

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, FEBRUARY 1, 2005 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
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Damon Jeter
Member	Paul Livingston
Member	Joseph McEachern
Member	Mike Montgomery
Member	Bernice G. Scott
Member	Kit Smith

MEMBERS ABSENT: L. Gregory Pearce, Jr. (hospitalized) and Doris M. Corley

ALSO PRESENT: Michielle Cannon-Finch, T. Cary McSwain, Amelia Linder, Larry Smith, Milton Pope, Tony McDonald, Roxanne Matthews, Ashley Bloom, Michael Criss, Kendall Johnson, Stephany Snowden, Anna Almeida, Marsheika Martin, Christy Brunson, Janet Claggett, Mike Cinnamon, Monique Walters

CALL TO ORDER

The meeting was called to order at approximately 6:13 p.m.

INVOCATION

The Invocation was given by Reverend Sonny Bridges and Reverend Marion Walters.

PLEDGE OF ALLEGIANCE

APPROVAL OF RESOLUTIONS

1. **General Abraham J. Turner, Commander US Army Training Center at Fort Jackson**
2. **Blue Star Mothers and Blue Star Families of S.C.**

Ms. Smith moved, seconded by Ms. Scott, to approve the resolutions. The vote in favor was unanimous.

PRESENTATION OF RESOLUTIONS – Resolutions were presented to General Abraham J. Turner and the Blue Star Mothers and Families of S.C.

ADOPTION OF AGENDA

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

CITIZEN'S INPUT

The following persons signed up to speak to the Solid Waste Plan:

- Mr. Edward D. Barnhill, Jr.
- Ms. Karen Crawford
- Mr. Jim Zieche
- Mr. Norman Chandler
- Mr. Lee Postal
- Mr. Charlie Gillian
- Mr. Michael Tucker
- Mr. John Lumpkin
- Ms. Debra Schooler
- Mr. Keith Williams
- Mr. Wilbert Goff
- Mr. John Emerson
- Mr. Yancey McLeod

Mr. Tommy Fowler signed up to speak to 05-21MA, Mary Ann Harrington c/o Charnell Peak.

APPROVAL OF MINUTES

Regular Session: January 18, 2005 – Mr. Livingston moved, seconded by Ms. Dickerson, to approve the minutes as submitted. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Larry Smith, County Attorney, stated the following items would need to be discussed in Executive Session if there were questions:

- a. **Economic Development Items (MOU and Lease/Purchase Agreement for the Farmers Market)**
- b. **3 Employee Grievances**

REPORT OF THE COUNTY ADMINISTRATOR

Mr. T. Cary McSwain, County Administrator, gave the following reports:

Budget Calendar – Mr. McSwain stated the budget calendar was discussed at the Council's Retreat. He stated Council needs to adopt the 2005 Budget Calendar during Motion Period.

Voting Machines – Mr. McSwain stated that Mr. Mike Cinnamon, Director of Elections, was present to demonstrate the State proposed voting machine.

A discussion took place.

Ms. Scott moved, seconded by Mr. Jeter, to have Mr. Cinnamon come back before Council and make a presentation at least 30 minutes before the Council meeting. The vote was in favor.

Retreat Items Update/Goals – The list was placed at Council's seat. Mr. McSwain stated he would provide a written status at each Council meeting; and at some point, a discussion can take place during a work session.

Recreation Commission – Mr. McSwain stated an operating cost has been received that is relevant to the bond issue that the Recreation Commission presented. He stated he would give the report to Council after the meeting.

Employee Grievances (3) - Ms. Smith moved, seconded by Mr. Montgomery, to accept the recommendation of the County Administrator on the two Grievances filed from the Alvin S. Glenn Detention Center and move into Executive Session at the end of the agenda to consider the third Grievance.

Ms. Scott stated that she did not receive a packet on the Detention Center grievances.

Ms. Scott made a substitute motion, seconded by Ms. Dickerson, to go into Executive Session to discuss all three Employee Grievances after Citizen's Input. The vote in favor was unanimous.

REPORT OF CLERK OF COUNCIL

Ms. Michelle Cannon-Finch, Clerk of Council, gave the following report:

Invitation from Mayor Bob Coble: – Ms. Finch stated Council is invited to attend the Mayor's State of the City speech on February 10th at 6:00 p.m. at City Hall.

Council Agendas – Ms. Finch stated this is an item to discuss how Council will be receiving their agendas in the future whether hard copy or by e-mail.

A discussion took place.

Mr. Mizzell stated for the item to be taken up during the Motion Period.

Joint City/County Ceremony - Council is invited to attend the ceremonial signing of the Unified Fire Service Agreement by the City of Columbia on Friday, February 4th at 2:00 p.m. The ceremony will take place at the Columbia Fire Museum which is located on 1800 Laurel Street. The theme is "Working Together to Save Lives." Council was told to contact the Office of Public Information for more information.

Invitation to Luncheon at EdVenture – Council was invited to attend a luncheon on Tuesday, March 1st at 12:00 p.m.

OPEN/CLOSE PUBLIC HEARING ITEMS

There were no public hearing items at this time.

APPROVAL OF CONSENT ITEMS

Ms. Smith moved, seconded by Mr. Livingston, to adopt the following items for the Consent agenda:

- **05-22MA, Murray W. Clepper, RU to C-3, Marine and RV Storage, 02412-01-11 (portion), 1016 Gates Road in Ballentine [Second Reading]**
- **05-27MA, English Village Gardens, Robert Fuller, RU to PUD-1R, Residential/Commercial PUD (revision), 03206-01-09, Dreher Shoals Road (Hwy 6) [Second Reading]**
- **05-21MA, Mary Ann Harrington c/o Charnell Peak, D-1 to C-3, Small Commercial Business, 19903-06-14, 139 Rabon Road [Second Reading]**
- **05-34MA, Village at Sandhill, LLC c/o Gene Dinkins, C1/C3 to C3/C1, Commercial Development, 22900-02-05 (portion), Village at Sandhill [Second Reading]**
- **2005 Department of Defense Economic Impact Grant**
- **Board of Voter Registration Budget Request [First Reading]**
- **Budget Amendment for the Neighborhood Improvement Fund [First Reading]**
- **Funding Request: Woodrow Wilson Family Home**
- **Approval of Resolution: Lorraine Conrad**
- **Approval of Resolution: James Mullis**

The vote in favor was unanimous.

THIRD READING ITEM

Land Development Code Map Amendment Ordinance

Ms. Smith moved, seconded by Mr. Livingston, to approve this item for Third Reading.

A discussion took place.

Ms. Scott made a substitute motion to defer Third Reading. The motion died for a lack of a second.

The vote was in favor of the main motion.

SECOND READING ITEMS

05-28MA, Beasley Creek Estates, Tom Margle, RU to PUD-1R, Single Family Residential Subdivision, 14800-05-09, 281 Turkey Farm Road

Mr. McEachern moved, and it was seconded, to approve this item for Second Reading.

A discussion took place.

The vote was in favor.

05-33MA, Robert Summers, RU to C-3, Construction Office, 02411-02-10, 1540 Dutch Fork Road

Mr. Livingston moved, seconded by Ms. Scott, to approve this item for Second Reading. The vote in favor was unanimous.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Solid Waste Management Plan

Mr. Damon Jeter stated the Committee forwarded this item to Council without a recommendation. Mr. Jeter requested a briefing on the plan.

Mr. Tony McDonald, Assistant County Administrator, gave a brief overview of the plan. He reported that the issue relates to the annual tonnage cap and the ability of the landfills that exists to expand.

A discussion took place.

Mr. Livingston moved, seconded by Mr. Jeter, to adopt the language with the 45% increase for more capacity and allows the County some degree of control.

Mr. Montgomery requested that staff provide the exact parameters the County can deal with regarding to being in compliance.

Mr. McEachern made a substitution, seconded by Ms. Dickerson, to receive recommendations back from staff and have them at the next Council meeting.

The vote for the substitute motion was as follows:

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

The substitute motion passed.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

Farmer's Market: (1) Memorandum of Understanding
(2) Lease/Purchase Agreement

Mr. Livingston stated the Committee recommended deferring this item to the next Regular Session Meeting on February 15th and hold a Work Session on February 9th at 4:30 p.m. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

Notification of Vacancies on Boards, Commissions and Committees

Mr. McEachern notified Council of the following vacancies:

- **Employee Grievance Committee-1**
- **Historic Columbia Foundation-1**

Notification of Appointments to Boards, Commissions and Committees

Board of Zoning Adjustments and Appeals-1 – Mr. McEachern stated there is one vacancy on this board with one application received from Mr. Harold D. Branham. He stated that the Committee recommended appointing Mr. Branham to the board. The vote in favor was unanimous.

Hospitality Tax Committee-3 – Mr. McEachern stated there are three vacancies on this Committee. He stated that two of the vacancies are for persons from the

restaurant industry. He stated the committee only identified one applicant with this qualification.

Mr. McEachern stated the Committee recommended appointing Mr. Donald P. Bomer from the industry and re-advertising the other vacancy for applicants only from the restaurant industry. The vote in favor was unanimous.

Mr. McEachern requested for the vote to be taken for the one remaining vacancy.

The vote was as follows:

<u>Barnes</u> 0	<u>Burgess</u> 0	<u>Bozard</u> McEachern	<u>Cullum</u> Smith Hutchinson	<u>Francis</u> 0	<u>Jameson</u> Montgomery
<u>Scherberger</u> 0	<u>Schneider</u> Mizzell Livingston Dickerson Scott Jeter				

Mr. Donald P. Bomer and Mr. Gary Schneider were appointed to the committee.

Planning Commission-1

Mr. McEachern stated there is one vacancy on this Commission with two applications received. He stated the Committee recommended re-appointing the incumbent, Mr. Eugene C. Green. The vote in favor was unanimous.

Richland Memorial Hospital-1

Mr. McEachern stated there is one vacancy on this Board with two applications received.

The vote was as follows:

<u>Omoiqui</u> 0	<u>Starks</u> Unanimous
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Mr. F. Xavier Starks was appointed to the board.

Appearance Commission Appointment

1. **Appointee must be a Horticulturist**
2. **Clarification of Horticulturist and Master Gardener**
3. **Determine the use of Master Gardener to the Appearance Commission**

Mr. McEachern stated the Committee deferred this item.

CITIZEN'S INPUT

Mr. Mike Duffy spoke of concerns regarding the Land Development Code.

EXECUTIVE SESSION ITEM

Employee Grievances

- a. **Alvin S. Glenn Detention Center (2)**
- b. **Public Works (1)**

It was moved and seconded to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 8:19 p.m. and came out at approximately 9:10 p.m.
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(The meeting was not recorded from this point forward after Council came out of Executive Session).

It was moved and seconded to come out of Executive Session. The vote in favor was unanimous.

Alvin S. Glenn Detention Center Grievances (2)

Ms. Smith moved, seconded by Mr. McEachern, to uphold the County Administrator's recommendation as discussed in Executive Session. The vote in favor was unanimous.

Public Works Grievance

Ms. Smith moved, seconded by Mr. Montgomery, to direct the County Attorney to negotiate within parameters that were discussed in Executive Session. The vote in favor was unanimous.

MOTION PERIOD

Budget Calendar

Mr. Montgomery moved, seconded by Ms. Smith, to adopt the budget calendar as published. The vote in favor was unanimous.

Council Agendas

Ms. Smith moved, and it was seconded, to refer discussions of Council receiving Council agendas electronically to the Rules and Appointments Committee. The vote in favor was unanimous.

Mr. Mike Duffy

Ms. Scott moved, seconded by Mr. Jeter, to direct the County Administrator to instruct staff to get with Mr. Duffy to resolve his concerns and inform Council of how the issue will be resolved. The vote in favor was unanimous.

Committee Back-Up Information

Mr. Jeter directed Mr. McSwain to include Committee back-up information in Council's full agenda packets.

Executive Session

Mr. Livingston moved, seconded by Mr. Montgomery, to refer to the Rules Committee discussions regarding who should be allowed to participate in Executive Session when personnel matters are discussed.

Agenda Format

Mr. Mizzell directed the Rules Committee to discuss the format of the agenda with regards to adopting the agenda before any items are taken up.

Mr. Timothy Young – Firefighter

Mr. Mizzell requested a resolution honoring Mr. Timothy Young.

Joint City/County Meeting

Mr. Mizzell requested the County Administrator to get a firm date with the City for a Joint City/County breakfast.

Water in Rural Areas

Ms. Scott moved, seconded by Mr. Jeter, to discuss with the City prioritizing water issues in the rural area (Hopkins). The vote in favor was unanimous.

ADJOURNMENT – The meeting adjourned at approximately 9:24 p.m.

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr. Vice-Chair

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Marsheika G. Martin