – Mr. Manning recommended not allowing electronic participation in standing committee since the committee meetings are scheduled in advance unlike special called meetings.
 - b. **Allow members to electronically participate during executive session** – Mr. Malinowski expressed concern regarding electronic participation in executive session due to the potential of a breach in confidentiality.

Mr. Manning expressed that Council members should be trusted to maintain confidentiality whether they are physically participating or participating electronically.

Mr. Malinowski requested the proposed language to allow electronic participation in executive session be included on the May 19th Rules agenda for action.

ADJOURNMENT

The meeting adjourned at approximately 4:50 PM.

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