



RICHLAND COUNTY COUNCIL RULES AND APPOINTMENTS

Jim Manning	Bill Malinowski, Chair	Julie-Ann Dixon
District 8	District 1	District 9

**JULY 7, 2015
4:00 PM**

4th Floor Conference Room

CALL TO ORDER

Approval Of Minutes

1. June 16, 2015 [PAGES 3-7]

Adoption Of Agenda

Interviews

2. Board of Zoning Appeals - 1: [PAGES 8-19]
 - a. William Starks
 - b. Gerald A. Lee

- c. Betty J. Hines
- d. Ray Borders Gray
- e. William Wallace Smith, Sr.

3. Planning Commission - 1: **[PAGES 20-25]**

- a. Nathan Halydier
- b. Anna Grubic

4. Richland Library Board - 4: **[PAGES 26-30]**

- a. Ray Borders Gray
- b. Betty J. Hines

Discussion

- 5.
 - a. CMRTA Board Terms **[PAGE 32]**
 - b. Changes to FOIA regarding Agendas **[PAGE 33-37]**

Adjournment



Richland County Council Request of Action

Subject

June 16, 2015 [PAGES 3-7]

Purpose

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA



RULES AND APPOINTMENTS COMMITTEE

June 16, 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 4:00 PM

APPROVAL OF MINUTES

June 2, 2015 – Ms. Dixon moved, seconded by Mr. Malinowski, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

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

ITEMS FOR ACTION

- 1. Ordinance providing for the appointment of Ex Officio members to public bodies whose membership is appointed by the governing body of Richland County.**

The governing body of Richland County may appoint up to three (3) ex officio members to any board, commission, committee, entity or any other “public body” as defined in the South Carolina Freedom of Information Act whose members are appointed by the governing body of Richland County. Such ex officio members shall pursuant to Robert’s Rules of Order have all the privileges of board (or other public entity) membership, including the right to make motions and to vote and to participate in regular or special called meetings and executive sessions, but none of the obligations. Ex officio members have no obligation to participate and should not be counted in determining the number required for a quorum or whether a quorum is present at a meeting. When an ex officio member of any board, commission, committee, entity or any other public body ceases to hold the office that entitles him or her to such membership, his or her membership

Committee Members Present

Bill Malinowski, Chair
Jim Manning
Julie-Ann Dixon

Others Present:

Kelvin E. Washington, Sr.
Damon Jeter
Michelle Onley
Larry Smith
Kimberly Roberts
Frannie Heizer, Esquire

Item# 1

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA

Rules & Appointments Committee
Tuesday, June 16, 2015
Page Two



on the public body terminates automatically [WASHINGTON] – Ms. Dixon inquired if Council liaisons would serve as Ex Officio members.

Mr. Smith stated he was not sure the role of Council liaisons has been defined anywhere.

Mr. Malinowski stated this item was moved to an action item because the committee members did not feel comfortable with Council members serving in an Ex Officio capacity whereby they do not have any obligations, but could walk into a meeting and vote.

Mr. Smith stated several months ago the Legal Department began receiving inquiries and hearing concerns from current and past liaisons about them not being allowed to participate in various discussions and/or meetings.

Ms. Dixon recommended forwarding this item to the Ordinance Review Ad Hoc Committee to draft an ordinance that addresses the duties of Council liaisons.

Mr. Smith stated the information Brad suggested, which is, if the Council is appointing a committee, Council would also have the right to appoint Ex Officio members to boards and commissions they appointed.

Mr. Manning inquired if a Council member is a liaison to a board Council appoints and the board goes into Executive Session does the Council member have the authority to be present during Executive Session.

Mr. Smith stated he is not aware of anything addressing Council member's right as a Council member to go into Executive Session of another body. Historically, Council members have been allowed to participate or attend, especially if the County's interest were being discussed.

Mr. Washington stated he has been on numerous boards/commissions/committees wherein he was allowed to participate in Executive Session and others wherein he was not included. He would like to get clarity on what authority Council members have when the boards/commissions/committees are taking up matters pertaining to the County. If the Council members are allowed to participate in Executive Session then they will be able to communicate to their colleagues the decisions and rationale for those decisions.

Mr. Manning moved, seconded by Ms. Dixon, to contact the SCAC regarding the rules and/or policies for liaison/ex officio participation. The vote in favor was unanimous.

Item# 1

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA



Rules & Appointments Committee
Tuesday, June 16, 2015
Page Three

2. NOTIFICATION OF VACACNIES

- a. **East Richland Public Service Commission – 2** – Mr. Manning moved, seconded by Ms. Dixon, to advertise for the vacancies. The vote in favor was unanimous.
- b. **Accommodations Tax Committee – 1 (Applicant must have a background in the Cultural Industry)** – Mr. Manning moved, seconded by Ms. Dixon, to advertise for the vacancy. The vote in favor was unanimous.

DISCUSSION

- a. **CMRTA Board Terms** – Ms. Heizer when the CMRTA Board was restructured in 2011 the composition of the membership changed so that Richland County, the City of Columbia, Forest Acres became full members and Lexington County is a special member.
 - Membership is as follows: Richland County – 3 members; City of Columbia – 3 members; Forest Acres – 1 member; Lexington County – 1 member and the Delegation – 3 members.
 - Kelvin Washington, Mac Bennett, and Jennifer Harding are the current Richland County appointees
 - CMRTA Board has suggested staggering the current members' terms for Richland County and the City of Columbia; the suggestion is a one-year term; a two-year term and a three-year term.
 - The new terms would go into effect on July 1, 2015
 - The Delegation appoints pursuant to State law and not the IGA

Mr. Manning recommended retaining the current members and to have their terms limits (1-yr., 2-yr. or 3-yr.) set alphabetically (i.e. the 1-yr. term would be Mac Bennett).

Mr. Manning moved, seconded by Ms. Dixon, to retain the current members and have their term limits set alphabetically (1-year term – Bennett; 2-year term – Harding and 3-year term – Washington).

Mr. Malinowski directed Legal to draft the motion and present to Council prior to the July 7th Council meeting.

Item# 1

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA

Rules & Appointments Committee
Tuesday, June 16, 2015
Page Four



ADJOURNMENT

The meeting adjourned at approximately 4:45 PM.

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

Richland County Council Request of Action

Subject

Board of Zoning Appeals - 1: **[PAGES 8-19]**

- a. William Starks
- b. Gerald A. Lee
- c. Betty J. Hines
- d. Ray Borders Gray
- e. William Wallace Smith, Sr.

Purpose



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: William Starks

Home Address: 132 Glenshannon Drive, Columbia, SC 29223

Telephone: (home) (803)295-9076 (work) (803)737-6198

Office Address: 1201 Main Street, Suite 1000, Columbia, SC 29201

Email Address: wstarks@doi.sc.gov

Educational Background: BS in Accounting, South Carolina State University, 1996

Professional Background: Auditor III/ Financial Analyst

Male Female Age: 18-25 26-50 x Over 50

Name of Committee in which interested: Board of Zoning Appeals

Reason for interest: As a resident of Richland County I want ensure that we take a positive approach to all the future changes suggested.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: _____

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No X _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X _____

If so, describe: _____


Applicant's Signature

ce/s/15
Date

Return to:
Clerk of Council | P. O. Box 192, Columbia, SC 29202
For information call (803) 576-2060 or email rccoco@rcgov.us

One form must be submitted for each Committee, Board or Commission you wish to serve on.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Gerald A. Lee, PE

Home Address: 11 Ashfield Lane; Blythewood, SC 29016

Telephone: (home) 803-767-0130 (cell) (work) 803-772-8420

Office Address: 7 Clusters Court; Columbia, SC 29210

Email Address: geraldl@chaoinc.com

Educational Background: BS Civil Engineering University of South Carolina (1997)

Professional Background: Professional Engineer

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Board of Zoning Appeals

Reason for interest: Community Service

Your characteristics/qualifications, which would be an asset to Committee, Board or
Commission:

Working knowledge of land development and potential impacts to surrounding areas

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: 16 +/-

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

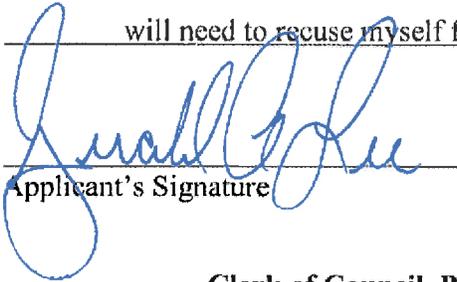
Yes _____ No X

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes X No _____

If so, describe: Being in the business of land development there is the possibility that one of my clients will need to go through the zoning appeals process. If the situation arises I will need to recuse myself from the discussion.


Applicant's Signature

 6-24-15
Date

**Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.**

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

Item# 2



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Betty J. Hines. Ed.D

Home Address: 4403 Fair Street, Apt. 1

Telephone: (home) (803) 665-3408 (work) (803) 665-3408

Office Address: 4403 Fair Street, Apt. 1, Columbia, SC 29203

Email Address: hines29203@yahoo.com

Educational Background: Doctorate Degree (Education)

Professional Background: DSS,DYS, and Head Start Casemanager;Richland 1 Inst. Asst.

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Library Board OR Zoning Appeals Board

Reason for interest: I would like to contribute to the growth of literacy in our society. Also I want to ensure that there are clean and safe neighborhoods to live and raise children.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

As an educator, I am interested in the continuation of a literate society. I support the provision of educational resources to families so our nation will be remain free and liter

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? Business is Academic Solutions, LLC. (New)

Recommended by Council Member(s): _____

Hours willing to commit each month: 4 hours on 1 committee or board.

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No XXXX _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No XXX _____

If so, describe: I don't think my new business will be a conflict. I have not gotten it off the ground yet. I merely have a name and no clients.

Applicant's Signature

Date

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Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 2



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Ray Borders Gray
Home Address: 1404 Oak Street, Columbia, SC 29204
Telephone: (home) (803) 988-0684 (work) (803) 545-3779
Office Address: 1737 Main Street, Columbia, SC 29201
Email Address: rbgray@columbiasc.net
Educational Background: BA emphasis Journalism; MBA
Professional Background: Governmental Affairs and Community Relations
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: ~~Riverbanks Zoo Commission~~ BOZA
Reason for interest: I want to be an active participant who shapes the future of the zoo.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

I have a tremendous background in governmental affairs and public relations, which could prove helpful on the commission.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: Varies

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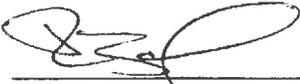
Yes _____ No ^x _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ^x _____

If so, describe: _____



Applicant's Signature

11/17/2014

Date

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Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 2



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: William Wallace Smith Sr

Home Address: 108 Birch Hollow Dr Columbia SC 29229

Telephone: (home) 803-736-4723 (work) 803-466-1932

Office Address: 151 Summit Centre Dr Columbia SC 29229

Email Address: Willestate22@gmail.com

Educational Background: College

Professional Background: Mortgage Broker, Real Estate Agent,

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: BOZA

Reason for interest: Have been a board member the last 6 years. I appreciate being able to serve my county

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

Extensive Real Estate Back Ground and knowledge of the Richland County Map and community, Have been a Board member the past 6 years being Vice chair the past three.

Presently serve on any County Committee, Board or Commission? BOZA

Any other information you wish to give? _____

Recommended by Council Member(s): Torrey Rush

Hours willing to commit each month: 10

CONFLICT OF INTEREST POLICY

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Yes _____ No _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X _____

If so, describe: _____


Applicant's Signature

6/4/2015
Date

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Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file

Richland County Council Request of Action

Subject

Planning Commission - 1: **[PAGES 20-25]**

- a. Nathan Halydier
- b. Anna Grubic

Purpose



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Nathan Halydie

Home Address: 320 Meale dr Columbia, SC 29210

Telephone: (home) 803-414-9996 (work) 803-771-0131 ext 112

Office Address: 1301 Gervais Suite 710 Columbia, SC 29201

Email Address: NathanHalydie@gmail.com

Educational Background: BS in business

Professional Background: View my background online at NathanHalydie.com

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: The Planning Commission

Reason for interest: Desire to get involved.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

I consider myself a passionate and honest leader, an entrepreneur and a active community volunteer. I have significant experience in business, finance, marketing, and tech.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: 10-20+

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ✓

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes ✓ No _____

If so, describe: I currently work for SC Interactive which has a contract with the state to provide payment processing and system apps to government bodies. I do not however, own any part of the company, nor am I apart of the sales process.

[Signature]
Applicant's Signature

3/4/15
Date

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For information, call 576-2060.**

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Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 3

2

Any other information you wish to give? N/A _____

Recommended by Council Member(s): N/A _____

Hours willing to commit each month: 10-15 _____

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes x _____ No _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No x _____

If so, describe: _____

Anna Grubbe
Applicant's Signature

5/22/15
Date

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Staff Use Only		
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Richland County Council Request of Action

Subject

Richland Library Board - 4: **[PAGES 26-30]**

- a. Ray Borders Gray
- b. Betty J. Hines

Purpose



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Ray Borders Gray

Home Address: 1404 Oak Street, Columbia, SC 29204

Telephone: (home) (803) 988-0684 (work) (803) 545-3779

Office Address: 1737 Main Street, Columbia, SC 29201

Email Address: rbgray@columbiasc.net

Educational Background: BA emphasis Journalism; MBA

Professional Background: Governmental Affairs and Community Relations

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: ~~Riverbanks Zoo Commission~~ Library Board

Reason for interest: I want to be an active participant who shapes the future of the zoo.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

I have a tremendous background in governmental affairs and public relations, which could prove helpful on the commission.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: Varies

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ^x _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ^x _____

If so, describe: _____



Applicant's Signature

11/17/2014

Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file

Item# 4



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Betty J. Hines. Ed.D

Home Address: 4403 Fair Street, Apt. 1

Telephone: (home) (803) 665-3408 (work) (803) 665-3408

Office Address: 4403 Fair Street, Apt. 1, Columbia, SC 29203

Email Address: hines29203@yahoo.com

Educational Background: Doctorate Degree (Education)

Professional Background: DSS,DYS, and Head Start Casemanager;Richland 1 Inst. Asst.

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Library Board OR Zoning Appeals Board

Reason for interest: I would like to contribute to the growth of literacy in our society. Also I want to ensure that there are clean and safe neighborhoods to live and raise children.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

As an educator, I am interested in the continuation of a literate society. I support the provision of educational resources to families so our nation will be remain free and liter

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? Business is Academic Solutions, LLC. (New)

Recommended by Council Member(s): _____

Hours willing to commit each month: 4 hours on 1 committee or board.

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No XXXX _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No XXX _____

If so, describe: I don't think my new business will be a conflict. I have not gotten it off the ground yet. I merely have a name and no clients.

Applicant's Signature

Date

**Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.**

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 4

2

Richland County Council Request of Action

Subject

- a. CMRTA Board Terms [**PAGE 32**]
- b. Changes to FOIA regarding Agendas [**PAGE 33-37**]

Purpose

CMRTA Board Terms Proposed Motion:

I move that the three Richland County appointees to the CMRTA Board continue to serve with the 1, 2, and 3 year terms assigned alphabetically; therefore, Mac Bennett will serve the one year time, Jennifer Harding will serve the two year term, and Kelvin Washington will serve the three year term. Thereafter, all appointees shall each serve a three year term. If approved, this action will be contingent on similar acting being taken by the City of Columbia regarding its appointees.

**THIS MEMORANDUM AND ITS CONTENTS ARE CONSIDERED A PART OF
THE ATTORNEY-CLIENT RELATIONSHIP ITS AUTHOR HAS WITH THE
ADDRESSEES AND COPIED RECIPIENTS THEREOF, AND THE
UNAUTHORIZED DISSEMINATION THEREOF IS A BREACH OF THE
ATTORNEY-CLIENT RELATIONSHIP**

MEMORANDUM

To: Richland County Council

From: Elizabeth A. McLean
County Attorney

Date: July 2, 2015

Re: Changes to FOIA regarding Agendas

As most of you know, the Legislature recently passed an amendment to the FOIA (§30-4-80, S.C. Code of Laws) regarding agendas. The changes are summarized below:

- 1) Each regularly scheduled and special called meeting must have an agenda.
- 2) The agenda must be published (24 hours in advance) on the County website as well as being posted on the bulletin board.
- 3) Once the agenda is posted, no items may be added without an additional 24 hour notice period.
- 4) At the meeting, an item which requires action may only be added by a two-thirds vote of members present and voting. HOWEVER, if it is an item where final action may be taken at the meeting or there will be no further opportunity for public input, it may only be added by two-thirds vote and a finding that an emergency or exigent circumstance exists if the item is not added to the agenda.

I recommend that the Council amend, at its earliest convenience, its Rules of Procedure to comply with the new FOIA requirements. Legal will be glad to offer assistance, as needed.

Item# 5

South Carolina General Assembly
121st Session, 2015-2016

A70, R99, S11

STATUS INFORMATION

General Bill

Sponsors: Senators L. Martin, Malloy, Peeler, Courson, Campsen, Johnson, Hembree, Setzler, Coleman, Alexander, Scott and Sheheen

Document Path: I:\s-jud\bills\l. martin\jud0003.rem.docx

Companion/Similar bill(s): 3192

Introduced in the Senate on January 13, 2015

Introduced in the House on February 4, 2015

Last Amended on June 3, 2015

Passed by the General Assembly on June 3, 2015

Governor's Action: June 8, 2015, Signed

Summary: Notice of meetings for public bodies

HISTORY OF LEGISLATIVE ACTIONS

Date	Body	Action Description with journal page number
12/3/2014	Senate	Prefiled
12/3/2014	Senate	Referred to Committee on Judiciary
1/13/2015	Senate	Introduced and read first time (Senate Journal-page 37)
1/13/2015	Senate	Referred to Committee on Judiciary (Senate Journal-page 37)
1/20/2015	Senate	Referred to Subcommittee: L.Martin (ch), Rankin, Hutto, Malloy, Campsen, Massey, Gregory
1/28/2015	Senate	Committee report: Favorable with amendment Judiciary (Senate Journal-page 26)
1/29/2015	Senate	Committee Amendment Adopted (Senate Journal-page 11)
1/29/2015	Senate	Read second time (Senate Journal-page 11)
1/29/2015	Senate	Roll call Ayes-32 Nays-0 (Senate Journal-page 11)
2/3/2015	Senate	Read third time and sent to House (Senate Journal-page 18)
2/4/2015	House	Introduced and read first time (House Journal-page 14)
2/4/2015	House	Referred to Committee on Judiciary (House Journal-page 14)
4/22/2015	House	Committee report: Favorable with amendment Judiciary (House Journal-page 7)
4/28/2015	House	Amended (House Journal-page 39)
4/28/2015	House	Read second time (House Journal-page 39)
4/28/2015	House	Roll call Yeas-100 Nays-0 (House Journal-page 41)
4/29/2015	House	Read third time and returned to Senate with amendments (House Journal-page 31)
4/30/2015	Senate	House amendment amended (Senate Journal-page 38)
4/30/2015	Senate	Roll call Ayes-42 Nays-0 (Senate Journal-page 38)
4/30/2015	Senate	Returned to House with amendments (Senate Journal-page 38)
5/1/2015		Scrivener's error corrected
5/6/2015	House	Non-concurrence in Senate amendment (House Journal-page 18)
5/6/2015	House	Roll call Yeas-0 Nays-113 (House Journal-page 19)
5/12/2015	Senate	Senate insists upon amendment and conference committee appointed Campsen, Gregory, Johnson
5/12/2015	House	Conference committee appointed Newton, Taylor, Norrell (House Journal-page 38)
6/2/2015	Senate	Free conference powers granted (Senate Journal-page 47)
6/2/2015	Senate	Roll call Ayes-39 Nays-0 (Senate Journal-page 47)

Item# 5

6/2/2015 Senate Free conference committee appointed Campsen, Gregory, Johnson ([Senate Journal-page 47](#))
6/2/2015 Senate Free conference report adopted ([Senate Journal-page 49](#))
6/2/2015 Senate Roll call Ayes-39 Nays-0 ([Senate Journal-page 49](#))
6/3/2015 House Free conference powers granted ([House Journal-page 144](#))
6/3/2015 House Roll call Yeas-100 Nays-1 ([House Journal-page 144](#))
6/3/2015 House Free conference committee appointed Newton, Taylor, and Norrell ([House Journal-page 145](#))
6/3/2015 House Free conference report received and adopted ([House Journal-page 145](#))
6/3/2015 House Roll call Yeas-103 Nays-0 ([House Journal-page 147](#))
6/3/2015 House Ordered enrolled for ratification ([House Journal-page 148](#))
6/4/2015 Ratified R 99
6/8/2015 Signed By Governor
6/17/2015 Effective date 06/08/15
6/18/2015 Act No. 70

View the latest [legislative information](#) at the website

VERSIONS OF THIS BILL

[12/3/2014](#)
[1/28/2015](#)
[1/29/2015](#)
[4/22/2015](#)
[4/28/2015](#)
[4/30/2015](#)
[5/1/2015](#)
[6/3/2015](#)

NOTE: THIS COPY IS A TEMPORARY VERSION. THIS DOCUMENT WILL REMAIN IN THIS VERSION UNTIL PUBLISHED IN THE ADVANCE SHEETS TO THE ACTS AND JOINT RESOLUTIONS. WHEN THIS DOCUMENT IS PUBLISHED IN THE ADVANCE SHEET, THIS NOTE WILL BE REMOVED.

(A70, R99, S11)

AN ACT TO AMEND SECTION 30-4-80, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PROVISIONS IN THE FREEDOM OF INFORMATION ACT CONCERNING REQUIRED NOTICE FOR MEETINGS OF PUBLIC BODIES, SO AS TO PROVIDE PUBLIC BODIES SHALL POST AGENDAS FOR ALL REGULARLY SCHEDULED MEETINGS AND SPECIAL MEETINGS, TO PROVIDE THE TIME AND MANNER FOR POSTING THESE AGENDAS AND NOTICES OF MEETINGS, TO SPECIFY CONTENTS REQUIRED FOR THESE MEETING NOTICES, AND TO PROVIDE FOR THE MANNER IN WHICH THESE AGENDAS SUBSEQUENTLY MAY BE AMENDED.

Be it enacted by the General Assembly of the State of South Carolina:

Meeting notice and agenda requirements

SECTION 1. Section 30-4-80 of the 1976 Code is amended to read:

“Section 30-4-80. (A) All public bodies, except as provided in subsections (B) and (C) of this section, must give written public notice of their regular meetings at the beginning of each calendar year. The notice must include the dates, times, and places of such meetings. An agenda for regularly scheduled or special meetings must be posted on a bulletin board in a publicly accessible place at the office or meeting place of the public body and on a public website maintained by the body, if any, at least twenty-four hours prior to such meetings. All public bodies must post on such bulletin board or website, if any, public notice for any called, special, or rescheduled meetings. Such notice must include the agenda, date, time, and place of the meeting, and must be posted as early as is practicable but not later than twenty-four hours before the meeting. This requirement does not apply to emergency meetings of public bodies. Once an agenda for a regular, called, special, or rescheduled meeting is posted pursuant to this

subsection, no items may be added to the agenda without an additional twenty-four hours notice to the public, which must be made in the same manner as the original posting. After the meeting begins, an item upon which action can be taken only may be added to the agenda by a two-thirds vote of the members present and voting; however, if the item is one upon which final action can be taken at the meeting or if the item is one in which there has not been and will not be an opportunity for public comment with prior public notice given in accordance with this section, it only may be added to the agenda by a two-thirds vote of the members present and voting and upon a finding by the body that an emergency or an exigent circumstance exists if the item is not added to the agenda. Nothing herein relieves a public body of any notice requirement with regard to any statutorily required public hearing.

(B) Legislative committees must post their meeting times during weeks of the regular session of the General Assembly and must comply with the provisions for notice of special meetings during those weeks when the General Assembly is not in session. Subcommittees of standing legislative committees must give notice during weeks of the legislative session only if it is practicable to do so.

(C) Subcommittees, other than legislative subcommittees, of committees required to give notice under subsection (A), must make reasonable and timely efforts to give notice of their meetings.

(D) Written public notice must include but need not be limited to posting a copy of the notice at the principal office of the public body holding the meeting or, if no such office exists, at the building in which the meeting is to be held.

(E) All public bodies shall notify persons or organizations, local news media, or such other news media as may request notification of the times, dates, places, and agenda of all public meetings, whether scheduled, rescheduled, or called, and the efforts made to comply with this requirement must be noted in the minutes of the meetings.”

Time effective

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 4th day of June, 2015.

Approved the 8th day of June, 2015.