

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, DEEMBER 5, 2006 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.

MEMBERS PRESENT:

Chair	Anthony G. Mizzell
Vice Chair	L. Gregory Pearce, Jr.
Member	Valerie Hutchinson
Member	Joseph McEachern
Member	Mike Montgomery
Member	Doris Corley
Member	Paul Livingston
Member	Joyce Dickerson
Member	Kit Smith
Member	Bernice G. Scott
Member	Damon Jeter

OTHERS PRESENT – Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Larry Smith, Amelia Linder, Anna Almeida, Michael Criss, Jennie Sherry-Linder, Chief Harrell, Stephany Snowden, Joe Cronin, Daniel Driggers, Audrey Shifflett, Teresa Smith, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:02 p.m.

INVOCATION

The Invocation was given by the Honorable Joyce Dickerson

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Joyce Dickerson

PRESENTATIONS

Sally Roach, Executive Director, Township Auditorium – Ms. Smith moved, seconded by Ms. Scott, to waive the rules and allow more than five minutes for the Township presentation. The vote in favor was unanimous.

Sally Roach gave a brief presentation regarding the needed renovations to the Township Auditorium.

ADOPTION OF AGENDA

Mr. Mizzell stated that the Appearance Counts Award presentation needed to be added to the agenda.

Ms. Smith stated that 4.h. should not be listed as consent because it was defeated in committee.

POINT OF ORDER: Mr. Pearce inquired if 4.h. should be listed on the agenda.

Ms. Finch stated that the public hearing item was incorrectly listed as 3.b. It should have been 4.d. instead.

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

Appearance Counts Award Presentations – Ms. Hutchinson and the Office of Public Information presented the certificates to the winners.

POINT OF PERSONAL PRIVILEGE: Mr. Pearce recognized that Joe Pinner and his wife were in the audience.

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: November 21, 2006 – Ms. Scott moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

Special Called Meeting: November 27, 2006 – Mr. Pearce moved, seconded by Ms. Hutchinson, to approve the minute as distributed. The vote in favor was unanimous.

Zoning Public Hearing: November 28, 2006 – Mr. McEachern moved, seconded by Mr. Montgomery, to approve the minute as distributed. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

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

- a. **Personnel Matter: County Administrator Candidates**
- b. **Contractual Matter: MOU with CMRTA**
- c. **Pending Litigation: Richland Northeast Sanitary Landfill vs. Richland County**

Mr. McEachern moved, seconded by Ms. Scott, to move Executive Session until after Citizen's Input. The vote in favor was unanimous.

REPORT OF THE COUNTY ADMINISTRATOR

Vista TIF – Mr. Pope stated that staff was following the direction of Council. The City of Columbia has given the first of two readings to the companion ordinance and staff is proceeding with legal staff per the direction of Council.

Retreat Location – Mr. Pope stated that staff has researched the following out of town locations where the 2007 Council Retreat could be held: Palm Key, Clemson University Conference Center, and Hickory Knob State Park. Mr. Pope stated that Hickory Knob seemed to be the most acceptable location. Staff has also researched the following local locations: Congaree National Park, Sesquicentennial State Park, and Sandhills Research Center.

Ms. Smith moved, seconded by Ms. Scott, to take this item up during the motion period.

POINT OF PERSONAL PRIVILEGE: Mr. Mizzell recognized that Councilman-Elect Norman Jackson was in the audience.

REPORT OF THE CLERK OF COUNCIL

December 19th Meeting – Ms. Finch stated that she needed guidance from Council regarding the meeting on December 19th.

January Meeting – Ms. Finch stated that the first scheduled meeting for January would be January 2nd. Ms. Finch needed direction from Council on whether they wished to meet on this date or move the first meeting and swearing in ceremony until January 9th.

NaCo Legislative Conference – Ms. Finch stated that the NaCo Legislative Conference is scheduled for March 3-7, 2007 in Washington, D.C.. Council members were asked to contact Ms. Finch if they wished to attend this conference.

Agenda Software Demonstration – Ms. Finch stated that there would be an agenda software demonstration on December 18th at 9:00 a.m.

REPORT OF THE CHAIRMAN

No report was given.

PUBLIC HEARING ITEMS

Mr. Mizzell opened the floor to the following public hearings:

- **Public Hearing and Resolution in Support of JEDA Bond Issue for Palmetto Health Alliance** – No one signed up to speak.

The public hearing was closed.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Scott, to approve the following consent items:

- **Ordinance to Amend the Terms for LRADAC Board of Directors** [Third Reading]
- **06-58MA, Frank Casen, RU to RS-MD, Residential Use, 03500-04-09, Old Tamah Road** [Second Reading]
- **Solid Waste Collector Rate Increase and Contract Extension for Service Areas One (Allwaste Services, Inc.), Three (Southland Sanitation, Inc.) and Four (Whitaker Container Services)**
- **Information Technology: Intergovernmental Agreement between Richland County and Lexington County for Register of Deeds Software Licensing**
- **Information Technology: Approval of Multi-County MOU for Software Sharing**
- **City-County Homelessness Subcommittee**
- **Midlands Area Consortium for the Homeless Request for Funding (\$5,000)**
- **December D&S Committee Meeting Date**
- **Approval of Homeless Management Information Systems (HMIS) Grants**
- **Farmers' Market Independent Construction Manager**
- **Public Hearing and Resolution in Support of JEDA Bond Issue for Palmetto Health Alliance**
- **Industrial Park Account: Budget Amendment (\$50,000)**
- **Software Purchase for Human Resources/Finance**
- **Microsoft Licensing**
- **December A&F Committee Meeting Date**

Ms. Hutchinson moved, seconded by Mr. Montgomery, to approve the consent items.

THIRD READING ITEMS

06-50MA, Brantley Manor, RS-LD to RU, Bed & Breakfast, 02307-01-07, 10 Leitner Point –

Ms. Hutchinson moved, seconded by Mr. Pearce, to defer this item until the December 19th meeting.

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

The vote was in favor.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-104, FP Floodplain Overlay District; Subsection (B), Applicability/Establishment; so as to Adopt the 1995 Base Flood Elevations Along the Congaree River – Mr. McEachern moved, seconded by Mr. Jeter, to approve this item. A discussion took place.

Mr. Pearce made a substitute motion, seconded by Ms. Scott, to add this item to Executive Session and defer action until after Executive Session. The vote in favor was unanimous.

SECOND READING ITEMS

06-38MA, Boyleston Plantation, RU to PDD, Mixed Use Development, 14600-03-27/43/44, Wilson Blvd., Blythewood – Mr. McEachern moved, seconded by Ms. Scott, to approve this item with the ordinance to be amended to reflect the provisions as they are stated in the November 28, 2006 minutes. A discussion took place. The vote was in favor.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Assessor's Office: Budget Amendment to Increase the Starting Salary for the Vacant Appraiser I Position and Funding for an Additional Appraiser I Position – Ms. Smith moved, seconded by Ms. Scott, to approve this item.

Ms. Smith withdrew her motion. A discussion took place.

Ms. Scott moved, seconded by Ms. Corley, to approve this item. A discussion took place.

The vote in favor was unanimous.

Funding for Columbia City Ballet (\$5,000) – Ms. Smith stated that this item had been defeated in committee and therefore should not have been on the agenda.

Funding for All-American Community Idol/Columbia Festival of Arts (\$159,000) – Mr. Livingston moved, seconded by Ms. Smith, to approve this item. A discussion took place.

Mr. Livingston withdrew the motion.

Mr. Pearce moved, seconded by Mr. Jeter, to not sponsor a specific event and appropriate \$50,000 from undesignated Hospitality Tax funds to assist the festival. A discussion took place.

Ms. Scott made a substitute motion, seconded by Ms. Dickerson, to appropriate \$155,000 for the festival. A discussion took place.

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

The substitute motion failed.

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

The motion appropriating \$50,000 from undesignated Hospitality Tax funds to assist the festival passed.

Report from Work Session on Recreation Complex in Northern Richland County (Hospitality Tax Ordinance Prescribed Project): Task 2

– Ms. Smith moved, seconded by Mr. Livingston, to name Mr. McEachern, Ms. Hutchinson, Mr. Montgomery, Ms. Dickerson, Mr. Livingston and Mr. Jeter to a task force to work with staff and the consultants to guide the work of the consultants and to keep Council fully informed; that a land use plan be developed based on the potential activities sheet that was developed and would involve softball, baseball, soccer, basketball, football, walking, biking, outdoor multi-purpose space, amphitheater, playground and parking and that private uses to be considered are a water park and a competitive and leisure pool; and direct the task force and consultants to collaborate with other entities in Richland County, such as—the Columbia Regional Sports Council, the Recreation Commission and the school districts.

Potential Bond Items – Ms. Scott moved, seconded by Ms. Dickerson, to approve proposal 2a. A discussion took place.

Ms. Smith offered the following friendly amendment: to initiate an MOU with Project Pet for Council's review, to initiate the bond ordinance pertaining to the County-owned animal care facility and Project Pet arrangement and that the issue of ownership of the Project Pet property be resolved as a part of the MOU agreement. Ms. Scott and Ms. Dickerson accepted the amendments. A discussion took place.

Mr. Mizzell offered the following amendment: to not delay the public safety buildings and operations. Ms. Scott and Ms. Dickerson accepted the amendments. A discussion took place.

The vote was in favor.

Ms. Smith moved, seconded by Mr. Pearce, to appropriate \$1,025,000 in two payments from the fund balance of the Hospitality Tax fund for the Woodrow Wilson renovations. A discussion took place. The vote in favor was unanimous.

Ms. Smith moved, seconded by Mr. Livingston, to authorize staff to work on a bond not to exceed \$12,000,000 for the Township Auditorium. A discussion took place.

Mr. Pearce requested the following amendment: to send a letter to the City of Columbia to respectfully terminate the memorandum of agreement with them and terminate their appointments to the Board. Ms. Smith accepted the amendment.

A discussion took place.

Mr. Livingston called for the question, seconded by Ms. Scott. The vote was in favor.

The vote on the main motion was in favor. Mr. Montgomery and Ms. Hutchinson voted against this item.

APPROVAL OF RESOLUTIONS TO APPOINT AND COMMISSION CODE ENFORCEMENT OFFICERS

Hayward S. Thrower – Ms. Scott moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Jennifer C. Stewart – Ms. Scott moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

CITIZEN'S INPUT

No one signed up to speak.

EXECUTIVE SESSION ITEMS

- a. **Personnel Matter: County Administrator Candidates** – Mr. Mizzell stated that meetings will be posted for December 18th and/or 19th at a place to be determined with the prospective candidates for County Administrator.
- b. **Contractual Matter: MOU with CMRTA** – No action was taken.
- c. **Pending Litigation—Richland Northeast Sanitary Landfill vs. Richland County**
– No action taken.
- d. **Floodplain Overlay District** – Mr. Montgomery moved, seconded by Mr. McEachern, to approve this item. The vote was in favor. Ms. Scott voted against this item.

Mr. Pearce moved, seconded by Mr. Livingston, to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 8:44 p.m. and came out at approximately 9:30 p.m.
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Ms. Scott moved, seconded by Ms. Dickerson, to come out of Executive Session. The vote in favor was unanimous.

MOTION PERIOD

December 19th Meeting – Mr. Mizzell suggested that the regularly scheduled meeting for December 19th be held. A discussion took place. The December 19th date was confirmed.

Retreat Location and Prospective Dates – Ms. Smith moved, seconded by Mr. Pearce, to hold the 2007 Council Retreat at Hickory Knob State Park on January 11-13th or January 18-20th. The preferred date would be January 18-20th. The vote in favor was unanimous.

Blythewood Bengals Resolution – Mr. McEachern moved, seconded by Ms. Dickerson, to adopt a resolution for the Blythewood Bengals. The vote in favor was unanimous.

Congressman Jim Clyburn Resolution – Mr. McEachern moved, seconded Ms. Scott, to adopt a resolution for Congressman Jim Clyburn on becoming Majority Whip. The vote in favor was unanimous.

Strategic Planning Consultant – Ms. Smith forwarded to the D&S Committee a proposal to engage a consultant to work with the Richland County Recreation Commission to develop a strategic plan and an operational agreement.

January Meeting Date – Mr. Pearce moved, seconded by Ms. Scott, to hold the first meeting in January on January 9th, but the newly elected council members may be sworn in prior to the January 9th meeting. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 9:45 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 Michelle M. Onley