



Richland County Council

SPECIAL CALLED MEETING
September 10, 2019 – 6:00 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Paul Livingston, Chair; Dalhi Myers, Vice-Chair; Joyce Dickerson, Calvin “Chip” Jackson, Gwen Kennedy, Bill Malinowski, Jim Manning, Yvonne McBride, and Chakisse Newton

OTHERS PRESENT: Michelle Onley, Ashiya Myers, Larry Smith, Beverly Harris, Angela Weathersby, Stacey Hamm, Leonardo Brown, Jennifer Wladischkin, Dale Welch, Clayton Voignier, Cathy Rawls, Kim Williams-Roberts, James Hayes, Brittney Terry, Ashley Powell, Liz McDonald, John Thompson and Donny Phipps

1. **CALL TO ORDER** – Mr. Livingston called the meeting to order at approximately 6:00 PM.

2. **INVOCATION** – The invocation was led by the Honorable Joyce Dickerson

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

POINT OF PERSONAL PRIVILEGE – Mr. Livingston recognized that Senator Marlon Kimpson was in the audience.

4. **APPROVAL OF MINUTES**

a. **Special Called Meeting: August 1, 2019** – Ms. Newton moved, seconded by Ms. Terracio, to approve the minutes as distributed.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

b. **Special Called Meeting – Business License Revocation Hearing: August 1, 2019** – Ms. McBride moved, seconded by Ms. Myers, to approve the minutes as distributed.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

5. **ADOPTION OF THE AGENDA** – Ms. Dickerson moved, seconded by Ms. Kennedy, to adopt the agenda as published.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

6. **REPORT OF ATTORNEY FOR EXECUTIVE SESSION ITEMS**

- a. Marion Street Easement
- b. Club Laroice Agreement
- c. Pending Litigation: Richland County vs. AT&T
- d. CAMA System Update

Mr. Malinowski moved, seconded by Ms. Myers, to go into Executive Session.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

The vote in favor was unanimous.

Council went into Executive Session at approximately 6:06 PM and came out at approximately 6:39 PM

Ms. Myers moved, seconded by Ms. Dickerson, to come out of Executive Session.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

- a. Pending Litigation: Richland County vs. AT&T – Ms. Myers moved, seconded by Mr. Malinowski, to accept the settlement offers for the first three (3) items discussed in Executive Session.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

Ms. Myers moved, seconded by Mr. Malinowski, to approve the request of the attorneys to go forward with mediation next week under the parameters discussed in Executive Session.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

- b. Marion Street Easement – Mr. Smith stated they have received a request from Chris Rogers of Rogers, Lewis, Jackson, Mann & Quinn, and LLC. The request relates to an easement, which

apparently is showing that it is in the County's name. The easement is approximately 141 feet, runs from Marion Street to Lady Street, and is located in the parking lot serving the residential apartments known as "The Loft". Apparently, Capital Places purchased the property and they are requesting the County to quit claim any interest in the easement. The recommendation is to authorize Legal to quit claim any interest the County may have, as it relates to the 141 feet easement.

Ms. Dickerson moved, seconded by Ms. Myers, to accept the attorney's recommendation.

Mr. Malinowski stated he does not understand why Council was not been provided written information (i.e. diagrams), as they have with past request of this nature.

Mr. Smith stated he would be glad to provide the information.

Mr. Manning stated he would like to hear from the Council member that the easement is in.

Mr. Livingston stated he did not know the details of the request.

Mr. Manning moved, seconded by Mr. Malinowski, to defer this item until the September 17th Council meeting.

In Favor: Terracio, Malinowski, Manning, Dickerson, Livingston and McBride

Opposed: Jackson, Newton and Myers

Present but Not Voting: Kennedy

The vote was in favor.

- c. Club Laroice Agreement – Mr. Smith stated, if you recall, on August 1st you had an appeal of action taken by the Sheriff's Department and County Administrator related to the business Club Laroice. The appeal was in regarded to the revocation of their business license. Prior to there being any information, in the form of testimony or documents, being submitted the parties came before Council and indicated they thought they had an agreement, which they were going to enter into. Council requested the agreement be reduced to writing, and signed by the parties. The agreement is included in the agenda packet. The agreement is consistent with the understanding that they outlined to the Council on August 1st. At this point, we are requesting Council to vote to accept the agreement, as executed and outlined by the parties.

Mr. Malinowski moved, seconded by Ms. Terracio, to accept, for discussion.

Mr. Malinowski stated, in the opening paragraph, it says the agreement is between Laroice and the Richland County Sheriff's Department. It is Richland County Government that is issuing business licenses, so it seems like they should also be a part of the agreement. While the Sheriff is the enforcing agency, and has done so, he would think Richland County Government would also be included in the agreement. Also on p. 34, it states Laroice, LLC will put in writing that Laroice, LLC has been dissolved and will close permanently. In the agreement is comments about them giving up their business licenses, etc. It does not say the LLC has been dissolved and they will close permanently.

Mr. Smith stated, it is his understanding, the business, known as Laroice, LLC, no longer exists because they no longer have the licenses to operate.

Ms. Newton inquired if part of Mr. Malinowski's question was about their business license being rescinded or their alcohol permit/license being rescinded. She stated she sent an email, when Council received the letter, inquiring if they had surrendered their alcohol license.

Mr. Malinowski stated it is about the fact they said they would put in writing that the LLC would be dissolved, and to him giving up their business license and their alcohol license dissolves that particular business.

Major Polis stated Laroice is closed, and it is his understanding the LLC cannot be dissolved because the person who obtained the LLC is deceased. After a period of time, and Mr. Green's estate has been settled, the LLC will be dissolved.

Mr. Malinowski inquired if there is a reason that cannot be addressed in the agreement.

Major Polis stated he would have to consult their attorney regarding that matter.

Mr. Malinowski made a substitute motion, seconded by Ms. Dickerson, to defer this item until the September 17th Council meeting to allow the sheriff Department's attorney to add language to the agreement that will assure that Laroice, LLC has been dissolved.

Ms. Dickerson inquired if Mr. Smith was comfortable with the agreement and, if, he was able to answer Mr. Malinowski's question regarding the LLC.

Mr. Smith stated he was not able to answer the question related to the estate. The agreement was negotiated with Sheriff's representatives, and he was not a part of drafting the agreement. The agreement was forwarded to his office already executed.

Ms. Kennedy inquired if Mr. Malinowski's motion means that they could not open any kind of business.

Mr. Malinowski stated his motion means they could not open under the name Laroice, LLC in the future.

Ms. Myers inquired if we are concerned about the name of the business or the substance of the business. If they open with the same name, but it is a different kind of business. She thinks the issue is the substance of the business.

Mr. Smith stated, if the concern is the substance of the business, he thinks Paragraph 4 addresses that, in terms of any future operation of any business, at that location.

Ms. McBride stated, for clarification, Mr. Smith did not have any issues with the agreement. The Sheriff's Office, and their attorney, has reviewed it and they did not have any issues with it.

Mr. Smith stated, he thinks, the purpose and intent of the ordinance was achieved from the standpoint of abating the nuisance. It is his understanding that the establishment is closed. Those activities are no longer taking place. He thinks the purpose, and intent, of the ordinance was to abate a nuisance, which according to the Sheriff's Department, was done pursuant to this agreement.

Mr. Manning made a second substitute motion, seconded by Ms. McBride, to accept the agreement.

Ms. Myers requested a friendly amendment to have Richland County be made a party to the agreement, for future enforcement purposes.

Mr. Manning inquired if the County is already included in the agreement.

Ms. Myers stated the Sheriff's Department is a party, but the County has not executed the agreement as a party. Therefore, we cannot enforce it as a party.

Mr. Manning inquired if that means the agreement will have to go back to Tina Green to be executed again. He would suggest that any time these come to us in the future that we make sure the County Attorney is involved, and that we are listed as a party. He thinks we put a new ordinance in place. We did it for the sake of the public to help our chief law enforcement officer to have the power they had in the City of Columbia. They went in and abated it, and now we are here tonight to say the Sheriff's Department, with their legal representation, came up with this agreement, and they feel that it accomplished that. In an ideal world, he would have liked to have seen us be a part, and that be in here. If there is every another one, he would hope that it would be there. He is not comfortable with us tearing this up and starting all over again, and hoping it will be back before us in a week, with all the signatures on it. He seems to him that we have come far enough to go ahead and accept this tonight, and have us be a party in the future.

Ms. Myers inquired if the Sheriff has the authority to bind Richland County.

Mr. Smith responded that he did not.

Ms. Myers stated this does not substantively change the agreement. It adds the proper parties. It is a Richland County ordinance, which means it has to be enforced by the County, through the Sheriff.

Mr. Smith stated we would need that by the ordinance, but this amendment was a part of the Business License Ordinance. Certainly, the business license portion of this would be through the County and Ms. Davis.

Ms. Myers inquired if it would do any damage to the agreement to get the County added to it.

Mr. Manning and Ms. McBride accepted Ms. Myers' friendly amendment to add the County to the agreement.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Dickerson, Livingston and McBride

Opposed: Manning

Present but Not Voting: Kennedy

The vote was in favor.

POINT OF PERSONAL PRIVILEGE – Mr. Manning inquired if we are to go back, in the next several weeks, to revisit the nuisance ordinance, to see how it is working and if we are happy with the ordinance.

7. **CITIZENS' INPUT**

- a. For Items on the Agenda Not Requiring a Public Hearing – No one signed up to speak.
8. **CITIZENS' INPUT**
- b. 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) – Mr. Richard Brown and Mr. Jacob Eller spoke about the Fire Service funding deficit.
9. **REPORT OF THE COUNTY ADMINISTRATOR** – Mr. Brown stated he provided backup documentation for Item 16(c): “Richland County Recreation Commission – Reprogramming of funds for Allen-Benedict Court Residents” to Council prior to tonight’s meeting.
10. **REPORT OF THE CLERK OF COUNCIL**
- a. REMINDER: Engage Richland: From Child Safety to Criminal Investigations – The Many Roles of Your Coroner’s Office, September 19, 6:00 PM, Coroner’s Office, 6300 Shakespeare Road – Ms. Roberts reminded Council of the upcoming Engage Richland event at the Coroner’s Office.
 - b. Pontiac Neighborhood Master Plan Charrettes, September 25 and 26, 6:00 – 8:30 PM, Richland Library – Sandhills Branch, 763 Fashion Drive – Ms. Roberts reminded Council of the upcoming Pontiac Neighborhood Master Plan charrettes.
 - c. Columbia Chamber of Commerce Annual Gala, October 3, 5:00 PM, Columbia Metropolitan Convention Center, 1101 Lincoln Street – Ms. Roberts reminded Council of the upcoming Columbia Chamber of Commerce’s Annual Gala.
11. **REPORT OF THE CHAIR**
- a. CAMA System Update – This item was taken up in Executive Session.
12. **OPEN/CLOSE PUBLIC HEARINGS**
- a. Providing for an installment plan of finance for certain economic development projects; identifying certain sources of revenue expected to be used by the County to make installment payments, including the proceeds of General Obligation Bonds, in one or more series, tax-exempt or taxable, in an amount not to exceed \$5,000,000; authorizing the commitment of certain County assets to the installment plan of finance; and other related matters – No one signed up to speak.
 - b. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Mars Petcare US, Inc., to provide for payment of a fee-in-lieu of taxes; and other related matters – No one signed up to speak.
 - c. An Ordinance consenting to the conversion of an existing lease agreement between Richland County (the “County”) and Mars Petcare US, Inc. f/k/a Kal Kan Foods, Inc. (the “Company”) to a fee-in-lieu of tax agreement pursuant to Title 12, Chapter 44, South Carolina Code, 1976, as amended; authorizing the execution and delivery of a fee-in-lieu of tax (Conversion) agreement by and between the County and the Company; authorizing the reconveyance by the County to the Company of the property subject to such lease purchase agreement; and other related matters – No one signed up to speak.

13. **APPROVAL OF CONSENT ITEMS**

- a. 19-026MA, Paul Elias, M-1 to HI (15 Acres), 1700 Longwood Road, TMS # R16100-02-02, 16 (Portion) & 21 (Portion) [THIRD READING]
- b. 19-029MA, John Sells, OI to RS-MD (.06 Acres), 1323 Means Avenue, TMS # R07307-05-07 [THIRD READING]
- c. 19-030MA, Madison Pickrel, RU to RS-LD, (65.41 Acres), 230-258 Sand Farms Trail, TMS # R20400-01-05, 06, 07, 08, 14 & 15 [THIRD READING]
- d. 19-031MA, Mildred B. Taylor, M-1 to RS-MD (7.21 Acres), 1216 Killian Loop, TMS # R14700-06-05 & R14781-04-15 [THIRD READING]

Mr. Malinowski moved, seconded by Ms. Myers, to approve the consent items.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Dickerson, Livingston and McBride

Present but Not Voting: Kennedy and Manning

The vote in favor was unanimous.

14. **THIRD READING ITEMS**

- a. Providing for an installment plan of finance for certain economic development projects; identifying certain sources of revenue expected to be used by the County to make installment payments, including the proceeds of General Obligation Bonds, in one or more series, tax-exempt or taxable, in an amount not to exceed \$5,000,000; authorizing the commitment of certain County assets to the installment plan of finance; and other related matters – Mr. Jackson moved, seconded by Mr. Malinowski, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson and Livingston

Abstain: Manning

Present but Not Voting: McBride

The vote in favor was unanimous.

- b. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Mars Petcare US, Inc., to provide for payment of a fee-in-lieu of taxes; and other related matters – Mr. Jackson moved, seconded by Ms. Myers, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson and Livingston

Present but Not Voting: McBride

The vote in favor was unanimous.

- c. An Ordinance consenting to the conversion of an existing lease agreement between Richland County (the "County") and Mars Petcare US, Inc. f/k/a Kal Kan Foods, Inc. (the "Company") to a fee-in-lieu of tax agreement pursuant to Title 12, Chapter 44, South Carolina Code, 1976, as amended; authorizing the execution and delivery of a fee-in-lieu of tax (Conversion) agreement by and between the County and the Company; authorizing the reconveyance by the County to the Company of the property subject to such lease purchase agreement; and other related matters – Mr. Jackson moved, seconded by Ms. Myers, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Manning, Dickerson and Livingston

Present but Not Voting: Kennedy and McBride

The vote in favor was unanimous.

15. **SECOND READING ITEMS**

- a. An Ordinance Amending the Richland County Code of Ordinances, Chapter 1, General Provisions; so add Section 1-18 related to payment of fees and service charges by tax exempt entities – Mr. Malinowski stated, as the original maker of this motion, it has come through the committee process, and we are at 2nd Reading. However, the ordinance, in front of us, does not give many details as to what we are trying to accomplish in getting fees for services that are provided by our emergency services employees. All property that is taxes, homeowners, and other business properties are paying monies that will go toward the services that we provide in Richland County (i.e. Fire, Emergency Services, and Sheriff's Dept.). It does not seem fair that all of the taxpayers have to bear the burden for the non-taxed property, as well. He would like to have Legal create something that definitively explains what we are trying to do. In talking with the non-profits, they are under the impression their property is going to be taxed.

Mr. Malinowski moved, seconded by Ms. Dickerson, to defer this item until the requested amendment(s) have been made to the ordinance.

Mr. Malinowski withdrew his motion to allow discussion.

Ms. Dickerson stated she believes this needs to go back to committee.

Mr. Malinowski stated he would suggest a work session, since we are already at 2nd Reading of the item and beyond the committee stage.

Ms. Myers inquired if Mr. Malinowski would be opposed to working with staff to develop a working group, so we can include the non-profits and business community that will be impacted.

Mr. Malinowski suggested developing the working group immediately.

Mr. Manning moved, seconded by Ms. McBride, moved to refer this item back to committee and to direct staff to begin putting together a working group to give direction and guidance to the committee for consideration.

Mr. Malinowski requested a friendly amendment to put a deadline of the September committee meeting.

Mr. Manning stated he would agree to make the deadline by the November committee meeting. Ms. Terracio inquired if the working group would include full Council, or only those members on the A&F Committee.

Mr. Manning stated all Council members are welcome to attend, but the working group is going to be non-profit organizations, the University, and a representative from State government.

Mr. Smith stated it would be helpful if we got something specific from Council, in regards to this particular situation, that you are looking for, that you do not have now.

Mr. Manning stated he believes that is why we are sending it back to committee.

In Favor: Terracio, Malinowski, Jackson, Newton, Kennedy, Manning, Dickerson, Livingston 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 an infrastructure credit agreement to provide for infrastructure credits to REI Automation, Inc. and REI Automation Land Company, LLC; and other related matters – Mr. Jackson moved, seconded by Mr. Malinowski, to approve this item. – Mr. Malinowski moved, seconded by Mr. Malinowski, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson and Livingston

Present but Not Voting: McBride

The vote in favor was unanimous.

16. **REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE**

- a. Town of Eastover Inspections IGA – Ms. Dickerson stated the committee recommended approval of this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

Ms. Dickerson moved, seconded by Ms. Myers, to reconsider this item.

Opposed: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

The motion for reconsideration failed.

- b. Columbia Housing Authority Vehicle Donation – Ms. Dickerson stated the committee recommended approval of the vehicle donation.

Mr. Malinowski stated it is his recollection that he asked for a hold harmless agreement during the committee meeting, but he does not see it included in the agenda packet.

Mr. Smith stated we have done that in the past, so we can certainly include the hold harmless.

Ms. Dickerson stated she would suggest Mr. Smith include a hold harmless agreement.

Ms. Newton inquired if there is a policy, or procedure, for evaluating these requests or does it come to Council at our discretion every time.

Ms. Terry stated this is before Council because there is no process in place. Fleet Management does not have the ability to tell anyone yes or no. They would love to have a formal process.

Mr. Livingston stated he believes we need to come up with a policy.

Ms. Myers requested the Administrator to direct Risk Management, or the appropriate parties, to come up with a policy for vehicle donation.

Mr. Malinowski stated he also believes we need to know how many vehicles, on average, Richland County surpluses each year, and what the monetary value is they recoup from those surplus vehicles.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: McBride

The vote in favor was unanimous.

- c. Richland County Recreation Commission – Reprogramming of funds for Allen-Benedict Court Residents [TO DENY] – Ms. Dickerson stated the committee’s recommendation was to deny the request.

Ms. Myers stated she was one of the voices on the committee voting to approve this. She thinks the Recreation Commission got into this because we asked them to. The next time we calling on them to do something we might not find such a willing friend.

Ms. Myers made a substitute motion, seconded by Ms. Newton, to approve the Recreation Commission’s request.

Ms. McBride stated the committee appreciated the work that the Recreation Commission attempted to do. At the time of the denial, the committee did not have adequate information, so they could make the decision. She stated, given the emergency situation, the Recreation Commission tried to help and we should approve their request. If there is a next time, we will have all of the procedures in place.

Mr. Malinowski stated, for the record, when groups are given taxpayer funding, along with specifics in how that funding is to be spent that, after the fact, we should not be told we did not go along with the way we were told it should be spent. We decided to do it this way. We did not know we could not do it that way. He thinks we are opening the door for a lot more of these types of

incidents to take place. He agrees the funds were there for those people that were in need. However, he thinks that any groups that receive taxpayers need to deal with them as instructed.

Mr. Jackson stated, as the Chair of the Transportation Ad Hoc Committee, and dealing with the Penny Project that began 17 years ago, 4 Administrators ago, and 4 or 5 Transportation Directors ago, having things lost in translation between the County and an entity outside of the County is unfortunately a common occurrence. To be perfectly honest, when we are at fault for not being clear in our instructions, he hopes we will never want to blame those who are trying to assist us because we were not clear, and unwilling to admit that we were not clear in our instructions. When individuals have attempted to follow everything that we told them to follow, and asked questions of us, and gave them answers later on we found out were not correct. In his review of this particular situation, with the Recreation Commission, that is exactly what he has discovered. They did everything in their power, asked everyone they knew to ask, the right questions, and were given information; only to find out later that the information they were given was not correct. There was no malfeasance on the part of the Recreation Commission. In fact, we come up short.

Ms. Dickerson stated she believes when she took the vote on this item that she did not have all of the information. She thinks one of the things she personally makes a mistake on is voting for something, not having all the information, and then finding out later that she wished she had not raised her hand for it. She stated these type situations come up occasionally. We were put in a position where we had to try to help. The Recreation Commission, and other organizations, came up to help the people that were in distress.

Ms. Newton stated the funds we are referring to were funds that were direct assistance to the residents of Allen-Benedict Court.

In Favor: Terracio, Jackson, Newton, Myers, Dickerson Livingston and McBride

Opposed: Malinowski

Present but Not Voting: Kennedy and Manning

The vote was in favor.

Ms. Myers moved, seconded by Ms. Dickerson, to reconsider this item.

In Favor: Malinowski

Opposed: Terracio, Jackson, Newton, Myers, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The motion for reconsideration failed.

17. **REPORT OF THE RULES AND APPOINTMENTS COMMITTEE**

- a. Board of Zoning Appeals – Four (4) Vacancies – Ms. Newton stated the committee recommended re-appointing Ms. LaTonya Derrick and Mr. Jason McLees, appointing Mr. Lonnie Daniels, and re-advertising the remaining vacancy.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Dickerson and Livingston

Present but Not Voting: Manning and McBride

The vote in favor was unanimous.

18. **OTHER ITEMS**

- a. A Resolution to appoint and commission Broderick Jerome Fleming, Ralph William Guyton, David Eugene Bagwell, Jr., and Tina Mills Robinette as Code Enforcement Officers for the property security, general welfare, and convenience of Richland County – Mr. Manning moved, seconded by Mr. Malinowski, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson, Livingston and McBride

The vote in favor was unanimous.

- b. FY20 – District 5 Hospitality Tax Allocations – Ms. Dickerson moved, seconded by Ms. Terracio, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson, Livingston and McBride

Ms. Myers moved, seconded by Ms. Dickerson, to reconsider this item.

Opposed: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson, Livingston and McBride

The motion for reconsideration failed.

- c. FY20 – District 2 Hospitality Tax Allocations – Ms. Dickerson moved, seconded by Ms. Terracio, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson, Livingston and McBride

Ms. Myers moved, seconded by Ms. Dickerson, to reconsider this item.

Opposed: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson, Livingston and McBride

The motion for reconsideration failed.

19. **EXECUTIVE SESSION** – Ms. Dickerson moved, seconded by Ms. Terracio, to go into Executive Session.

In Favor: Terracio, Newton, Myers, Dickerson, Livingston and McBride

Opposed: Malinowski

Abstain: Jackson

Present but Not Voting: Kennedy and Manning

The vote was in favor.

Council went into Executive Session at approximately 7:38 PM and came out at approximately 7:46 PM

Ms. Dickerson moved, seconded by Mr. Jackson, to come out of Executive Session.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Dickerson, Livingston and McBride

Present but Not Voting: Kennedy and Manning

The vote in favor was unanimous.

- a. CAMA System Update – Ms. Myers moved, seconded by Ms. Dickerson, to approve the request, made by the Administrator, to extend the contract and execute all documents that go along with the request.

In Favor: Terracio, Malinowski, Jackson, Newton Myers, Manning, Dickerson, Livingston and McBride

Present but Not Voting: Kennedy

The vote in favor was unanimous.

Ms. Myers moved, seconded by Ms. Dickerson, to reconsider this item.

Opposed: Terracio, Malinowski, Jackson, Newton, Myers, Manning, Dickerson, Livingston and McBride

Present but Not Voting: Kennedy

The motion for reconsideration failed.

20. **MOTION PERIOD**

- a. I move that Richland County undertake a study regarding the existence/prevalence of PFAS in groundwater and soil throughout the County. If desired, the County should coordinate with all municipalities within its boundaries to derive a comprehensive study on these harmful chemicals, and if necessary or warranted, a plan for corporate remediation [MYERS]—This item was referred to the D&S Committee.
- b. I move that the County Attorney’s Office research State and Federal Law to determine all authority that South Carolina counties have to create gun safety ordinances [MANNING, DICKERSON, McBRIDE, TERRACIO, MYERS, and NEWTON] – This item was referred to the Legal Department.
- c. FY20 – District 10 Hospitality Tax Allocations: \$20,000 – Olympia Museum – Mr. Malinowski moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Terracio, Malinowski, Newton, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Jackson, Myers and Manning

Mr. Manning moved, seconded by Mr. Malinowski, to reconsider this item.

Opposed: Malinowski, Kennedy, Manning, Dickerson, Livingston and McBride

In Favor: Myers

Present but Not Voting: Terracio, Jackson and Newton

The motion for reconsideration failed.

- d. FY20 – District 8 Hospitality Tax Allocations: \$5,000 – Latino Communications CDC; and \$5,000 – SC Philharmonic [MANNING] – Mr. Malinowski moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Terracio, Malinowski, Newton, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Jackson, Myers and Manning

Mr. Manning moved, seconded by Mr. Malinowski, to reconsider this item.

Opposed: Malinowski, Kennedy, Manning, Dickerson, Livingston and McBride

In Favor: Myers

Present but Not Voting: Terracio, Jackson and Newton

The motion for reconsideration failed.

- e. FY20 – District 7 Hospitality Tax Allocations: \$150,000 – OnPoint Leadership Institute for Girls [KENNEDY] – Mr. Malinowski moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Terracio, Malinowski, Newton, Kennedy, Dickerson, Livingston and McBride

Present but Not Voting: Jackson, Myers and Manning

Mr. Manning moved, seconded by Mr. Malinowski, to reconsider this item.

Opposed: Malinowski, Kennedy, Manning, Dickerson, Livingston and McBride

In Favor: Myers

Present but Not Voting: Terracio, Jackson and Newton

The motion for reconsideration failed.

- f. Resolution honoring the life and service of former Richland County Councilman Julius Murray on the occasion of his death on Sunday, September 8, 2019 [MYERS] – Mr. Manning moved, seconded by Mr. Malinowski, to adopt the resolution honoring Mr. Julius Murray.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson, Livingston and McBride

The vote in favor was unanimous.

21. **ADJOURNMENT** – The meeting adjourned at approximately 8:00 PM.