

**RICHLAND COUNTY COUNCIL
DEVELOPMENT & SERVICES COMMITTEE
TUESDAY, JANUARY 22, 2002
5:00 P.M.**

MEMBERS PRESENT: Bernice Scott, J.D. "Buddy" Meetze, L. Gregory Pearce, Jr., Susan Brill, Thelma Tillis

OTHERS PRESENT: Joan Brady, James Tuten, Paul Livingston, Anthony G. Mizzell, Kit Smith, Michael Criss, Pam Davis, Stephany Snowden, Michielle Cannon-Finch, T. Cary McSwain, Larry Smith, Amelia Linder, Milton Pope, Carrie Tolley, Ralph Pearson, John Hicks, Tony McDonald, Joseph Bochenek, Marsheika Martin, Ashley Jacobs, Chris Eversman, Brad Farrar, Sherry Wright-Moore, Rodolfo Callwood, Mike Byrd, Brenda Carter

CALL TO ORDER – The meeting was called to order at approximately 5:05 p.m.

ELECTION OF CHAIR:

It was noted that the Election of the Chair was not agenda. It was moved and seconded to add this to the agenda. The vote in favor was unanimous.

Ms. Tillis moved, seconded by Mr. Pearce, to nominate Ms. Brill to be Chair of the D&S Committee. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. Pearce thanked Ms. Scott for two years of service as Chair of the Committee.

Ms. Brill recognized the members of the Committee.

APPROVAL OF MINUTES – November 27, 2001

Mr. Pearce moved, seconded by Ms. Tillis, to approve the minutes. The vote in favor was unanimous.

ADOPTION OF AGENDA – Mr. Meetze moved, seconded by Ms. Tillis, to adopt the agenda as amended. The vote in favor was unanimous.

I. ITEMS FOR ACTION

a. Bellsouth Easement

Mr. McSwain stated this is a request for an easement that Bellsouth places its equipment on. It is on the back corner of the Sheriff's lot off of Two Notch Road. Bellsouth has offered the County \$1,000.00 for acquisition of the easement. Mr.

McSwain reported it would require three readings and a public hearing because it involves property transaction.

Mr. Pearce moved, seconded by Ms. Scott, to forward to full Council with a recommendation for First Reading approval. The vote in favor was unanimous.

b. Arbor Hills Drainage Project

Mr. McSwain stated this is a request for consideration of bids for construction of the project. He stated the County can stay within the budgeted amount of \$302,000.00. He stated the lowest base bid, plus alternate, was Newman Construction Company with a total bid of \$279,280.00.

A discussion took place.

Mr. Pearce directed staff to attach miniature maps to projects in the future, pinpointing where the neighborhood is.

Ms. Tillis moved, seconded by Mr. Pearce, to forward to full Council for approval. The vote in favor was unanimous.

c. Cooper Road Paving Project

Mr. McSwain stated this particular road is the next road on the priority list.

Ms. Scott requested a work session regarding the paving project and the issue of the priority list.

Mr. Tuten stated the committee that was performed before (consisting of Mr. Meetze, Ms. Brill, Ms. Scott and Mr. Tuten), met several times, but never could come together on a criteria that could be brought forward.

Mr. McSwain stated a meeting will be scheduled and Council can give staff direction on the issue and then move forward.

Ms. Scott requested for no roads to be paved until the criteria is decided.

Ms. Scott moved, seconded by Ms. Tillis, to table this issue until a criteria is decided upon before 30 days.

Ms. Tillis inquired about the number of priority lists. Mr. Chris Eversmann, Public Works Director, stated he would outline a four-year program for Council. He stated there is a single priority list.

After discussion, Ms. Scott withdrew her motion.

Mr. McSwain suggested for the committee to forward this item to full Council agenda without recommendation. He also stated if the sub-committee (Ms. Scott, Mr. Tuten, Ms. Brill and Mr. Meetze) have not yet finalized work, it could be deferred to the February 19th meeting which would be within the 30-day period.

Mr. McEachern requested to know what the decision was that Council previously made on this issue. He suggested forwarding this item to the February 19th meeting so staff and the sub-committee would have more time to work on this issue.

Ms. Scott moved, seconded by Mr. Meetze, to forward this issue to full Council on February 19th without a recommendation. The vote in favor was unanimous.

d. Community Care Home Applications

- 1. 317 Everette Street, 29223**
- 2. 1021 Fiske Street, 29203**
- 3. 117 Camp Agape Road, 29016**
- 4. 9882 Windsor Lake Boulevard, 29223**

Mr. McSwain stated the Council does not have a final decision in this matter, but it could be accepted or rejected or the Council. He stated if the locations are accepted and approved, the process would go forward, but if it is rejected, then one person would have to be nominated to meet with the applicant and those two select a third person to review alternate sites. Mr. McSwain stated if that was not successful, then the original site would be approved.

Mr. McEachern requested for the Committee to reject the Everette Street address because the community has been fighting this issue continuously.

A discussion took place regarding the process.

Mr. Livingston stated when this issue come up again he strongly recommends for administration to inform applicants of incomplete applications in the future.

Ms. Tillis moved, seconded by Ms. Scott, to defer this issue to the next D&S Committee meeting so that the petitions' legal standing may be clarified and the petitions completed if necessary. The vote in favor was unanimous.

E. Ordinance Amendment Regarding Landfills: Chapter 12

Ms. Amelia Linder, Staff Attorney, stated the draft is based on language that staff and Mr. Tuten have been working on. She stated the definition of agriculture was changed to make it more clearer.

Ms. Linder stated the primary differences in this draft and the one that was received initially at third reading is that any legal nonconforming use that would result from the enactment of this ordinance would be required within a 90-day period of time before coming to Council to apply for a permit. She stated the other difference is the elimination of the ability to use structural fill or construction debris fill to fill in low lying areas. She stated they took out structural fill and replaced it with beneficial fill which is plain dirt rock and sand.

Ms. Linder stated citizens have raised concerns about if a person owns their own land and is doing work on their own land, would the person be allowed to dispose of the debris on their own property.

Mr. Meetze wanted know if the following language would protect International Paper: if a person owns the land they can do what they want to on that land, but they cannot bring in anything else from anyone else's land.

A discussion took place.

Mr. Meetze requested for Rocky Archer, Stormwater Manager, to be present at the next Council meeting.

Ms. Scott moved, seconded by Ms. Tillis, to defer this item.

Mr. Meetze made a substitute motion with no recommendation.

Mr. Larry Smith, County Attorney, stated the main motion was for a deferral. He stated the committee needed to vote on the deferral first.

The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Scott	Meetze
Tillis	Pearce
	Brill

The motion failed.

Mr. Meetze moved, seconded by _____ to forward to full Council with a recommendation for approval and a public hearing.

II. Items Pending Analysis

a. Solid Waste Collection Contracts

Mr. McSwain stated this item is pending.

III. Items for Information/Discussion

There were no items for information or discussion.

ADJOURNMENT

The meeting adjourned at approximately 6:20 p.m.

Submitted by,

Susan Brill
Chair

The minutes were transcribed by Marsheika G. Martin