



Richland County Council
Rules and Appointments Committee
May 1, 2018 – 4:00 PM
4th Floor Conference Room
2020 Hampton Street, Columbia 29204

COMMITTEE MEMBERS PRESENT: Bill Malinowski, Chair; Yvonne McBride, Norman Jackson and Gwen Kennedy

OTHERS PRESENT: Michelle Onley, Kimberly Williams-Roberts

1. **CALL TO ORDER** – Mr. Malinowski called the meeting to order at approximately 4:00 PM
2. **APPROVAL OF MINUTES**
 - a. April 17, 2018 – Ms. McBride moved, seconded by Mr. N. Jackson, to approve the minutes as distributed. The vote in favor was unanimous.
3. **ADOPTION OF AGENDA** – Ms. McBride moved, seconded by Mr. N. Jackson, to adopt the agenda as published. The vote in favor was unanimous.
4. **INTERVIEWS**
 - a. Transportation Penny Advisory Committee (TPAC) - 2 – Mr. Malinowski stated over the weekend he left a message for Kim regarding the interviews of the Transportation Penny Advisory Committee applicants. He was under the impression that we appoint for unincorporated Richland County because the City of Columbia, Town of Irmo, Forest Acres and etc. appoint theirs. He wanted to make sure we were interviewing applicants from unincorporated Richland County. Kim went and got the ordinance and said we appoint five (5) people from unincorporated Richland County; therefore, she believed the other two (2) had to be from incorporated Richland County. So, he had Kim call the applicants from unincorporated Richland County and tell them there are no openings for the unincorporated area. He stated, about 30 minutes ago, he got a copy of the makeup of the committee and it says the TPAC will consist of fifteen (15) members: Richland County will have seven (7) members, with a minimum of five (5) coming from unincorporated Richland County. Which means you can have all 7 if you want to, but you have to have a minimum of five. Therefore, it was not proper to tell the other people because they were from unincorporated Richland County not to show up for the interview.

Mr. N. Jackson stated there is so many things we told them, if they are from the incorporated area, we do not want them (i.e. Planning Commission).

Mr. Malinowski stated according to the ordinance we have seven (7) members on the TPAC. A minimum of 5 have to come from unincorporated, which means 2 can be from municipalities. We have to interview all of them. We have told the ones from unincorporated, you cannot be considered this time because we only need from the municipalities. It turns out the way this was worded they can be. After reading this this afternoon, we will interview the ones that are scheduled to be interviewed. We will have to contact the ones we told do not come in

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and tell them we read the ordinance, there was a mistake, so you need to come in May 15th for an interview. At the May 15th Council meeting, we will appoint to TPAC.

Ms. Roberts stated, for clarification, TPAC is listed under the Notification of Vacancies; therefore, this may affect the advertisement.

Mr. Malinowski stated the TPAC vacancies need to be removed from the proposed advertisement.

Mr. Nicholas J. Galante, Mr. Marcus Brown, and Mr. John P. Epting were interviewed for the Transportation Penny Advisory Committee.

5. **NOTIFICATION OF VACANCIES**

- a. Accommodations Tax – Five (5) Vacancies (One applicant must have a background in the Cultural Industry; Three applicants must have a background in the Hospitality Industry; One is an at-large seat)
- b. Hospitality Tax – Three (3) Vacancies (At least two applicants must be from the Restaurant Industry)
- c. Employee Grievance Committee – Three (3) Vacancies (MUST be a Richland County employee)
- d. Business Service Center Appeals Board – One (1) Vacancy (Applicant must be an attorney)
- e. Board of Assessment Appeals – Two (2) Vacancies
- f. Board of Zoning Appeals – Two (2) Vacancies
- g. Building Codes Board of Appeals – Four (4) Vacancies (One applicant must be from the Architecture Industry, One from the Plumbing Industry & Two from Fire Industry as alternates)
- h. Procurement Review Panel – Two (2) Vacancies (One applicant must be from the public procurement arena & one applicant must be from the consumer industry)

Mr. N. Jackson moved, seconded by Ms. Kennedy, to advertise for the vacancies. The vote in favor was unanimous.

Mr. N. Jackson stated he was told Richland County has terms, but Lexington County does not abide by the same rules.

Mr. Malinowski stated he thought we eliminated terms because no other municipality had terms.

Ms. Roberts stated, according to her records, our 2 members serve 3-year terms.

Mr. Malinowski stated they serve 3-year terms until replaced, but we have not advertised for replacement because we are trying to keep with those folks.

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Mr. N. Jackson stated Lexington is not advertising and people are on there.

Ms. Roberts stated we did advertise. We just filled a seat.

Mr. Malinowski stated we need to change the rule, so we are on an even playing field with Lexington.

Mr. N. Jackson stated Lexington needs to follow the rules. We need to send them a notice that the person's term has expired.

Ms. Onley stated Frannie Heizer is the COMET's legal advisor. There was a discussion about staggering the terms with the City of Columbia, but it was never brought back to the committee for action.

Mr. Malinowski stated to bring it back at the May 15th Committee meeting. We need to have our legal department to review the term limits for CMRTA. Based on what the rules say, can we enforce the other jurisdictions to follow the rules?

6. **ADJOURN** – The meeting adjourned at approximately 4:39 PM