

# RICHLAND COUNTY COUNCIL

## SOUTH CAROLINA

### REGULAR SESSION MEETING

November 1, 2016  
6:00 PM  
County Council Chambers

*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. Rush called the meeting to order at approximately 6:00 PM

#### INVOCATION

The Invocation was led by the Honorable Bill Malinowski

#### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Bill Malinowski

#### APPROVAL OF MINUTES

- a. **Regular Session: October 18, 2016** – Mr. Manning moved, seconded by Mr. Livingston, to approve the minutes as distributed. The vote in favor was unanimous.
- b. **Zoning Public Hearing: October 25, 2016** – Ms. Dixon moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

#### ADOPTION OF AGENDA

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

#### REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION

Mr. Smith stated the following items were potential Executive Session Items:

- a. **Personnel Matter**



#### Committee Members Present

Torrey Rush, Chair  
Greg Pearce, Vice Chair  
Joyce Dickerson  
Julie-Ann Dixon  
Norman Jackson  
Damon Jeter  
Paul Livingston  
Bill Malinowski  
Jim Manning  
Dalhi Myers  
Seth Rose

#### Others Present:

Gerald Seals  
Kimberly Roberts  
Daniel Driggers  
Michelle Onley  
Tracy Hegler  
Jeff Ruble  
Quinton Epps  
Geo Price  
Brandon Madden  
Larry Smith  
Brad Farrar  
Christy Swofford  
Ismail Ozbek  
Dwight Hanna  
Beverly Harris  
Janelle Ellis  
Donald Woodward  
Donny Phipps  
Rudy Curtis  
Michael Byrd  
Brenda Parnell  
Valeria Jackson

**CITIZENS' INPUT  
(For Items on the Agenda Not Requiring a Public Hearing)**

No one signed up to speak.

**REPORT OF THE COUNTY ADMINISTRATOR**

No report was given.

**REPORT OF THE CLERK OF COUNCIL**

- a. **REMINDER: Columbia Urban League Dinner, Thursday, November 3<sup>rd</sup>, 6:00 p.m., Columbia Metropolitan Convention Center** – Ms. Onley reminded Council of the upcoming Columbia Urban League Dinner on November 3<sup>rd</sup>.
- b. **REMINDER: VC Summer Tour, Wednesday, November 9<sup>th</sup>, 10:00 a.m., Jenkinsville, SC** – Ms. Onley reminded Council of the upcoming VC Summer Tour on November 9<sup>th</sup>.
- c. **REMINDER: EngenuitySC "Ignite", Wednesday, November 16<sup>th</sup>, 5:15 p.m. Bull Street Commons** – Ms. Onley reminded Council of the upcoming Engenuity "Ignite" event on November 16<sup>th</sup>.
- d. **2017 County Council Meeting Schedule** – Ms. Dixon moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

**REPORT OF THE CHAIR**

- a. **Personnel Matter** – This item was taken up in Executive Session.
- b. **FY17 – District 10 H-Tax Allocations** –

**FOR                      AGAINST**

Rose  
Malinowski  
Dixon  
Jackson  
Pearce  
Rush  
Livingston  
Dickerson  
Myers  
Manning

The vote was unanimous to approve the Hospitality Tax allocation for District 10 in the amount of \$137,500.

### OPEN/CLOSE PUBLIC HEARINGS

- Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a credit agreement to provide for special source revenue credits to [Project Alimex]; and other related matters – No one signed up to speak.

### APPROVAL OF CONSENT ITEMS

- 16-028MA, Desta Nelson, RU to NC (1.68 Acres), 4000 Leesburg Road, 25000-01-04A(p) [SECOND READING]
- 16-030MA, Arthur Bush, RU to OI (17 Acres), 424 Lee Road, 20300-02-45 [SECOND READING]
- Emergency Services Department: Fire Hose and Equipment Purchase
- Conservation Department: Acceptance of Donated Property
- Building Inspections: Intergovernmental Agreement between Richland County and the Town of Eastover
- Professional Services/Airport Work Authorization
- Public Defender's Office: Approval of New Attorney I Positions
- Intergovernmental Agreement with the City of Columbia *{This item was reconsidered at the November 15, 2016 Council meeting}*
- Community Development: Approval of Additional County Positions

Ms. Dickerson moved, seconded by Ms. Dixon, to approve the consent items. The vote in favor was unanimous.

### THIRD READING

**An Ordinance Authorizing the execution and delivery of a fee in lieu of tax agreement by and between Richland County and China Jushi USA Corporation (Project Giant) (the "Company"); the execution and delivery of an infrastructure finance agreement by and between Richland County and the Company; the execution and delivery of such documents as may be necessary to effect the intent of this ordinance; and other matters related thereto** – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item.

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<b><u>FOR</u></b>	<b><u>AGAINST</u></b>
Rose	
Malinowski	
Dixon	
Jackson	
Pearce	
Rush	
Livingston	
Dickerson	
Myers	
Manning	

The vote in favor was unanimous.

**16-023MA, Debbie Nix, RS-MD to OI (3.17 Acres), 806 Universal Drive, 19106-06-01** – Ms. Dixon moved, seconded by Ms. Dickerson, to approve this item.

<b><u>FOR</u></b>	<b><u>AGAINST</u></b>
Rose	
Malinowski	
Dixon	
Jackson	
Pearce	
Rush	
Livingston	
Dickerson	
Myers	
Manning	

The vote in favor was unanimous.

**16-026MA, David Tuttle, M-1/RS-LD to PDD (33.88 Acres), Roseberry Lane, 22807-01-04** – Ms. Dixon moved, seconded by Ms. Dickerson, to approve this item.

<b><u>FOR</u></b>	<b><u>AGAINST</u></b>
Rose	
Malinowski	
Dixon	
Jackson	
Pearce	
Rush	
Livingston	
Dickerson	
Myers	
Manning	

The vote in favor was unanimous.

## SECOND READING

**Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a credit agreement to provide for special source revenue credits to [Project Alimex]; and other related matters** – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

**An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; so as to change the uses of “Restaurants, Cafeterias” and “Restaurants, Full Service (Dine-In)”;** **from permitted to ones with special requirements; and to add a new use of “Restaurants, Limited Service (Dine-In)” with special requirements** – Ms. Dickerson moved, seconded by Ms. Dixon, to approve this item. The vote in favor was unanimous.

**POINT OF PERSONAL PRIVILEGE** – Ms. Dixon recognized Mr. Ray for his family’s endeavors to keep Richland County free of debris on the roadways.

## REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

**Emergency Services Department – Hazard Mitigation Plan** – Ms. Dixon stated the committee recommended approval of this item. The vote in favor was unanimous.

**Planning Department: Selection of Consultant for the Rewrite of the Richland County Land Development Code and Zoning Regulations** – Ms. Dixon stated the committee recommended approval of this item. The vote in favor was unanimous.

## REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

**Department of Public Works – Dawson Pond Dam Repair Project** – Mr. Livingston moved, seconded by Ms. Dixon, to approve this item.

### **FOR**

Rose  
Dixon  
Jackson  
Pearce  
Rush  
Livingston  
Dickerson  
Myers  
Manning

### **AGAINST**

Malinowski

The vote was in favor.

Mr. Pearce moved, seconded by Ms. Dixon, to reconsider this item. The motion for reconsideration failed.

**Solicitor's Office: Approval of Body Worn Camera Grant Award** – Ms. Dickerson moved, seconded by Ms. Dixon, to approve this item.

<b><u>FOR</u></b>	<b><u>AGAINST</u></b>
Rose	
Malinowski	
Dixon	
Jackson	
Pearce	
Rush	
Livingston	
Dickerson	
Myers	
Manning	

Ms. Dickerson moved, seconded by Ms. Dixon, to reconsider this item. The motion for reconsideration failed.

### **REPORT OF ECONOMIC DEVELOPMENT COMMITTEE**

**An Ordinance Authorizing the First Amendment of that certain fee agreement by and between Richland County, South Carolina and Sensor Electronic Technology, Inc., relating to, without limitation, extension of the completion date to allow for continuing and further investment in the project and other related matters [FIRST READING]** – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.

### **REPORT OF RULES AND APPOINTMENTS COMMITTEE**

#### **I. NOTIFICATION OF VACANCIES**

- a. **Employee Grievance – 1** – Mr. Malinowski stated the committee recommended re-appointing Ms. Barbara C. White. The vote in favor was unanimous.
- b. **Central Midlands Regional Transit Authority Board – 1** – Mr. Malinowski stated the committee recommended appointing Mr. Roger Leaks, Jr. The vote in favor was unanimous.

### **REPORT OF THE DSS FACILITY AD HOC COMMITTEE**

**HVAC Replacement at DSS Facility** – Mr. Rush stated the committee recommended awarding the contract to Johnson Control, Inc. The vote in favor was unanimous.

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## REPORT OF THE OFFICE OF SMALL BUSINESS OPPORTUNITY AD HOC COMMITTEE

**An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; so as to remove the Division of Procurement known as the Office of Small Business Opportunity [FIRST READING]** – Mr. Manning stated the committee recommended approval of this item for First Reading and to instruct Legal to review and clarify the language of the ordinance prior to Second Reading. The vote in favor was unanimous.

### OTHER ITEMS

**Curbside Collection Hauler Contracts for Areas 3 & 6** – Mr. Manning moved, seconded by Ms. Dixon, to approve this item.

<b><u>FOR</u></b>	<b><u>AGAINST</u></b>
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Rose	
Malinowski	
Dixon	
Jackson	
Pearce	
Rush	
Livingston	
Dickerson	
Myers	
Manning	

The vote in favor was unanimous.

Mr. Manning moved, seconded by Ms. Dixon, to reconsider this item. The motion for reconsideration failed.

**In support of the issuance by the South Carolina Jobs Economic Development Authority of its Economic Development Revenue Bonds (Green Midlands, LLC Project), in one or more series, pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$13,875,000** – Ms. Dixon moved, seconded by Mr. Malinowski, to approve this item.

**FOR**

Rose  
Malinowski  
Dixon  
Jackson  
Pearce  
Rush  
Livingston  
Dickerson  
Myers  
Manning

**AGAINST**

The vote in favor was unanimous.

Ms. Dixon moved, seconded by Mr. Malinowski, to reconsider this item. The motion for reconsideration failed.

**CITIZENS' INPUT  
(Must Pertain to Items Not on the Agenda)**

Mr. Helen Taylor Bradley spoke regarding the Lower Richland Sewer Project and thanked Ms. Myers for her contribution to the district since being elected to office.

Mr. Lavar Jones spoke in favor of the body camera initiative.

**EXECUTIVE SESSION**

*Council went into Executive Session at approximately 6:35 p.m.  
and came out at approximately 6:52 p.m.*

- a. **Personnel Matter** – No action was taken.

**MOTION PERIOD**

- a. **Move that Council explore the potential construction of a new Richland County Judicial Center [LIVINGSTON, MANNING, PEARCE, ROSE, DICKERSON, MYERS and DIXON]** – This item was referred to the Courthouse Ad Hoc Committee.

**ADJOURNMENT**

The meeting adjourned at approximately 6:54 PM.



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Torrey Rush, Chair

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Greg Pearce, Vice-Chair

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Damon Jeter

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Paul Livingston

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Bill Malinowski

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Jim Manning

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Dalhi Myers

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Seth Rose

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