



Richland County Council

DEVELOPMENT AND SERVICES COMMITTEE

July 25, 2017 – 5:00 PM

Council Chambers

2020 Hampton Street, Columbia, SC 29201

COMMITTEE MEMBERS PRESENT: Seth Rose, Chair; Yvonne McBride, Gwen Kennedy, Chip Jackson, and Dalhi Myers

OTHERS PRESENT: Brandon Madden, Elizabeth McLean, Michelle Onley, Sandra Yudice, Tracy Hegler, Jamelle Ellis, Stacey Hamm, James Hayes, Jennifer Wladischkin, Nancy Stone-Collum, Art Braswell, Chris Eversmann, Shahid Khan, and Ismail Ozbek

1. **CALL TO ORDER** – Mr. Rose called the meeting to order at approximately 5:03 PM.
2. **APPROVAL OF MINUTES**
 - a. June 27, 2017 – Mr. C. Jackson moved, seconded by Ms. Myers, to approve the minutes as distributed. The vote in favor was unanimous.
3. **ADOPTION OF AGENDA** – Mr. C. Jackson moved, seconded by Ms. Myers, to adopt the agenda as published. The vote in favor was unanimous.
4. **ITEMS FOR ACTION**
 - a. Approval of Temporary Right-of-Way Agreement for Logging – Mr. Madden stated this item was before the committee in June. At which time it was deferred to allow for staff to meet with the impacted community. Staff has met with the stakeholders and is now before committee with a recommendation for approval to allow White Wood, Inc. to access the road to move the logs.

Ms. Myers moved, seconded by Mr. C. Jackson, to forward this item to Council with a recommendation to approve the request by White Wood, Inc. to use Mill Creek Club Road for a temporary, six-month right-of-way for logging operations. This would take the logging trucks off the road that runs through four properties, keeping it on county property with less impact to adjacent landowners. The vote in favor was unanimous.
 - b. If an employee is in need of sick leave, any employee can donate that leave to a specific person and not just a sharing pool [MALINOWSKI] – Mr. Madden stated this is a Council motion by Mr. Malinowski. The leave policy was included in the agenda packet. There is no staff recommendation, as this is a Council motion.

Mr. Rose suggested this item be held in committee and would like to hear the Human Resources Director thoughts on this matter. In addition, he would like to know how other jurisdictions handle similar situations.

Ms. Myers inquired about the impact, if any, on the person being able to return to his/her job. Does it exceed the FMLA allowable time? How long is too long for an employee to gone using this leave time? And, why is this benefit being held out instead of going into effect when they become eligible for other benefits?

Ms. McLean stated her understanding is that this is only going to change a sentence in the catastrophic leave policy, which presently states you cannot donate to no person specifically.

Ms. Myers suggested there be a sunset to how many times within a specific time period an employee can receive FMLA.

Mr. Malinowski inquired if the statements under the Final Recommendations were HR's recommendations.

Mr. Maddens stated those were some considerations from Human Resources and Finance.

Ms. Myers inquired if any tax consequences associated with this leave are taken into account.

Mr. Manning inquired as to why there was no one from the Human Resources Department present to address questions at tonight's committee meeting.

Mr. C. Jackson moved, seconded by Ms. Myers, to defer this item until the September D&S Committee meeting. The vote in favor was unanimous.

- c. Direct Legal to research what is required to enact a parking ordinance in communities/subdivisions [McBRIDE] – Ms. McBride moved, Mr. C. Jackson, to amend the original motion to direct Legal to research what is required to enact a parking ordinance and revisit the weeds and rank vegetation ordinance.

Ms. Kennedy inquired how the communities that already have parking requirements will be affected by this ordinance.

Ms. McLean stated as a general rule the County has the right to rule above the level of a Homeowner Association agreement. The agreements are between the homeowners and are usually based around deed restrictions.

Mr. Malinowski stated this motion was made on April 4th wherein Ms. McBride requested Legal to research what is required to enact an ordinance. It took 3 ½ months and 4 committee meetings and all that was done was the current ordinance was copied. There is nothing in the agenda packet that addresses Ms. McBride's question. He requested that Mr. Rose or Ms. Dickerson please convey to Legal that this is unacceptable.

The vote in favor was unanimous.

- d. Landfill Storage Shed Project – Mr. Madden stated this is a request to approve an award to construct a covered shed at the landfill to adequately store the roll carts. At this time, the roll carts do not have a cover over them and they are exposed to the elements.

Ms. Kennedy moved, seconded by Ms. Myers, to forward to Council with a recommendation to approve the request to allow the Solid Waste Division of Public Works to move forward with the contractor to begin the project.

Mr. C. Jackson inquired about the locations of the landfills in Richland County.

Mr. Braswell stated the County run landfill is located on Caughman Road North and the Waste Management landfill is located off of Screaming Eagle Road.

Mr. Malinowski inquired as to how many roll carts will be stored under the shed.

Mr. Braswell stated between 800 and 1,000.

Mr. Malinowski inquired about how many roll carts are reissued annually.

Mr. Braswell stated he does not know the total annual amount, but that approximately 30,000 have been identified that need to be repaired or replaced. Solid Waste keeps approximately 400 recycling and 400 garbage carts on site for new residents.

Mr. Malinowski inquired about the length of time it takes to receive a shipment of roll carts.

Mr. Braswell stated it takes between 2 to 4 weeks to receive a shipment. In addition, to being able to store the carts the building will be utilized to repair roll carts that require minimal repairs.

Mr. Malinowski inquired about the life of a roll cart.

Mr. Braswell stated that some of the roll carts have been in the County for 20 years.

Mr. Malinowski stated there was a statement in the agenda packet that the useful life of the roll carts diminishes by having them exposed to the sunlight.

Mr. Braswell stated the sunlight and atmosphere breaks down the roll carts if they are exposed for long periods of time. Another issue at the landfill, is the water accumulating and causing mosquito problems.

Mr. Malinowski inquired about how many people are repairing the roll carts.

Mr. Braswell stated there are roll cart technicians that go out in the field and repair the roll carts, but the building will allow them to bring them back and work on them when the weather is bad. This will assist with turnover of carts. The goal is to reduce the number of new carts that have to be ordered.

Mr. Malinowski inquired about the costs per cart.

Mr. Braswell stated it is \$50.00 per cart.

Mr. C. Jackson stated he is agreement with Mr. Malinowski. A better approach may be to reduce the number of carts on hand.

Mr. Braswell stated this summer there has been an issue because the vendor they use has had a backlog across the country and it has taken longer to get the carts.

Ms. Myers inquired if Mr. Braswell felt the County had a surplus or an inventory of roll carts.

Mr. Braswell responded it is an inventory and the County does not have enough carts due to the program to replace or repair the carts currently in use.

In favor: McBride

Opposed: Rose, C. Jackson, Kennedy, and Myers

The motion failed.

- e. Department of Public Works: 2017 – Private Roads requested to be deeded to the County for perpetual maintenance – Mr. Madden stated this request is through the Public Works Department. There are a number of private roads where the owners are requesting the staff to perform maintenance on these roads. The request is to allow staff the opportunity to obtain deeds for these roads, which once obtained could go into the County's road maintenance program. Staff's recommendation to approve this request.

Ms. Myers stated she read staff had said some of these owners cannot afford upkeep on these roads. One of the owners is Wells Fargo. She does not understand how we got to the place where they do not have to bring up to the standard to turn them over to us. Therefore, we have to do their remedial work, plus the ongoing maintenance.

Mr. Ozbek stated this is a staff initiative and not requested by the developers. This goes back to a 2012 initiative to take over approximately 40 roads. During the process of road evaluation, staff discovered that there were gaps that should have been taken over. The roads are in great shape. They do not need any maintenance at this time, but eventually they will. Staff estimated the costs would be \$1,500 per year.

Ms. Myers moved, seconded by Mr. C. Jackson, to forward to Council with a recommendation to approve the request to obtain deeds and incorporate these roads into the list already approved. The vote in favor was unanimous.

5. **ITEMS PENDING ANALYSIS**

- a. Council Motion: Require that all municipal utility service providers must request consent and approval from Richland County Council prior to extending or accepting water and sewer infrastructure within the unincorporated boundaries of Richland County [MALINOWSWKI]
- b. Develop an emergency plan with SCDOT to immediately repair Rabbit Run Road and Bitternut Road. Developers' constant neglect to repair the storm drainage system causes dangerous flooding. A school bus almost overturned in the flood this morning (April 24, 2017) on Rabbit Run Road. We cannot afford to endanger the lives of citizens, especially school children because of neglect [N. JACKSON and MALINOWSKI]
- c. Direct staff to research changing the ordinance relating to water runoff so in the future it will require environmental studies and not allow any runoff that exceeds the current runoff from the undeveloped property. This motion should be reviewed/completed and provided to the Planning Commission no later than their June meeting [MALINOWSKI]
- d. If Developers, Builders, etc. cause any hardship on any community due to poor workmanship or unapproved or unpermitted work of any kind that fails, all of their building permits should be pulled and the builder not allowed to build until they fix the problem(s). The homeowners, nor the citizens should have to pay to fix poor workmanship. [N. JACKSON]
- e. HOA's operated by developers or management firms should be fined if due to their poor management, and not that of the home owners, it causes a hardship on the homeowners or

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community. NOTE: There are improperly maintained detention ponds that have trees growing in them which causes flooding during a bad storm [N. JACKSON]

6. **ADJOURNMENT** – The meeting adjourned at approximately 5:38 PM.