

**RICHLAND COUNTY COUNCIL  
REGULAR SESSION  
JULY 11, 2000  
6:00 P.M.**

**PRESENT:** Kit Smith, Chair; L. Gregory Pearce, Jr., Vice-Chair; Susan Brill; Paul Livingston; Stephen F. Morris; Anthony G. Mizzell; J.D. "Buddy" Meetze; Joseph McEachern; James Tuten; Bernice G. Scott; Thelma M. Tillis

**OTHERS PRESENT:** T. Cary McSwain, Michielle Cannon-Finch, Larry Smith, Tonya Dunham, Milton Pope, Tony McDonald, Marsheika Martin, Pam Davis, Monique Walters; Randy Jorgenson, Mullen Taylor, Tony Holden, Jocelyn Jennings, Dwight Hannah

**CALL TO ORDER**

The meeting started at approximately 6:04 p.m.

**INVOCATION**

The Invocation was given by the Honorable Jim Tuten.

**CITIZEN'S INPUT**

Mr. Billy Cate spoke "in favor" of the Open Burning Ordinance.  
Mr. Mark Kays spoke "in favor" of the Open Burning Ordinance.  
Ms. Pat Dorn spoke "in favor" of the Open Burning Ordinance.  
Mr. Yancey McLeod spoke "in favor" of the Open Burning Ordinance.  
Ms. Evelyn Bush spoke regarding minutes of June 27<sup>th</sup>.  
Ms. Carolyn Watkins spoke of concerns regarding the Palmetto Health Alliance.

**ADOPTION OF AGENDA**

Ms. Smith stated the Council is instituting a new process that was recommended by the Council at the Retreat in January. She stated the Rules Committed has worked on this and Council has adopted it. She stated the agenda would reflect Consent Items and this should move the meetings more efficiently. Ms. Smith stated this is not to keep the public out of any discussion or consideration.

Ms. Smith stated the Zoning Public Hearing minutes of June 27<sup>th</sup> needed to be added to the agenda, Consideration of the Consent Agenda as item-1, add First and Second Reading Items to the Consent Agenda.

Mr. Larry Smith stated Representative Jim Cotty wanted to speak to item 2-d (Ronald Safko).

Ms. Smith stated the Administrator's evaluation needed to be discussed in Executive Session.

Ms. Scott moved, seconded by Mr. Pearce, to adopt the agenda as amended. The vote in favor was unanimous.

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**UNITED WAY CERTIFICATES**

Mr. McSwain commended Ms. Jocelyn Jennings and Ms. Sandra Dickerson for their leadership. Certificates were presented to employees of the County for contributing to the United Way. Mr. McSwain stated the Detention Center did well this year.

The following employees received certificates:  
Dwight Hannah, Ethel Jivers, Troy Branham, Lloyce Nelson, Joe Bochenek, Vivian Coley, Ann Martin, Susan Crosby, Mina Edwards  
Gary Daniel

**APPROVAL OF MINUTES**

**June 20, 2000: Regular Session**

**June 27, 2000: Zoning Public Hearing**

Mr. Mizzell moved, seconded by Ms. Scott, to approve the above minutes. The vote in favor was unanimous.

**REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS**

**Contractual Matter**

Mr. Larry Smith, County Attorney, stated Richland County versus Wages, Contractual and Personnel Matters needed to be discussed in Executive Session.

**REPORT OF COUNTY ADMINISTRATOR**

**NACo**

Mr. T. Cary McSwain, County Administrator, stated the NACo meeting begins July 14<sup>th</sup>-18<sup>th</sup>.

**Media Training Workshop for Council**

Mr. McSwain stated media training workshops have been set up for issue development. He stated the media relations workshop is set up for Wednesday July 26 from and the videotaped interviews is scheduled for Thursday July 27 9-12p.m.

**CONSENT AGENDA ITEMS**

The following items were approved for Second Reading on the Consent Agenda:

- 00-35MA, Jimmy Brown, From RG-2 to C-3, TMS 14103-03-14, 4011 Baldwin Road
- 00-37MA, Bruce Shealy, From C-1 to M-1, TMS 14303-02-23, 7506 Wilson Blvd

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The following item were approved for First Reading on the Consent Agenda:

- An ordinance to amend the agreement for designation of the I-77 Corridor Regional Industrial Park Phase I between Fairfield and Richland Counties

The following Development and Services Committee items were approved on the Consent Agenda:

- Amendment to the Richland County Code – Approval of Isolated Lots
- Amendment to the Richland County Code – Adult Day Care Facilities
- Amendment to the Richland County Code – Animals and Fowl
- Approval of Purchase of Tandem Truck for Special Services
- Award of Contracts for the Paving of Thompson Harris and Richland Farms Road

The following Administration and Finance Committee items were approved on the Consent Agenda:

- Administration: County-wide Management Audit
- Auditor's Office: Purchase of Tax Notice Forms
- Procurement: Purchase of Lightbar Packages
- Information Technology: Long Distance Service Contract
- Sheriff's Department: Reverse 911 System
- Sheriff's Department: Fuelman of the Carolinas
- Sheriff's Department: SCANA Radio Service Contract Renewal
- Sheriff's Department: Motorola Radio Maintenance Contract Renewal
- Construction & Facilities Maintenance: HVAC Contract Renewal
- Emergency Services: Ambulance Remounting Contract Renewal
- Finance: Audit Services Contract Renewal
- Finance: Ambulance Fees Collection Contract Renewal
- Planning and Development: Resolution appointing Building official
- Risk Management: Property Insurance Contract Awards
- Library: Promissory Note for Operations

Mr. Pearce moved, seconded by Ms. Scott, to adopt all Consent Agenda Items. The vote in favor was unanimous.

**THIRD READING ITEMS**

**Ordinance authorizing Lease Agreement with Blue Cross and Blue Shield (PUBLIC HEARING)**

Ms. Smith stated no one signed up to speak to this item.

Mr. Morris moved, seconded by Ms. Tillis, to approve this item for Third Reading. The vote in favor was unanimous.

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**Budget Amendment Broad River Wastewater Treatment Plant [PUBLIC HEARING]**

Ms. Smith stated no one signed up to speak to the Public Hearing.

Mr. Morris moved, seconded by Mr. Tuten, to approve this item for Third Reading. The vote in favor was unanimous.

**SECOND READING ITEMS**

**00-38MA, Ronald Safko, From RU to PUD-1R, TMS 14800-05-24,25 & 27, 1024 Hollis Pond Road**

Mr. Morris moved, seconded by Mr. Mizzell, to waive Council Rules and allow Representative Jim Cotty to speak to this item.

Representative Jim Cotty requested Council to approve this item for Second Reading and to make this a part of the PUD agreement. He stated there would be a formalized signed copy of the agreement by Third Reading.

Mr. Morris moved, seconded by Ms. Scott, to approve this item for Second Reading with the incorporation of a PUD agreement subject to Legal's review and approval. The vote in favor was unanimous.

**99-025MA, Leonard Johnson, From RS-1 to C-3, TMS 07700-03-3 & 31, 933 Heyward Brockington Road**

Mr. McEachern moved, seconded by Mr. Mizzell, to approve this item for Second Reading with questions to be answered then.

Mr. Morris wants to know if the applicant can do what needs to be done with C-1 zoning.

The vote in favor was unanimous.

**REPORT OF DEVELOPMENT AND SERVICES COMMITTEE**

**Amendment to the Richland County Code – Board of Zoning Appeals**

The Committee recommended that Council approve First Reading of the ordinance amendment which would increase the membership of the Board of Zoning Appeals from five (5) to seven (7) members and amend the language to require tie votes to be deferred to the following meeting.

A discussion took place.

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The vote was as follows:

<u>Favor</u>	<u>Oppose</u>
Morris	Mizzell
Meetze	Smith
Pearce	
McEachern	
Brill	
Tuten	
Scott	
Tillis	

The motion passed.

**Amendment to the Richland County Code – Standards for  
Manufactured Homes**

The Committee recommended approve of this item for First Reading which would change the definition of “mobile home” to “manufactured home” and not permit the placement of mobile homes in Richland County that are not up to the HUD Code. The vote in favor was unanimous.

**Amendment to the Richland County Code – Open Burning  
Ordinance**

The Committee recommended that Council approve for First Reading of the ordinance amendment, which would allow for prescribed agricultural burning in rural areas and requested that the language be amended as needed for First Reading.

Mr. McSwain requested deferring this item until language can be worked on.

A discussion took place.

Ms. Scott moved, seconded by Mr. Morris, to give First Reading approval to this amendment with the addition of a provision stating that the ordinance does not apply to vegetative debris burning relating to forestry, wildlife, and agricultural burns as authorized by the S.C. Forestry Commission, and directed involved parties to resolve any differences prior to Third Reading.

Ms. Smith stated the homeowner needs to be represented in the dialogue.

A discussion took place.

The vote in favor of the motion was unanimous.

**Approval of Purchase of Road Maintenance Equipment**

The Committee recommended that Council approve the purchase of three (3) vibratory tandem rollers from Pioneers Machinery in the

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amount of #35,580.00 for the Public Works' Road Maintenance Division.

Mr. Meetze questioned the guarantee on the maintenance equipment. Mr. Meetze moved, seconded by Mr. Mizzell, to defer this item until his questions are answered. The vote in favor was unanimous.

**Award of Engineering Contract for Broad River Wastewater Plant Upgrade**

The Committee recommended that Council approve the award of contract for an amount not to exceed \$871,750.00 to Power Engineering contingent upon review and approval of the contract by the Legal Department and contingent upon Third Reading approval of the budget amendment for funding the upgrade.

Mr. McEachern moved, seconded by Ms. Tillis, to defer this item to the next Council meeting until more information is received. The vote in favor was unanimous.

**Authorization to Expend Comprehensive Planning Funds**

The committee recommended approval of expenditure of the remaining \$190,000.00 for the Comprehensive Plan implementation process and authorize the Executive Committee to assist the County in overseeing the expenditure of this money.

Mr. Tuten moved, seconded by Mr. Meetze, to add language to the committee's recommendation providing all of the county's resources be used and local consultants be given consideration before going outside the area. The vote in favor was unanimous.

**Contract Renewal with Waste Management, Inc.**

The Committee recommended that Council approves the renewal of contract with Waste Management, Inc. for municipal solid waste disposal services for the second five-year term.

Mr. McEachern moved, seconded by Ms. Tillis, to defer this item to the next Council meeting for further discussion. The motion for deferral failed.

A discussion took place.

Mr. McEachern moved, seconded by Mr. Pearce/Ms. Tillis, to defer to the next meeting. The vote in favor was unanimous.

**REPORT OF ADMINISTRATION AND FINANCE COMMITTEE**

**Recreation Commission: Amendment to the Bond Ordinance**

The committee forwarded this item to Council without recommendation.

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Ms. Scott moved, seconded by Mr. McEachern, to approve for First Reading an amendment of the 1997 Recreation Commission Bond Ordinance, which would change the use of \$264,608.00 designated for a neighborhood park in the North Carolina area to construction of a community center at LinRick Regional Park.

A discussion took place.

The vote in favor was unanimous.

**Legal: Ordinance Amendment regarding Business Licenses**

The Committee recommended First Reading approval to the deletion of section 16-17c in the Business License Ordinance.

Mr. Larry Smith, County Attorney, stated this ordinance provided a change allowing the prosecution of business license violations while matters are being appealed.

The vote in favor was unanimous.

**REPORT OF RULES AND APPOINTMENTS COMMITTEE**

**Appointments to Accommodations Tax Committee-3**

Mr. Pearce stated there are three vacancies to this committee with four applications received. Mr. Pearce stated that one of the applicants is not qualified for the seat.

Ms. Smith requested for the Clerk to contact the applicant and let her know why she was not qualified for the seat. Mr. Pearce requested for the Clerk's office to encourage the applicant to apply for another board.

Mr. Pearce moved, seconded by Mr. Mizzell, to appoint the following applicants to be elected to this particular committee:

Kay F. Ogburn  
Donna L. Rodgers  
John Whitehead

The vote in favor was unanimous.

**Appointments to the Board of Assessment Appeals-3**

Mr. Pearce stated there are three openings to this board with three applications received.

Mr. Morris moved, seconded by Mr. Meetze, to appoint the following persons to this particular board:

John C. Elkins  
Edward F. Killian, III  
John A. Saunders

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The vote in favor was unanimous.

**Appointments to Community Relations Council-2**

Mr. Pearce stated there are two openings to this Council with four applicants received.

The vote was as follows:

<u>B.J. Ellis</u>	<u>Andrea R. Johnson</u>	<u>Roxanne A. Rhodes</u>
Morris	Mizzell	Morris
Mizzell	Meetze	Pearce
Smith	Pearce	Meetze
	Smith	Brill
	McEachern	Tuten
	Brill	
	Tuten	
	Scott	
	Tillis	

Tonya D. Stevenson  
McEachern  
Scott  
Tillis

Ms. Michelle Cannon-Finch, Clerk of Council, stated Andrea R. Johnson and Roxanne A. Rhodes are appointed.

Ms. Smith stated the rules require for everyone to vote unless someone abstains. She requested for the votes to be retaken.

The vote was as follows:

<u>B.J. Ellis</u>	<u>Andrea R. Johnson</u>
Morris	Mizzell
Mizzell	Meetze
Smith	Pearce
	McEachern
	Brill
	Smith
	Tuten
	Scott
	Tillis

<u>Roxanne A. Rhodes</u>	<u>Tonya D. Stevenson</u>
Morris	McEachern
Meetze	Scott
Pearce	Tillis
Brill	
Tuten	

Ms. Smith stated Andrea R. Johnson and Roxanne A. Rhodes are elected.



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**Appointment to East Richland Public Service-1**

Mr. Pearce stated there is one opening on this board. He stated Mr. Robert D. Murphy and Mr. Terry Tsiantis withdrew their applications leaving three candidates.

David C. Burgis  
0

James E. Davis  
0

**O. Stanley "Chip" Smith, III**

Morris  
Mizzell  
Meetze  
Pearce  
Smith  
McEachern  
Brill  
Tuten  
Tillis  
Scott

Ms. Smith stated Mr. O. Stanley "Chip" Smith, III is elected to serve on this board.

**Appointment to Richland Memorial Hospital Board-1**

Mr. Pearce stated there is one opening to this board with three applicants.

Rudolph L. Wise  
Mizzell  
Meetze  
Pearce  
Smith  
McEachern  
Brill  
Tuten  
Scott  
Tillis

Robert E. Woodward  
Morris

Steven Ritter  
0

Ms. Smith stated Mr. Rudolph L. Wise was appointed to the board.

**CITIZEN'S INPUT**

Ms. Rose Alford spoke of concerns regarding non-existent sidewalks on the road leading up to the YMCA property and complained of car traffic.

There were members of the audience who wished to speak that did not sign up.

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Mr. Morris moved, seconded by Mr. Mizzell, to waive the rules and allow persons to speak who did not sign up. The vote in favor was unanimous.

The following persons spoke of water drainage problems and speeding in the Drexel Lake Community: Barbara Haley, Charles Clarkson, Issac Sutton and Josephine Prichard.

**MOTION PERIOD**

Ms. Brill requested the approval of a Proclamation commending the Spring Valley Garden Club and referred directly to the next Council Meeting.

Mr. Meetze requested Council and Legislative Delegation jointly meet to discuss issues of concern.

Mr. McEachern requested Proclamations to be adopted commending Dr. Andrew Chisolm and Ms. Bernice Skinner, to be presented at the next Council meeting.

Mr. Mizzell (Point of Personal Privilege) offered condolences to Mary Shiver on the loss of her husband and asked that Council keep his parents in their prayers for their house burned down and they lost everything.

Mr. Pearce announced that Council members are invited to visit the Congaree National Swamp on September 28<sup>th</sup>.

Mr. Meetze requested for staff to attend the meetings when items pertaining to their departments are on the agenda in case Councilmembers have questions.

**PRESENTATION: Palmetto Health Alliance**

Mr. Kester Freeman, Chief Executive Officer, presented information and insight concerning recent employee layoffs and financial difficulties at the Alliance. He stated most reductions were corporate staff and non-clinical staff. Mr. Freeman stated there is not a danger of providing quality care.

A discussion took place.

**EXECUTIVE SESSION ITEMS**

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 8:24 p.m.  
and came out at approximately 8:56 p.m.**  
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**Contractual Matter: Historic Homes**

Mr. Pearce moved, seconded by Ms. Scott, to authorize the Chair to execute a contractual agreement with the City of Columbia and the Historic Foundation for management of historic homes, provided that the insurance issue is resolved. The vote in favor was unanimous.

**Legal Matter: Wages vs. Richland County**

Mr. McEachern moved, seconded by Ms. Brill/Ms. Scott, to offer a final settlement as discussed in executive session. The vote was in favor. Ms. Smith and Mr. Morris opposed.

**Personnel Matter: Evaluation of County Administrator**

Ms. Smith stated forms were distributed to Council members and were collected from all but one to two Council members. She stated the Council's consultant would compile the forms and present a report to Council at a Special Called Meeting. Ms. Smith stated as soon as the presentation is made, the public would be notified.

No action was taken.

**ADJOURNMENT**

The meeting was adjourned at approximately 9:00 p.m.

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Kit Smith, Chair

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L. Gregory Pearce, Jr., Vice-Chair

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Susan Brill

\_\_\_\_\_  
Paul Livingston

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Joseph McEachern

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J.D. "Buddy" Meetze

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Anthony G. Mizzell

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Stephen F. Morris

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Bernice G. Scott

\_\_\_\_\_  
Thelma M. Tillis

\_\_\_\_\_  
James Tuten

The minutes were transcribed by Marsheika G. Martin