



Richland County Council
REGULAR SESSION
MINUTES

June 13, 2023 – 6:00 PM

Council Chambers

2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Overture Walker, Chair; Jessica Mackey, Vice-Chair; Derrek Pugh, Paul Livingston, Allison Terracio, Don Weaver, Gretchen Barron, Cheryl English, and Chakisse Newton.

Not Present: Jason Branham and Yvonne McBride

OTHERS PRESENT: Michelle Onley, Kyle Holsclaw, Dale Welch, Aric Jensen, Patrick Wright, Leonardo Brown, Anette Kirylo, Jeff Ruble, Ashiya Myers, Chelsea Bennett, Lori Thomas, Michael Maloney, John Thompson, Michael Byrd, Sandra Haynes, Stacey Hamm, Jennifer Wladischkin, Quinton Epps, John Ansell, Susan O’Cain, Angela Weathersby, Kendra Dove, David Adams, Tamar Black, Bill Davis, Brittney Terry-Hoyle, and Todd Money

1. **CALL TO ORDER** – Chairman Overture Walker called the meeting to order at approximately 6:00 PM.

Mr. Walker noted that he spoke with Mr. Branham and Ms. McBride, and they will not attend tonight’s meeting as they are away on business.

2. **INVOCATION** – The Invocation was led by the Honorable Chakisse Newton.

3. **PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance was led by the Honorable Chakisse Newton.

4. **PRESENTATION OF RESOLUTION**

- a. A Resolution Recognizing David A. Adams – Richland County Treasurer – Mr. Livingston moved to adopt the resolution recognizing David A. Adams, seconded by Ms. Mackey.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

Ms. Susan O’Cain, Public Information/Communications Director, read the resolution recognizing David A. Adams for his 20 years of service as the Richland County Treasurer into the record.

POINT OF PERSONAL PRIVILEGE – Ms. Newton wished her husband a “Happy Birthday!”

5. **PRESENTATION OF PROCLAMATIONS**

- a. A Proclamation recognizing Hopkins Middle School Football Team [WALKER, BRANHAM, and ENGLISH] – Ms. English presented a proclamation recognizing the Hopkins Middle School Football Team.
- b. A Proclamation recognizing Ridgeview High School Girls’ Track Team [WALKER and MACKEY] – Mr. Walker presented a proclamation recognizing the Ridgeview High School Girls’ Track Team.
- c. A Proclamation recognizing Dreher High School Boys’ Track Team [WEAVER and TERRACIO] – Mr. Weaver presented a proclamation recognizing Dreher High School Boys’ Track Team.
- d. A Proclamation recognizing June as LGBTQ+ Pride Month in Richland County [TERRACIO, PUGH, and NEWTON] – Ms. Terracio presented a proclamation recognizing June as LGBTQ+ Pride Month in Richland County.
- e. A Proclamation recognizing June 19-23, 2023, as “Columbia Fashion Week” [MACKEY] – Ms. Mackey presented a proclamation recognizing June 19-23, 2023, as “Columbia Fashion Week.”

- f. A Proclamation supporting the SC American Revolution Sestercentennial Commission and recognizing and approving the Richland County 250 Committee [WEAVER] – Mr. Weaver moved to defer this item until the July 11th Council meeting, seconded by Mr. Livingston.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

6. **APPROVAL OF MINUTES**

- a. Regular Session: June 6, 2023 – Ms. Barron moved to approve the minutes as distributed, seconded by Ms. Newton.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

7. **ADOPTION OF AGENDA** – Ms. Barron noted the number of vacancies for the Richland Library Board should be four (4) instead of three (3).

Ms. Newton moved to adopt the agenda as amended, seconded by Mr. Weaver.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

8. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION (Pursuant to SC Code 30-4-70)** – Mr. Patrick Wright, County Attorney, indicated the following item qualifies for Executive Session under South Carolina Code section 30-4-70:

- a. Curbside Collection Area 5A – Assignment

9. **CITIZENS' INPUT**

- a. For Items on the Agenda Not Requiring a Public Hearing – No one signed up to speak.

10. **CITIZENS' INPUT**

- a. Must Pertain to Richland County Matters Not on the Agenda (Items for which a public hearing is required or a public hearing has been scheduled cannot be addressed at this time.) – No one signed up to speak.

11. **REPORT OF THE COUNTY ADMINISTRATOR**

- a. Roof Remediation at 2000 and 2020 Hampton Street – Mr. Leonardo Brown, County Administrator, indicated the capital project would commence next week. There will be minor disruptions and noise, but it is a part of moving the project forward. Later in the process, it will affect the entranceways and parking.
- b. District 7 Community Walk – Ms. Barron noted she is hosting the 2nd Annual District 7 Community Walk on June 24th at Keenan High School. Registration will begin at 8:00 AM, or you can register on Eventbrite. Registration is encouraged but not necessary.
- c. Pineview Widening Public Information Meeting – Ms. Newton stated there would be a public information meeting regarding the Pineview Road Widening on Tuesday, June 20th, at the Dream Center on Atlas Road.
- d. District 11 Clean Sweep – Ms. Newton noted there will be a “Clean Sweep” for District 11 the week of June 26th.
- e. “Hunger Does Not Take a Vacation” Food Drive – Mr. Brown stated that in partnership with Harvest Hope, the County is sponsoring a food drive, culminating with a mobile food market giveaway at the end of the month. The giveaway will be held at the Columbia Place Mall.
- f. Administrator’s Nomination:
1. Curbside Collection Area 5A – Assignment – This item was taken up after Executive Session.

1 **REPORT OF THE CLERK OF COUNCIL**

- a. 2024 Council Strategic Planning Forum – Ms. Anette Kirylo, Clerk to Council, requested guidance in securing a location for the 2024 Strategic Planning Forum.

Ms. Mackey moved to direct the Clerk to move forward with researching sites in Spartanburg County, SC, with dates in January 2024, and bringing those back to Council for final approval, seconded by Ms. Barron.

Ms. Mackey stated Council has approved a Strategic Plan that details several goals and initiatives that are our guiding force. One of the key reasons she is suggesting Spartanburg is because BMW started in Greer and was a huge economic development project for that area of the state. With the County's announcement of Scout Motors, the largest ever economic development project, she believes it would be good for us to understand the challenges and successes Spartanburg County faced. The other reason is to look at their capital improvement projects. She noted they have a robust plan, and as we look at a long-term plan, it would be helpful to see what Spartanburg County has done. Additionally, she mentioned that Spartanburg County is a growing county. She encouraged her colleagues to share what they want to see during the Strategic Forum.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

13. **REPORT OF THE CHAIR** – No report was given.

14. **OPEN/CLOSE PUBLIC HEARING**

- a. Authorizing the execution and delivery of an amendment to fee-in-lieu of ad valorem taxes and special source revenue credit agreement by and between Richland County, South Carolina, and Mark Anthony Brewing Inc. and an amendment to the additional project land purchase agreement by and between Richland County and Mark Anthony Brewing Inc.; and other related matters – No one signed up to speak.

15. **APPROVAL OF CONSENT ITEMS**

- a. An Ordinance authorizing deed to the City of Columbia for certain sanitary sewer lines to serve the Arthurtown, Little Camden, and Taylors Sanitary Sewer System, Phase I [SECOND READING] – Ms. Mackey moved to approve this item, seconded by Ms. Barron.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

16. **THIRD READING ITEM**

- a. Authorizing the execution and delivery of an amendment to fee-in-lieu of ad valorem taxes and special source revenue credit agreement by and between Richland County, South Carolina, and Mark Anthony Brewing Inc. and an amendment to the additional project land purchase agreement by and between Richland County and Mark Anthony Brewing Inc.; and other related matters – Mr. Livingston moved to approve this item, seconded by Ms. Barron.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

Ms. Barron moved for reconsideration, seconded by Ms. English.

Opposed: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The motion for reconsideration failed.

17. **SECOND READING ITEMS**

- a. An Ordinance authorizing a deed to Allen University for 1741 Cushman Drive, Columbia, South Carolina, Richland County TMS # 14103-02-20A – Ms. Barron moved to approve this item, seconded by Mr. Weaver.

In Favor: Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Recuse: Pugh (due to being a member of the Allen University faculty)

Not Present: Branham and McBride

The vote in favor was unanimous.

- b. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credits to Project Main View; and other related matters – Mr. Livingston moved to approve this item, seconded by Ms. English.

In Favor: Pugh, Livingston, Weaver, Barron, Walker, Mackey, English, and Newton

Opposed: Terracio

Not Present: Branham and McBride

The vote was in favor.

- c. An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways, and Bridges; Section 21-20, Road Paving Program; Subsection (i); so as to remove specific language – Ms. Terracio moved to approve this item, seconded by Ms. Barron.

Ms. Newton made a substitute motion to approve this item and defer 3rd Reading until July 18th. She noted this would allow the communities impacted to explain some of the things included. In addition, the red-lined version does not match what the committee brought forward, which she has addressed with the Public Works Director, Michael Maloney.

Mr. Walker inquired if the motion to approve the item and defer 3rd Reading was a proper motion.

Mr. Wright responded in the affirmative.

Mr. Walker suggested we vote on the original motion and note Ms. Newton's request not to schedule 3rd Reading until the July 18th Council meeting.

Ms. Newton withdrew her substitute motion.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

Ms. Barron requested the education initiative regarding this item is countywide.

Mr. Walker indicated if the education initiative were to be countywide, it would delay Public Works getting caught up on the roads that have not been paved.

Ms. Barron suggested finding a neutral location where all the residents could attend an educational forum.

Ms. Newton stated she planned to circulate the information with her neighborhood groups and community leaders.

Mr. Walker suggested Councilmembers interested in public engagement get with staff to determine the best way to provide the information to their constituents.

18. REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE

- a. Committing to negotiate a fee-in-lieu of ad valorem taxes agreement between Richland County and Project Foundation; identifying the project; and other matters related thereto
- b. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Project Foundation to provide for payment of a fee-in-lieu of taxes; authorizing certain infrastructure credits; and other related matters [FIRST READING] – Mr. Livingston stated the committee recommended approval of Items 18(a) and (b). He noted the project is a \$10M investment for a regional office and 40 new jobs with an average salary of \$90,000/year.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

19. REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

a. NOTIFICATION OF VACANCIES

1. Accommodations Tax Committee – Four (4) Vacancies (ONE applicant must have a background in the lodging industry, TWO applicants must have a background in the hospitality industry, and ONE applicant must have a cultural background)

2. Board of Zoning Appeals – One (1) Vacancy
3. Building Codes Board of Appeals – Eight (8) Vacancies (ONE applicant must be from the Architecture Industry, ONE applicant must be from the Gas Industry, ONE applicant must be from the Building Industry, ONE applicant must be from the Contracting Industry, ONE applicant must be from the Plumbing Industry, ONE applicant must be from the Electrical Industry, and TWO applicants must be from the Fire Industry as alternates)
4. Business Service Center Appeals Board – Three (3) Vacancies (ONE applicant must be from the Business Industry, and TWO applicants must be CPAs)
5. Central Midlands Council of Governments – One (1) Vacancy
6. Hospitality Tax Committee – Three (3) Vacancies (TWO applicants must be from the Restaurant Industry)
7. Midlands Workforce Development Board – One (1) Vacancy (Applicant must be from the Private Sector)
8. Planning Commission – Two (2) Vacancies
9. Richland Library Board – Four (4) Vacancies
10. Transportation Penny Advisory Committee (TPAC) – Four (4) Vacancies

Ms. Barron stated the committee recommended advertising for the above-referenced vacancies. The dateline to submit applications will be July the 14th, 2023.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

b. NOTIFICATION OF APPOINTMENTS

1. Airport Commission – One (1) Vacancy – Ms. Barron stated the committee recommended appointing Ms. Brianna Barrineau.
2. Board of Zoning Appeals – Two (2) Vacancies – Ms. Barron stated the committee recommended appointing Ms. Annette Nelson
3. Community Relations Council – 1 – Ms. Barron stated the committee recommended appointing Ms. Sheila Harris.
4. Employee Grievance Committee – 1 – Ms. Barron stated the committee recommended appointing Ms. Washava Moye.
5. Transportation Penny Advisory Committee – 4 – Ms. Barron stated the committee recommended re-advertising the vacancies.

Mr. Livingston inquired if any of the applicants for the Airport Commission were incumbents.

Ms. Barron responded that they were not.

Ms. Terracio noted the Airport Commission appointment recommendation was difficult because there were a lot of great applicants and only one vacancy.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

20. OTHER ITEMS

- a. FY23 – District 7 Hospitality Tax Allocations: (Columbia Museum of Art - \$10,000) – Ms. Barron moved to approve this item, seconded by Ms. Mackey.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

Ms. Barron moved to reconsider this item, seconded by Ms. Newton.

Opposed: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The motion for reconsideration failed.

21. **EXECUTIVE SESSION**

a. Curbside Collection Area 5A – Assignment

Ms. Mackey moved to go into Executive Session, seconded by Ms. Barron.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

*Council went into Executive Session at approximately 7:21 PM
and came out at approximately 7:28 PM*

Ms. Terracio moved to come out of Executive Session, seconded by Mr. Livingston.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

Mr. Walker indicated no action was taken in Executive Session.

a. Curbside Collection Area 5A – Assignment – Ms. Mackey moved to accept the staff's recommendation to approve the reassignment of Area 5A, seconded by Ms. Barron.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

Ms. Newton moved to reconsider this item, seconded by Ms. Barron.

Opposed: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The motion for reconsideration failed.

22. **MOTION PERIOD**

- a. I move that Council approve the Modification of Covenants, pursuant to the Declaration of Restrictive Covenants, so as to allow for the proper and legal subdivision of the subject property. This issue has already been vetted by Legal and Development Services [BRANHAM] – Mr. Wright stated this is a situation where a restrictive covenant was made by County Council in 1988. There were restrictions on how the property could be subdivided. Subsequently, the property was divided in a certain way. At this point, the previous owner is deceased, and the current owners would like to transfer the property but cannot due to the restrictive covenant. By Council approving this motion, the owners will be able to transfer the property.

Ms. Mackey inquired if there was a briefing document regarding Development Services or Legal's review.

Mr. Wright responded the document included in the agenda packet was provided by the Legal Department. Deputy Community Planning and Development/Zoning Administrator, Geo Price, was also a part of the discussion.

Mr. Livingston inquired if this would impact other areas of the County.

Mr. Wright responded this was specific to this property.

Ms. Newton inquired if the document means Legal does not see any adverse implications to us making this change.

Mr. Wright replied the property has already been subdivided. This memorializes the subdivision of the property, which will allow the transfer of the property.

Mr. Weaver moved to take up the motion, seconded by Mr. Walker.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

Mr. Weaver moved to approve this item, seconded by Ms. English.

Moving forward, Ms. Mackey suggested that if a motion has been vetted, include a briefing document or memo in the agenda packet.

Mr. Wright stated his office does not have control over the language of Council motions. In this case, his office and Development Services provided input on what could legally be done.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

23. **ADJOURNMENT** – Ms. Barron moved to adjourn the meeting, seconded by Ms. Newton.

In Favor: Pugh, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Not Present: Branham and McBride

The vote in favor was unanimous.

The meeting adjourned at approximately 7:30 PM.