

RICHLAND COUNTY
COUNTY COUNCIL AGENDA



Tuesday, MAY 17, 2022

6:00 PM

COUNCIL CHAMBERS



Richland County Council 2022



Derrek Pugh
District 2



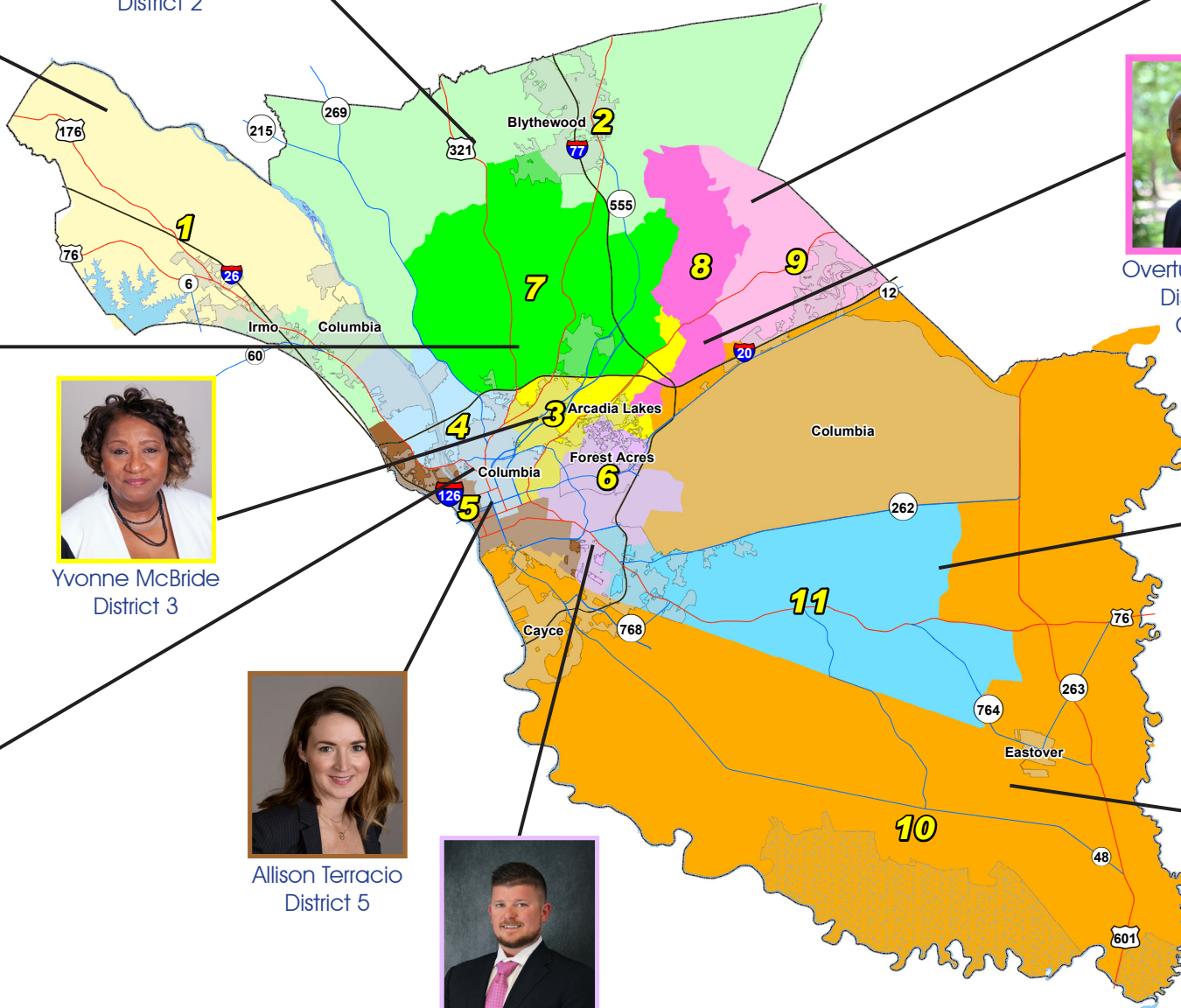
Jessica Mackey
District 9
Vice Chair



Bill Malinowski
District 1



Overture Walker
District 8
Chair



Gretchen Barron
District 7



Chakisse Newton
District 11



Yvonne McBride
District 3



Cheryl English
District 10



Paul Livingston
District 4



Allison Terracio
District 5



Joe Walker, III
District 6



Richland County Council
Regular Session
AGENDA
May 17, 2022 - 6:00 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29204

1. **CALL TO ORDER** The Honorable Overture Walker,
Chair Richland County Council
 - a. ROLL CALL
2. **INVOCATION** The Honorable Paul Livingston
3. **PLEDGE OF ALLEGIANCE** The Honorable Paul Livingston
4. **PRESENTATION OF PROCLAMATIONS/RESOLUTIONS**
 - a. A Proclamation Honoring "National Public Works Week" May 15-21, 2022 The Honorable Overture Walker
 - b. Resolution Honoring Richland County Emergency Medical Service Employees The Honorable Jesica Mackey
 - c. A Proclamation Recognizing the 2022-2023 Junior League of Columbia President Rania Jamison The Honorable Jesica Mackey
5. **APPROVAL OF MINUTES** The Honorable Overture Walker
 - a. Regular Session: May 3, 2022 [**PAGES 9-16**]
6. **ADOPTION OF AGENDA** The Honorable Overture Walker
7. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS** Patrick Wright,
County Attorney

After Council returns to open session, Council may take action on any item, including any subsection of any section, listed on an executive session agenda or discussed in an executive session during a properly noticed meeting.

 - a. Alvin S. Glenn Detention Center

8. **CITIZEN'S INPUT** The Honorable Overture Walker
- a. For Items on the Agenda Not Requiring a Public Hearing
9. **CITIZEN'S INPUT** The Honorable Overture Walker
- 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.)
10. **REPORT OF THE COUNTY ADMINISTRATOR** Leonardo Brown,
County Administrator
- a. Coronavirus Updates[**PAGE 17**]
- b. Other Updates[**PAGE 17-24**]
11. **REPORT OF THE CLERK OF COUNCIL** Anette Kirylo,
Clerk of Council
- a. Fiscal Year 2023 Budget Public Hearing, May 19, 2022
6:00PM, Council Chambers
12. **REPORT OF THE CHAIR** The Honorable Overture Walker
13. **OPEN / CLOSE PUBLIC HEARINGS** The Honorable Overture Walker
- a. An Ordinance Amending Ordinance # 05-53.5-21 Amending the Richland County Code of Ordinances, so as to adopt the Richland County Land Development Code Rewrite; and to replace Chapter 26, Land Development amending the effective dates of its provision and clarification of interim procedures
- b. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Arrowrock IV Pineview, LLC to provide for payment of a fee-in-lieu of taxes; and other related matters
- c. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Laserform & Machine, Inc., a company previously identified as Project Laser, to provide for payment of a fee-in-lieu of taxes; and other related matters
14. **THIRD READING ITEMS** The Honorable Overture Walker
- a. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Arrowrock IV Pineview, LLC to provide for payment of a fee-in-lieu of taxes; and other related matters[**PAGE 25**]
- b. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland

County, South Carolina and Laserform & Machine, Inc., a company previously identified as Project Laser, to provide for payment of a fee-in-lieu of taxes; and other related matters [PAGE 26]

15. SECOND READING ITEMS

The Honorable Overture Walker

- a. An Ordinance Amending Ordinance # 05-53.5-21 Amending the Richland County Code of Ordinances, so as to adopt the Richland County Land Development Code Rewrite; and to replace Chapter 26, Land Development amending the effective dates of its provision and clarification of interim procedures [PAGES 27-56]

16. REPORT OF ADMINISTRATION & FINANCE COMMITTEE

The Honorable Bill Malinowski

- a. Court Appointed Special Advocate (CASA) - Budget Adjustment to Increase Attorney Pay [PAGES 57-68]

17. REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

The Honorable Paul Livingston

- a. An Ordinance Authorizing the acquisition of certain property located in Richland County; and other matters related thereto [FIRST READING] [PAGE 69]
- b. A Resolution (1) approving the assignment to GD Ballpark Development LLC of all the rights, interests, and obligations of Ballpark, LLC under that certain public infrastructure credit agreement between Ballpark, LLC and Richland County, South Carolina, (2) authorizing the County's execution and delivery of an assignment and assumption of public infrastructure credit agreement in connection with such assignment; and (3) authorizing other matters related thereto

18. REPORT OF RULES & APPOINTMENTS COMMITTEE

The Honorable Gretchen Barron

- a. Notification of Vacancies
 - 1. (a) Accommodations Tax – Seven (7) Vacancies (TWO applicants must have a background in the lodging industry, THREE applicants must have a background in the hospitality industry, ONE (1) applicant must have a cultural background and ONE (1) applicant will fill an At-large seat)
 - (b) Airport Commission – One (1) Vacancy
 - (c) Board of Assessment Appeals – One (1) Vacancy

- (d) Board of Zoning Appeals – Six (6) Vacancies
- (e) Building Codes Board of Appeals – Nine (9) Vacancies (ONE applicant must be from the Architecture Industry, ONE from the Gas Industry, ONE from the Building Industry, ONE from the Contracting Industry, ONE applicant must be from the Plumbing Industry, ONE applicant must be from the Electrical Industry, ONE applicant must be from the Engineering Industry and TWO from Fire Industry as alternates)
- (f) Business Service Center – Four (4) Vacancies (ONE applicant must be from the Business Industry, ONE applicant must be an Attorney and TWO applicants must be CPAs)
- (g) Central Midlands Council of Governments – One (1) Vacancy
- (h) Community Relations Council – One (1) Vacancy
- (i) Employee Grievance Committee – Two (2) Vacancies (MUST be a Richland County employee; 2 seats are alternates)
- (j) Hospitality Tax – Two (2) Vacancies (ONE applicant must be from the Restaurant Industry)
- (k) Internal Audit Committee – Two (2) Vacancies (applicant with CPA preferred)
- (l) Lexington Richland Alcohol and Drug Abuse Council (LRADAC) – Two (2) Vacancies
- (m) Music Festival – One (1) Vacancy
- (n) Planning Commission – Three (3) Vacancies
- (o) Richland Memorial Hospital Board of Trustees – Three (3) Vacancies
- (p) Township Auditorium – Two (2) Vacancies
- (q) Transportation Penny Advisory Committee (TPAC) – Three (3) Vacancies

b. Notification of Appointments

- 1. Employee Grievance Committee - Two (2) Vacancies (MUST be a Richland County employee; 1 seat is an alternate)
 - a. John Robert Dunn (Solicitor's Office) **[PAGES 70-71]**
 - b. Alexander Burton (Transportation Dept.) **[PAGES 72-74]**
 - c. Kimberly Toney (Transportation Dept.) **[PAGES 75-76]**

c. Items for Action

- 1. Review Boards, Commission, and Committees NNot Currently Active **[PAGES 77-87]**

19. OTHER ITEMS

The Honorable Overture Walker

a. FY22 - District 5 Hospitality Tax Allocations: [PAGES 88-89]

- 1. Columbia City Ballet - \$5,000
- 2. Columbia Classical Ballet - \$5,000

b. FY22 - District 7 Hospitality Tax Allocations: [PAGES 90-91]

- 1. 2022 Black Expo - \$7,500

c. FY22 District 9 Hospitality Tax Allocations:[PAGES 92-93]

- 1. 2022 Black Expo - \$5,000
- 2. Big Red Barn Retreat Fall Jam - \$5,000

d. A Resolution to appoint and commission Eric Williams as a Code Enforcement Officer for the proper security, general welfare, and convenience of Richland County [PAGES 94]

e. A Resolution to appoint and commission Brian Wehrmeister as a Code Enforcement Officer for the proper security, general welfare, and convenience of Richland County [PAGE 95]

f. A Resolution to appoint and commission Andrew Weaver as a Code Enforcement Officer for the proper security, general welfare, and convenience of Richland County [PAGE 96]

20. EXECUTIVE SESSION

After Council returns to open session, Council may take action on any item, including any subsection of any section, listed on an executive session agenda or discussed in an executive session during a properly noticed meeting.

Patrick Wright,
County Attorney

21. MOTION PERIOD

a. I move that Richland County update its policies to allow the expenditure of CDBG and other federal funds for affordable housing anywhere in Richland County regardless of jurisdiction. (Current Richland County policies only allow expenditure of these funds in the unincorporated parts of the county.)
[Newton]

22. ADJOURNMENT



Special Accommodations and Interpreter Services Citizens may be present during any of the County's meetings. If requested, the agenda and backup materials will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), as amended and the federal rules and regulations adopted in implementation thereof. Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the Clerk of Council's office either in person at 2020 Hampton Street, Columbia, SC, by telephone at (803) 576-2061, or TDD at 803-576-2045 no later than 24 hours prior to the scheduled meeting.



Richland County Council
Regular Session
MINUTES
May 3, 2022 – 6:00 PM
2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Overture Walker, Chair, Jesica Mackey, Vice-Chair, Bill Malinowski, Derrek Pugh, Yvonne McBride, Paul Livingston, Allison Terracio, Joe Walker, Gretchen Barron, Cheryl English and Chakisse Newton

OTHERS PRESENT: Michelle Onley, Kyle Holsclaw, Ashiya Myers, Randy Pruitt, Michael Byrd, Stacey Hamm, Dale Welch, Leonardo Brown, Tamar Black, Lori Thomas, Patrick Wright, Justin Landy, Aric Jensen, Abhi Deshpande, Anette Kirylo, Judy Carter, Dante Roberts, Dwight Hanna, Angela Weathersby, Casey White, Melissa Hughey, Jennifer Wladischkin, Michael Maloney, Sandra Haynes and John Thompson

1. **CALL TO ORDER** – Chairman O. Walker called the meeting to order at approximately 6:00PM.
2. **INVOCATION** – The Invocation was led by the Pastor Doyle Roberts on behalf of the Honorable Jesica Mackey.
3. **PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance was led by the Honorable Jesica Mackey.
4. **PRESENTATION OF PROCLAMATIONS**
 - a. **A Proclamation Recognizing Ridge View Boys Basketball Championship [MACKEY and O. WALKER]** – Ms. Mackey and Mr. O. Walker presented a proclamation to the Ridge View Highschool Boys Basketball Team in honor of their current championship.
 - b. **A Proclamation Recognizing W. J. Keenan High School and their Lady Raiders Three-Peat Championship [BARRON]** – Ms. Barron presented a proclamation to the W. J. Keen High School Lady Raiders Basketball Team in honor of their Three-Peat Championship win.
 - c. **Proclamation Honoring Richland County Detention Center Correctional Officers [ENGLISH]** – Ms. English presented a proclamation to the Richland County Detention Center in honor of National Correctional Officers Week, May 1st – 7th, 2022.

Chairman O. Walker noted Councilwoman Terracio’s arrival at the Council meeting at 6:10 PM.

5. **APPROVAL OF MINUTES**
 - a. **Regular Session: April 19, 2022** – Ms. McBride moved, seconded by Ms. Barron, to approve the minutes as distributed.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

6. **ADOPTION OF AGENDA** – Ms. Newton noted Items 16(a) and (b): “2022 County Administrator Evaluation Process” and “County Attorney and Clerk to Council Performance Evaluation Process” needs to be discussed in Executive Session, as they are contractual matters. In addition, she noted she did not see the Richland Library’s lease extension listed on the agenda.

Mr. Patrick Wright, County Attorney, stated the item should be on the agenda for Executive Session.

Ms. Kirylo stated the item “9019 Garners Ferry Road First Amendment to Lease – Richland County Public Library” is on the amended agenda.

Mr. Malinowski inquired when the library lease extension information was provided to staff and the public.

Ms. Kirylo responded the information was provided to the public on Monday, May 2nd as required by FOIA.

Mr. Malinowski stated, he believes, we come across as unprofessional and as if we are trying to sneak things through. He noted Council Rules state all items of information, including backup materials, need to be in the Administrator’s Office the Wednesday prior to the agenda being published. Obviously, this item was not there Wednesday because it was sent out on Monday at 5:30 PM, which is barely 24-hours before the FOIA requirement. He noted he does not think it is proper to continue to not give the public proper notice. Not everybody is constantly looking at the agendas. They are looking at it when they know the agenda is coming out.

Mr. Wright stated, it is his understanding, this item did not come to his office until late Thursday. He noted it was published in time to the public. It was just not in time to be placed on the printed agenda on Thursday.

Mr. Malinowski responded, according to FOIA Rules, it is proper. However, according to Council Rules, it is not proper. As long as we allow outside entities flaunt our rules, they are going to continue to do so.

Ms. Barron moved, seconded by Mr. Livingston, to adopt the agenda as amended.

Ms. McBride stated she agreed with Mr. Malinowski and maybe henceforth we will follow the rules.

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

Opposed: Malinowski, Pugh, McBride, J. Walker and Barron

The vote was in favor.

POINT OF PERSONAL PRIVILEGE – Ms. English thanked Mr. Maloney and his staff for working so diligently on the roads in her district. In addition, she thanked Council for their support of the Sweet Potato Festival. She noted people from California, Connecticut, Massachusetts, New York, Georgia, Florida, Texas and North Carolina in attendance. Over 14,000 attended the event. Lastly, she congratulated Ms. Mackey on being elected to serve on the “New Deal”.

7. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS** – The County Attorney, Mr. Patrick Wright, stated the following items qualify for Executive Session:

- a. **Alvin S. Glenn Detention Center**
- b. **9019 Garners Ferry Road First Amendment to Lease – Richland County Public Library**
- c. **2022 County Administrator Evaluation Process**
- d. **County Attorney and Clerk to Council Performance Evaluation Process**

8. **CITIZENS' INPUT**

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

9. **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)** – Ms. Sandra Hines, 7517 Mountainbrook Drive, Columbia, SC 29209 spoke regarding the County funding an Affordable Housing Trust Fund.

10. **REPORT OF THE COUNTY ADMINISTRATOR** – Mr. Leonard Brown, County Administrator, informed Council of the Pavement Management Work Session on Tuesday, May 10th at 3:00 PM.

11. **REPORT OF THE CLERK OF COUNCIL** – No report was given.

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

13. **OPEN/CLOSE PUBLIC HEARINGS**

- a. **Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes and incentive agreement by and between Richland County, South Carolina and Project Vanguard to provide for payment of a fee-in-lieu of taxes; authorizing certain infrastructure credits; the conveyance of certain real property to Project Vanguard; and other related matters** – No one signed up to speak.

14. **APPROVAL OF CONSENT ITEMS**

- a. **Emergency Services – Fire Division – Purchase of Fire Pumper Truck**
- b. **Department of Public Works – Engineering Division – Springwood Lakes Community Drainage Project**
- c. **Upper Township Magistrate – Sheriff's Department Substation**

Mr. Malinowski moved, seconded by Mr. Pugh, to approve the Consent Items.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

Ms. Newton moved, seconded by Mr. J. Walker, to reconsider the Consent Items.

Opposed: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The motion for reconsideration failed.

15. **FIRST READING ITEMS**

- a. **An Ordinance to raise revenue, make appropriations, and adopt an Annual Budget (FY2023) for Richland County, South Carolina for Fiscal Year beginning July 1, 2022 and ending June 30, 2023. So as to raise revenue, make appropriations and amend the General Fund, Millage Agencies, Special Revenue Funds, Enterprise Funds, and Debt Service Funds Budget for Richland County, South Carolina for Fiscal Year Beginning July 1, 2022 and ending June 30, 2023 [BY TITLE ONLY]** – Mr. Livingston moved, seconded by Ms. Barron, to approve this item.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

- b. **An Ordinance authorizing the levying of Ad Valorem property taxes which together with the prior year's carryover and other State Levies and any additional amount appropriated by the Richland County Council prior to July 1, 2022 will provide sufficient revenues for the operations of Richland County Government during the period from July 1, 2022 through June 30, 2023 [BY TITLE ONLY]** – Ms. Mackey moved, seconded by Ms. English, to approve this item.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

- c. **An Ordinance Amending Ordinance # 05-53.5-21 Amending the Richland County Code of Ordinances, so as to adopt the Richland County Land Development Code Rewrite; and to replace Chapter 26, Land Development amending the effective dates of its provision and clarification on interim procedures** – Mr. Livingston moved, seconded by Ms. Mackey, to approve this item.

Mr. Aric Jensen, Assistant County Administrator, noted the redlined text on pp. 56-57 is what Council is being requested to consider.

Mr. Malinowski made a substitute motion, seconded by Ms. Newton, to change the language in the ordinance as follows: “zone maps and text preparation and process”.

Ms. Barron requested Mr. Jensen to explain the recent press release for the benefit of the individuals in the audience.

Mr. Jensen stated for the last month staff has been listening and observing the discussions about the Land Development Code and mapping process. One of the things he has noted is people are commenting this is the first time they have heard about the process, they do not understand why we are doing it, and many believe we are in the 11th hour and it is too late to make comments or their comments will not affect the process. He reviewed the process and discovered this has been a 5-year process. Only 3 of the current Council members were on Council when the consultant outlined the need to update the code. In addition, we have dealt with COVID and numerous other things. In his opinion, staff has not done a sufficient job to communicate to the public and keep them involved through the process. Essentially, we are recommending a “restart” or “refresh” where we gather the information from the consultant and share their analysis with the public. Some of the code will need “massaging” as we start the mapping process. He noted it is the role of the Planning Commission to create the process, so he will need to sit down with the Chair and Vice Chair of the Planning Commission in order to move forward.

Ms. Newton requested Mr. Jensen outline the additional tools and resources to assist the public to understand what is being proposed.

Mr. Jensen recommended packaging the materials in a modern format for dissemination. He noted, when he was at Reno, they had an aggressive social media campaign. He noted in jurisdictions where he previously worked when it came to zoning maps, they created a translation table. Once you have the baseline, then you can start talking about what you want to see.

Ms. Newton stated, she knows certain things are in the purview of the Planning Commission, but we have to ensure those comparisons or frequently asked questions go out. She noted, if you only choose to do thing digitally, it is the same as choosing to not have certain people be involved in the process. She wants to ensure we are using all the channels available.

Mr. Pugh stated it is important that we get this right, and get it right the first time. This is contingent upon people's livelihood and things they have worked for many years. He noted not everyone speaks "Land Development Code". It is important we ensure we speak plainly, help people understand and we do not make people feel less when they ask questions.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor of the substitute motion was unanimous.

Mr. Malinowski stated he sent an email to staff and communicated in reviewing some online information there were no Planning Commission minutes posted since March 2019. He noted that time period included substantive discussion about the Land Development Code. He received a response stating, "My apologies. Staff will begin placing minutes going back as far as possible on the webpage and ensure the webpage is kept up-to-date." He cited the SC Code of Law says, the Planning Commission shall adopt rules of organizational procedure and shall keep a record of its resolutions, findings and determinations, which record must be a public record.

16. **REPORT OF THE EMPLOYEE EVALUATION AND OVERSIGHT AD HOC COMMITTEE**

- a. **2022 County Administrator Evaluation Process** – This item was taken up in Executive Session.
- b. **County Attorney and Clerk to Council Performance Evaluation Process** – This item was taken up in Executive Session.

17. **REPORT OF THE TRANSPORTATION AD HOC COMMITTEE**

- a. **I-20/Broad River Rd. Interchange** – Ms. Mackey stated the committee recommended Council approve the de-programming of the I-20/Broad River Road Interchange project in the amount of \$52.5M.

Ms. Newton stated, for clarification, we do not plan to pay these funds from the Richland County budget, and essentially will allocate the funds back to the Transportation Penny.

Ms. Mackey responded this project is currently included in SCDOT's Carolina Crossroads Improvement Project. SCDOT already has funds identified, and secured those funds; therefore, the County will no longer need to use Penny Funds for this project. Those funds will go back to the Penny Program, and will be allocated at Council's discretion for approved Penny Projects.

Ms. Newton noted previously we requested SCDOT to confirm that they would not come back and ask for the funds. She inquired if SCDOT has the right to the funds in the future.

Mr. Michael Maloney, Director of Public Works, stated the funding is a designated program item. SCDOT will not write a letter, but they did indicate they have funding they are proceeding with. He indicated SCDOT has the Interstate Fund and State funding for the project. He noted staff would not designate the funds immediately, but they would like to work with Council to utilize the funds to offset cost overruns due to the increase in construction costs. There is also the opportunity to talk about other projects that were cancelled due to lack of funding.

Ms. Newton stated, for clarification, we have reached out to SCDOT, but they neglected to give us a firm commitment that they would not come back to us.

Mr. Maloney responded SCDOT has not requested an IGA to use the Penny Funds.

Ms. Newton inquired about the time sensitivity of making this determination now.

Mr. Maloney responded staff would like to have the funds de-programmed, so they can begin planning.

Mr. Wright noted we likely will not get a response from SCDOT.

Ms. Terracio inquired if the funding must be used for a project in the same category.

Mr. Maloney responded he does not see anything in the program that defines that.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

- b. **Mill Creek Mitigation Credit Sales** – Ms. Mackey stated the committee recommended Council approve the sale of mitigation credits to South Fork Ventures, LLC, which will generate \$55,200, and be credited to the Transportation Penny Program.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey and English

Opposed: Newton

The vote was in favor.

Mr. Livingston moved, seconded by Ms. Barron, to reconsider this item.

In Favor: Newton

Opposed: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey and English

The motion for reconsideration failed.

18. **OTHER ITEMS**

- a. **FY22 – District 8 Hospitality Tax Allocations** – Ms. McBride moved, seconded by Ms. Barron, to approve this item.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, Barron, O. Walker, Mackey, English and Newton

Opposed: J. Walker

The vote was in favor.

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

Opposed: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The motion for reconsideration failed.

19. **EXECUTIVE SESSION**

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

In Favor: Pugh, McBride, Livingston, Terracio, Barron, O. Walker, Mackey, English and Newton

Opposed: Malinowski and J. Walker

The vote was in favor.

Council went into Executive Session at approximately 7:10 PM and came out at approximately 8:19 PM

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

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

- a. **2022 County Administrator Evaluation Process**
- b. **County Attorney and Clerk to Council Performance Evaluation Process**

Ms. Newton stated the committee recommended to direct Ms. Wladischkin and Procurement to enter into negotiations with Company #2. The budgeted amount should not exceed the amount discussed in Executive Session.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

Ms. Newton moved, seconded by Mr. Malinowski, to reconsider Items 19 (a) and (b).

In Favor: McBride and Barron

Opposed: Malinowski, Pugh, Livingston, Terracio, J. Walker, O. Walker, Mackey, English and Newton

The motion for reconsideration failed.

20. **MOTION PERIOD**

- a. **A Resolution Honoring Richland County Emergency Medical Service Employees**

Ms. Mackey moved, seconded by Mr. Malinowski, to adopt the resolution recognizing National Emergency Medical Service week.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

- b. **Direct staff and CASA to look into what it will take to have Richland County CASA receive state funding to operate the way that all other CASA groups in the state do, with state funding. Richland County should not be excluded from something that is provided to all other counties by the state [MALINOWSKI]** – The motion was forwarded to staff.

- c. Recommend to add the Lake Murray Capital City entity to the Special Promotions group for budget purposes in receiving Hospitality Tax and Accommodations Tax each budget year. This entity is one of only 2 tourism promotional agencies approved by the state to bring tourism to the Midlands Region, including Richland County. They consistently promote Richland County via worldwide media with advertising and entertainment events. [MALINOWSKI and LIVINGSTON] – The motion was forwarded to the budget process.
- d. Direct staff and legal to create a new IGA regarding the Alvin S. Glenn Detention Center Inmate Per Diem rate. Richland County is operating on fees that were implemented effective July 1, 2018, but did not go into effect until July 1, 2019 due to the 90-day notice requirement pursuant to the agreement. The agreement in effect at that time was to have the fee only increase \$10 per year until it reached 95% of the actual cost to the County. We are currently losing thousands of dollars per year the way this is being handled.

Richland County should not have taxpayers pay for outside entities who placed individuals in the County Detention Center, as that is the responsibility of the placing entity. Every entity who places an individual in the Alvin S. Glenn Detention Center should have an IGA with Richland County that reflects the current rate they will be paying as well as the fact rates are subject to change upward or downward on an annual basis. Those IGAs should also be worded as an annual agreement with up to so many extension years and the 90-day notice needs to be either reduced or more closely followed by staff. [MALINOWSKI] – The motion was forwarded to staff.

21. ADJOURNMENT – Ms. Newton moved, seconded Mr. Malinowski, to adjourn.

In Favor: Malinowski, Pugh, McBride, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

The vote in favor was unanimous.

The meeting adjourned at approximately 8:26 PM.



Report of the County Administrator

Regular Session - May 17, 2022

CORONAVIRUS UPDATE:

COVID-19 Statistical Data for the Current Reporting Period

In Richland County, South Carolina, community level is **Low**.

- Stay [up to date](#) with COVID-19 vaccines
- [Get tested](#) if you have symptoms

People may choose to mask at any time. People with symptoms, a positive test, or exposure to someone with COVID-19 should wear a mask.

58.8% of Richland County residents eligible to be vaccinated have completed their vaccination
232,288/395,187

54.6% of South Carolina residents eligible to be vaccinated have completed their vaccination
2,692,172/4,926,744

OTHER UPDATES:

Midlands Business Leadership Group (MBLG)

The group met on Monday, May 9th to discuss the Regional Gateway Project. MBLG has raised over \$1.2M toward the construction costs; Lexington County has committed \$500K in direct support of the HWY 302 gateway corridor. Richland County Council committed to support the upkeep of the regional gateways after they are constructed. Currently, MBLG is working with the other local jurisdictions to secure their Council's commitment.

Planning Commission

The Richland County Planning Commission met on Monday, May 9, to officially launch the restart of mapping efforts for the Land Development Code (LDC) rewrite. Richland County Council [voted to approve first reading of an ordinance last week](#) giving initial approval to begin the rezoning process over to gather more community input.

In this initial meeting, commission members discussed the new schedule for future meetings, including special meetings, to be added to the regular calendar to efficiently accomplish the mapping process. Evening meetings will be added to the schedule to maximize opportunities for public participation.

The first special meeting will be held on Thursday, May 19th at 10:00 a.m. in the Richland County Council Chambers.

At that meeting, commissioners intend to discuss a proposed “baseline zoning map,” which will serve as a starting point for any modifications to the LDC text. Ahead of the next meeting, members will examine the zone translation table in the 2021 LDC, and compare that to the 2005 Code for any discrepancies. Those findings will be compiled by County staff and will be discussed at the next Planning Commission meeting.

Riverbanks Zoo

The Riverbanks Park Commission recently voted to proceed with a resolution for an \$80M GO Bond request. The Resolution was delivered to both Richland and Lexington County, along with a proposed calendar with reading and publish notifications. County staff is set to meet with our financial consultant, First Tryon, to review the impact of the Zoo’s request. We will also provide feedback on the proposed calendar.

Animal Care Facilities Agreement

The current intergovernmental agreement between the City of Columbia and Richland County for animal shelter services is scheduled to expire July 31, 2022. County staff is currently in negotiations to extend these services. This matter will be formally submitted to you as a part of the Committee/Council process.

ATTACHMENTS:

1. Riverbanks Zoo & Garden Correspondence dated May 03, 2022
2. Intergovernmental Agreement – City of Columbia – Animal Care Facilities

May 3, 2022

Via Hand Delivery

Mr. Leonardo Brown
Richland County Administration Building
2020 Hampton Street, Suite 4069
P.O. Box 192
Columbia, South Carolina 29204

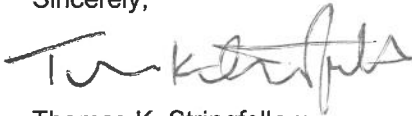
Re: Petition of Riverbanks Parks Commission –Issuance General Obligation Bonds

Dear Mr. Brown:

Enclosed is a Petition of Riverbanks Parks Commission approved at its meeting of May 3, 2022, seeking approval by the County Councils of Lexington and Richland Counties of the issuance of not exceeding \$80 million general obligation bonds of Riverbanks Parks District to make improvements at Riverbanks Zoo and Gardens. Our counsel will provide you with the forms of documents for consideration by Council.

Please do not hesitate to contact me should you have any questions regarding the enclosed.

Sincerely,



Thomas K. Stringfellow

Enclosure

PETITION OF RIVERBANKS PARKS COMMISSION TO THE GOVERNING BODIES OF RICHLAND COUNTY AND LEXINGTON COUNTY FOR PUBLIC HEARINGS PURSUANT TO ARTICLE 5, CHAPTER 11, TITLE 6, CODE OF LAWS OF SOUTH CAROLINA, 1976.

1. The Richland-Lexington Riverbanks Parks District (the “District”) is a special purpose district created pursuant to the provisions of Act No. 1207 of the Acts and Joint Resolutions of the General Assembly of South Carolina of 1970, as amended, and is located within Richland and Lexington Counties.

2. In carrying out its functions and duties, the Riverbanks Park Commission (the “Commission”), the governing body of the District, has determined that a need exists at the present time to design, construct, renovate and equip certain improvements (collectively, the “Improvements”) to the facilities of the District, such facilities known popularly as Riverbanks Zoo and Garden, as follows:

- a. New animal exhibits
- b. Saluda River Observation Deck with exhibits on West Campus
- c. Forest pathway access to West Campus
- d. Aerial transportation system across Saluda River or upgrades to existing tram system.
- e. Expanded carousel plaza/Saluda River observation on East Campus
- f. Upgrades to tiger exhibit
- g. Parking improvements
- h. Miscellaneous visitor amenities, including, but not limited to, seating, restrooms, and restaurant and concession facilities

3. It is estimated that the total cost of designing, constructing, renovating and equipping the Improvements will amount to approximately \$80,000,000. The Improvements consist of the renovation and expansion of existing structures and construction of new facilities. The Commission has found that the Improvements are necessary and desirable for the continued safe and orderly operation of Riverbanks Zoo and Garden and the enhancement of its status as a leading recreational, educational and tourist attraction.

4. In order to defray the costs of the Improvements, the District proposes to issue general obligation bonds of the District in a principal amount not exceeding \$80,000,000, which bonds may be issued as a single issue or from time to time as several separate issues as the Commission may determine.

5. The County Councils of Richland County, South Carolina and Lexington County, South Carolina, the governing bodies of Richland County and Lexington County, respectively (the “County Councils”), are empowered by Act No. 1189 enacted at the 1974 Session of the South Carolina General Assembly (now codified as Article 5, Chapter 11, Title 6, Code of Laws of South Carolina 1976, Sections 6-11-810 through 6-11-1040, inclusive) (hereinafter referred to as the “Enabling Act”) to authorize the issuance of general obligation bonds pursuant to the provisions of the Enabling Act.

6. Pursuant to Section 6-11-830 of the Enabling Act, if the County Councils, upon petition of the Commission, determine that it may be in the best interest of the District to raise moneys for the furtherance of any power and function of the District, the County Councils may each order a public hearing to be held upon the question of the issuance of general obligation bonds of the District.

Wherefore, the Commission prays that the County Councils each order a public hearing to be held in Richland County and Lexington County, respectively, on the question of authorizing the issuance of not exceeding \$80,000,000 principal amount of general obligation bonds of the District, which bonds may be issued as a single issue or from time to time as several separate issues as the Commission may determine, in order to defray the costs of the Improvements and costs of issuance of such bonds.

RIVERBANKS PARKS COMMISSION

By: 
Chair, Riverbanks Parks Commission

Attest:


Secretary, Riverbanks Parks Commission

May 3, 2022



We Are Columbia

June 20, 2018

Dr. Sandra Yudice
Assistant County Administrator
Richland County Government
PO Box 192
Columbia, SC 29204

Dear Dr. Yudice:

This letter is to inform you that the holding per diem cost per animal per day will increase from \$14.00 per day to \$24.00 per day effective July 1, 2018 for the second renewal of the Animal Care Facilities Intergovernmental Agreement which is attached.

The City of Columbia has not increased this fee for over ten years. This fee increase represents the true cost of housing an animal in our animal shelter each day. Currently Richland County only contributes to the legal hold period for each animal originating from its jurisdiction. This will continue to be the case. Richland County is not held responsible for any expenses associated with providing for an animal's live disposition once that animal finishes its legal hold time.

The per diem cost will automatically increase annually by the Consumer Price Index (CPI).

If you have any further questions, please feel free to contact Mr. Robert Anderson, Public Works Director at 803-545-3782.

Sincerely,

Teresa Wilson
City Manager

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND) SECOND RENEWAL TO
) INTERGOVERNMENTAL AGREEMENT
) (Animal Care Facilities)

THIS RENEWAL is entered into this ____ day of _____, 2018, by and between Richland County (hereinafter the "County") and the City of Columbia (hereinafter "City").

WHEREAS, the parties entered into an Intergovernmental Agreement (hereinafter "IGA") dated July 31, 2007, regarding the County's use of the City's Animal Shelter with an Initial Term of five (5) years; and

WHEREAS, the parties also entered into a First Amendment of that IGA, dated November 5, 2010, replacing Paragraphs 2 & 6 of the IGA dealing with per diem costs and adoption revenue sharing through the end of the Initial Term expiring July 1, 2012; and

WHEREAS, the First Amendment expired and the IGA reverted back to its original terms; and

WHEREAS, the parties then entered into a First Renewal of the Intergovernmental Agreement, which expired July 31, 2017. Since that time, the parties have been operating pursuant to the terms of the First Renewal and desire to re-adopt the IGA and enter into this Second Renewal for another five (5) year term expiring July 31, 2022.

NOW THEREFORE, in consideration of the foregoing and intending to be legally bound hereby, the parties hereinafter set forth their intent to re-adopt and renew the IGA.

1. The terms of the First Renewal to the Intergovernmental Agreement are hereby expressly renewed and incorporated herein.

2. The IGA is renewed with the addition of new language in Paragraph 2 (Per Diem Fees), as follows:

Notwithstanding any of the foregoing, the per diem fees from FY 2016/2017 shall be the per diem fees for FY 2017/2018 (\$14) and FY 2018/2019 shall increase to the per diem of (\$24). Based upon the CPI published by the Bureau of Labor Statistics as an economic indicator, the per diem for FY 2019/2020 and continuing through year 5 shall increase by the CPI increase between FY2018/2019 to FY 2019/2020. If the CPI decreases, the fee shall remain the same as the preceding year.

3. In all other respects, the IGA shall remain in full force and effect for a five (5) year renewal term ending on July 31, 2022, a copy of which is attached hereto and incorporated herein by reference thereto.

4. This Second Renewal may be executed in multiple counterparts, each of which shall be deemed to be an original and all of which shall constitute a single instrument.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed in their names and their corporate seals to be hereunto affixed the day and year first written above.

WITNESSES:

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Its: County Administrator

WITNESS:

CITY OF COLUMBIA, SOUTH CAROLINA

Tasha Light
Shalaine Jones

Cherise Wilson
By: Teresa Wilson
Its: City Manager

APPROVED AS TO FORM
Jamie G
Legal Department City of Columbia, SC

Richland County Council Request for Action

Subject:

Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Arrowrock IV Pineview, LLC to provide for payment of a fee-in-lieu of taxes; and other related matters

Notes:

First Reading: April 5, 2022

Second Reading: April 19, 2022

Third Reading: May 17, 2022 {Tentative}

Public Hearing: May 17, 2022

Richland County Council Request for Action

Subject:

Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes agreement by and between Richland County, South Carolina and Laserform & Machine, Inc., a company previously identified as Project Laser, to provide for payment of a fee-in-lieu of taxes; and other related matters

Notes:

First Reading: April 5, 2022

Second Reading: April 19, 2022

Third Reading: May 17, 2022 {Tentative}

Public Hearing: May 17, 2022

Richland County Council Request for Action

Subject:

An Ordinance Amending Ordinance # 05-53.5-21 Amending the Richland County Code of Ordinances, so as to adopt the Richland County Land Development Code Rewrite; and to replace Chapter 26, Land Development amending the effective dates of its provision and clarification of interim procedures

Notes:

First Reading: May 3, 2022 {Tentative}
Second Reading: May 17, 2022 {Tentative}
Third Reading: June 7, 2022 {Tentative}
Public Hearing: May 17, 2022

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

Prepared by:	Aric A. Jensen	Title:	Assistant County Administrator
Department:	Administration	Division:	Click or tap here to enter text.
Date Prepared:	April 22, 2022	Meeting Date:	May 3, 2022
Legal Review	Patrick Wright via email	Date:	April 27, 2022
Budget Review	Abhijit Deshpande via email	Date:	April 26, 2022
Finance Review	Stacey Hamm via email	Date:	April 26, 2022
Approved for consideration:	County Administrator	Leonardo Brown, MBA, CPM	
Meeting/Committee	Regular Session		
Subject	AN ORDINANCE AMENDING ORDINANCE # 05-53.5-21 AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, SO AS TO ADOPT THE RICHLAND COUNTY LAND DEVELOPMENT CODE REWRITE; AND TO REPLACE CHAPTER 26, LAND DEVELOPMENT AMENDING THE EFFECTIVE DATES OF ITS PROVISION AND CLARIFICATION OF INTERIM PROCEDURES.		

RECOMMENDED/REQUESTED ACTION:

Staff requests a public hearing and then Council approval for first (1st) reading of an amendment to Ordinance No. 05-53.5-21 amending the Richland County Code of Ordinances, so as to adopt the Richland County Land Development Code Rewrite; and to replace Chapter 26, Land Development amending the effective dates of its provision and clarification of interim procedures.

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department’s current fiscal year budget?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
If no, is a budget amendment necessary?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

There is no anticipated fiscal impact to the County's budget.

COUNTY ATTORNEY’S OFFICE FEEDBACK/POSSIBLE AREA(S) OF LEGAL EXPOSURE:

None.

REGULATORY COMPLIANCE:

None applicable.

MOTION OF ORIGIN:

“...to amend the current ordinance and allow someone to request re-zoning under the previous ordinance [until] the new ordinance is adopted.”

Council Member	The Honorable Paul Livingston, District 4
Meeting	Regular Session
Date	April 19, 2022

STRATEGIC & GENERATIVE DISCUSSION:

At its April 19, 2022 Regular Session meeting, County Council passed a motion directing staff to prepare an amendment to Ordinance No. 05-53.5-21, which had received third reading at the November 16, 2021 Regular Session meeting but was not enacted due to the proposed comprehensive revisions to the Land Development Code Zone Map. The purpose and intent of the Council’s action on April 19th was to allow the Planning Commission as much time as is necessary to consider and recommend amendments to: the Richland County Zoning Map, the adopted- but not enacted- Land Development Code, and to any other applicable documents. The purpose and intent are achieved by eliminating specific performance deadlines and by inserting language that clarifies that the existing (“old”) 2005 code and zoning map remain in effect until such time that the Planning Commission and County Council endorse an amended zoning map.

Approving the proposed ordinance amendment provides the County Planning Commission and the County Council the most options because it does not eliminate any of the previously completed work nor does it require that any of the November 2021 adopted code be enacted. Approval of this proposed ordinance eliminates any deadlines and time constraints, so Council and Commission members may feel confident that sufficient public participation has occurred before any changes become effective.

During the map preparation process, it is anticipated that changes to the November 2021 text will be proposed and considered as staff, citizens, the Planning Commission, and the Council work to meld the map and the text into a cohesive document. Appropriate public noticing for any proposed text amendments will be prepared when and if such changes are considered.

A public hearing is required prior to second reading of the proposed amendment.

ADDITIONAL COMMENTS FOR CONSIDERATION:

Click or tap here to enter text.

ATTACHMENTS:

1. A Summary Timeline of the Re-write of the Land Development Code
2. November 16, 2021 Regular Session Minutes
3. Adopted Ordinance
4. Proposed Ordinance Amendment



MEMORANDUM

To Chair Walker and Members of County Council

CC Leonardo Brown, County Administrator; Aric Jensen, Asst. County Administrator; Geonard Price, Deputy Director & Zoning Administrator; Tommy DeLage, Assistant Zoning Administrator; Anette Kirylo, Clerk to Council

From Brian Crooks, Planning Services Manager

Date April 27, 2022

Subject Land Development Code Rewrite Summary & Timeline

This memorandum serves to provide an overview of the Land Development Code Rewrite Process. By way of this memo, staff is presenting a high-level review of engagement activities as well as an overview on the various steps and tasks with the rewrite process, including a general synopsis on input received from each.

REWRITE ENGAGEMENT REVIEW

The below points provide a review summary of the public engagement activities for the five phases of the Land Development Code Rewrite offered as so far:

- Phase 1 (Initiation)
 - o 3 public forums with attendee surveys – positive feedback on goals, objectives, issues, and opportunities for rewriting the Land Development Code.
- Phase 2 (Code Assessment)
 - o 2 public forums (one livestreamed and recorded for additional viewing) – input was consistent with diagnosis of strengths, weaknesses, opportunities, and issues and establishing a way to enhance the code; comments were positive and provided support for adding new rural protections; concerns related to manufactured housing locations.
- Phase 3 (Code Drafting)
 - o 3 public forums (one livestreamed and recorded for additional viewing; one virtual and recorded for additional viewing); positive feedback related to new uses and enhanced development standards, particularly rural protections and zoning districts.
 - o Appointments made available during business hours while the County building was not open to the public.
- Phase 4 (Code Testing)
 - o No public engagement meetings on this phase; report is available for public viewing.
- Phase 5 (Code Adoption – 5A and Remapping – 5B)

- Phase 5A
 - 4 public forums (all virtual and recorded for additional viewing) – 3 public meetings held by Councilperson Newton – 15 in-person drop-in meetings; feedback has generally been positive related to new zoning districts, new land uses and permissions, enhanced protections for rural communities, improved tree protections, required open space for developments, and better connectivity for developments.
 - Appointments made available during business hours while the County building was not open to the public.
 - Phase 5B
 - 25 in-person drop-in meetings throughout the County; feedback was mixed and mostly specific to one’s property or area – e.g. “farm animals”, density standard (both allowing it and not allowing it), non-detached dwellings, and items unrelated to zoning.
 - Ability to schedule a sit-down meeting with staff during business hours or request attendance at a neighborhood meeting – 12 individual sit-downs meetings have been had with either individual property owners, their representatives, or groups wishing to learn more or get additional clarification.
- All phases have totaled 55 individually scheduled meetings to discuss the Land Development Code Rewrite. Additional opportunities existed to meet with staff one-on-one, whether in person, via phone, or via Zoom to discuss the Rewrite. Council members have also requested staff’s attendance at various neighborhood meetings or County sponsored events to provide information on the LDC Rewrite also.

BACKGROUND

The Land Development Code [LDC] Rewrite process started as an outcome and implementation element of the 2015 PLAN Richland County Comprehensive Plan. PLAN Richland County identified the LDC update as the most critical action item for meeting the new vision for the County. Within this framework, the LDC Rewrite serves as the primary means of implementing the community’s vision for where and how to grow as a County. The purpose of the rewrite, beyond the policy direction listed in PLAN Richland County, is to create appropriate development regulations and standards that are user-friendly and align with contemporary zoning practices.

For majority of the LDC Rewrite process, staff has utilized an outside consultant, Clarion Associates. Beginning in Task 5, staff took over as the primary entity conducting the Rewrite process versus managing the consultant and providing input and guidance.

The project itself is currently in Task 5 (Phase V) of the Rewrite, which includes adoption of the code text and review and approval of the Remapping process. Council gave 1st Reading approval to LDC text on September 28, 2021. 3rd Reading was given on November 16, 2021. An effective date of May 2, 2022 is currently included as part of the adopting ordinance. May 2 was originally anticipated to be the effective date for both the text and map.

The zone map amendment (remapping) process is separate from the text adoption, and is ongoing at this time. Staff completed and released the draft zoning map for public review in mid-January. The originally proposed timeline has seen subsequent delays. The timeline moving forward contemplates the finalized process for the map as well as text amendments prior to any effective date for the full LDC.

PROJECT SUMMARY



The overall LDC Rewrite process consists of five tasks or phases. Task 1, 2, 3, and 4 are all complete. Task 1 included the project initiation and establishment of goals and objectives for the project. Task 2 included the creation and review of the LDC Assessment. Task 3 comprised public review of the draft ordinance, public forums, and development of the Zoning Map. Task 3 included initial public forums and work sessions, with one on one engagement opportunities provided for residents to discuss the LDC text. Task 4 involved testing the Draft Zoning Ordinance and Land Development Regulations at selected project sites to gauge the LDC's effectiveness in meeting the desired development outcomes. Task 5 includes preparing the Draft Text(s) (5a) and Zoning Map (5b), as well as their individual adoptions.

During each of the various phases, stakeholder groups and the public at large have been vital for providing feedback, and comments on the LDC Rewrite process. Four formal stakeholder groups exist. Stakeholder Group #1 includes the Building, Development, Business, and Economic community. Stakeholder Group #2 includes the Conservation and Environmental community. Stakeholder Group #3 includes Service Providers (Utilities with County Departments added in Phase III). In addition to the Stakeholder Groups, a Code Rewrite Guidance Committee has served during each phase of the project made up of representatives from all of the stakeholder groups and the public. Likewise, staff met with individual entities who submitted formal comments and offered one-on-one meetings for those with questions or concerns during Phases 3, 4, and 5a. Staff will be continuing these engagement opportunities and others as part of the Remapping process at that time.

REWRITE SYNOPSIS & OVERVIEW OF ENGAGEMENT ACTIVITIES

PHASE I

Phase I consisted of a variety of engagement and input opportunities for all participants. Clarion and staff conducted interviews with then Councilmembers, Planning staff, non-planning staff (Public Works, Utilities, Transportation), appointed board and commission members, individual stakeholder group members, and others about various wants, needs, strengths, weaknesses, issues, and opportunities regarding the LDC. The project team also distributed a survey to staff members for additional input. A primary focus of this was how to incorporate the policy direction of PLAN Richland County in the new LDC.

During Phase 1, the project team also met with the Guidance Committee, Planning Commission, and the public to inform them of the process and obtain input, feedback, and direction of the project goals and objectives. Regarding the public, this included Public Forum #1, #2, and #3. These forums occurred over a three-day period in the southeast, northeast, and northwest portions of the County. In total, nearly 80 persons attended the various forums. Input supported the project and was favorable toward the different goals and objectives. The public provided 183 different ideas and comments regarding the Rewrite with common occurring themes, such as tailoring regulations to different contexts and implementing aspects of the Comp Plan.

These engagement opportunities occurred in February of 2017.

PHASE II

Phase II made available the Code Assessment, which provided a diagnosis and annotated outline. The diagnosis identified key issues the rewrite would need to address. It also provided an analysis of the strengths and weaknesses of the current LDC in addressing/implementing policy in the Comp Plan. It also provided how a new code should address those deficiencies or enhance regulations that are working, whether something new or old items to retain. The annotated outline provided the community, including staff, the public, and Council, an opportunity to review the potential structure of what revisions could look like based upon the findings of the diagnosis. Public Forums #4 and #5 focused upon the Code Assessment and obtaining input from the public. Public Forum #4 was livestreamed and recorded on the County's Livestream service to allow for increased participation and viewing. In total, about 45 persons attended the two forums. Input primarily pertained to questions on how certain changes may have specific impacts, i.e., where manufactured homes would be allowed with the elimination of the Mobile Home (MH) district. The few comments corresponded agreement with what was proposed and how to better the LDC, i.e., improving protections for "rural" areas from single-family housing



developments and need for lower densities in certain areas (in reference to the proposed AG and RRT districts at the time). The public was able to submit any additional comments through the project's webpage or to staff directly.

These engagement opportunities occurred in February of 2018.

PHASE III

Phase III contained numerous opportunities for feedback and engagement. Phase III was the largest overall phase in terms of time and information released. During this phase, the public received the actual draft language for the LDC and ability to begin providing comments on the text directly. The LDC text underwent release in portions due to the nature of the rewrite seeking to establish a completely new LDC. The first portion, Module 1, saw its release in February of 2019. With the Module 1 release, the project team provided the public an overview of the information and provide feedback. This included Public Forum #6 and #7. Public Forum #6 was also livestreamed and recorded on the County's Livestream service to allow for increased participation and viewing. In total, about 40 persons participated in the Module 1 public forums. There was a limited amount of feedback regarding the text. Most comments and questions related to when the map will be available, which would be included in a subsequent phase, or questions regarding uses or development standards, which Module 2 would address. In general, the feedback was positive. The public was able to submit any additional comments, suggestions, or other feedback on Module 1 through the project's webpage or to staff directly.

The second portion of the draft text, or Module 2, comprised the full draft under the Consolidated Draft moniker. The Consolidated Draft underwent release in early March of 2020. This allowed review of both Modules in tandem, rather than in separate modules, which was a concern raised during the Module 1 review. Staff had initially planned in-person engagement events related to the Consolidated Draft but was unable to hold them due to the COVID-19 pandemic. As such, the project team decided to move the engagement opportunities to digital as with the other County meetings. This led to Public Forum #8, recorded on the County's YouTube channel. The forum, at the time of this memorandum, has received 235 views. As part of the Forum, viewers were able to submit questions and comments live during the presentation through either the Comment box on the YouTube or via email to staff. The project team addressed questions and comments during the presentation and/or provided a follow-up after the forum's conclusion.

In addition to the Public Forum, staff set-up one-on-one Zoom and phone appointments for additional engagement and input opportunities during the pandemic. Likewise, residents were able to call or email about the LDC at any time to discuss the rewrite throughout the entire time the County building was not open to the public. Only two individuals signed up for the one-on-one meetings.

The engagement opportunities for Module 1 occurred in February of 2019. For the Consolidated Draft, the public forums occurred in May of 2020 and the individual appointments occurred in November and December of 2020.

PHASE IV

Phase IV of the LDC Rewrite did not include public forums as it was solely the test of how objectives were being achieved. The results, including the presentations to Council and the Planning Commission and the Testing Report, are publicly available for those interested.

Phase IV meetings were held in September, October, and November of 2020.

PHASE V

The LDC Rewrite process is currently in Phase V. This is the final phase for both the LDC text (5a) and the Remapping (5b). The LDC text was made ready and available for review by Council and the public in May of 2021. Since the COVID-19 pandemic was still on going, staff hosted virtual Public Forums again. Public Forums #9, #10, #11, and #12 occurred in May of 2021. Each session underwent recording on the County's YouTube page, where staff streamed the meeting live. Staff answered comments and questions during the meeting using the Zoom Meeting's chat box function. Only about 10

individuals participated in the meetings live at the time. The forums, at the time of this memorandum, has received 169 cumulative views.

Individuals had the ability to schedule one-on-one in-person meetings with staff using the online scheduler app, phone, or email while the building was open for appointments only. Staff only received one request for such a meeting. This meeting consisted primarily of questions and clarification on certain sections of the LDC. Staff had three other one-on-one conversations directly related to questions and comments on the LDC via phone. Most items related to questions or obtaining clarification on the code.

In June, Councilperson Newton requested staff's attendance on meetings she was planning to host in District 11 to discuss zoning and land use, particularly the LDC Rewrite. Three of these meetings in particular focused upon the rewrite and its potential impacts and changes related to rural areas of the County. In total, around 80 persons attended those three meetings. Generally, persons in attendance had comments and questions about stopping development or the rewrite process. Many individuals spoke with staff after the meetings and voiced appreciation for clarifying how new and better protections were included for rural communities.

County Council postponed the Zoning Public Hearing scheduled for June until September to allow for in-person meetings and individuals to participate in the public hearing physically. Throughout this time, staff scheduled thirteen drop-in meetings throughout the County as time and availability allowed. In total, around 40 persons attended the various drop-ins. Most of the individuals who attended the meetings asked questions regarding various portions of the code, such as what an old zoning district would be or how this use may work. Additionally, many had questions unrelated to the LDC but other matters related to development, such as a particular development, traffic and road improvements, or items related to the building and property maintenance codes. Staff heard general comments related to posting of properties and the notice provided on zoning and land use matters, an issue that staff had already identified and is working to address internally versus through the LDC itself.

In addition to the drop-in meetings scheduled by staff, Mr. Pugh requested that two additional meetings occur. One meeting was in the Upper Richland area and many persons from that area's community and property association attended, including about 20 persons in total. Much of the conversation related to what the changes to the rural zoning district would look like and how new protections proposed in the LDC would affect their community. The other meeting occurred at the Doko Manor amphitheater and was attended by three persons. Barbara Ball of the Blythewood Voice was one of the attendees and asked several questions about the new LDC related to single-family developments and the rural areas of the County particular to the Northeast and Blythewood area. Kim Murphy was one of the other attendees and had several follow-up conversations to previous ones she has had with staff. Particularly at this time, Kim Murphy requested that staff create a new draft map of the proposed that includes the Homestead (HM) District in order to see how much area that district may include.

Included in the Phase V engagement opportunities was the Zoning Public Hearing for the text. The meeting occurred on September 28 2021. Six individuals signed up to speak. All of these persons have been involved in the LDC Rewrite in some manner. Two speakers were participants in the Development Stakeholder Group and spoke on behalf of the BIA. Staff is aware of several of their concerns and has worked to address their concerns as best as possible while considering competing interests also. Two members of the Olympia community spoke at the public hearing regarding the Olympia area. Vi Hendley was part of the Rewrite Guidance Committee. The concerns presented by Ms. Hendley and Dr. Jaco are either already addressed or are being addressed in some fashion, particularly, required parking and open space for non-single-family residences and protections for the historic character of the Olympia Community. Another speaker was Javar Jaurez, the leader of the Broad River Business Alliance. Staff has had numerous conversations with Mr. Jaurez on the LDC and other items related to the Broad River Corridor area, particularly the desire for an overlay district for the corridor area. The other speaker was Chris Lawson. Staff has had multiple conversations, communications, and interactions with Mr. Lawson related to both the current LDC and the proposed. Mr. Lawson's biggest worry relates to the sub-use of "paintball & airsoft facilities". Mr. Lawson has been trying to establish this use for a little over two years now and provided feedback to staff on the new code, which staff worked to directly incorporate based upon his concerns.

Since the adoption of the text in November of 2021, there have been additional engagement opportunities scheduled for Phase V, particular to the Remapping process. The intent for the engagement with the Remapping was to schedule a meeting at every Richland County Recreation Commission facility to ensure every portion of the County had an adequate opportunity to attend a meeting and ask questions in person about the Remapping process. Persons interested in learning more would also have the ability to call and email staff or visit the Planning & Zoning Division on the 1st Floor of the County Administration building, where these are also currently available options to learn about the LDC Rewrite in general. Staff hosted twenty-five [25] drop-in meetings specific to the Remapping process. The estimated attendance from among all of the meetings is around 400+/- attendees. The draft Zoning Map was completed in mid-January with meetings starting the following week. Staff provided Council with the meeting schedule in advance of the meetings beginning. The meeting information was also shared via Press Release(s), PIO Weekly Reviews, GCS Bi-Weekly Newsletters, and directly to community groups through GCS, including targeted send outs to areas of greater impact from the map recommendations. In general, feedback has been mixed. There has been some positive feedback but the negative has been much louder and vocal. Positive feedback has varied from area to area, from everything related to greater rural protections under the AG, HM, and RT zoning districts to new land uses and densities under the R2-R4 districts, to potential removal of non-conformities for the ability to build a home. The negative feedback has related directly primarily to four main components: farming/farm animals on one's property; density (both upzoning & downzoning being an issue); use permissions for non-detached units; and other non-zoning related development issues, e.g., infrastructure, traffic, etc. There has also been a lot of misunderstanding and misinformation about how various components or uses within the code would work. This has involved everything from the density standard to land uses to subdivision of property to just development under the code in general.

In addition to these specific drop-in meetings, there has been at least two Public Meetings by the Planning Commission for comment on the Zoning Map. The comments made at the same main topics as what staff has been receiving.

Likewise, staff has also hosted at least twelve [12] individual sit-down meetings by requested by property owners to discuss the code, its impacts on a person's property, and answer questions and provide clarifications. Staff has also been requested to attend at least nine [9] community/neighborhood meetings and/or events to discuss the LDC Rewrite or zoning in general throughout the Remapping process. Additionally, staff has also serviced dozens of walk-up customers at the Planning & Zoning counter, hundreds of emails to the LDC email, as well as staff directly, and thousands of phone calls from property owners and residents with questions about the draft zoning map and code. Common questions have consisted of effect on taxes, what a previous zoning was/what a new zoning means, why is this changing, and what zoning is in general.

Throughout this time, staff also prepared and mailed notices to all property owners in unincorporated Richland County. Notices were mailed to property owners in February of 2021.

Engagement opportunities for Phase V (Text) occurred in May, June, July, August, and September 2021. Engagement opportunities for Phase V (Remapping) occurred in January, February, and March of 2022. At this time, there is the possibility of additional engagement opportunities as the Remapping process continues forward. It is staff's expectation that, as changes to the map or the text itself occur, Council will request additional community meetings on those items. Likewise, there will continue to be additional Public Meetings by the Planning Commission and Zoning Public Hearings by Council as the Remapping process continues and any text amendments are proposed.

LDC REWRITE TIMELINE

Below is a timeline of all significant items/milestones to date

LDC Rewrite:

Task 1: Project Initiation (Phase I)

- *March 9th, 2017*



- LDC Rewrite Questionnaire Sent
- *March 27th, 2017*
 - Staff Interviews
 - Planning Commission Work-session
 - Councilmember Interviews
 - Site Visits
 - Public Forum #1 and #2
- *March 28th, 2017*
 - Code Rewrite Guidance Committee Meeting
 - Councilmember Interviews
 - Stakeholder Group #1 Meeting
 - County Department Interviews
 - Zoning Public Hearing Presentation
- *March 29th, 2017*
 - Stakeholder Group #2 Meeting
 - County Department Interviews
 - Stakeholder Group #3 Meeting
 - Site Visits
 - Public Forum #3

Task 2: LDC Assessment (Phase II)

- *August 2017*
 - Staff Review of LDC Assessment
- *December 2017*
 - LDC Assessment Public Draft Released for Comment
- *February 5th, 2017*
 - Planning Commission Work-session
 - Public Forum #4 (Multisite + Livestreamed)
- *February 6th, 2017*



- Stakeholder Group #1 Meeting
- Stakeholder Group #2 Meeting
- Stakeholder Group #3 Meeting
- Staff/Consultant Discussion
- County Council Presentation
- *February 7th, 2017*
 - County Departments Meeting
 - Code Rewrite Guidance Committee Meeting
 - Public Forum #5

Task 3: LDC Drafts (Phase III)

- *June 2018*
 - Staff Review of Module 1A draft
- *July 2018*
 - Staff Review of Module 1B draft
- *January 2019*
 - LDC Module 1 draft released for public review and comment
- *February 25th, 2019*
 - Code Rewrite Guidance Committee Module 1
 - Stakeholder Group #2 Meeting Module 1
 - Planning Commission Work-session Module 1
 - Public Forum #6 (Livestreamed) Module 1
- *February 26th, 2019*
 - Stakeholder Group #3 Meeting Module 1
 - Stakeholder Group #1 Meeting Module 1
 - Public Forum #7 Module 1
 - Staff/Consultant Discussion Module 1
 - Zoning Public Hearing Presentation Module 1
- *March 2019*



- Conference call with Clarion, Vice-Chair Myers and Councilwoman Dickerson about AG district
- March 18th, 2019
 - Gave an overview and update on the Code Rewrite for the Conservation Commission
- *April 2019 (1st Week)*
 - Begin standing conference call meetings (bi-weekly) with Clarion
- *June 20, 2019*
 - Conference call with Robert Reese, Lower Richland NAACP President, to discuss the LDC Rewrite
- *September 25, 2019*
 - Planned overview and discussion of LDC Rewrite during Planning Commission Retreat
- *November 2019*
 - Staff receives Consolidated Draft (Modules 1 and 2 combined) and begins review
- *December 12th, 13th, & 15th, 2019*
 - Staff meetings for recommended edits for the Consolidated Draft
- *March 9th, 2020*
 - Consolidated LDC draft released for public review and comment
- *March 16th, 17th, & 18th, 2020*
 - Open meetings for County Council to discuss the LDC Rewrite and Consolidated Draft prior to Stakeholder and public meetings
- *Late March 2020*
 - Scheduled in-person Stakeholder, PC, Council, and other public meetings put on hold due to COVID19
- *May 12, 2020*
 - PIO Press Release on LDC Rewrite and Public Forum #8
- *May 13, 2020*
 - Code Rewrite Guidance Committee and Stakeholder Group Meetings on Consolidated Draft
- *May 14, 2020*
 - Public Presentation Forum #8 (Livestreamed) and made available on the County's YouTube
 - Planning Commission and County Council Presentation on Consolidated Draft
- *May 28, 2020*

- County Council Worksession on LDC
- *June 18, 2020*
 - Overview and discussion with BIA of SC on their comments submitted for the Consolidated Draft
- *June 29, 2020*
 - Overview and discussion with the Conservation Commission on their comments submitted for the Consolidated Draft
- *July 7 and 9, 2020*
 - County Council Work sessions on Consolidated Draft
- *July 13, 2020*
 - Overview and discussion with the Conservation Commission on their comments submitted for the Consolidated Draft
- *July 16, 2020*
 - Overview and discussion with BIA of SC on their comments submitted for the Consolidated Draft
- *July 23, 2020*
 - Overview and discussion with Sierra Club Representative on the Consolidated Draft
- *July 27, 2020*
 - Overview and discussion with the Conservation Commission on their comments submitted for the Consolidated Draft
- *July 30, 2020*
 - Overview and discussion with BIA of SC on their comments submitted for the Consolidated Draft
- *August 13, 2020*
 - Overview and discussion with BIA of SC on their comments submitted for the Consolidated Draft
- *September 17, 2020*
 - Overview and discussion with the Gill's Creek Watershed Association on their comments submitted for the Consolidated Draft
- *September 25, 2020*
 - Overview and discussion with the Gill's Creek Watershed Association on their comments submitted for the Consolidated Draft
- *November 23 and 24, 2020*
 - Meeting with Councilmember-elects on the Land Development Code Rewrite



- November 30, 2020 – December 11, 2020
 - PIO Press Release for opening up scheduling 1-on-1 meetings with staff and the public to discuss and provide comments on the LDC Rewrite
 - Dec. 7, 2020 – Lynnford Hughes
 - Dec. 9, 2020 – Kevin Simpson
- December 21, 2020
 - Overview and update on the LDC Rewrite Process to the Conservation Commission regarding comments submitted

Task 4: Test LDC Draft Regulations and Standards (Phase IV) Concurrent with Task 3

- *May/June of 2020*
 - Staff and Clarion discuss and select case study locations
- *July/August 2020*
 - Testing of LDC at the designated sites by Clarion
- *September 2020*
 - Clarion submits testing results to Staff for review
- *September 22, 2020*
 - Testing Results Presentation for Council [Re-scheduled for lack of attendance]
- *October 14, 2020*
 - Testing Results Presentation for Council [Part 1]
- *October 22, 2020*
 - Testing Results Presentation for Council [Part 2]
- *November 5, 2020*
 - Testing Results Presentation for BIA of SC
- *November 9, 2020*
 - Testing Results Presentation for Planning Commission
- *November 11, 2020*
 - Testing Results released for Public Review
- *November 2020 – January 2021*



- Make refinements and adjustments to Code based upon testing results and other comments received

Task 5: Prepare Public Hearing Draft of LDC and Zoning Map (Phase V)

- *December through March 2020*
 - Continue Zoning Map draft iterations
- *December 11th, 2020*
 - Comment submittal period ended for the LDC Consolidated Draft Text
- *January 2021*
 - Staff reviews all comments and begins preparing recommended changes
- *January 29, 2021*
 - *County Council Retreat: Informational update and overview on the LDC Rewrite*
- *February 2021*
 - Feb. 8, 2021
 - Staff submits recommended changes and edits, along with all submitted comments, to Clarion
 - Clarion undertakes revisions for the Public Hearing Draft
 - Staff discussions on recommended changes with Clarion
 - Reach out to Councilmembers to schedule individual meetings in February and March to go over the Zoning Map
- *March, April, May 2021*
 - Individual Council Meetings on Remapping Process
 - *March 31st, 2021*
 - Councilman Livingston
 - *March 31st, 2021*
 - Councilwoman Mackey
 - *April 1st, 2021*
 - Councilwoman Newton
 - *April 2nd, 2021*
 - Councilwoman Barron



- *April 7th, 2021*
 - Councilman Walker
- *April 12th, 2021*
 - Councilwoman Newton
- *April 29th, 2021*
 - Councilwoman Terracio
- *May 4th, 2021*
 - Councilwoman English
- *May 5th, 2021*
 - Councilman Pugh
- *May 12th, 2021*
 - Councilman Malinowski
- *April 22nd, 2021*
 - Individual Stakeholder meeting with representatives from McEntire ANGB
- *April 27th, 2021*
 - Council receives Public Hearing Draft
- *May 3rd, 2021*
 - Release Public Hearing Draft for public review
- *May 12th, 2021*
 - Individual Stakeholder meeting with representatives from the Central SC BIA
- *May 13th, 2021*
 - Individual Stakeholder meeting with representatives from the military installations
- *May 17th, 2021*
 - Individual Stakeholder meeting with the Conservation Commission
- *May 17th, 2021*
 - Worksession on the LDC text with the Planning Commission
- *May 18th, 2021*
 - Individual Stakeholder meeting with the Central SC BIA

- May 20, 2021
 - County Council Worksession on Remapping Process
- May 21, 2021
 - One-on-one in-person meeting with Pamela Greenlaw
- *May 24th, 2021*
 - Land Development Code Rewrite Guidance Committee Meeting
- *May 25th, 2021*
 - Land Development Code Rewrite Public Forum #9
 - Land Development Code Rewrite Service Provider Stakeholder Group Meeting
- *May 26th, 2021*
 - Land Development Code Rewrite Public Forum #10
 - Land Development Code Rewrite Public Forum #11
- *May 27th, 2021*
 - Land Development Code Rewrite Environmental Community Stakeholder Meeting
 - Land Development Code Rewrite Business and Development Community Stakeholder Meeting
 - Land Development Code Rewrite Public Forum #12
 - One-on-one phone conversation with Kim Murphy
- *June 1, 2021*
 - One-on-one phone conversation with Dr. Bryan Grady
- *June 4, 2021*
 - One-on-one phone conversation with Elaine Dubose
- *June 7th, 2021*
 - Planning Commission Public Meeting on Public Hearing Draft
- *June 9, 2021*
 - Ms. Newton Community Meeting #1 on Land Development and Zoning in District 11
- *June 14, 2021*
 - Planning Commission Public Meeting on Public Hearing Draft with Recommendations on Text
- *June 21, 2021*

- Ms. Newton Community Meeting #2 on Land Development and Zoning in District 11
- *June 23, 2021*
 - Ms. Newton Community Meeting #3 on Land Development and Zoning in District 11
- *July, August, September 2021*
 - LDC Rewrite In-person Drop-in Meetings
 - *Wednesday, July 28 – Crossroads Community Center*
 - *Thursday, July 29 – Meadowlake Park*
 - *Tuesday, Aug. 3 – Upper Richland Community Center*
 - *Wednesday, Aug. 4 – Gadsden Park Community Center*
 - *Tuesday, Aug. 10 – County Administration Building*
 - *Tuesday, Aug. 10 – Hopkins Park*
 - *Thursday, Aug. 12 – County Administration Building*
 - *Thursday, Aug. 12 – Ballentine Community Center*
 - *Tuesday, Aug. 17 – County Administration Building*
 - *Wednesday, Aug. 18 – Decker Center*
 - *Thursday, Aug. 19 – County Administration Building*
 - *Thursday, Aug. 19 – Blythewood Park*
 - *Wednesday, Aug. 25 – Upper Richland Community Center*
 - *Tuesday, Aug. 31 – Crane Creek Gymnasium*
 - *Thursday, Sept. 2 – Doko Manor Amphitheater*
- *September 23, 2021*
 - County Council Worksession on the Planning Commission’s Recommended text
- *September 28, 2021*
 - Zoning Public Hearing and 1st Reading of the text
- *October 19, 2021*
 - 2nd Reading of the text
- *November 16, 201*
 - 3rd and Final Reading of the LDC Text

- *January 14, 2022*
 - Release draft Zoning Map for public review
- *February 14, 2022*
 - Notices sent regarding upcoming map amendment with property zoning information
- *February 15, 2022*
 - Interactive Zoning Viewer App made available
- *January, February, and March 2022*
 - LDC Remapping In-person Drop-in Community Meetings
 - *Tuesday, January 18 – Blythewood Park*
 - *Wednesday, January 19 – Parklane Adult Activity Center*
 - *Monday, January 24 – Cross Roads Community Center*
 - *Tuesday, January 25 – Eastover Park*
 - *Wednesday, January 26 – Bluff Road Park*
 - *Thursday, January 27 – Ballentine Community Center*
 - *Tuesday, February 1 – Friarsgate Park*
 - *Wednesday, February 2 – Garners Ferry Adult Activity Center*
 - *Tuesday, February 8 – Hopkins Adult Activity Center*
 - *Wednesday, February 9 – Killian Park*
 - *Thursday, February 10 – Meadowlake Park*
 - *Tuesday, February 15 – New Castle-Trenholm Acres Community Center*
 - *Wednesday, February 16 – North Springs Community Center*
 - *Thursday, February 17 – Perrin-Thomas Community Center*
 - *Tuesday, February 22 – Pine Grove Community Center*
 - *Wednesday, February 23 – Ridgewood Park Community Center*
 - *Thursday, February 24 – Polo Road Park*
 - *Tuesday, March 1 – St. Andrews Park*
 - *Wednesday, March 2 – Upper Richland Community Center*
 - *Tuesday, March 17 – Garners Ferry Adult Activity Center*



- *Monday, March 21 – Parklane Adult Activity Center*
 - *Tuesday, March 22 – Gadsden Park Community Center*
 - *Thursday, March 24 – North Springs Park Community Center*
 - *Monday, March 28 – Pine Grove Community Center*
- *March 7, 2022*
 - Planning Commission Public Meeting on Zoning Map
 - No action taken by Planning Commission
- *March 22, 2022*
 - Scheduled Zoning Public Hearing cancelled
- *April 4, 2022*
 - Planning Commission Public Meeting on Zoning Map
 - Planning Commission defers action on Zoning Map
- *April 19, 2022*
 - County Council regularly scheduled meeting where discuss was held in relation to the LDC Rewrite adopting ordinance
- *April 26, 2022*
 - Scheduled Zoning Public Hearing cancelled



READING]

- b. **Ordinance Authorizing Quit-Claim Deed of Olympia Alleyways to contiguous landowner (Mr. Outlaw – 726 Maryland Street) [SECOND READING]**

Ms. Newton moved, seconded by Ms. Barron, to approve the Consent Items.

In Favor: Malinowski, Pugh, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

Not Present: McBride

The vote in favor was unanimous.

13. **THIRD READING ITEMS**

- a. **An Ordinance making certain changes to Article I, Chapter 16 of the Code of Ordinances of Richland County relating to business licensing and regulation** – Ms. Newton moved, seconded by Ms. Mackey, to approve this item.

Mr. Malinowski stated, for clarification, we are only approving the State requirements, the remainder of the ordinance content is unchanged.

Mr. Cavanaugh responded in the affirmative.

In Favor: Malinowski, Pugh, Livingston, Terracio, J. Walker, Barron, O. Walker, Mackey, English and Newton

Not Present: McBride

The vote in favor was unanimous.

- b. **An Ordinance Amending the Richland County Code of Ordinances, so as to adopt the Richland County Land Development Code Rewrite; and to replace Chapter 26, Land Development** – Mr. J. Walker moved, seconded by Ms. Barron, to approve this item.

Mr. J. Walker inquired if the amended ordinance removes the moratorium re-zoning language.

Mr. Price responded, until December 1, 2021, anyone can request a re-zoning under the current zoning designations. After December 1, 2021, they can request a re-zoning utilizing the new Land Development Code. The term “moratorium” has been removed from the ordinance.

Ms. Newton stated, in her area, there is constant conflict between the Comprehensive Plan and zoning recommendations. She requested to “pause” re-zonings in District 11.

Ms. Newton made a substitute motion, seconded by Ms. Barron, to adopt the ordinance, but to “pause” re-zonings in District 11 until the remapping process is complete, to allow for conflicts in the Comprehensive Plan to be addressed.

Mr. Malinowski noted Council was told they could send their comments/questions about the Land Development Code Rewrite to staff, but he has not been provided any feedback to his questions.

Ms. Terracio inquired if Council will be voting on re-zoning requests that were already in the que at the December Zoning Public Hearing.

Mr. Price responded there are re-zoning requests in the que that will come before Council in December and February.

Ms. Terracio inquired if Council will be voting on re-zoning requests utilizing the new zoning designations in February, March and April.

Mr. Price responded in the affirmative. He noted the approved re-zonings will not take effect prior to the remapping process being approved.

Mr. Malinowski inquired how the maps will be created.

Mr. Price responded staff will essentially do conceptual mapping for Richland County. During that time, staff will meet with each Councilmember to look specifically at their respective district.

Ms. Barron inquired how the changes are being communicated to the citizens.

Mr. Price responded, once the text is in place, there will be a mail-out informing citizens of the new zoning designation for their property. During this time, staff will have numerous meetings within the communities. In addition, if Councilmembers identify specific areas to meet with, staff will be conduct meetings in those areas.

Ms. Barron inquired, if we are going to be implementing the new code for those applying for re-zonings, how will this be communicated to the citizens.

Mr. Price responded staff will reach out to those citizens that previously inquired about re-zoning. In addition, when individuals come in to inquire about re-zoning, staff can explain the new zoning designations. Staff will also place information on the County's website.

Ms. Mackey inquired if there are any staff/legal concerns regarding Ms. Newton's motion singling out District 11.

Mr. Wright responded, in order to do a variance, there has be an articulable reason. Then, it is up to Council to decide if they accept the reason for the variance.

In Favor: Pugh, Terracio, Barron, Mackey, English and Newton

Opposed: Malinowski, Livingston, J. Walker and O. Walker

Not Present: McBride

The vote was in favor.

14. **SECOND READING**

- a. **Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes and incentive agreement by and between Richland County, South Carolina and Carolina Pines Industrial I, LLC to provide for payment of a fee-in-lieu of taxes; authorizing certain infrastructure credits; and other related matters** – Ms. Newton moved, seconded by Ms. Barron, to approve this item.

Mr. Malinowski noted in the Economic Development documents it states, "The Chair, the County Administrator and the Clerk to County Council are each authorized to execute such documents and take such further actions as may be necessary to complete the expansion..." He believes any changes need to be brought back to Council.

Ms. Terracio inquired about the normal process.

Mr. Livingston responded usually what is executed is what Council approves.

Mr. Ruble responded these are form documents that were vetted between outside counsel and the County's legal counsel. The documents are used with most economic development projects. He noted Ms. Emily Luther

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. 53.5-21HR

Attachment 3

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, SO AS TO ADOPT THE RICHLAND COUNTY LAND DEVELOPMENT CODE REWRITE; AND TO REPLACE CHAPTER 26, LAND DEVELOPMENT.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The Richland County Code of Ordinances; Chapter 26, Land Development, is hereby amended by the deletion of the language contained therein and the substitution of the following:

Exhibit "A" - Richland County Land Development Code Rewrite

SECTION II. Interim Procedures.

- (a) *Notice.* Within ninety (90) days of the adoption of this ordinance, the county shall mail written notice to all real property owners of record in the unincorporated areas of the county, informing them that a new land development code has been adopted and that a map amendment ordinance will soon be adopted, both of which will become effective on May 2, 2022, and that the uses of their property could be affected by the adoption of these ordinances. In addition, the notice will provide contact information for those persons who desire additional information and/or have questions.
- (b) *Staff reports.* Upon adoption of this ordinance, the planning and development department staff shall begin to provide monthly written reports to county council on the progress of implementing the new land development code. The reports shall include, but not be limited to, the number of inquiries the department has received concerning the land development code. Monthly reports shall continue until the effective date of this ordinance.
- (d) *Compliance.* All standards and regulations of the new land development code, which is incorporated herein, must be complied with beginning on May 2, 2022. Applications and submittals accepted prior to May 2, 2022 shall be processed in good faith according to Sec. 26-1.9. Transitional Provisions found within the Land Development Code adopted on November 16, 2021.

SECTION III. It is hereby enacted that from and after December 1, 2021, no person shall be permitted to apply for any zoning district classification other than a district classification described and regulated in the Land Development Code Rewrite adopted on November 16, 2021.

SECTION IV. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION V. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION VI. Effective Date. The provisions of Section II. (Interim Procedures) and Section III of this ordinance shall be effective from and after November 16, 2021. All other provisions of this ordinance shall be effective from and after May 2, 2022.

RICHLAND COUNTY COUNCIL

By: 
Paul Livingston, Chair

Attest this 7 day of
December, 2021.

Michelle M. Onley
Michelle M. Onley
Interim Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Elizabeth A. M.
Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

Public Hearing: September 28, 2021
First Reading: September 28, 2021
Second Reading: October 19, 2021
Third Reading: November 16, 2021

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. -21HR

~~AN ORDINANCE AMENDING Ordinance # 05-53.5-21 Amending THE RICHLAND COUNTY CODE OF ORDINANCES, SO AS TO ADOPT THE RICHLAND COUNTY LAND DEVELOPMENT CODE REWRITE; AND TO REPLACE CHAPTER 26, LAND DEVELOPMENT Amending the effective dates of its provision and clarification of interim procedures. THIS ORDINANCE SERVES AS AN AMENDMENT TO ORDINANCE ?? 21 HR. AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, SO AS TO ADOPT THE RICHLAND COUNTY LAND DEVELOPMENT CODE REWRITE; AND TO REPLACE CHAPTER 26, LAND DEVELOPMENT, WHICH AMENDS THE EFFECTIVE DATES OF ITS PROVISIONS AND CLARIFIES CERTAIN INTERIM PROCEDURES.~~

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Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The Richland County Code of Ordinances; Chapter 26, Land Development, is hereby amended by the deletion of the language contained therein and the substitution of the following:

Exhibit “A” - Richland County Land Development Code Rewrite

SECTION II. Interim Procedures.

- (a) *Notice.* Within ninety (90) days of the adoption of this ordinance, the county shall mail written notice to all real property owners of record in the unincorporated areas of the county, informing them that a new land development code has been adopted and that a map amendment ordinance is proposed will soon be adopted, both of which will become effective as part of upon the adoption of the map amendment ordinance on July 6, 2022, and that the uses of their property could be affected by the adoption of these ordinances. In addition, the notice will provide contact information for those persons who desire additional information and/or have questions.
- (b) *Zone Map Preparation Process* ~~Staff reports.~~ Upon adoption of this ordinance, the planning and development department staff shall assist the Richland County Planning Commission to prepare a zone map amendment as set forth in SCCode Section 6 Chapter 29 et seq. and applicable provisions of Richland County Code.
- (c) *Staff Reports.* The Planning Commission or its professional staff shall begin to at a minimum provide monthly written reports to County Council on the progress of implementing the proposed new land development code and zone map. The reports shall include, but not be limited to, the number of inquiries the department has received concerning the land development code. Monthly reports shall continue until the effective date of this ordinance and the zone map amendment.
- (d) *Compliance.* Prior to the adoption of the anticipated zone map amendment ordinance, any application for building permit, subdivision, or any other applicable land use action shall be evaluated and processed in accordance with the existing Richland County Code of Ordinances, Chapter 26, Land Development, and not the revised regulations contemplated herein.
- (e) *Effective Date.* All standards and regulations of the new land development code, which is incorporated herein, must be complied with beginning on July 6, 2022 the effective date of the anticipated map amendment adopting ordinance. Applications and submittals accepted prior to July 6, 2022 the effective date of the map amendment adopting ordinance shall be processed in good faith according to Sec. 26-1.9. Transitional Provisions found within the Land Development Code adopted on November 16, 2021.

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~~SECTION II.~~ It is hereby enacted that from and after December 1, 2021, no person shall be permitted to apply for any zoning district classification other than a district classification described and regulated in the Land Development Code Rewrite adopted on November 16, 2021.

~~SECTION III.~~ A moratorium on requests for map amendments within County Council District 11 is hereby enacted, so that no person shall be permitted to apply for any zoning district classification other than a district classification described and regulated in the Land Development Code Rewrite adopted on November 16, 2021 until the effective date of the map amendment adopting ordinance July 6, 2022.

~~SECTION IV.I.~~ Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

~~SECTION IV.~~ Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

~~SECTION VI.~~ Effective Date. The provisions of Section II. (Interim Procedures) ~~and Section III~~ of this ordinance shall be effective from and after November 16, 2021. All other provisions of this ordinance shall be effective from and after the effective date of the map amendment adopting ordinance May 2, 2022.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston Overture Walker, Chair

Attest this _____ day of _____, 2021.

Michelle M. Onley Anette Kirylo
~~Interim~~ Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

Public Hearing: September 28, 2021 TBD
First Reading: September 28, 2021 TBD
Second Reading: October 19, 2021 TBD
Third Reading: November 16, 2021 TBD

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. -21HR

AN ORDINANCE AMENDING Ordinance # 05-53.5-21 Amending THE RICHLAND COUNTY CODE OF ORDINANCES, SO AS TO ADOPT THE RICHLAND COUNTY LAND DEVELOPMENT CODE REWRITE; AND TO REPLACE CHAPTER 26, LAND DEVELOPMENT Amending the effective dates of its provision and clarification of interim procedures.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The Richland County Code of Ordinances; Chapter 26, Land Development, is hereby amended by the deletion of the language contained therein and the substitution of the following:

Exhibit “A” - Richland County Land Development Code Rewrite

SECTION II. Interim Procedures.

- (a) *Notice.* Within ninety (90) days of the adoption of this ordinance, the county shall mail written notice to all real property owners of record in the unincorporated areas of the county, informing them that a new land development code has been adopted and that a map amendment ordinance is proposed, both of which will become effective upon the adoption of the map amendment ordinance, and that the uses of their property could be affected by the adoption of these ordinances. In addition, the notice will provide contact information for those persons who desire additional information and/or have questions.
- (b) *Zone Map Preparation Process.* Upon adoption of this ordinance, the planning and development department staff shall assist the Richland County Planning Commission to prepare a zone map amendment as set forth in SCCode Section 6 Chapter 29 et seq, and applicable provisions of Richland County Code.
- (c) *Staff Reports.* The Planning Commission or its professional staff shall at a minimum provide monthly written reports to County Council on the progress of the proposed land development code and zone map. The reports shall include, but not be limited to, the number of inquiries the department has received concerning the land development code. Monthly reports shall continue until the effective date of this ordinance and the zone map amendment.
- (d) *Compliance.* Prior to the adoption of the anticipated zone map amendment ordinance, any application for building permit, subdivision, or any other applicable land use action shall be evaluated and processed in accordance with the existing Richland County Code of Ordinances, Chapter 26, Land Development, and not the revised regulations contemplated herein.
- (e) *Effective Date.* All standards and regulations of the new land development code, which is incorporated herein, must be complied with beginning on the effective date of the anticipated map amendment adopting ordinance. .

SECTION III. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION IV. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION V. Effective Date. The provisions of Section II. (Interim Procedures) of this ordinance shall be effective from and after **November 16, 2021**. All other provisions of this

ordinance shall be effective from and after the effective date of the map amendment adopting ordinance.

RICHLAND COUNTY COUNCIL

By: _____
Overture Walker, Chair

Attest this _____ day of
_____, 2021.

Anette Kirylo
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

Public Hearing: TBD
First Reading: TBD
Second Reading: TBD
Third Reading: TBD

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. -21HR

~~AN ORDINANCE AMENDING Ordinance # 05-53.5-21 AMENDING Amending THE RICHLAND COUNTY CODE OF ORDINANCES, SO AS TO ADOPT THE RICHLAND COUNTY LAND DEVELOPMENT CODE REWRITE; AND TO REPLACE CHAPTER 26, LAND DEVELOPMENT AMENDING THE EFFECTIVE DATES OF ITS PROVISION AND CLARIFICATION OF INTERIM PROCEDURES.~~

~~THIS ORDINANCE SERVES AS AN AMENDMENT TO ORDINANCE ??-21 HR, AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, SO AS TO ADOPT THE RICHLAND COUNTY LAND DEVELOPMENT CODE REWRITE; AND TO REPLACE CHAPTER 26, LAND DEVELOPMENT, WHICH AMENDS THE EFFECTIVE DATES OF ITS PROVISIONS AND CLARIFIES CERTAIN INTERIM PROCEDURES.~~

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The Richland County Code of Ordinances; Chapter 26, Land Development, is hereby amended by the deletion of the language contained therein and the substitution of the following:

Exhibit “A” - Richland County Land Development Code Rewrite

SECTION II. Interim Procedures.

- (a) *Notice.* Within ninety (90) days of the adoption of this ordinance, the county shall mail written notice to all real property owners of record in the unincorporated areas of the county, informing them that a new land development code has been adopted and that a map amendment ordinance is proposed will soon be adopted, both of which will become effective as part of upon the adoption of the map amendment ordinance on July 6, 2022, and that the uses of their property could be affected by the adoption of these ordinances. In addition, the notice will provide contact information for those persons who desire additional information and/or have questions.
- (b) *Zone Map Preparation Process Staff reports.* Upon adoption of this ordinance, the planning and development department staff shall assist the Richland County Planning Commission to prepare a zone map amendment as set forth in SC Code Section 6 Chapter 29 et seq, and applicable provisions of Richland County Code.
- (c) *Staff Reports.* The Planning Commission or its professional staff shall begin to at a minimum provide monthly written reports to County Council on the progress of implementing the proposed new land development code and zone map. The reports shall include, but not be limited to, the number of inquiries the department has received concerning the land development code. Monthly reports shall continue until the effective date of this ordinance and the zone map amendment.
- (d) *Compliance.* Prior to the adoption of the anticipated zone map amendment ordinance, any application for building permit, subdivision, or any other applicable land use action shall be evaluated and processed in accordance with the existing Richland County Code of Ordinances, Chapter 26, Land Development, and not the revised regulations contemplated herein.
- (e) *Effective Date.* All standards and regulations of the new land development code, which is incorporated herein, must be complied with beginning on July 6, 2022 the effective date of the anticipated map amendment adopting ordinance. Applications and submittals accepted prior to July 6, 2022 the effective date of the map amendment adopting ordinance shall be processed

in good faith according to Sec. 26-1.9. Transitional Provisions found within the Land Development Code adopted on ~~November 16, 2021~~.

~~SECTION II.~~ It is hereby enacted that from and after ~~December 1, 2021~~, no person shall be permitted to apply for any zoning district classification other than a district classification described and regulated in the Land Development Code Rewrite adopted on ~~November 16, 2021~~.

~~SECTION III.~~ A moratorium on requests for map amendments within County Council District 11 is hereby enacted, so that no person shall be permitted to apply for any zoning district classification other than a district classification described and regulated in the Land Development Code Rewrite adopted on ~~November 16, 2021~~ until the effective date of the map amendment adopting ordinance ~~July 6, 2022~~.

~~SECTION IV.~~ Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

~~SECTION V.~~ Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

~~SECTION VI.~~ Effective Date. The provisions of Section II. (Interim Procedures) ~~and Section III~~ of this ordinance shall be effective from and after ~~November 16, 2021~~. All other provisions of this ordinance shall be effective from and after the effective date of the map amendment adopting ordinance ~~May 2, 2022~~.

RICHLAND COUNTY COUNCIL

By: Paul Livingston Overture Walker, Chair

Attest this _____ day of _____, 2021.

Michelle M. Onley Anette Kirylo
~~Interim~~ Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

Public Hearing: September 28, 2021 TBD
First Reading: September 28, 2021 TBD
Second Reading: October 19, 2021 TBD
Third Reading: November 16, 2021 TBD



Agenda Briefing

Prepared by:	Dante Roberts	Title:	Executive Director
Department:	Richland County Court Appointed Special Advocate (RCCASA)		
Date Prepared:	March 7, 2022	Meeting Date:	April 26, 2022
Legal Review	Patrick Wright via email	Date:	March 16, 2022
Budget Review	Abhijit Deshpande via email	Date:	March 24, 2022
Finance Review	Stacey Hamm via email	Date:	March 29, 2022
Approved for consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCEM	
Committee	Administration & Finance		
Subject:	Budget Adjustment to Increase Attorney Pay		

RECOMMENDED/REQUESTED ACTION:

Staff recommends increasing Richland County Court Appointed Special Advocate's (RCCASA) budget in order to hire qualified attorneys and decrease turnover in our Legal Department due to salary.

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department's current fiscal year budget?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
If no, is a budget amendment necessary?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

Other attempted sources of income:

Grants are not applicable because attorneys do not provide direct services to the children; rather, pursuant to SC Code 63-7-1620, CASA's attorneys represent the Guardians ad Litem (GAL).

RCCASA receives Title IV-E Foster Care Funding through the Department of Social Services (DSS). Those funds are utilized to hire three grant positions that work directly with victims. Because the attorneys do not provide direct services to victims, IV-E funding cannot be utilized to adjust attorney pay pursuant to SC Code 63-7-1620.

While DSS also has an IV-B budget that allows attorneys' funding, it has indicated those funds are already allocated for other South Carolina agencies, which represent victims.

Analysis of inability to hire attorneys:

The University of South Carolina School of Law reports that the average local government attorney makes approximately \$57,256 as a new graduate hire.

A Richland County Public Defender makes approximately \$53,000 as a new graduate. Public Defender's caseloads are roughly between 100 to 120 cases.

A Richland County Solicitor makes approximately \$55,000 as a new graduate. Solicitors usually have 50 cases at a time.

The Richland County Court Appointed Special Advocate Attorney position requires two years of experience, with a starting salary of approximately \$49,900.

A Richland County DSS attorney with two years of experience makes approximately \$55,000, and increases to the mid-\$60,000s with three years of experience. The managing attorney makes approximately \$75,000.

The Charleston County part-time Guardian ad Litem (GAL) attorneys, who carry approximately half the caseload than a RCCASA attorney, make approximately \$44,000 per year.

Attorneys who have expressed an interest in the public sector, including those with a focus on children's issues, have indicated that the starting salary is their barrier to applying. In approximately five months of posting the RCCASA attorney positions, we have received zero applicants. Of the four, available full time employee positions (FTEs), there are currently only the Legal Services Manager and one RCCASA Staff Attorney, who is due to go on maternity leave in June, on staff. The RCCASA Attorney who left in 2010 made approximately \$62,000.

COUNTY ATTORNEY'S OFFICE FEEDBACK/POSSIBLE AREA(S) OF LEGAL EXPOSURE:

None.

REGULATORY COMPLIANCE:

SECTION 63-7-1620: Legal representation of children. In all child abuse and neglect proceedings: (1) Children must be appointed a guardian ad litem by the family court. A guardian ad litem serving on behalf of the South Carolina Guardian ad Litem Program or Richland County CASA must be represented by legal counsel in any judicial proceeding pursuant to Section 63-11-530(C).

SC Supreme Court Order, issued 11/20/2009, amending SC Appellate Court Rule 608, to reflect that attorneys cannot be appointed as GALs in abuse and neglect proceedings, only volunteers (from CASA in Richland County).

SC Rules of Professional Conduct, Rule 1.3 Diligence, Comment 2: A lawyer's work load must be controlled so that each matter can be handled competently.

MOTION OF ORIGIN:

There is no associated Council motion of origin.

Council Member	Click or tap here to enter text.
Meeting	Click or tap here to enter text.
Date	Click or tap here to enter text.

STRATEGIC & GENERATIVE DISCUSSION:

Richland County Court Appointed Special Advocate (RCCASA) is requesting a 15% increase in salary for its three staff attorney positions ($\$7,490.56 \times 3 = \$22,471.67$) and Manager of Legal Services position ($\$8,389.42$) which is a total of $\$30,861.10$ to keep the experienced and talented Staff Attorney and Legal Service Manager currently employed with RCCASA, and to attract other attorneys to fill vacant positions. RCCASA attorney positions experience high turnover due to the salary not being competitive with other attorney's salaries in the same field. The two Staff Attorney positions have been vacant and posted for five months with no applicants. This proposal will:

- help address the lack of sufficient legal representation for the abused and neglected children of Richland County resulting from large caseloads;
- increase the likelihood of attorneys applying for the Staff Attorney positions; and,
- allow RCCASA to provide the statutorily required representation to Guardians ad Litem (GAL).

RCCASA attorneys, including the Legal Services Manager, provide legal services to protect the children of Richland County from ongoing abuse or neglect. These legal services include: appearing at hearings four to five days per week; drafting, filing, and arguing motions; drafting, circulating, filing, serving orders; client meetings; record keeping and case tracking; enforcing court orders; negotiating settlements; drafting responsive pleadings and affidavits; recruiting, training and supporting new volunteers; coordinating communication with the Court to swear-in new volunteers; reviewing orders from approximately 200 hearings a month; subpoenaing and preparing witnesses for trial; participating in trials by calling witnesses and cross examining other witnesses; participating in new court initiatives such as Project H.O.M.E. and the Safe Baby Court; and advising on changes to legislation and case law. The attorneys are an integral part of the child abuse and neglect court system as the Court cannot proceed without the Guardian ad litem, who cannot appear without well prepared counsel.

Section 63-7-1620 of the South Carolina Code of Laws, regarding the legal representation of children, requires that "[i]n all child abuse and neglect proceedings: (1) Children must be appointed a guardian ad litem by the family court. A guardian ad litem serving on behalf of the South Carolina Guardian ad Litem Program or Richland County CASA must be represented by legal counsel in any judicial proceeding pursuant to Section 63-11-530(c)." In November 2009, the South Carolina Supreme Court Order issued an order amending South Carolina Appellate Court Rule 608 to reflect that attorneys cannot be appointed as GALs in abuse and neglect proceedings, only volunteers, in part, of Richland County CASA. National CASA guidelines recommend that an attorney carry a caseload of only 100. Currently, the Legal Services Manager and one Staff Attorney are carrying a caseload of approximately 270, which exceeds the recommended amount and is outside of their ability to provide adequate representation. Increasing the salary would invite prospective attorney applicants and would assist in retention once hired.

Though RCCASA has had multiple law clerks who wished to become RCCASA Staff attorneys, they seek other, better paid positions as many are faced with over $\$200,000.00$ of student loan debt. Similarly, those who work for RCCASA as staff attorneys leave after a very short tenure because of their financial burdens and the non-competitive pay.

Having sufficient legal representation for Guardians ad Litem ensure a key function of Richland County's Family Court system is not hindered by unnecessary delays. The RCCASA GAL serves as one of the checks and balances to ensure that the State adequately protects the residents of Richland County from

overreaching or underserving families. Court cases cannot proceed without legal representation of the Guardian ad Litem, which would cause Richland County children to languish in foster care. Additionally, NCASA could revoke our membership as their recommendation is for attorneys to have no more than 100 cases assigned to each attorney.

Presently, there are no alternative to providing legal representation to the GALs in court. One suggested alternative has been to utilize funding from the Office of Indigent Defense South Carolina Supreme Court Appellate Rule 608 to contract attorneys. However, those attorneys are currently used for our attorney conflict cases, and the GALs find them to be unresponsive in nature and apathetic to RCCASA's mission.

Another proposed alternative is the use of Richland County funded contract attorneys. Department of Social Services (DSS) abuse and neglect proceedings are a niche area of law; even very experienced Family Court attorneys are unfamiliar with Titles 7 and 11 of the Children's Code of Laws as well as with the voluminous, yet necessary, DSS Policy and Procedure. Moreover, contract attorneys often have their own practice and are unwilling to dedicate the time to not only provide legal representation, but to also fulfil the remainder of RCCASA's mission. RCCASA attorneys provide 24 hours a day, seven day a week service to ensure the safety and well-being of the County's children. Contract attorneys are also paid hourly. One day of week, there are usually 30 cases scheduled for a docket, with morning cases set on the hour and all afternoon cases set for 2:00 p.m. The nature of the docketing system necessitates long waits for hearings to be held, often in no particular order. On trial days, six to seven trials are scheduled for 9:30 a.m., and six to seven trials are scheduled for 2:00 p.m. This system would result in paying a contract attorney for sitting and waiting for hearings, which is inefficient use of County funds.

ADDITIONAL COMMENTS FOR CONSIDERATION:

While the non-competitive salary for the RCCASA staff attorney position has dissuaded potential applicants, RCCASA is also asking to increase the Legal Services Manager salary. The position has the same role and responsibilities as a RCCASA Staff Attorney, in addition to attending additional meetings, supervising attorneys and law clerks, providing staff with legal education, and ensuring legal systems are in place. Additionally, the RCCASA Legal Services Manager is subject to discipline by the South Carolina Supreme Court's Office of Disciplinary Counsel for the actions of those who she or he supervises. An increase to the RCCASA Staff Attorney position salary would put the Staff Attorney position at nearly the same rate. The Legal Services Manager should be compensated at a higher rate based upon the additional responsibilities.

ATTACHMENTS:

1. Title IV-E Foster Care

Title IV-E Foster Care

Listen

Publication Date: May 17, 2012

Program Description

The Federal Foster Care Program helps to provide safe and stable out-of-home care for children until the children are safely returned home, placed permanently with adoptive families or placed in other planned arrangements for permanency. The program is authorized by title IV-E of the Social Security Act, as amended, and implemented under the Code of Federal Regulations (CFR) at 45 CFR parts 1355, 1356, and 1357. It is an annually appropriated program with specific eligibility requirements and fixed allowable uses of funds. Funding is awarded by formula as an open-ended entitlement grant and is contingent upon an approved title IV-E plan to administer or supervise the administration of the program. The title IV-E Agency must submit yearly estimates of program expenditures as well as quarterly reports of estimated and actual program expenditures in support of the awarded funds. Funds are available for monthly maintenance payments for the daily care and supervision of eligible children; administrative costs to manage the program; training of staff and foster care providers; recruitment of foster parents and costs related to the design, implementation and operation of a state-wide data collection system.

The fifty (50) States, District of Columbia and Puerto Rico are eligible to participate in the Foster Care Program awards. In FY 2010, direct funding became available to Indian Tribes, Indian Tribal organizations and Tribal consortia (hereafter "Tribes"), with approved plans to operate the program. In addition, \$3 million of appropriated funds was reserved for technical assistance and plan development grants to eligible Tribes beginning in FY 2009. Only the public agency or Tribe designated to provide a program of foster care is eligible to apply for and receive direct title IV-E funding. Individuals and private entities may apply to the title IV-E Agency as sub-grantees or contracted providers.

Program Highlights

Periodic and systematic review of State title IV-E foster care eligibility programs are conducted by the Children's Bureau to ensure Federal funds are expended for intended purposes and to recover improper expenditures. Full implementation of the final regulatory rule for the monitoring review advanced the Federal government's efforts in partnering with States to improve overall management of the foster care eligibility program and to secure safer foster care placements for children. Implementation also assisted our efforts in fulfilling our oversight responsibilities and in decreasing erroneous Federal payme States. States responded to the monitoring reviews by initiating program assessments and impr

to meet compliance standards in anticipation of the reviews or by developing and implementing program improvements as a result of the reviews.

Since FY 2000, title IV-E Foster Care Eligibility Reviews have been conducted in each of the 50 States, Washington DC, and Puerto Rico. The regulatory reviews identified over \$21.8 million in Federal payments to States targeted for recovery of improperly claimed payments for foster care maintenance payments and related administrative costs.

A national payment error rate is calculated annually using data collected in the most recent eligibility review of each State and a corrective action plan is developed to strategically reduce or eliminate improper payments. The steps taken to monitor and reduce erroneous payments enable the Children Bureau to redirect resources as well as ensure Federal resources are spent in the most strategic way possible.

Topics:

Child Welfare , Foster care

Types:

Grants & Funding

Audiences:

States

Current as of: June 25, 2020



Agenda Briefing Addendum

Prepared by:	Dante Roberts	Title:	Executive Director
Department:	Court Appointed Special Advocate (CASA)		
Contributor:	Angela Kohel	Title:	CASA Legal Services Manager
Contributor:	Amy Boss	Title:	CASA Staff Attorney
Date Prepared:	May 4, 2022	Meeting Date:	April 26, 2022
Approved for Consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCCEM	
Committee:	Administration & Finance		
Agenda Item:	4e: Court Appointed Special Advocate (CASA) - Budget Adjustment to Increase Attorney Pay		

COUNCIL INQUIRY #1:

Is there a record of the department and/or its attorneys receiving increases within the past five (5) years?

Reply:

Yes. In 2019, the CASA Attorneys received an approximately \$2000 increase; the Legal Services Manager Attorney received an approximately \$500 increase as part of the work study.

COUNCIL INQUIRY#2:

Provide a salary history of the positions for which the increases are requested.

Reply:

Legal Service Manager Salary

Job Code	Pay Grade	Effective Date	Min	Mid	Max
OS402	SM	11/14/2015	\$49,634.41	\$64,460.27	\$79,286.13
OS402	12	7/19/2019	\$55,929.49	\$78,301.29	\$100,673.08

Staff Attorney Salary

Job Code	Pay Grade	Effective Date	Min	Mid	Max
JS420	SK	Pre-2015	\$44,145.75	\$57,332.14	\$70,518.53
JS420	11	7/19/2019	\$49,937.04	\$69,911.86	\$89,886.68

COUNCIL INQUIRY#3:

Have there been any considerations for the salaries of the others members of CASA staff who are not attorneys?

Reply:

Yes. I want to increase their salaries and be competitive; however, those positions receive many qualified applicants, and most are filled.

CASA is in a crisis as two of the three staff attorney positions have remained vacant for about six months. There are presently only two applicants: one who has not yet graduated from law school and another who wants a starting salary of \$70,000. The only other staff attorney will go on maternity leave in 4 to 6 weeks, leaving the Legal Services Manager to provide representation to Guardians ad litem for over 550 families.

COUNCIL INQUIRY#3:

How has staff been able to determine that the lack of applications is due to pay? Please provide data to support the claim.

Reply:

When other CASA positions are posted, we receive many applications. The attorney positions have been posted for six months but have only received two applicants. The Department of Social Services (DSS) has hired three attorneys to work in Richland County in that same time frame.

When a judge inquired about the County's efforts to fill the positions, the Legal Services Manager informed him of CASA's efforts with the County Administration to get more. When learning of the salary, the Judge stated, "[it's] going to be difficult to find someone with that salary." A Law Clerk for another judge informed him of her desire to work for CASA after passing the bar, but after learning of the starting salary, she then indicated CASA was not an option.

CASA has had numerous Law Clerks express their interest in working with CASA, but the salary remains a barrier. The Richland County Solicitor Office, Richland County Public Defender's Office, and DSS pay competitive wages and are not having difficulty finding attorney applicants. Previously employed attorneys have left because the pay is not competitive and were able to find more competitive paying employment.

COUNCIL INQUIRY#4:

Provide comparisons/data for the pay of the same/similar positions at other organizations that perform the same type of work.

Reply:

The University of South Carolina (UofSC) School of Law reports that the average local government attorney makes \$57,256 as a new graduate hire. Richland County Public Defender earns approximately \$53,000 as a new graduated, and a Richland County Solicitor earns approximately \$55,000 as a new graduate.

The Richland County CASA Attorney position requires two years of experience. A Richland County DSS attorney with two years of experience makes approximately \$55,000 increasing to the mid-\$60,000s with three years of experience. The managing attorney makes approximately \$75,000.

A Charleston County part-time Guardian ad Litem attorneys earn approximately \$44,000 per year. They are in court on average between 60 and 70 hours a month. RCCASA attorneys average 115 to 125 hours a month. The RCCASA Attorney who left in 2010 was making \$62,000 as a full time employee.

COUNCIL INQUIRY#5:

Provide comparisons/data for the number of hours per case in addition to the number of cases.

Reply:

Data regarding the average number of hours spent each case is not available as some cases require less attention from the lawyers; however, according to the National Association for Law Placement, the average number of billable time required from a first-year associate in 2016 was 1,892 hours.

CASA attorneys have about 1500 - 2000 hearings and trials per year. They are in court for those hearings and trials all day every Monday, every other Tuesday afternoon, one full day Wednesday per month, all day every Thursday, and Friday afternoons. There is also sometimes a second court room where a CASA attorney must be present. For the simple hearings, it takes about 30 minutes of preparation per case. For the trials, it can take 4 to 5 hours preparation. As an example, there are 25 trials scheduled for the first week of May. While not every case will go forward, the attorneys have to be knowledgeable about each case, one of which has an 8 year history. With only one staff attorney and the manager attorney, each works at least 9 hours per day and in addition to hours on the weekend to ensure they are providing competent representation.

Every new case received requires an attorney to draft orders of appointment and responsive pleadings, which is usually about 40 hours per month. The attorneys usually file about 10 motions per month, taking about 3 to 4 hours each. In addition to preparing for the various hearings and attending court, the attorneys staff issues that do not result in attending a hearing. This can constitute a significant amount of time, particularly with the cases where infants have server bodily injuries from severe abuse which results in the review of a significant amount of records and discovery.

The Legal Services Manager, who functions in the same capacity as a CASA attorney but with additional duties, or her attorney designee, also has to review all incoming cases to ensure no conflicts, manage and train new attorneys, train new Guardians ad litem, and generate reports.

COUNCIL INQUIRY#6:

Provide the number of hours considered “part-time” by the Charleston County CASA/GAL program.

Reply:

The number of hours is unknown.

COUNCIL INQUIRY#7:

Do other South Carolina counties have a CASA/GAL program? If so, who pays the associated expenses?

Reply:

Other counties fall under the State’s Cass Elias McAlister Program. The State pays those fees.

COUNCIL INQUIRY#8:

What steps are necessary for the Richland County program to be added to the State’s program?

Reply:

It would require a statute change.

COUNCIL INQUIRY#9:

How can Richland County go about having the State pay some of the costs associated with the program?

Reply:

It would require a change in statute.

COUNCIL INQUIRY#10:

Provide data relative to the complete fiscal impact of the request to include salary, fringe, and benefits for each filled and vacant Attorney position.

Reply:

The current Salary to include fringe and benefits for three staff attorneys equals \$175,339. If the 15% increase is approved, the total would equal \$201,640, which is a difference of \$26,301.

The current Salary, including fringe and benefits, for the Legal Service Manager Position is \$65,460. If the 15% increase is approved, the total would be \$75,279, which is a difference of \$9,819.

The combined increases total \$36,120.

COUNCIL INQUIRY#11:

What other counties have advertised CASA/GAL attorney positions? Have those counties been successful in filling those positions? If so, at what salary were those attorneys hired?

Reply:

The only other attorney position with the Cass Elias McCarter Guardian ad Litem Program is held by Tena Hardee who earns \$94,812, annually. She is the equivalent to our Legal Services Manager as provides oversight and handles cases when necessary. Other South Carolina counties use contract attorneys.

COUNCIL INQUIRY#12:

Have there been conversations with Human Resource (HR) professionals regarding the positions? What recruitment efforts have been used?

Reply:

The open attorney positions are posted on Indeed, the County's website, the SC Bar website, and the UofSC Law School career services website (open to all attorneys). We have also shared position availability with the entities that normally help to fill the position such as law schools which send us law clerks, judges, SC Bar committees, and the community.

ADDITIONAL COMMENTS FOR CONSIDERATION:

Richland County CASA, formerly the Volunteer Guardian ad Litem Project, was formed in 1983 by the Junior League and governed by a non-profit board of directors. In 1984 the state-funded CASS Elias McCarter Guardian ad Litem South Carolina started in Marlboro County and quickly grew to other counties in S.C.

Richland County Council and Richland County CASA decided it was best to take care of the children in their community personally and made the decision to remain independent of the Cass Elias McCarter Guardian ad Litem Program making it a Richland County Department. South Carolina Lawmakers wanted to ensure that Richland County CASA was not doubled funded by including in the policy not to fund Richland County CASA.

Through the dedication of past and present members of our staff in conjunction with our ongoing partnership with Richland County Council, our organization is well known nationally and has set the standard in many areas

ATTACHMENTS:

Click or tap here to enter text.

Richland County Council Request for Action

Subject:

An Ordinance Authorizing the acquisition of certain property located in Richland County; and other matters related thereto

Notes:

First Reading:
Second Reading:
Third Reading:
Public Hearing:

Applicant Information

First Name*

JOHN ROBERT

Last Name*

DUNN IV

Home Address*

3016 Kennedy
Street

Apt

City*

Columbia

State*

SC

Zip*

29205

** Please enter a physical address. No PO Boxes. **

Work Address*

1701 Main
Street

Suite

City*

Columbia

State*

SC

Zip*

29201

Number*

(803)767-
3112

Type*

Mobil
e

Secondary Phone

8035762388

Type

Wor
k

Email Address*

dunn.john@richlandcountysc.gov

Sex*

Male Female

Age Group

18 - 25 26 - 50 Over 50

Background

Education Level*

Master's

Professional Background

Crime Victim Advocacy (Sistercare/5th Circuit Solicitor's Office)

Service Information

Presently serve on any County Committee, Board or Commission? *

Yes No

Name of Committee, Board or

Commission in which interested: *

Employee Grievance Committee (10)

Reason for interest: *

Professional development and to develop a better understanding of the employee grievance process.

Your characteristics/qualifications, which would be an asset to

Committee, Board or Commission: *

I have an education/professional background in conflict resolution, communication facilitation, and report compilation in Social Work.

Any additional information you wish to share:

Recommended by a Council

Member? *

Yes No

Council Member name(s):

Hours willing to commit each

month:

As Needed

Conflict of Interest Policy

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete. Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

*

Yes No

Statement of Financial or Personal Interest

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

*

Yes No

If so, describe:*

I'm employed by the Richland County Solicitor's Office. There is always the possibility that another employee of this office may file a grievance with a co-worker. I am comfortable with recusal if the committee feels it necessary in that case.

Resume

Resume

Signature

I understand that checking this box and entering my name constitutes a legal signature*

First Name* **Last Name***
John Robert Dunn IV

Submit

Applicant Information

First Name *

ALEXANDER

Last Name *

BURTON

Home Address *

228 trinity three
rd

Apt

City *

Irmo

State *

SC

Zip *

29063

**** Please enter a physical address. No PO Boxes. ****

Work Address *

2000 HAMPTON
ST

Suite

304
1

City *

Columbia

State *

SC

Zip *

29204

Number *

(803)766-
5605

Type *

work

Secondary Phone

8033515131

Type

cell

Email Address *

burton.alexander@richlancountysc.gov

Sex *

Male Female

Age Group

18 - 25 26 - 50 Over 50

Background

Education Level *

MA in Leadership and Mgt

Professional Background

Sr inspector engineering , certified mediator by South Carolina Bar association, 20 yr Military veteran(army), DBE(diversity) coordinator SCDOT(10yr)

Service Information

Presently serve on any County Committee, Board or Commission? *

Yes No

Name of Committee, Board or

Commission in which interested: *

Grievance committee

Reason for interest: *

I feel a can being more strength to the change demand of present day work force

Your characteristics/qualifications, which would be an asset to

Committee, Board or Commission: *

understand diverse backgrounds and listening to open discussions in the work force

Any additional information you wish to share:

no

Recommended by a Council

Member? *

Yes No

Council Member name(s):

Hours willing to commit each

month:

open

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

*

Yes No

Statement of Financial or Personal Interest

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

*

Yes No

If so, describe:

Resume (1)

Resume

[CCC - Resume - 2/7/2022 - Grievance committee -](#)

Signature

I understand that checking this box and entering my name constitutes a legal signature *

First Name * **Last Name ***

Alexander Burton

Date Received

02/07/2022

ALEXANDER BURTON
228 TRINITY THREE RD, IRMO, SC 29063
803-351-5131

OBJECTIVE: To secure a challenging full-time position with a progressive environmental firm that utilizes my skills and experience with field and laboratory testing.

PROFESSIONAL EXPERIENCE

- 2005 – Present Federal Express Corp. Inc., Columbia Airport, Columbia, SC
Job Title & Salary: P/T Material Handler & Equipment Inspector at \$18K annually
Job Description: Aircraft Loader, Equipment Inspector, Fundraiser Coordinator, etc.
- 2008 – Present Water Power Technology Inc., Columbia, SC
Job Title & Salary: Chemical Processing Technician at \$30K annually
Job Description: Prepare Chemical Tanks for Hospitals, Order all Chemicals, Conduct Water Samples and Water Purification, Conduct Inventory Audits, Maintain Shop Records for State Audits, Update Shop and Safety Procedures, Prepare Monthly Budgets of Material Use, Supervise up to Three Employees, etc.
- Jan 1985 – Dec 2005 United States Army Reserve, Columbia, SC
Job Title & Salary: Senior Drill Sergeant at \$49K annually
Job Description: Trained Recruits, Instructed common task and soldiering skills, Promoted Fitness, Demonstrated Leadership, etc.
- May 1999 – 2005 Columbia Analytical Laboratories, Inc., Columbia, SC
Job Title & Salary: Field Service Supervisor at \$34K annually
Job Description: Performed Wastewater and Groundwater Testing, Conducted Soil Testing, Conducted Field Testing (DO, PH, TRC, Conductivity), Calibrated Meters, Ensured Lab and Lab Testing met DHEC Regulations, etc.
- April 1988 – May 1999 RCI, Inc., Columbia, SC
Job Title & Salary: Senior Health Technician at \$28K annually
Job Description: Performed Spirometer Testing, Audiometer Testing, and Respirator Fit Testing, Conducted Health Screenings, Ensured all testing met OSHA, NIOSH, & CAOHC Regulations, etc.

EDUCATIONAL BACKGROUND: 1988 - Morris College, Sumter, SC – Bachelors of Science Degree
Basic Non-Commission Officer Course
Advance Non-Commission Officer Course
Drill Instructor Leadership Course
Military Leadership Course

SKILLS: Microsoft Office, Microsoft Works, FORTRAN, and COBOL

ACHIEVEMENTS: 2003 – 2005 Successful Mission in Deployment in Operation Enduring Freedom
1990 – 1991 Successful Mission in Deployment in Operation Desert Storm

REFERENCE: Available Upon Request

Applicant Information

First Name *

KIMBERLY

Last Name *

TONY

Home Address *

1445 Lyon Drive
#2

Apt

City *

Aiken

State *

SC

Zip *

29801

**** Please enter a physical address. No PO Boxes. ****

Work Address *

2000 Hampton
Street

Suite

304
1

City *

Columbia

State *

SC

Zip *

29204

Number *

(803)508-
4822

Type *

Mobil
e

Secondary Phone Type

8037665609

Wor
k

Email Address *

toney.kimberly@richlandcountysc.gov

Sex *

Male Female

Age Group

18 - 25 26 - 50 Over 50

Background

Education Level *

Some College

Professional Background

Civil Engineering

Service Information

Presently serve on any County Committee, Board or Commission? *

Yes No

Name of Committee, Board or

Commission in which interested: *

Employee Grievance Committee (10)

Reason for interest: *

As a Richland County employee, I wanted to get involved and assist in the process.

Your characteristics/qualifications, which would be an asset to

Committee, Board or Commission: *

I believe that my active listening skills and the ability to make sound decisions based on facts would serve as an asset to the Richland County Grievance Committee

Any additional information you wish to share:

Recommended by a Council

Member? *

Yes No

Council Member name(s):

Hours willing to commit each

month:

up to 10 hours

Conflict of Interest Policy

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

*

Yes No

Statement of Financial or Personal Interest

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

*

Yes No

If so, describe:

Resume

Resume

Signature

I understand that checking this box and entering my name constitutes a legal signature*

First Name * **Last Name ***

Kimberly Toney

Submit

Richland County Council Request for Action

Subject:

Recommendation of the Rules and Appointment Committee to remove the following not currently active boards, commission and committees

- The Economic Development Commission
- Richland County Youth Commission
- Richland County Transportation Study Commission
- Local Emergency Planning Committee
- Disabilities and Special Needs Board
- Midlands Commission on Homelessness
- Bond Review Committee
- Richland County Complete Streets Commission

See attached description of Section 2-332 Boards Commissions and committees created.

Sec. 2-332. Boards, commissions and committees created (Committees inactive are struck-through)

The following boards, commissions and committees are hereby established and recognized:

(a) *The Board of Trustees of the Columbia Township Auditorium.*

- (1) The board shall consist of seven (7) members residing in the county, appointed by the council for a term of five (5) years.
- (2) The board shall perform all duties provided by law.

(b) *The Richland County Planning Commission.*

(1) The commission shall consist of not less than five (5) or more than nine (9) members, appointed by the council for a term of four (4) years. Any person who is appointed to the commission after September 1, 2006 must reside in Richland County. In appointing members to the commission, council shall give due consideration as to whether applicants live in an incorporated or unincorporated area of the County.

- (2) The commission shall perform all duties provided by law.

(c) *The Richland-Lexington Riverbanks Parks Commission.*

- (1) Two (2) members of the commission shall be appointed by the council, for a term of six (6) years.
- (2) The commission shall perform all duties provided by law.

(d) *The Board of Trustees of the Richland Memorial Hospital.*

(1) The board shall consist of 14 members and the chief and vice chief of staff shall serve ex officio. Each member of the board shall be appointed by the county council for a term of four years, or until his or her successor is appointed. Provided, however, the terms of all current board members shall expire on December 31st of the last year of their current term. Thereafter, each term of office shall begin on January 1st of the first year, and expire on December 31st of the fourth year.

- (2) The board shall perform all duties provided by law.

~~(e) *The Economic Development Commission.* The commission shall consist of twelve (12) members, of which three (3) shall be appointed by the council for a term of three (3) years. Other appointive bodies include Lexington County, Fairfield County, Chamber of Commerce and city council with each nomination to be confirmed by all appointive bodies. Meetings at call.~~

(f) *East Richland Public Service District.* The public service district shall consist of five (5) members appointed by the governor upon the recommendation of the county council for five (5) year terms. Members shall be electors or residents of the district, and at least one member shall be a resident of each incorporated municipality within the districts. Meetings at call.

~~(g) *Richland County Youth Commission.*~~

~~(1) *Creation.* There is hereby created the Richland County Youth Commission, which shall be appointed by majority vote of the county council and shall function in an advisory capacity. The commission shall be comprised of concerned citizens from diverse backgrounds who are committed to improving the quality of life for young people in Richland County. This advisory commission shall be an advocate for the youth of this county.~~

~~(2) *Membership.* The youth commission shall consist of thirteen (13) members, all of whom shall be residents of the county; at least one (1) member to be appointed from the clergy; at least one (1) member to be a representative of the South Carolina Department of Youth Services, upon recommendation of the commissioner; at least one (1) member from the Richland County Sheriff's Department, upon recommendation by the Richland County Sheriff; at least one (1) member who is a resident of Richland County School District One; at least one (1) member who is a resident of Richland County School District Two; two (2) members attending high school (grades 9-12) in Richland County; and the remaining six (6) members at large.~~

~~(3) *Terms.* The term of office of each commissioner shall be for a period of four (4) years, or until his successor is appointed and qualified; however, the initial appointment shall be made in staggered terms. The six candidates receiving the most votes shall be appointed for four (4) years, and the five (5) remaining candidates shall be appointed for two (2) years.~~

~~(4) *Structure.* The commission shall develop and adopt its own bylaws, subject to final approval by the county council. The commission shall elect annually a chairman, vice chairman, secretary, and treasurer.~~

~~(5) *Meetings.* The commission shall meet at such times and places as provided in its bylaws but shall hold at least one (1) meeting each month. All meetings shall be conducted pursuant to, and in compliance with, the South Carolina Freedom Act.~~

~~(6) *Duties and responsibilities:*~~

- ~~a. Identify youth-related problems or potential problems. In this regard, the commission shall:
 1. Become well informed on the problems facing youth in the community;
 2. Coordinate with other local groups/agencies who serve youth, such as private, nonprofit agencies or government groups;
 3. Hold public forums, conduct community surveys, contact local law enforcement personnel, and meeting with community leaders;
 4. Actively seek youth involvement and input.~~

~~b. Implement a program to increase the awareness of the general population and elect officials of the needs and problems facing youth and their families. In this regard, the commission shall:~~

~~1. Support the efforts of other organizations in publicizing youth issues and problems; and~~

~~2. Become advocates for improvement of services and programs for youth.~~

~~3. Research successful model youth programs and make recommendations to county council for consideration and implementation in the county.~~

~~4. Seek and administer federal, state and private funding for commission operations and for projects proposed by the commission pursuant to the powers enumerated herein.~~

(h) *Richland County Conservation Commission.*

(1) *Creation.* There is hereby created a commission to be known as the Richland County Conservation Commission, which shall have the structure, organization, composition, purposes, powers, duties, and functions established hereinbelow.

(2) *Structure, organization, and composition of commission.*

a. The Richland County Conservation Commission shall consist of 11 members. Each member of Richland County Council shall appoint one person to represent their respective Council district, and the term of the member of the Commission shall be coterminous with the term of the appointing Council member. Provided, however, that if a vacancy shall occur on Council, the member of the Commission appointed by the vacating Council member shall complete his/her term.

b. Officers of the Commission shall consist of a Chairman, Vice Chairman, Secretary-Treasurer, and such other officers as may be elected by a majority vote of the Commission. The officers of the Commission shall be elected by the Commission each year for terms of office that shall commence on January 1 of the following year. Officers shall serve terms of one (1) year and shall continue in office until their successors are elected and qualify.

c. The members of the Commission, including officers, shall serve without pay but may be reimbursed for travel and other incidental expenses incurred in connection with the Commission's responsibilities; however, such reimbursement shall be subject to compliance with ordinances, policies and procedures established by the Richland County Council governing the reimbursement of expenses for county boards, agencies and commissions.

(3) *Parliamentary procedure; minutes.* The Commission shall adopt by-laws and rules of procedure, which are not inconsistent with Roberts Rules of Order, the laws of the State of South Carolina, and the Richland County Code of Ordinances. The Commission shall maintain records and minutes of its proceedings and meetings.

(4) *Meetings; attendance.* The Commission shall meet at least quarterly. The chairman or a majority of the members of the Commission may call a special meeting of the Commission at any time. A member of the Commission who shall be absent for 50% or more of the meetings of the Commission during any 24-month period shall be deemed to have forfeited their membership and shall be removed without further action by the Commission or the County Council.

(5) *Ex-officio members.* The Commission may, by majority vote of the members, elect ex-officio members of the commission for terms of one (1) year. Ex-officio members of the commission may participate in discussions of policy or other matters of importance to the Commission but shall not be permitted to vote on any other matter coming before the commission. Ex-officio members of the Commission shall not be counted in determining the existence of a quorum at any meeting of the commission.

(6) *Purposes and objectives.* The purposes and objectives of the Richland County Conservation Commission shall be as follows:

a. To promote the conservation of natural resources;

b. To promote the development and preservation of historical resources;

c. To promote passive, outdoor, nature-based recreation;

d. To promote tourism, emphasizing the natural, cultural, and historical resources of Richland County;

e. To promote efforts to improve the appearance of Richland County;

f. To educate the public as to the benefits of conservation;

g. To foster civic pride in the beauty and nobler assets of the county;

h. To, in all ways possible, assure a functionally efficient and visually attractive county in the future;

i. To support policies that protect the general appearance of all buildings, structures, landscaping and open areas of the county; and

j. To undertake such studies, plans, activities, and projects as may, from time to time, be assigned to the Commission by the County Council.

(7) *Plan for protection; list of significant resources.*

a. The Commission shall prepare and submit annually to the County Council a plan for the protection of significant resources in the county. Such plan shall include a list of significant natural, cultural, or historical resources in the county, which are recommended to the County Council for acquisition, lease, or development. A financing strategy shall accompany each recommendation, with emphasis being placed upon minimizing the utilization of public monies and maximizing the utilization of other sources, such as grants, public

donations, etc.

b. The plan may provide various recommendations and approaches for the protection of natural, cultural, or historical properties or resources, including:

1. Purchase of resources for public ownership or other protective ownership;
2. Purchase of resources for resale;
3. Acquisition of conservation easements to protect resources;
4. The development of, access to, or restoration of properties or resources;
5. Acceptance by donation or bargain sale of properties or resources;
6. The negotiation of leases or conservation easements;
7. The maintenance, preservation, protection, identification or development of natural, cultural or historical properties or resources;
8. Other plans, methods, or approaches for the identification, acquisition, purchase, lease, preservation, protection or development of natural, cultural or historical properties or resources.

c. Provided, however, that the power of eminent domain shall not be exercised by the Council nor the commission for the acquisition of any property recommended for protection by the commission. Any purchase, lease, acceptance, acquisition, protection, development, or maintenance of land, as referenced in subsection b.(1-8) above, shall only be received from a willing property owner who voluntarily consents to such participation.

d. The Richland County Council may adopt the list of significant resources submitted by the commission, in whole or in part, and may add to or delete additional properties and significant resources to the list of significant resources submitted by the commission. The list shall be reviewed and, if necessary, amended not less than annually by the commission. No assets or revenues allocated or appropriated to the Richland County Conservation Commission Fund shall be used to acquire, purchase, lease, protect, preserve, identify, or develop property not included on the list of significant resources approved by the County Council. Provided, however, property owners may notify the commission, in writing, that they do not want the commission to consider their property for preservation and/or protection. The commission shall maintain a file of such written notifications, and those properties shall not be considered for inclusion on the list of significant resources that is submitted to the County Council.

e. The plan for the protection or preservation of significant resources in the county may include plans and recommendations for the protection of the following resources:

1. Open space and significant scenic views;
2. Prime agricultural land;
3. Recreation land for hunting, fishing, water access, and trails;
4. Wildlife habitat;
5. Sensitive ecological land;
6. Historic buildings, sites, or landscapes;
7. Other properties or resources determined by the County Council to be significant for natural, cultural, or historical preservation.

f. In the process of developing the plan, the commission shall have the authority to coordinate activities of volunteers, organizations, business and corporate entities and government agencies for the identification, conservation, preservation and development of natural, cultural and historical resources in the county; encourage such planning activities and development as may be necessary or advisable to promote, identify, acquire, lease, conserve, maintain and develop natural, cultural and historical resources in the county; and, in conjunction with cultural and other agencies, entities or individuals, identify, acquire, lease, maintain, preserve and develop natural, cultural and historical resources in the county.

(8) *Conservation easements.*

a. Any landowner desiring to obtain an endorsement by the Richland County Council for the granting of a conservation easement to a qualified organization, exclusively for conservation purposes, shall submit an application to the Commission, along with the appropriate user fee as described in subparagraph d. below.

b. Upon review of the application, the Commission shall prepare a report for Council concerning the features and characteristics of the subject property and the conservation easement. The report to Council shall:

1. Identify the conservation values of the parcel that justify the interest by Richland County. Conservation values are characteristics of property, which because of their ecological, historic, scenic, or open space value, are essential to the continued integrity of Richland County; and
2. Indicate that the conservation easement protects in perpetuity all aspects of the parcel with conservation value; and
3. Indicate that any developments proposed by the owner on non- conservation aspects of the parcel would not disturb the conservation values of the parcel; and

4. Indicate that the Donee organization to hold the easement has sufficient credibility and resources to adequately monitor and enforce the easement and has been approved by the Commission.

c. Upon receipt of this report, County Council shall make a finding that such easement furthers a “significant public benefit”. No conservation easement shall be accepted or endorsed unless the easement fulfills a “significant public benefit”, defined as:

1. Recreation or education of the public (this requires that the public have free access to the land); or
2. Protection of an important watercourse or natural habitat of fish, wildlife, or plants; or
3. Preservation of historically important land or structures; or
4. Preservation of open space for the scenic enjoyment of the public or pursuant to a clearly delineated governmental conservation policy; provided that such preservation will yield a significant public benefit, such as:
 - (i) Furthering a county or municipal green space plan, of which the donor’s conservation easement will be an integral part; or
 - (ii) The easement will protect open space, the view of which can be and is enjoyed by the public from vantage points on adjacent or nearby property (e.g. from a road or adjoining public land), and that the protection of this viewshed will yield a significant public benefit.

d. In order to offset the costs incurred by the Commission and Council in evaluating the application for endorsement and in making the actual endorsement, each applicant shall pay a required user fee to the County. Such user fee shall be an amount equal to 2% of the appraised value of the property being donated for conservation purposes, as reflected in the records of the Richland County Tax Assessor, or five hundred (\$500.00) dollars, whichever is greater.

(9) *Richland County Conservation Commission Fund.*

a. The Richland County Conservation Commission Fund is hereby established as a separate and segregated fund for the purpose of funding projects and activities of the Richland County Conservation Commission approved by the Richland County Council. Such fund shall consist of all funds appropriated by the Richland County Council, all gifts of land, cash or other assets made to the county for the purposes and objectives stated herein, and all other grants or other public or private revenues or gifts, with interest thereon, for such purposes.

b. The Richland County Council may make annual appropriations to the fund, and all funds appropriated shall be used solely and exclusively for the purposes stated herein. Unexpended or unused assets and funds shall be maintained in the Richland County Conservation Commission Fund and used solely for the identification, acquisition, lease, protection, maintenance and development of natural, cultural and historical property and resources identified on the list of significant resources developed by the Richland County Conservation Commission. Fund balances not expended during any fiscal year shall be carried forward for the identification, acquisition, lease, protection, preservation or development of resources listed on the commission’s list of significant resources.

c. All property or interests in property to be used by or for the Richland County Conservation Commission Fund shall be transferred to the county by the persons or entities owning title thereto, and all real property used, acquired or leased for commission purposes shall be owned, purchased, leased, held, conveyed, or disposed of in the name of the county by the Richland County Council. All such property or interests in property shall be listed on a fixed asset ledger, which shall be maintained. Such ledger shall show the value of property or interests in property acquired, leased, held, owned, preserved, protected, maintained, or developed, in whole or in part, from funds allocated from the Richland County Conservation Commission Fund.

(i) *Reserved.*

(j) *Richland County Hospitality Tax Advisory Committee.*

(1) *Creation.* There is hereby created a Richland County Hospitality Tax Advisory Committee.

(2) *Membership.* The Richland County Hospitality Tax Advisory Committee shall consist of five (5) members who shall be appointed by majority vote of the Council. All members must be interested citizens residing in the County, and at least two members must be representative of the restaurant industry.

(3) *Responsibilities.* The Richland County Hospitality Tax Advisory Committee shall review applications of those entities who are seeking funding from the County Promotions portion of hospitality tax funds. The Committee will then make recommendations to County Council for the allocation and distribution of such funds.

(4) *Terms of Members; Election of Chairperson; Meetings.*

(a) The Committee members shall serve a term of two years or until his or her successor is appointed.

(b) The Committee shall elect a chairperson.

(c) The Committee shall meet at such times and places as determined by the Chairperson, but shall hold at least one meeting each calendar year. The County Administrator shall assign staff to assist the Committee in making its recommendations to County Council. All meetings of the Committee shall be conducted in compliance with the South Carolina Freedom of Information Act.

(k) ~~*Richland County Transportation Study Commission.*~~

~~(1) *Creation.* There is hereby created a Richland County Transportation Study Commission.~~

~~(2) *Membership.* The Richland County Transportation Study Commission shall consist of thirty-nine (39) members who shall be~~

~~appointed as follows: 11 members, 1 from each member of County Council; 7 members, 1 from each member of Columbia City Council; 4 members, of which 1 shall be appointed by Lexington County Council, 1 shall be appointed by West Columbia City Council, 1 shall be appointed by Cayce City Council, and 1 shall be appointed by the Springdale Town Council; and 17 members, as recommended by the Richland County Rules and Appointments and approved by a majority vote of Richland County Council. No elected officials shall be appointed to this Commission.~~

~~(3) *Terms of Members; Sub-Committees; Election of Chairperson; Meetings.*~~

~~(a) A Commission member shall serve a term of two (2) years or until his or her successor is appointed.~~

~~(b) The Commission shall consist of four (4) sub-committees, and an at large membership, as follows:~~

~~1. An Executive sub-committee, which shall be composed of seven (7) members; and~~

~~2. A Greenways and Bike Paths sub-committee, which shall be composed of seven (7) members; and~~

~~3. A Roads sub-committee, which shall be composed of ten (10) members; and~~

~~4. A Transit sub-committee, which shall be composed of fourteen (14) members.~~

~~5. In addition, sixteen (16) members shall be appointed as at large members; provided that fifteen (15) of the at large members shall also be appointed to one of the sub-committees referenced above.~~

~~(c) The Commissions chairperson, co-chairperson, and those members to serve on the Executive sub-committee of the Commission, shall be appointed by a majority vote of Richland County Council.~~

~~(d) Each sub-committee shall elect a chairperson by a majority vote of its respective membership.~~

~~(e) The Commission shall meet at such times and places as determined by the Chairperson, but shall hold at least one meeting each calendar month. All meetings of the Commission shall be conducted in compliance with the South Carolina Freedom of Information Act.~~

~~(4) *Responsibilities.* The Richland County Transportation Study Commission shall study the long-range transportation needs of Richland County, including the current bus system and other modes of public transit. The Commission shall also assess the highway and road improvements that are needed to alleviate congestion that will allow people and goods to move through the County efficiently. This study shall include incentives for development throughout the County that is conducive to public transit, and shall include projects to alleviate congestion, including, but not limited to, Lower Richland Connector and Clemson Road. In addition, the Commission shall develop a plan to make Richland County more pedestrian and bicycle friendly. The Transportation Study Commission shall submit an interim report to Richland County Council in May 2007 and in November 2007. A final report shall be submitted to Richland County Council in May 2008. Copies of these reports shall be submitted to all local governments within the service area. Any consulting services that may be needed to assist the Commission with their responsibilities shall be managed by the Richland County Procurement Department (for example, RFPs). The Executive Committee of the Commission shall review the applications and make a recommendation to Richland County Council before a contract is awarded.~~

~~(1) *Richland County Business Service Center Appeals Board.*~~

~~(1) *Creation.* There is hereby created a Richland County Business Service Center Appeals Board.~~

~~(2) *Membership.* The Business Service Center Appeals Board shall consist of five members who shall be appointed by majority vote of the Council. The five-member board shall be comprised of no more than three and no less than two Certified Public Accountants, no more than two and no less than one member of the S.C. Bar Association, and no more than two and no less than one other business person, defined as a person who either owns their own business or has an executive role in a business. All members must be interested citizens residing in Richland County.~~

~~(3) *Responsibilities.* The Richland County Business Service Center Appeals Board shall serve as the appeals function expounded in the Richland County Code of Ordinances, Chapter 16, Article I. The Board will hear appeals resulting from any person aggrieved by a final assessment, charge backs from an audit, or a denial of a business license by the License Official. In that capacity and as a finder of fact, the Appeals Board shall have the following responsibilities:~~

~~a. Adopting procedures relating to the execution of the Appeal's Board function;~~

~~b. Receiving written appeals from businesses;~~

~~c. Holding meetings to receive testimony by the business, the Business Service Center official, and any other official approved by the Appeals Board;~~

~~d. Reviewing and analyzing the information presented in the testimonies provided;~~

~~e. Making a factual conclusion as to the issue in question based upon the review and analysis; and~~

~~f. Writing a formal determination regarding the decision made as to the issue in question.~~

~~(4) *Terms of Members; Election of Chairperson; Meetings.*~~

~~a. The term of office of the chairperson and each member of the Appeals Board shall be four (4) years. However, in making the initial appointments, two members shall be appointed for an initial term of four years, two members for an initial term of three years, and one member shall be appointed for an initial term of two years. Thereafter, their successors shall be appointed for terms of four years, or for the balance of any unexpired term. Members may be reappointed for a consecutive, second term, for four years. After this second~~

term, a member may be reappointed for a third term, but only after two years has elapsed from the last day of the last term served. The County Council may terminate for just cause any Board members' terms of office.

b. The Committee shall elect a chairperson.

c. The Committee shall meet whenever an appeal is made, at such times and places as determined by the Chairperson.

(m) *Appointment of members of county athletic commission.*

(1) The county council, pursuant to the provisions of Act No. 48 of 1991, hereby assumes the appointive powers over the county athletic commission. There shall be five (5) members of the commission who shall be appointed as follows:

a. One member who resides in County Council District 1, 2, or 7;

b. One member who resides in County Council District 8 or 9;

c. One member who resides in County Council District 3 or 4;

d. One member who resides in County Council District 5 or 6;

e. One member who resides in County Council District 10 or 11.

(2) The members of the commission shall be appointed for four year terms and until their successors are appointed qualify.

~~(n) *Duties of local emergency planning committee.* The duties of the Richland County Local Emergency Planning Committee are hereby expanded to include the following:~~

~~(1) Ensure the full implementation of the Superfund Amendments and Re-authorization Act of 1986 (SARA), Title III be accomplished as quickly as possible.~~

~~(2) Make recommendations for hazardous materials code uniformity within Richland County and all municipalities within Richland County.~~

~~(3) Review environmental impact statements submitted by business handling environmentally sensitive materials.~~

~~(4) Develop facility inspection frequency recommendations based on inventory and release history.~~

~~(5) Make recommendations to insure the cooperation of all public safety and inspection agencies before, during, and after hazardous materials inspections.~~

~~(6) Make recommendations on planning and zoning ordinances for industries that produce, store, or transport hazardous materials. Develop recommendations for safe distances between residential areas and hazardous industries.~~

~~(7) Explore the possibility of adjacent jurisdictions adopting interlocal agreements, with mutual review of projects with regional impact.~~

~~(8) Develop recommendations for financial responsibility requirements for industries that manufacture, store, or transport hazardous materials.~~

~~(9) Develop a system of regulating local transportation of hazardous materials within the provisions of state and federal law.~~

~~(10) Develop a system to assist the facility planning process and require such a document be on file with the local emergency planning committee.~~

~~(11) Develop an outline for the permitting process of environmentally sensitive business.~~

~~(12) Conduct a study of crimes against the environment.~~

~~(13) Develop a cost recovery program to assist state and local government to recover cost expended in hazardous materials incidents.~~

~~(14) Explore shortfalls and gaps in hazardous waste regulations.~~

~~(o) *Disabilities and special needs board.*~~

~~(1) *Board.* There is hereby created the Richland/Lexington County Disabilities and Special Needs Board with powers, duties, responsibilities, and functions set forth herein.~~

~~(2) *Purpose.* It is the purpose of the Richland/Lexington County Disabilities and Special Needs Board to develop, provide, coordinate, improve and operate community based programs serving persons with disabilities and special needs or other related disabilities with a view toward developing their respective mental, physical and social capacities to their fullest potential.~~

~~(3) *Membership.* The board shall be composed of fifteen (15) members, at least five (5) of whom shall be resident electors. The board shall be appointed by the governor of the State of South Carolina upon recommendation of the majority of the county legislative delegation. Persons with a demonstrated interest and background in disabilities and special needs and/or human services shall be recommended for appointment.~~

~~(4) *Terms.* The terms of the members shall be for four (4) years until their successors are appointed and qualify, except that of the first appointed: One (1) shall be appointed for one (1) year; two (2) for two (2) years; two (2) for three (3) years; and two (2) for four (4) years. Vacancies shall be filled for any unexpired terms in the same manner as original appointments. Any member may be removed by~~

~~the appointing authority for neglect of duty, misconduct or malfeasance in office or for missing three (3) consecutive meetings after being given a written statement of reasons and an opportunity to be heard.~~

~~(5) *Meetings and requirements.* The board shall open all regular meetings to the general public. No fewer than four (4) meetings per year shall be held. Special meetings may be called, with reasonable notice given to other members.~~

~~(6) *Bylaws.* The board will establish its own bylaws. On an annual basis, it will elect a chairperson, a vice chairperson, a secretary and a treasurer.~~

~~(7) *Insurance.* The board will maintain at all times, workers compensation insurance on its employees and a policy of liability insurance in the amount of one million dollars (\$1,000,000.00) covering all employees and board members. The premiums for this coverage shall be the responsibility of the board. Richland County shall be listed as an insured under the policy of liability insurance. The board shall furnish a copy of the current insurance policies to county council and will keep current copies of the policies on file at all times.~~

~~(8) *Duties.* The board shall:~~

~~a. Be the administrative, planning, coordinating, evaluative, and review body of services to persons in the county who are mentally retarded or have other related disabilities; the board shall be funded in part or in whole by appropriations for the South Carolina Department of Disabilities and Special Needs.~~

~~b. Submit an annual plan and projected budget to the South Carolina Department of Disabilities and Special Needs for approval and consideration of funding.~~

~~c. Review and evaluate, on at least an annual basis, county mental retardation and related disability services provided pursuant to this ordinance and report its finding and recommendations to the South Carolina Department of Disabilities and Special Needs and county council.~~

~~d. Promote and accept local financial support for Richland County programs from funding sources such as businesses, individuals, industrial and private foundation, voluntary agencies, governmental and other lawful sources and promote public support from municipal and county sources.~~

~~e. Employ personnel and expend its budget for the direct delivery of services or contract with those services vendors necessary to carry out county mental retardation or related disability service programs, which shall meet those specifications prescribed by the South Carolina Department of Disabilities and Special Needs.~~

~~f. Plan, arrange, and implement working agreements and contract with other human service agencies, both public and private, and with educational and judicial agencies.~~

~~g. Provide the South Carolina Department of Disabilities and Special Needs and the county council with such records, reports, and access to its sponsored services as the South Carolina Department of Disabilities and Special Needs and the county council may require and submit its sponsored services and facilities to licensing requirements of the South Carolina Department of Disabilities and Special Needs of the licensing requirements of other state or local agencies having such legal authority.~~

~~h. Buy, sell, mortgage, pledge, encumber, lease, rent, and contract with respect to real and personal property, from funds payable out of any revenues of the county disabilities and special needs board, and shall not obligate the full faith, credit, and taxing power of the county.~~

~~i. Provide a public forum to which individuals or groups may present any concerns or appeal a dispute or disagreement with a provided agency or service.~~

~~(p) *Duties of the Midlands Commission on homelessness.*~~

~~(1) The Midlands Commission shall be appointed from the civic and business community and shall be composed of seven (7) persons, each of whose leadership has demonstrated an interest in the needs of the homeless population of central South Carolina. Three (3) of the members of the Commission shall be appointed by the Mayor and City Council of the City of Columbia and four (4) of the members of the Commission shall be appointed by the County Council of the County of Richland, State of South Carolina. One of the four members of the Commission appointed by the County of Richland shall be the designee of the Consortium For The Homeless serving central South Carolina. The members shall serve for terms of three (3) years and until their successors are appointed and qualified, except that the first appointments shall be as follows: three (3) for three (3) years; two (2) for two (2) years; and two (2) for one (1) year. No Commission member shall be eligible for appointment following service as a Commissioner for one (1) year following the expiration of any full term of service as a Commissioner.~~

~~(2) Immediately upon the appointment of the Commission, it shall organize by electing one of its number as Chair, a second as Vice Chair, and a third as Secretary. The officers of the Commission shall hold office for terms of one (1) year and until their successors shall be chosen and qualified. It shall be the duty of the Commission to see that a record of the appointees to the Commission shall be filed in the office of the Clerk of County Council for Richland County, and the office of the Clerk of the City Council of Columbia, so as to indicate the persons holding office as members of the Commission and the duration of their respective terms. No member of the Commission shall receive any compensation for his or her services as a member of the Commission. Membership on the Commission shall not be construed to be an office of honor or profit.~~

~~(3) *Duties.*~~

~~a. To act as an advocate for the needs of the homeless population in central South Carolina;~~

- ~~b. To identify resources necessary to address the needs of the homeless population of central South Carolina;~~
- ~~e. To encourage coordination in the planning for and delivery of services to the homeless population in central South Carolina.~~
- ~~d. To the greatest extent possible, work in conjunction with the Consortium for the homeless and other entities serving the needs of the homeless.~~
- ~~e. To conduct its affairs in a fiscal year beginning July 1 and ending June 30. As shortly after close of its fiscal year as may be practicable, an audit of its affairs shall be made. Copies of such audit, incorporated into an annual report of the Commission, shall be filed with the Clerk for the County Council of Richland County, State of South Carolina, and the Clerk for the City Council of Columbia, State of South Carolina.~~

~~(4) Reasonable administrative assistance to the Commission shall be provided for by the City of Columbia in conjunction and cooperation with the County of Richland.~~

~~(5) Any action required of the Commission may be taken at any meeting of the Commission, regular or special, and at any such meeting a majority of the members of the Commission shall constitute a quorum for the purpose of transacting the business of the Commission.~~

(q) *Internal Audit Committee.*

(1) *Creation.* There is hereby established an Internal Audit Committee which shall have the structure, organization, composition, purposes, powers, duties, and functions established below.

(2) *Membership; terms.* The Internal Audit Committee shall be comprised of five members of Council (the Council Chair, the A&F Committee Chair, the D&S Committee Chair, the Economic Development Committee Chair, and the Rules and Appointment Committee Chair), two citizens appointed by a majority vote of the Council at large, and an employee appointed by the County Administrator. The citizens' and the employee's terms shall be one year in length, with up to three term renewals permitted. The Council members' terms shall be for as long as they serve in the capacity of Council Chair or Committee Chair.

(3) *Duties and responsibilities.*

a. The Internal Audit Committee shall develop with the Internal Auditor, for recommendation to the full Council for approval by majority vote, an audit schedule (which shall include areas to be reviewed, their priority and the timelines for completion), audit progress, audit follow-up, and special needs; and shall work to assure maximum coordination between the work of the Internal Auditor and the needs of the chief executive officer, the legislative body, and any other contractually hired auditors, as necessary or appropriate.

b. The Internal Audit Committee shall review, for recommendation to Council for approval by majority vote, all areas of County operations for which County funds are levied, collected, expended, or otherwise used. This includes departments or offices reporting to the County Administrator, departments or offices headed by elected or appointed officials, millage agencies, legislatively appointed Commissions receiving County funding, nonprofit organizations receiving grant monies from County funds, and any other organization receiving any type of funding for any purpose from the County.

c. The Internal Audit Committee shall oversee the responsibilities of the Internal Auditor, as stated in the negotiated contract with the Internal Auditor.

d. The Internal Audit Committee shall present to the full Council a written report regarding each audit conducted by the Internal Auditor following the Internal Auditor's report to the Internal Audit Committee for each audit. Additionally, in conjunction with the budget process, the Internal Audit Committee shall annually present to the full Council a written summary report regarding the audits, progress, findings, and any other appropriate information relating to the internal audits conducted during the past fiscal year following the Internal Auditor's summary report to the Internal Audit Committee.

e. The Internal Audit Committee shall annually review the Internal Auditor and anyone else working in such a capacity for adherence to government auditing standards in conducting its work to ensure quality service and independence as defined by those standards. (These are the federal Government Accounting Office's "Yellow Book" standards). A subsequent report of the Committee's findings shall be presented to Council for their information.

(r) ~~*Bond Review Committee.*~~

~~(1) *Creation.* There is hereby established a Richland County Bond Review Committee which shall have the structure, organization, composition, purposes, powers, duties, and functions established below.~~

~~(2) *Membership; terms.* The Bond Review Committee shall be comprised of five members, as follows: two shall be county employees designated by the County Administrator, two shall be Council members designated by the County Council Chair, and one shall be a bond counsel representative. A member shall serve a term of two (2) years or until his or her successor is appointed. In addition, the County Auditor and the County Treasurer shall serve on the Committee ex officio, with all the same rights, duties, and responsibilities as a Committee member.~~

~~(3) *Duties and responsibilities.*~~

~~a. The Bond Review Committee shall review and make recommendations to the County Council regarding the issuance of Debt Obligations and the management of outstanding debt in accordance with the County Debt Policy.~~

~~b. The Bond Review Committee shall consider all issues related to outstanding and proposed Debt Obligations; including, but not limited to, all matters affecting or relating to the creditworthiness, security and repayment of the proposed Debt Obligations, such as procurement of services for debt sales and administration, structure, repayment terms and covenants of the proposed Debt Obligation.~~

~~c. The Bond Review Committee shall periodically review county debt policies and make recommendations where appropriate.~~

~~d. The Bond Review Committee shall review all capital projects proposed to be financed with debt for compliance with the Debt Policy, and will make recommendations to the County Administrator as to the appropriate structure of such debt. In formulating its recommendations, the Committee shall consider:~~

- ~~1. Legality and availability of revenue for the repayment of such debt;~~
- ~~2. Impact of such debt on the county's debt capacity;~~
- ~~3. Ongoing operational impact analysis to consider additional requirement after project completion on the county's operating budget;~~
- ~~4. Impact analysis of debt service requirements to the total county debt obligation over life of debt;~~
- ~~5. Review post-project analysis to evaluate actual benefit received in comparison to estimates;~~
- ~~6. Review compliance on all outstanding bond covenants and requirements of the bond resolutions; and~~
- ~~7. Other relevant factors.~~

~~e. The Bond Review Committee shall present findings and recommendations to Council during project discussions.~~

~~(s) Richland County Complete Streets Commission.~~

~~(1) Creation. There is hereby created a Richland County Complete Streets Commission, hereinafter known as the Commission, or RCCSC.~~

~~(2) Membership. The Commission shall consist of nine (9) members, with one representative from each of the following general interest groups: one (1) representative from the South Carolina Department of Health and Environmental Control (DHEC); one (1) representative from the American Association of Retired People (AARP) regional office; one (1) representative from neighborhood advocacy interests; one (1) representative from the Central Carolina Realtors Association; one (1) representative from the Homebuilders Association of Greater Columbia; one (1) representative from cycling advocacy interests; one (1) representative from the Richland County municipalities; and one (1) representative from Americans with Disabilities Act (ADA) advocacy interests. In addition, the South Carolina Department of Transportation (SCDOT) District One Office Administrator or his/her designee shall serve on the Commission.~~

~~All members shall serve without compensation, and shall be appointed by the Richland County Council.~~

~~(3) Terms of Members; Election of Chairperson; Meetings.~~

~~a. Initially, three (3) members shall be appointed for a one year term; three (3) members for a two year term; and three (3) members for a three year term. Thereafter, all appointments shall be for a three year term. The initial appointments shall be as follows:~~

- ~~1. Three year terms for the ADA advocacy representative; Central Carolina Realtors Association representative; and the DHEC representative; and~~
- ~~2. Two year terms for the AARP representative; the municipal representative; and the cycling advocacy representative; and~~
- ~~3. One year term for the residential neighborhood advocacy representative; the District One SCDOT representative; and the Homebuilders Association of Greater Columbia representative.~~
- ~~4. After the initial appointments, each new appointment shall be for a three year term.~~
- ~~5. Appointments to a vacancy shall be for remainder of the representative's current term.~~

~~b. The Commission shall annually elect a chairperson and a vice chairperson by a majority vote of its respective membership.~~

~~c. The Planning and Development Services Department shall provide administrative support to the Commission.~~

~~d. The Commission shall meet monthly during the second week of the month and shall not begin before 5:00 PM. The Chairman may call a special meeting at any time with a minimum seven (7) days notice to the members.~~

~~e. All meetings of the Commission shall be conducted in compliance with the South Carolina Freedom of Information Act.~~

~~(4) Duties. The Commission shall review and comment regarding proposals to implement the Richland County Complete Streets Program Goals and Objectives, adopted July 6, 2010, and as may be periodically amended thereafter. Said proposals may include, but are not limited to, regulations and/or procedures to:~~

- ~~a. Improve cycling and pedestrian facilities and safety; and~~
- ~~b. Complete a comprehensive sidewalk improvement program for County Council consideration by June 2012; and~~
- ~~c. Create CMRTA Park n Ride facilities; and~~
- ~~d. Preparation of a countywide ADA Transition Plan for County Council consideration by June 2014; and~~
- ~~e. Develop measures in an attempt to reduce pedestrian and cycling accidents; and~~
- ~~f. Other duties as may be assigned by the County Council.~~

~~(5) *Procedures.* The Richland County Complete Streets Commission shall adopt Rules of Procedure by which meetings and activities of the Commission will be conducted no later than ninety (90) days after its first scheduled meeting. Such Rules shall not conflict with Robert's Rules of Order, the general and permanent statutes of the State of South Carolina, and Richland County ordinances.~~

(Code 1976, § 2-7001; Ord. No. 1533-86, § 1, 10-7-86; Ord. No. 1591-87, § 2, 3-3-87; Ord. No. 2060-90, §§ I--III, 12-18-90; Ord. No. 2141-91 HR, § 1, 10-15-91; Ord. No. 2153-91, § I, 11-5-91; Ord. No. 2159-91, § 1, 12-3-91; Ord. No. 2189-92, §§ I, II, 3-3-92; Ord. No. 2209-92, §§ II--VI, VII, 5-5-92; Ord. No. 2379, § I, 12-7-93; Ord. No. 086-94, §§ I--III, 12-6-94; Ord. No. 075-97HR, 9-10-98; Ord. No. 045-98HR, § I-- V, 11-17-98; Ord. No. 032-01HR, § II, 5-1-01; Ord. No. 035-01HR, § I, 5-1-01; Ord. No. 017-02HR, § I, 6-4-02; Ord. No. 053-03HR, § I, 9-16-03; Ord. No. 082-04HR, § I, 11-16-04; Ord. No. 001-05, § I, 1-4-05; Ord. No. 018-05HR, § I, 4-5-05; Ord. No. 014- 06HR, § I, 2-21-06; Ord. No. 077-06HR, § I, 7-18-06; Ord. No. 091-06HR, § 4, 10-3-06; Ord. No. 022-07HR, § I, 3-20-07; Ord. No. 050-07HR, § I, 5-15-07; Ord. No. 079-07HR, § I, 10-2-07; Ord. No. 029-08HR, § I, 6-3-08; Ord. No. 015-11HR, § I, 3-1-11; Ord. No. 017-11HR, § I, 3-15-11; Ord. No. 068-11HR, § I, 12-13-11; Ord. No. 034-13HR, §§ I, II, 7-2-13; Ord. No. 018-16HR, § I, 5-17-16)



REQUEST OF ACTION

Subject: FY22 - District 5 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$10,000** for District 5.

B. Background / Discussion

For the 2021 - 2022 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would on8ly require one vote.

Motion List (3rd reading) for FY22, Special Called Meeting – June 10, 2021: Establish Hospitality Tax discretionary accounts for each district in FY22 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY20-21 be carried over and added to any additional funding for FY21-22.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY22 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 5 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding		\$ 82,425
FY2021 Remaining		\$ 38,275
FY2022 Allocations		\$ 33,500
	Columbia City Ballet	\$ 5,000
	Columbia Classical Ballet	\$ 5,000
Total Allocation		\$ 10,000
Remaining Balance		\$ 77,200

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of Budget FY19 June 21 ,2018
- 3rd Reading of the Budget FY20 June 10, 2019
- 3rd Reading of the Budget FY21 June 11, 2020

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



REQUEST OF ACTION

Subject: FY22 - District 7 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$7,500** for District 7.

B. Background / Discussion

For the 2021 - 2022 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY22, Special Called Meeting – June 10, 2021: Establish Hospitality Tax discretionary accounts for each district in FY22 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY20-21 be carried over and added to any additional funding for FY21-22.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY22 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 7 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Hospitality Account Funding	\$ 82,425
FY2021 Remaining	\$114,975
FY2022 Allocations	\$82,425
2022 Black Expo	\$ 7,500
Total Allocation	\$7,500
Remaining Balance	\$69,400

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of Budget FY19 June 21 ,2018
- 3rd Reading of the Budget FY20 June 10, 2019
- 3rd Reading of the Budget FY21 June 11, 2020

D. Alternatives

1. Consider the request and approve the allocation.

2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



REQUEST OF ACTION

Subject: FY22 - District 9 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$10,000** for District 9.

B. Background / Discussion

For the 2021 - 2022 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY22, Special Called Meeting – June 10, 2021: Establish Hospitality Tax discretionary accounts for each district in FY22 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY20-21 be carried over and added to any additional funding for FY21-22.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY22 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 9 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Hospitality Account Funding	\$ 82,425	
FY2021 Remaining	\$115,475	
FY2022 Allocations	\$ 89,745	
	2022 Black Expo	\$ 5,000
	Big Red Barn Retreat Fall Jam	\$ 5,000
Total Allocation	\$ 10,000	
Remaining Balance	\$175,400	

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of Budget FY19 June 21 ,2018
- 3rd Reading of the Budget FY20 June 10, 2019
- 3rd Reading of the Budget FY21 June 11, 2020

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

**A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL**

**A RESOLUTION TO APPOINT AND COMMISSION ERIC WILLIAMS AS
CODE ENFORCEMENT OFFICERS FOR THE PROPER SECURITY,
GENERAL WELFARE, AND CONVENIENCE OF RICHLAND COUNTY.**

WHEREAS, the Richland County Council, in the exercise of its general police power, is empowered to protect the health and safety of the residents of Richland County; and

WHEREAS, the Richland County Council is further authorized by Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended, to appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the County;

NOW, THEREFORE, BE IT RESOLVED THAT Eric Williams is hereby appointed and commissioned as Code Enforcement Officers of Richland County for the purpose of providing for the proper security, general welfare, and convenience of the County, replete with all the powers and duties conferred by law upon constables, in addition to such duties as may be imposed upon them by the governing body of this County, including the enforcement of the County’s building regulations and the use of an ordinance summons, and with all the powers and duties conferred pursuant to the provisions of Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended. Provided, however, Eric Williams shall not perform any custodial arrests in the exercise of their duties as code enforcement officers. This appointment shall remain in effect only until such time as the individuals so appointed are no longer employed by Richland County to enforce the County’s building regulations.

ADOPTED THIS THE ____ DAY OF MAY 2022

Overture Walker, Chair
Richland County Council

Attest: _____
Michelle M. Onley
Deputy Clerk of Council

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

**A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL**

**A RESOLUTION TO APPOINT AND COMMISSION BRIAN WEHRMEISTER
AS CODE ENFORCEMENT OFFICERS FOR THE PROPER SECURITY,
GENERAL WELFARE, AND CONVENIENCE OF RICHLAND COUNTY.**

WHEREAS, the Richland County Council, in the exercise of its general police power, is empowered to protect the health and safety of the residents of Richland County; and

WHEREAS, the Richland County Council is further authorized by Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended, to appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the County;

NOW, THEREFORE, BE IT RESOLVED THAT Brian Wehrmeister is hereby appointed and commissioned as Code Enforcement Officers of Richland County for the purpose of providing for the proper security, general welfare, and convenience of the County, replete with all the powers and duties conferred by law upon constables, in addition to such duties as may be imposed upon them by the governing body of this County, including the enforcement of the County’s building regulations and the use of an ordinance summons, and with all the powers and duties conferred pursuant to the provisions of Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended. Provided, however, Brian Wehrmeister shall not perform any custodial arrests in the exercise of their duties as code enforcement officers. This appointment shall remain in effect only until such time as the individuals so appointed are no longer employed by Richland County to enforce the County’s building regulations.

ADOPTED THIS THE ____ DAY OF MAY 2022

Overture Walker, Chair
Richland County Council

Attest: _____
Michelle M. Onley
Deputy Clerk of Council

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

**A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL**

**A RESOLUTION TO APPOINT AND COMMISSION ANDREW WEAVER AS
CODE ENFORCEMENT OFFICERS FOR THE PROPER SECURITY,
GENERAL WELFARE, AND CONVENIENCE OF RICHLAND COUNTY.**

WHEREAS, the Richland County Council, in the exercise of its general police power, is empowered to protect the health and safety of the residents of Richland County; and

WHEREAS, the Richland County Council is further authorized by Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended, to appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the County;

NOW, THEREFORE, BE IT RESOLVED THAT Andrew Weaver is hereby appointed and commissioned as Code Enforcement Officers of Richland County for the purpose of providing for the proper security, general welfare, and convenience of the County, replete with all the powers and duties conferred by law upon constables, in addition to such duties as may be imposed upon them by the governing body of this County, including the enforcement of the County’s building regulations and the use of an ordinance summons, and with all the powers and duties conferred pursuant to the provisions of Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended. Provided, however, Andrew Weaver shall not perform any custodial arrests in the exercise of their duties as code enforcement officers. This appointment shall remain in effect only until such time as the individuals so appointed are no longer employed by Richland County to enforce the County’s building regulations.

ADOPTED THIS THE ____ DAY OF MAY 2022

Overture Walker, Chair
Richland County Council

Attest: _____
Michelle M. Onley
Deputy Clerk of Council