

RICHLAND COUNTY COUNCIL RULES AND APPOINTMENTS

Valerie Hutchinson	Bill Malinowski, Chair	Gwendolyn Davis Kennedy
District 9	District 1	District 7

NOVEMBER 1, 2011 4:00 PM

Administration

CALL TO ORDER

Approval Of Minutes

1. October 18, 2011 [PAGES 4-5]

Adoption Of Agenda

2.

Interviews

- 3. Accommodations Tax Committee-2 (need one person from Hospitality and one person from Lodging) [no applications were received]
- **4.** Appearance Commission-2 (need a licensed horticulturalist and landscaper) [no applications were received]
- 5. Board of Assessment Control-1 [no applications were received]
- 6. Board of Zoning Adjustments and Appeals-4 [applications were received from Joshua A. McDuffie*; Elaine T. Perrine; Torrey Rush*; William Smith*; Mike Spearman] [PAGES 10-20]
- 7. Building Codes Board of Adjustments and Appeals-3 (needed, one licensed electrician and two from the fire protection industry) [no applications were received]
- **8.** Business Service Center Appeals Board-1 (CPA preferred) [no applications were received]
- 9. Internal Audit Committee-1 [no applications were received]
- 10. Music Festival Board-2 [applications were received from Jan Baker*; Gerron Cunningham] [PAGES 24-29]

Items For Action

11. When speaking during the citizen's input portion of council meetings, persons currently serving on Richland County Commissions of any kind are not allowed to use their title or the commission name unless they have received unanimous consent from the commission to do so [MALINOWSKI] [PAGES 30-32]

Adjournment



<u>Subject</u>

October 18, 2011 **[PAGES 4-5]**

Minutes of



RICHLAND COUNTY COUNCIL RULES AND APPOINTMENTS COMMITTEE OCTOBER 18, 2011 4:00 PM

MEMBERS PRESENT:

Member Chair, Bill Malinowski Member Valerie Hutchinson

Member Gwendolyn Davis Kennedy

ALSO PRESENT- Milton Pope, Paul Livingston, Larry Smith, Monique Walters

CALL TO ORDER

The meeting was called to order at approximately 4:07 p.m.

APPROVAL OF MINUTES

The minutes from October 4, 2011 were amended to reflect under the Hospitality Tax Committee, the Rules Committee recommended the position on the Hospitality Tax Committee be re-advertised to get more candidates.

ADOPTION OF AGENDA

The agenda was adopted as submitted.

INTERVIEWS

<u>Midlands Workforce Development Board-5 appointments [3 applications were received].</u> The following are recommended for appointment:

- a) TANF Agency, Allen Carter (application included)-Richland County DSS
- b) Vocational Education, Vann Gunter*- Midlands Technical College
- c) Education, David Prigge*- Richland School District One, CATE
- d) Community Action Agency, Julia Lawson (application included) Wateree Community Action Agency
- e) <u>Private Sector, Jeri Boysia*- Companion Property & Casualty Group;</u> Dennis Hunter (application included)-Manpower Group

The Committee accepted the recommendations of these candidates for appointment

ITEMS FOR ACTION

<u>CMRTA Nominees for appointment</u>- the Committee recommended this item be forwarded to Council for individual votes.

When speaking during the citizen's input portion of council meetings, persons currently serving on Richland County Commissions of any kind are not allowed to use their title or the commission name unless they have received unanimous consent from the commission to do so [MALINOWSKI] - the Committee kept this item in Committee for further review of the language.

ADJOURNMENT

The meeting was adjourned at approximately 4:22 pm

Minutes transcribed by Monique Walters

<u>Subject</u>

<u>Subject</u>

Accommodations Tax Committee-2 (need one person from Hospitality and one person from Lodging) [no applications were received]

Purpose

<u>Subject</u>

Appearance Commission-2 (need a licensed horticulturalist and landscaper) [no applications were received]

<u>Subject</u>

Board of Assessment Control-1 [no applications were received]

<u>Subject</u>

Board of Zoning Adjustments and Appeals-4 [applications were received from Joshua A. McDuffie*; Elaine T. Perrine; Torrey Rush*; William Smith*; Mike Spearman] **[PAGES 10-20]**

Purpose



Applicant must reside in Richland County.

Name: JoSHUA ALEX MCDJFEIE
Home Address: 2417 MARION STREET
Telephone: (home) 803 606 2015 (work) 803 895 4418
Office Address: 524 SHAW DR. STE 137 SHAW AFB, SC 29152
Email Address: joshua_mcduffie@yahoo.com
Educational Background: BA. MBA, PhD. GEOGRAPHY, USC
Professional Background: CIS, REAL ESTATE, GOVERNMENT
Male ✓ Female Age: 18-25 Over 50 Over 50
Name of Committee in which interested: BOARD OF ZONING APPEALS
Reason for interest: In TONING AND LAND DEVELOPMENT
Your characteristics/qualifications, which would be an asset to Committee, Board or
Commission:
KASWLEDGE OF ZONING, LAND USE & DEVELOPMENT, QUALITY OF LIRE
& CODE ENFORLEMENT, HONEST, PROFESSIONAL, FAIR, HARD WORKING
Presently serve on any County Committee, Board or Commission? Yes, Richard Co. 32 A
Any other information you wish to give?
Recommended by Council Member(s):
Hours willing to commit each month:

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. STATEMENT OF FINANCIAL OR PERSONAL INTERESTS Do you have any financial or personal interest in any business or corporation (profit or not-forprofit) that could be potentially affected by the actions of the Committee, Board or Commission? If so, describe: Applicant's Signature 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 ar	e current for o	ne year.	
		St	aff Use Only	*	
	Date Received:		Received by	:	
2	Date Sent to Council: _				11
2	Status of Application:	☐ Approved	☐ Denied	☐ On file	Item# 6 Attachment number 1
		Pag	e 12 of 32		Page 2 of 2



Applicant must reside in Richland County.

Name: Elaine T. Perrine
Home Address: 27 Richland Farms Rd., Hopkins, SC 29061
Telephone: (home) 776 - 9392 (work) <u>n/a</u>
Office Address:
Email Address: N/4
Educational Background: BA in Business Administration
Professional Background: Varied business/ public related employment (35+ yrs.)
Male Female Age: 18-25 COver 50 P
Name of Committee in which interested: Board of Zoning Appeals
Reason for interest: would like to represent the citizens of
Richland Cty. + reappointment if possible)
Your characteristics/qualifications, which would be an asset to Committee, Board or
Commission:
Served on BOZA 1994 to 2000, Nov. 2005 to Oct. 2011
Presently serve on any County Committee, Board or Commission? No - as of Oct 7, 2011
Any other information you wish to give? <u>Vesided in Richland Cty since 1980</u>
Recommended by Council Member(s): <u>Originally in 2005 by Tony Mizzell</u>
Hours willing to commit each month: <u>Necessary hrs. needed</u>

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1

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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.
<u>Yes</u>
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
f so, describe:
Applicant's Signature Date Quency 2011 Date
Return to: Clerk of Council, Post Office Box 192, Columbia, SC 29202. For information, call 576-2060.

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	St	aff Use Only		
Date Received:		Received by	:	
Date Sent to Council: _				
Status of Application:	☐ Approved	☐ Denied	☐ On file	Item# 6
	Dea	20 14 of 22		Attachmeht

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Applicant must reside in Richland County.

Name: Jorrey Rush
Home Address: 409 Burnwood Court Columbia, SC 29203
Telephone: (home) (803) 786-9101 (work) (803) 397-1203
Office Address: 1612 Marian Street Ste 312 Columbia, SC 29201
Email Address: torrey@edrushlle.com
Educational Background: B.S. Degree Liberty University
Professional Background: Commercial Real Estate
Male Female Age: 18-25 C 26-50 Over 50 C
Name of Committee in which interested: Board of Zoning Appeal
Reason for interest: To continue to move County torward.
Serve a successful tirst term
Your characteristics/qualifications, which would be an asset to Committee, Board or
Commission: I have been able to analyze cases and make
decisions base on our County Oridance
Presently serve on any County Committee, Board or Commission?
Any other information you wish to give? I am very interest in serving again
Recommended by Council Member(s):
Hours willing to commit each month: Time necessary to get job dang
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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.

checking yes does not automatically preclude yo	ou from consideration for appointment.				
<u>Yes</u>	No				
STATEMENT OF FINANCIAL OR PERSONAL INTERESTS					
	n any business or corporation (profit or not-for- actions of the Committee, Board or Commission?				
Yes	No				
If so, describe:					
1.0					
Applicant's Signature Da	7[14][[
	rn 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.

	St	aff Use Only		-
Date Received:		Received by	· •	
Date Sent to Council:				
Status of Application:	☐ Approved	☐ Denied	☐ On file	
		·		ltem#



Applicant must reside in Richland County.

Name: William Wallace Smith Sc.	
Home Address: 108 Birch flollow Dr. Columbia SC 29229	
Telephone: (home) 803-436-4923 (work) 803-446-9090	
Office Address: P. O Box 292215 Columbia SC 29229	
Email Address: Willestate @ gmail.com	
Educational Background:	
Professional Background: Real Estate, Finance,	
Male Female F Age: 18-25 F 26-50 Over 50 F	
Name of Committee in which interested: Board of Zonny Appeals	
Reason for interest: Term Renewal	
Your characteristics/qualifications, which would be an asset to Committee, Board or	
Commission:	
Experience from prior term, communication and problem	11-1
Solving Know how.	
Presently serve on any County Committee, Board or Commission?	
Any other information you wish to give? I Appreciate & Respect my position of Board.	the
Recommended by Council Member(s):	
Hours willing to commit each month:	
v	

CONFLICT OF INTEREST POLICY

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Review Date 10/24/11
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1

Item# 6

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.

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Have you been convicted or pled no co checking yes does not automatically pr	entest of a crime other than minor traffic violations; reclude you from consideration for appointment.
Yes	<u>No</u> X
STATEMENT OF FIN	NANCIAL OR PERSONAL INTERESTS
Do you have any financial or personal is profit) that could be potentially affected	interest in any business or corporation (profit or not-ford by the actions of the Committee, Board or Commission?
Yes	NoX
If so, describe:	
Applicant's Signature	<u>/0 - 20 - 2011</u> Date
	Return to:
	ormation, call 576-2060.
One form must be submitted for eac	th Committee, Board or Commission on which you wish to serve.
Application	ns are current for one year.
	Staff Use Only

Attachment number 4
Page 2 of 2

Item# 6

☐ Approved

Received by:

☐ Denied

On file

Date Received:

2

Date Sent to Council:

Status of Application:



Applicant must reside in Richland County.

Name: Mile Spearman
Home Address: 627 Teardrop Lane Cola SC 29229
Telephone: (home) $803 - 754 - 3840$ (work) N/A
Office Address:
Email Address: Spearman penelope Davi Com
Educational Background: Some College
Professional Background: Refired Land Use Inspector Code Entercement Officer
Male Female Age: 18-25 C 26-50 C Over 50
Name of Committee in which interested: Board of Zoning Appeals
Reason for interest: Worked in the Planning & Development service Dept.
since Aug. 1988 to Aug. 2011 (Refired)
Your characteristics/qualifications, which would be an asset to Committee, Board or
It would be an honor to serve on this Board, I would
bring over 20 years knowledge of Zoning experience it appointed.
Presently serve on any County Committee, Board or Commission?
Any other information you wish to give?
Recommended by Council Member(s):
Hours willing to commit each month: What Ever it talas

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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.

<u>Yes</u>	<u>No</u>	
STATEMENT O	F FINANCIAL OR PERSONAL INTERESTS	
Do you have any financial or perprofit) that could be potentially at	sonal interest in any business or corporation (profit or not ffected by the actions of the Committee, Board or Commi	-for- ssion?
Yes	No	
If so, describe:		
Mul	9/30/11	

Return to: Clerk of Council, Post Office Box 192, Columbia, SC 29202. For information, call 576-2060.

Date

Applicant's Signature

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

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	Date Received:		Received by	7*.	
2	Date Sent to Council: _				i
0.00	Status of Application:	☐ Approved	☐ Denied	☐ On file	ltem#

<u>Subject</u>

Building Codes Board of Adjustments and Appeals-3 (needed, one licensed electrician and two from the fire protection industry) [no applications were received]

Purpose

<u>Subject</u>

Business Service Center Appeals Board-1 (CPA preferred) [no applications were received]

<u>Subject</u>

Internal Audit Committee-1 [no applications were received]

<u>Subject</u>

Music Festival Board-2 [applications were received from Jan Baker*; Gerron Cunningham] [PAGES 24-29]



Applicant must reside in Richland County.

Name: Jan M. Baker						
Home Address: 1450 Wildflower Road, Blythewood, SC 29016						
Telephone: (home) (803) 786-7131 (work) (803) 777-7737						
Office Address: University of South Carolina, 701 Main Street, Columbia, SC 29208						
Email Address: jbaker7151@aol.com						
Educational Background: <u>BA, English, Winthrop University; JD, Univ. of S.C. School of Law</u>						
Professional Background: Attorney; Legal Writing Instructor (USC Law Faculty)						
Male Female Age: 18-25 26-50 Over 50						
Name of Committee in which interested: <u>Columbia Music Festival Association CMFA</u>)						
Reason for interest: <u>I currently serve as a County Appointee on the CMFA Board, and I have</u>						
enjoyed serving the community through this fine organization. The CMFA does a wonderful job						
of bringing the arts to the community. The citizens of Richland County are very fortunate to						
have access to such an engaging and creative venue. I would appreciate the opportunity to						
continue to work with this organization as a County Appointee.						
Your characteristics/qualifications, which would be an asset to Committee, Board or						
Commission:						
I believe my experience with CMFA and my support of its mission in Richland County are assets						
to the Association. I endeavor to continue as an ambassador to promote the good work of the						
CMFA.						
Presently serve on any County Committee, Board or Commission? Yes, current Richland County						
appointee on CMFA Board						
Any other information you wish to give? None						
Recommended by Council Member(s): Councilwoman Joyce Dickerson						

Hours willing to commit each month: <u>I am available as needed for meetings and CMFA</u> community events.

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No

X

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.

Vec

105	110 11
STATEMENT OF	FINANCIAL OR PERSONAL INTERESTS
• •	nal interest in any business or corporation (profit or not-for- cted by the actions of the Committee, Board or Commission?
Yes	<u>No</u> <u>X</u>
If so, describe: N/A	
Applicant's Signature	October 24, 2011 Date
Applicant's Signature	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:	☐ Approved	☐ Denied	☐ On file			



Applicant must reside in Richland County.

Name: Gerron Cunningham
Home Address: 300 Galbra 5+ 29209
Telephone: (home) $695-2800$ (work)
Office Address:
Email Address:
Educational Background: Dreher High class of 2000, Attended Midlunds Tech
Professional Background: Textile and Ware house work
Male ☐ Female ☐ Age: 18-25 ☐ 26-50 ☐ Over 50 ☐
Name of Committee in which interested: Music Festiva
Reason for interest: I want to be involved in bringing diverse
music to the people of Richland County
Your characteristics/qualifications, which would be an asset to Committee, Board or
Commission: I love Music and listening to all different types
- 16ve more are fistering to an airperent types
Presently serve on any County Committee, Board or Commission?
Any other information you wish to give?
Recommended by Council Member(s): Norman Jackson
Hours willing to commit each month: As Many as needed

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Item# 10

Attachment number 2 Page 2 of 2

Date Sent to Council:

Page 29 of 32

<u>Subject</u>

When speaking during the citizen's input portion of council meetings, persons currently serving on Richland County Commissions of any kind are not allowed to use their title or the commission name unless they have received unanimous consent from the commission to do so [MALINOWSKI] [PAGES 30-32]

Purpose

- 7) Report of County Administrator: The County Administrator shall make recommendations or announcements concerning county affairs; but no action shall be taken on any item without proper notice, except in case of extreme emergency.
- 8) Report of Clerk of Council: The Clerk of Council shall make announcements, if any, concerning county affairs.
- 8.5) Report of the Chair: The Chair of Council shall make announcements if any, concerning county affairs.
- 9) Presentations: The party requesting to make the presentation shall set forth 1) the name of the person, group, association or entity making the presentation, 2) the name and contact information for the presenter(s) of spokesperson(s) thereof, and 3) the substance of the presentation. Absent unusual circumstances, the request should be no more than one page in length and should be timely submitted (i.e., in advance of the agenda deadline for the meeting wherein the matter is intended to appear as a presentation "request") to the Clerk's Office. Presentations shall be limited to five (5) minutes per presentation, and shall be heard on the third Tuesday of the month. Presentations of time sensitive matters, as determined by the Chair or Vice-Chair in his absence, of Council may be heard at any regular of special called meeting of Council. All presentation, regardless of topic, shall be approved by the Chair before placement on any Council agenda. No presentation shall be heard which is not on the Council agenda prior to the start of the meeting. No more than three presentations will be allowed at each meeting. purpose of this rule is so that Council may plan its meetings accordingly, given the variety of presentations and lengths thereof, and to assess the merits of a given presentation. Presentations shall not be used to request funding or resources support from the County.
- Public Hearings: Each citizen who has "signed up" may speak to Council concerning an item for which there is a public hearing for up to 2 minutes; provided, however, the entire public hearing time for any one item shall not exceed 30 minutes. Any material that a citizen intends to present to Council, including audio and visual presentations, must be approved by the Clerk of Council prior to the meeting. Exceptions may be made with the consent of a simple majority of those Council members present. The Chair will request that in the event a citizen who has signed up to speak intends to speak, or does speak, on behalf of any group, association, community or anyone besides or in addition to himself or herself, that the speaker advise Council during his or her public hearing input of that fact, and name or identify anyone else for whom the citizen is speaking or represents.
- 11) Consent items: Items shall consist of those matters that do not require further discussion by Council that have been forwarded to Council by the unanimous vote of the Committee. Any member of Council can remove an item from the Consent Agenda prior to adoption of the agenda. The Chair has the discretion to place items on the Consent Agenda, if in the judgement of the Chair; those items are unlikely to be debated.
- 12) Third reading: final approval of Ordinances.
- 13) Second reading.

- Requests by Council members: items may include those that were defeated (or deferred beyond 90 days) by committee and reintroduced by three Council Members' signatures.
- 15) Second Citizen Input: Any citizen who wishes to introduce an item for consideration not currently under Council's consideration or bring a concern to Council's attention may speak for no more than two minutes; provided, however, the entire second citizen input time shall not last longer than 30 minutes. Items for which a public hearing is required or has been scheduled cannot be addressed at this time. Exceptions may be made with the consent of a simple majority of those Council members present. The Chair will request that in the event a citizen who has signed up to speak intends to speak, or does speak, on behalf of any group, association, community or anyone besides or in addition to himself or herself, that the speaker advise Council during his or her citizen input of that fact, and name or identify anyone else for whom the citizen is speaking or represents.
- 16) Second County Attorney's Report of Executive Session items: The County Attorney shall report on the remaining Executive Session items. Council shall move to take action or to receive as information each item that has been discussed in executive session.
- Motion period/Announcements: Any Council member may make an announcement or introduce an item (excluding resolutions) for referral to a Committee. However, any Council member wishing to make a motion during the "motion period" must have transmitted a written request to the Clerk's Office by the deadline for posting the agenda of a regularly scheduled meeting of Council in accordance with the South Carolina Freedom of Information Act (i.e., twenty-four hours prior to such meeting) so that the nature of the motion appears on the agenda. Motions for resolutions and ordinances may be referred to a Committee for further deliberation or, by unanimous consent, the resolution shall be deemed adopted or the ordinance may be sent forward for second reading. Further, any Council member may make a motion directing the county administrator to take action on a county-related matter; and upon approval of a majority of members present and voting, the county administrator shall act upon the directive given.

When referring an item to committee, a Council Member must specify the intent of his or her motion. The Council Member may:

- a) Refer an item to a committee for action.
- b) Refer an item to a committee for discussion.
- c) Refer an item to committee for the purpose of receiving information or an update from staff and/or legal.
- d) Refer an item to committee for a presentation.
- e) Any Council member may make a motion directing the county administrator to take action on a county-related matter; and upon approval of a majority of members present and voting, the county administrator shall act upon the directive given.