

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA

REGULAR SESSION MINUTES

July 21, 2015
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 6:01 PM

INVOCATION

The Invocation was led by Chaplain Carnell Johnson

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Damon Jeter

PRESENTATION OF RESOLUTION

- a. **Americans with Disabilities Act 25th Anniversary Proclamation [PEARCE]** – Mr. Pearce presented the proclamation to representatives of ABLE South Carolina.
- b. **Resolution recognizing Chaplain Carnell Johnson on being named 2015 Correctional Volunteer of the Year [MALINOWSKI]** – Mr. Malinowski presented the resolution to Chaplain Carnell Johnson.

POINT OF PERSONAL PRIVILEGE – Ms. Dickerson thanked Council and the Clerk's Office for their assistance with the resolution honoring the nine victims of the Charleston church shooting.

APPROVAL OF MINUTES

Regular Session: July 7, 2015 – Mr. Pearce moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

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



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
Kelvin E. Washington, Sr.

Others Present:

Tony McDonald
Daniel Driggers
Tracy Hegler
Larry Smith
Geo Price
Sparty Hammett
Warren Harley
Dwight Hanna
Beverly Harris
Michelle Onley
Monique McDaniels
Kimberly Roberts
Amelia Linder
John Hixon
Chad Fosnight
Chris Gossett
Rob Perry
Tony Edwards
Brandon Madden
Roxanne Ancheta
Laura Renwick
Cheryl Patrick

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

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

- a. **Water Park Evaluation Committee Recommendation**
- b. **An Ordinance Authorizing a lease to Columbia Area Mental Health for ____ sq. ft. of space at 2000 Hampton Street, ___ Floor**

**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

REMINDER: Special Called Meeting – July 28, 2015 – Ms. McDaniels reminded Council of the Special Called Meeting on July 28th.

REPORT OF THE CHAIRMAN

Charters of Freedom: Vance Patterson – Mr. Patterson gave a brief overview of the Charters of Freedom project and proposed building a Charters of Freedom monument in Richland County. The monument will be a gift from Mr. Patterson's family to Richland County.

Mr. Rush stated he had spoken with the Administrator about selecting a public location to erect the monument. Once the monument has been erected it will be turned over to the County and the County will be responsible for maintaining the monument.

Mr. Pearce moved, seconded by Mr. Malinowski, to accept Mr. Patterson's offer to erect a Charters of Freedom monument in Richland County.

Mr. Manning expressed his concern with parking if the monument is erected at the Administration Building.

Mr. Jeter suggested a friendly amendment to have the Administrator bring back proposed locations for the monument to be erected.

Mr. Pearce accepted the amendment.

The vote in favor was unanimous.

OPEN/CLOSE PUBLIC HEARING

- An Ordinance Authorizing a lease to United Way of the Midlands for 5178± square feet of space at 2000 Hampton Street, 3rd Floor and 2165 square feet at 2000 Hampton Street, 4th Floor – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- 15-51MA, CCW Bluff Rd., LLC, HI to LI (2.5 Acres), 1400 Bluff Rd., 11209-03-05 [THIRD READING]
- 15-26MA, Jeff & Jodi Salter, RS-MD to OI (5 Acres), 2304 Clemson Rd., 20200-01-01 [THIRD READING]
- 15-27MA, Robert Berger, RU to NC (3.53 Acres), 4154 Hard Scrabble Rd., 20200-03-30 [THIRD READING]
- 15-28MA, Kay Evans, RU to RS-MD (14 Acres), Riding Grove Rd., 28900-01-27/28/31 [THIRD READING]
- 15-30MA, M. B. Arnold, RM-HD to GC (.64 Acres), 1555 & 1557 Daulton Dr., 17012-03-11 & 12 [THIRD READING]
- 15-31MA, Elton Johnson, GC to RS-MD (.97 Acres), 6423 Monticello Rd., 09401-06-07 [THIRD READING]

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

THIRD READING ITEMS

An Ordinance Amending the Richland County Code of Ordinances: Chapter 26, Land Development; Article II, Rules of Construction; Definitions; Section 26-22, Definitions; so as to alter the definition of "Subdivision" – Mr. Washington 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; Article IV, Amendments and Procedures; Section 26-54, Subdivision Review and Approval; Subsection (c), Processes; Paragraph (3), Major Subdivision Review; Subparagraph D, Bonded Subdivision Plat Review and Approval; Clause 6, Recordation; so as to properly cross-reference two subsection – Ms. Dixon 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 add townhouses as a permitted use with special requirements in the RM-

MD and RM-HD Zoning Districts {This item was reconsidered at the July 28th Special Called Meeting} – Mr. Livingston moved, seconded by Mr. Jeter, to approve this item. The vote in favor was unanimous.

SECOND READING ITEM

An Ordinance Authorizing a lease to United Way of the Midlands for 5178± square feet of space at 2000 Hampton Street, 3rd Floor and 2165 square feet of space at 2000 Hampton Street, 4th Floor – Mr. Livingston moved, seconded by Mr. Jeter, to approve this item. The vote in favor was unanimous.

FIRST READING ITEM

An Ordinance Authorizing a lease to Columbia Area Mental Health for _____ sq. ft. of space at 2000 Hampton Street, _____ Floor [BY TITLE ONLY] – Mr. Pearce moved, seconded by Mr. Livingston, to defer this item until after Executive Session. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

- a. **Lease Agreement: Warehouse for Richland Library during Capital Program** – Mr. Pearce moved, seconded by Mr. Malinowski, to defer until the July 28th Special Called meeting. The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

- a. **Water Park Evaluation Committee Recommendations [EXECUTIVE SESSION]** – This item was taken up in Executive Session.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF APPOINTMENTS

- a. **Planning Commission—1** – Mr. Malinowski stated the committee recommended appointing Mr. Ed Greenleaf. The vote in favor was unanimous.

OTHER ITEMS

REPORT OF PINWOOD LAKE AD HOC COMMITTEE:

- a. **Richland County Public Building Use Policy Revision** – Mr. Jackson stated at the last Council meeting it was decided to incorporate the Pinewood Lake Operation Plan into the Richland County Public Building Use Policy.

Mr. Manning requested the following language in the policy be clarified: “The Decker Center ‘parking lot’ (available from 5:00 p.m. to 8:30 a.m. Monday thru Friday, and on Saturday and/or Sunday)

Mr. Malinowski requested a rental fee for Pinewood Lake be established and incorporated into the policy and to add a number to reach Richland County staff 24-hour a day in case of an emergency.

Mr. Washington inquired if the Rowing Club was charging a fee for use of the facility.

Mr. McDonald stated the Rowing Club does not charge a fee to use the facility, but they do charge a fee for being a member of the Rowing Club.

Mr. Manning inquired if Stormwater has provided Pinewood Lake with bags to clean up after the animals.

Mr. McDonald was unsure if the bags have been provided to Pinewood Lake, but will inquire of Stormwater and provide that information to Mr. Manning.

Ms. Dixon inquired if the Pinewood Lake would be totally operated by the Pinewood Lake Foundation.

Mr. McDonald stated based on the contract approved at the previous Council meeting, the Pinewood Lake Foundation will operate the facility.

The vote in favor was unanimous of the amended policy.

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE:

- a. Hardscrabble Road Widening Project – Supplemental Intergovernmental Agreement** – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.
- b. Vista Greenway Phase 2 (Lincoln Tunnel) – Project Agreement** – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.
- c. Pavement Management Study – Overview and Recommendation** – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.
- d. Bikeways and Sidewalks Public Involvement Meetings: Summary and Recommendation** – Mr. Livingston stated the committee recommended approval of this item.

Mr. Pearce inquired what will happen to the public input received.

Mr. Perry stated the committee recommended accepting the outcome of the public input.

Mr. Jeter expressed concern with public input determining whether projects are removed.

Mr. Washington inquired if there is a list of sidewalks that are not funded.

Mr. Perry stated there are medium and low priority lists the study originally identified. If there is additional funding that becomes available the medium and low priority projects would be brought back to Council for action.

The vote in favor was unanimous.

- e. County Transportation Improvement Program (CTIP) Revision and Review by TPAC** – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.
- f. On Call Engineering – CECS Service Agreement #1** – Mr. Livingston stated the committee recommended approval of this item.

Mr. Perry stated the SLBE participation is 90% and DBE participation is 69%. The total contract is \$2.3 million.

The vote in favor was unanimous.

- g. On Call Engineering – Mead and Hunt Service Agreement #1** – Mr. Livingston stated the committee recommended approval of this item.

Mr. Perry stated the SLBE participation is 30% and DBE participation is 30%. The total contract is \$1.2 million.

The vote in favor was unanimous.

- h. Design-Build Intersections Project – Construction Contract** – Mr. Livingston stated the committee recommended approval of this item.

Mr. Perry stated the DBE participation is 10.7% and SLBE participation is 9.84%. The total contract is \$9 million.

The vote in favor was unanimous.

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

Mr. Washington stated the committee met on Wednesday, July 15th to discuss updates on the various programs (Quick Pay Program, Mentor Protégé Program, Sheltered Market and the Bonding Program).

The Quick Pay Program and the Mentor Protégé Program are being finalized and a recommendation will be forthcoming.

The Sheltered Market Program is currently being implemented on several sidewalk and bikeway projects. Staff is going to continually identify opportunities for the Sheltered Market.

Staff is continuing to work with various other items related to the SLBE Program, including the tracking and recording system.

- a. **Bonding Program** – Mr. Washington stated the committee recommended approval of McCartha-Cobb & Associates as a bonding company the OSBO and Procurement will recommend to businesses that request information and assistance in obtaining bonding and surety services.

Ms. Tanner stated the report regarding the companies that could provide bonding services will be forwarded to the committee members.

Mr. Manning requested that when staff members address Council they are introduced to the public.

The vote in favor was unanimous.

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

Ms. Helen Taylor Bradley and Ms. Wendy Brawley spoke regarding the Lower Richland Sewer Project.

EXECUTIVE SESSION

*Council went into Executive Session at approximately 7:01 p.m.
and came out at approximately 7:24 p.m.*

- a. **Water Park Evaluation Committee Recommendation** – Mr. Livingston moved, seconded by Mr. Jeter, to move forward as discussed in Executive Session. The vote in favor was unanimous.
- b. **An Ordinance Authorizing a lease to Columbia Area Mental for ___ sq. ft. of space at 2000 Hampton Street, ___ Floor** – Mr. Pearce moved, seconded Mr. Manning, to direct the County Attorney to proceed with this item. The vote in favor was unanimous.

MOTION PERIOD

Modify the Rules of Council to allow Council to respond to citizens during the Citizens Input portion of Council meetings. [PEARCE] – This item was referred to the Rules & Appointments Committee.

During the Citizens Input portion of Council meetings, the two (2) minute timer should not start until after the citizen has stated their name and address [PEARCE] – This item was referred to the Rules & Appointments Committee.

Direct the County Administrator to immediately request backup data, including the model, from DNR. The backup data will be required in order to possibly move forward with screening the impacted parcels and development of appeal or LOMR for correction for disparity in the maps. Per Tolleson Ltd. and Pace Engineering. Attached are nine maps of creeks and streams identified as having possible discontinuities that have negative flood impacts to property owners

[WASHINGTON] – Mr. Washington stated the purpose of this motion is to request the modeling information from DNR in order to access how the County is going to be impacted by the new floodway maps.

Mr. Rush stated the Administrator can request the information and bring it back to Council.

ADJOURNMENT

The meeting adjourned at approximately 7:30PM.

Torrey Rush, Chair

Greg Pearce, Vice-Chair

Joyce Dickerson

Julie-Ann Dixon

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Seth Rose

Kelvin E. Washington, Sr.

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