



# **RICHLAND COUNTY COUNCIL RULES AND APPOINTMENTS**

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

**APRIL 21, 2015  
4:00 PM**

**4th Floor Conference Room**

## **CALL TO ORDER**

### **Approval Of Minutes**

1. April 7, 2015 [PAGES 4-8]

### **Adoption Of Agenda**

### **Interviews**

2. Richland County Planning Commission - 4: [PAGES 9-14]
  - a. Nathan Halydier

- b. Patrick Palmer
  
- 3. Richland County Airport Commission - 1: [PAGES 15-17]
  - a. J. Frank Manning, Jr.
  
- 4. Building Codes Board of Appeals - 2: [PAGES 18-20]
  - a. William Bailey Kauric
  
- 5. Midlands Workforce Development Board - 3: [PAGES 21-23]
  - a. Bobby Cunningham

### **Items For Action**

- 6. Notification of Vacancies:
  - a. Accommodations Tax Committee - 2
  - b. Business Service Center Appeals - 1
  - c. Board of Zoning Appeals - 1
  - d. Internal Audit Committee - 1
  - e. Procurement Review Panel - 2

### **7. COUNCIL RULES:**

**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 be then 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]

### **Adjournment**



# Richland County Council Request of Action

**Subject**

April 7, 2015 [**PAGES 4-8**]

**Purpose**

# RICHLAND COUNTY COUNCIL

## SOUTH CAROLINA



### Committee Members Present

Bill Malinowski, Chair  
Julie-Ann Dixon  
Jim Manning

### Others Present:

Kelvin E. Washington, Sr.  
Michelle Onley  
Monique McDaniels

## RULES AND APPOINTMENTS COMMITTEE

April 7, 2015  
4:00 PM  
4<sup>th</sup> 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

**March 17, 2015** – Ms. Dixon moved, seconded by Mr. Malinowski, to approve the minutes as distributed. The vote in favor was unanimous.

**March 24, 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.

### EXECUTIVE SESSION

*Council went into Executive Session at approximately 4:10 p.m.  
and came out at approximately 4:13 p.m.*

### INTERVIEWS

**Planning Commission - 4** – Mr. Wallace Brown, Sr.; Mr. William Z. Riley; Mr. C. David Tuttle; and Ms. Beverly Diane Frierson were interviewed. The Committee will make an appointment recommendation once all applicants have been interviewed.

**Accommodations Tax - 2** – Ms. Amber Martin was interviewed. The Committee will make an appointment recommendation once all applicants have been interviewed.

Item# 1

# RICHLAND COUNTY COUNCIL

## SOUTH CAROLINA

Rules & Appointments Committee  
Tuesday, April 7, 2015  
Page Two



### DISCUSSION

A discussion took place regarding snacks being provided to Planning Commission members during their meetings. The Clerk's Office was instructed to speak with Planning staff regarding this matter and bring back recommendations to the committee.

### Council Rules

- A. **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**
1. **Allow members to electronically participate in standing committee meetings** – This item was held in committee pending a legal opinion.
  2. **Allow members to electronically participate during executive session** – This item was held in committee pending a legal opinion.
- B. **MOTION: Re-activate the Richland County Youth Commission. The youth commission has been inactive since 1998 and there are currently no existing or active members. This commission identifies youth-related problems or potential problems; implement programs to increase the awareness of the general population and elect officials of the needs and problems facing youth and their families; and they seek and administer federal, state and private funding for commission operations and for projects proposed by the commission pursuant to the powers enumerated herein [ROSE]**

Mr. Malinowski inquired if there was presently any responsible agency in the County that has established programs of this nature that the County could partner with to provide these services.

Ms. McDaniels and Mr. Harley have been working together to identify programs (i.e. the Sheriff's Department, Solicitor's Office and Recreation Commission).

Ms. McDaniels stated the Youth Commission was one of the committees/commissions in the ordinance that was dissolved, but remained in the ordinance. In order to remove these

Item# 1

# RICHLAND COUNTY COUNCIL

## S O U T H C A R O L I N A

Rules & Appointments Committee  
Tuesday, April 7, 2015  
Page Three



committees/commissions from the ordinance, the ordinance will need to be amended.

- C. **Richland County Government also reviews the election of the Chair's rule which states that the chair should be elected yearly with two-thirds of its members. In conjunction with Councilman Jack and Manning previous motions to have meaningful representation that the citizens have the opportunity to elect the chair like the citizens in Horry County. This will remove the responsibility of council members. If the Legislative Delegation would support the election of the chair by the citizens. Our current process is apparently flawed and personal; therefore, the people of Richland County deserve to have an adequate transparent representation [DICKERSON]**

Mr. Manning requested the Clerk's Office to insure that any motion placed on the agenda contains accurate information.

Mr. Manning moved, seconded by Ms. Dixon, to recommended denial of this item. The vote in favor was unanimous.

- D. **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 items 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 be 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] - Mr. Manning requested this item be placed on the next Rules & Appointments Committee agenda for action.**

Mr. Malinowski asked for a legal opinion on whether the action requested in the motion can be taken by Council.

- E. **Review the terms of days missed per annum to continue to serve on the Planning Commission. Reason: With a nine member Commission and the importance of the body, as applications are**

Item# 1

# RICHLAND COUNTY COUNCIL

## S O U T H C A R O L I N A

**Rules and Appointments Committee**  
**Tuesday, April 7, 2015**  
**Page Four**



**time sensitive, there should not be any reason the Planning Commission cannot meet a quorum [JACKSON AND MALINOWSKI] –**  
Hold in committee to review the policy on absences (i.e. medical or employment excuse).

### **ADJOURNMENT**

The meeting adjourned at approximately 5:20 PM.

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

# Richland County Council Request of Action

## **Subject**

Richland County Planning Commission - 4: **[PAGES 9-14]**

- a. Nathan Halydier
- b. Patrick Palmer

## **Purpose**



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

**Applicant must reside in Richland County.**

Name: Nathan Halydier  
Home Address: 320 Menlo dr Columbia, SC 29210  
Telephone: (home) 803-414-8996 (work) 803-771-0131 ext 112  
Office Address: 1301 Gervais Suite 710 Columbia, SC 29201  
Email Address: NathanHalydier@gmail.com  
Educational Background: BS in business  
Professional Background: View my background online at NathanHalydier.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+

**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 ✓

**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 custom apps to government bodies. I do not however, own any part of the company, nor am I apart of the sales process.

*Matthew R*  
Applicant's Signature

3/9/15  
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.**

<b>Staff Use Only</b>	
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

2



APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Patrick Palmer

Home Address: 220 Windsor Point Rd, Columbia, SC 29223

Telephone: (home) 803-556-3340 (work) 803-744-9853

Office Address: 807 Gervais Street Suite 301 Columbia, SC 29201

Email Address: ppalmer@naiavant.com

Educational Background: BS University of South Carolina 99'

Professional Background: 15 years in commercial real estate

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

Name of Committee in which interested: Planning Commission

Reason for interest: As a lifelong resident of Richland County, I desire to give back to the community. This commission has been the best place I have found which utilizes my knowledge of the area, development/zoning code and community desires to help the citizens of our county I grow in a manner which takes into account the needs of both the citizens and the County.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: I was born in Richland County and have never left. I have knowledge of every part of our county both rural and urban. I have intimate knowledge of our zoning code (particularly chapter 26) which often times allows for further discussion on issues that come to us which leads to a compromise between staff, applicant and neighbors.

Presently serve on any County Committee, Board or Commission? Yes Planning Commission

Any other information you wish to give? I would greatly appreciate the opportunity to continue to serve the citizens of this county as a member of the Richland County Planning Commission.

Recommended by Council Member(s): Jim Manning

Hours willing to commit each month: As many as needed. As you can tell from my attendance record, I miss on average 1 meeting a year due to some sort of unforeseeable need (usually involving one of my daughters).

## 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 X \_\_\_\_\_ No \_\_\_\_\_

If so, describe: From time to time I may have to recues myself from a case due to a personal financial interest in the parcel being discussed. On these rare occasions (perhaps 4 in 12 years) it is never an issue. Additionally, on items that there may even be a hint of a conflict, I call the Ethics Commission and ask for their written opinion. This has occurred twice and both times they have said that I did not need to recuse myself from the case, but I just wanted to go above and beyond and ask them.

  
Applicant's Signature

4-6-15  
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.**

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

# Richland County Council Request of Action

## **Subject**

Richland County Airport Commission - 1: **[PAGES 15-17]**

- a. J. Frank Manning, Jr.

## **Purpose**



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

**Applicant must reside in Richland County.**

Name: J. Frank Manning, Jr. (Frank)

Home Address: 224 Chimney Hill Road

Telephone: (home) (803) 783-1624 (work) (803) 217-6020

Office Address: 100 SCANA Pkwy, Cayce, SC 29033

Email Address: frank.manning@scana.com

Educational Background: BA from USC; JD from USC School of Law

Professional Background: Attorney

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

Name of Committee in which interested: Richland County Airport Commission

Reason for interest: I have been a member of SC Aviation Association for 15 years  
serving as Vice-President in 2005 and 2006 and President in 2007 and 2008.

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

For 12 years I served as General Counsel for the Richland-Lexington Airport District.

I contributed to the re-write and passage of Title 55 of the SC Code of Laws.

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: As many as needed.

**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 Perhaps \_\_\_\_\_ No \_\_\_\_\_

If so, describe: At a recent Commission Meeting there was an action proposed concerning a right of way for SCANA. In such situations, I would declare a conflict and not participate in the discussion or voting on such a matter.

J. Frank Manning  
Applicant's Signature

3-31-15  
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

2

Item# 3

# Richland County Council Request of Action

**Subject**

Building Codes Board of Appeals - 2: **[PAGES 18-20]**

- a. William Bailey Kauric

**Purpose**



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: WILLIAM BAILEY KAURIC

NO MAIL BOX. Home Address: 11341 GARNERS FERRY RD. EASTOVER, S.C. 29044 9021

Telephone: (home) NONE (work) 803-771-0417

Office Address: 2210 DEVIWE STRAET, COLUMBIA, S.C. 29205

Email Address: DO NOT USE

Educational Background: BACHELOR OF ARCHITECTURE ALSO STUDIED CITY AND REGIONAL PLANNING

Professional Background: ARCHITECTURAL FIRM 40+ YEARS

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

Name of Committee in which interested: BUILDING BOARD OR ADJUSTMENT AND APPEAL

Reason for interest: GOOD WAY TO CONTINUE TO SERVE.

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

HAVE SERVED ON RICHLAND COUNTY PLANNING COMMISSION - EARLY 90's  
HAVE WORKED FOR COLUMBIA CITY PLANNING - LATE 60's  
• RICHLAND/LEXINGTON JOINT PLANNING COM. - LATE 60's  
• CENTRAL MIDLANDS REGIONAL PLANNING - LATE 60's

Presently serve on any County Committee, Board or Commission? THIS BOARD.

Any other information you wish to give? \_\_\_\_\_

Recommended by Council Member(s): \_\_\_\_\_

Hours willing to commit each month: AS NECESSARY

CONFLICT OF INTEREST POLICY

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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. *K*

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. *K*

*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 *K* \_\_\_\_\_

**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 *K* \_\_\_\_\_ No \_\_\_\_\_

If so, describe: My ARCHITECTURAL PRACTICE AND MY WIFE'S AND MY PERSONAL PROPERTY. WILL ABSTAIN AS NECESSARY.

  
Applicant's Signature

03.24.15  
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: _____	Item# 4
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Attachment number 1 \nPage 2

# Richland County Council Request of Action

**Subject**

Midlands Workforce Development Board - 3: **[PAGES 21-23]**

- a. Bobby Cunningham

**Purpose**



APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Bobby Cunningham  
Home Address: 781 Harbor Vista Drive Columbia, SC 29229  
Telephone: (home) (803) 699-8382 (work) <sup>803</sup> (833) 736-8787  
Office Address: 750 Old Clemson Road Columbia, SC 29229  
Email Address: bcunningham@richland2.org  
Educational Background: BA-Erskine College, MAT-USC, Ed.S.-USC  
Professional Background: Educator 34 years...Principal 5 years...Ad. Director-3.5 years  
Male  Female  Age: 18-25  26-50  Over 50   
Name of Committee in which interested: Midlands Workforce Development Board  
Reason for interest: to impact workforce development in the Midlands, WIOA, provide insight and support for the underemployed in the Midlands  
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:  
Adult Education Director with Richland School District Two  
Presently serve on any County Committee, Board or Commission? No  
Any other information you wish to give? \_\_\_\_\_  
Recommended by Council Member(s): No  
Hours willing to commit each month: Whatever it takes to fulfill the duties of the Board

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  \_\_\_\_\_

**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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
Applicant's Signature

3/24/15  
Date

**Return to:**  
**Clerk of Council, Post Office Box 192, Columbia, SC 29202.**  
**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# 5

2

# Richland County Council Request of Action

## **Subject**

Notification of Vacancies:

- a. Accommodations Tax Committee - 2
- b. Business Service Center Appeals - 1
- c. Board of Zoning Appeals - 1
- d. Internal Audit Committee - 1
- e. Procurement Review Panel - 2

## **Purpose**

# Richland County Council Request of Action

## **Subject**

### **COUNCIL RULES:**

**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 be then 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]**

## **Purpose**