

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
MARCH 5, 2002
6:00 P.M.**

MEMBERS PRESENT: Joseph McEachern, Chair; Anthony Mizzell, Vice-Chair; Joan B. Brady; Susan Brill; Paul Livingston; J.D. "Buddy" Meetze; L. Gregory Pearce, Jr.; Bernice G. Scott; Kit Smith; Thelma M. Tillis; James Tuten

OTHERS PRESENT: T. Cary McSwain, Monique Walters, Ashley Jacobs, Larry Smith, Michielle Cannon-Finch, Daniel Driggers, Carrie Tolley, Chris Eversmann, Geo Price, Brenda Carter, Milton Pope, Brad Farrar, Rodolfo Callwood, Dwight Hanna, Chief Harrell, Gary Watts, Stephany Snowden, Mike Byrd, Marsheika Martin

CALL TO ORDER – The meeting was called to order at approximately 6:05 p.m.

INVOCATION – The Invocation was given by the Honorable Paul Livingston.

PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA

Mr. McSwain requested adding a presentation by Time Warner Cable.

Mr. Pearce moved, seconded by Mr. Mizzell, to approve the agenda as amended. The vote in favor was unanimous.

PRESENTATION – Time Warner Cable

Mr. Jeff Warner, President of Time Warner Cable, presented Richland County with a check for \$1,511,697.78 for franchise fees.

CITIZEN'S INPUT

The following persons spoke at this time:

- Mr. Mickey Hicks spoke to 7-a (Consideration of Multi-County Industrial Park for Olympia Project).
- Ms. Lessie H. Young spoke to 4-b (Community Care Home Applications).
- Mr. Christopher Young spoke to 4-b (Community Care Home Applications).
- Mr. Gary C. Pennington spoke to 4-d (Cellular Towers).

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Larry Smith, County Attorney, stated the following items needed to be discussed in Executive Session:

- Richland County vs. Wages
- Farmer's Market Relocation Issues
- Personnel Matter: Report relative to previous grievance review

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- Consideration of Multi-County Industrial Park for Olympia Project

Mr. McEachern stated Executive Session Items would be moved to the end of the agenda as item-9.

APPROVAL OF MINUTES

Regular Session: February 19, 2002 – Ms. Brady moved, seconded by Ms. Scott, to approve the minutes as submitted. The vote in favor was unanimous.

Zoning Public Hearing: February 26, 2002 – Ms. Scott moved, seconded by Mr. Tuten, to approve the minutes as submitted. The vote in favor was unanimous.

REPORT OF COUNTY ADMINISTRATOR

Mr. McSwain notified Council that Amelia Linder's mother passed away and asked them to keep her in their thoughts and prayers.

Governor's Summit on Growth

Mr. McSwain stated that Richland County had excellent representation at the Governor's Summit on Growth.

Voting Machines

Mr. Pearce questioned the status of the decision on voting machines. Mr. McSwain stated a decision is pending.

APPROVAL OF CONSENT ITEMS

Ms. Scott moved, seconded by Ms. Smith, to approve the following Consent items:

- Bond Ordinance regarding HVAC for Judicial Center [S econd Reading]
- County Ordinance to approve Sale/Leaseback financing of Koyo, FILOT property [Second Reading]
- Resolution: Walter Huggins
- Engineering Services for County-wide Mater Water Plan
- State Revolving Fund (SRF) Resolution for Broad River Wastewater Facility
- Emergency Services:
 - a. EMS Station on Broad River Road
 - b. Ambulance Purchase
 - c. Air Packs Purchase
- Microsoft Licensing
- Ordinance Amendment: Pawn Shops
- Sheriff's Department:
 - a. 6 Crown Victorias

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- b. 3 Dodge Intrepids for Victims Assistance
- Alvin S. Glenn Detention Center
 - a. Food Service Management
 - b. Maintenance of Bluff Road Facility Housing & Energy Plant
 - c. Maintenance of Bluff Road Facility: Fire and Security
 - d. Medical Services
 - e. Officer Uniforms
 - f. Inmate Uniforms
- Budget Calendar Change

The vote in favor was unanimous.

1. THIRD READING ITEMS

- a. **Ordinance Amendment regarding Landfills Chapter 12 (deferred from meeting of 2/19/02)**

Ms. Scott moved, seconded by Ms. Tillis, to defer this item to the next meeting. The vote in favor was unanimous.

2. SECOND READING ITEMS

- a. **Zoning Amendment regarding Landfills Chapter 26 (deferred from meeting of 2/19/02)**

Mr. Meetze moved, seconded by Mr. Mizzell, to defer this item to the next meeting. The vote in favor was unanimous.

- b. **Bond Ordinance regarding fire service**

Mr. Mizzell stated the ADHOC Committee recommended approving the fire and EMS bond in the amount of \$5.2 million. The vote in favor was unanimous.

Mr. McEachern requested a breakdown of the fire stations individually in order to see the impact on each individual fire station. He also requested for staff to go back to the City and find out the proposal for the Northeast area.

The vote in favor of the committee's recommendation was unanimous.

3. REPORT OF ROAD PAVING SUB-COMMITTEE (deferred from Council meeting held 02/19/02)

- a. **Recommended revision to road paving criteria**

Mr. Meetze moved, seconded by Mr. Tuten, to approve staff's recommendations.

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Ms. Scott offered the following amendments:

- Delete the number of homes accessed from the road as a criteria
- Delete the number of businesses accessed from the road as a criteria
- Add dirt roads serving as school bus routes as a criteria

Mr. Chris Eversmann, Public Works Director, briefed Council on the impact of the amendments.

Mr. Meetze did not accept Ms. Scott's amendment.

Ms. Scott made a substitute motion, seconded by Ms. Tillis, to include the amendments as noted.

Ms. Smith made a second substitute motion, seconded by Mr. Mizzell, to direct staff to draw up an ordinance and establish alternative standards for rural areas.

Ms. Scott withdrew her motion. (Ms. Smith's motion became the substitute motion).

The vote for the substitute motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Meetze
Livingston	Tuten
Brady	
Mizzell	
McEachern	
Smith	
Brill	
Scott	
Tillis	

The motion passed.

b. Community Care Home Applications

Ms. Smith moved, and it was seconded, to designate staff to set up committees and find new locations for each request. The vote in favor was unanimous. (The committee will consist of one staff person and the applicant and they together will designate a third person.)

c. Cellular Towers

Ms. Smith moved, seconded by Mr. Pearce, to give First Reading approval by Title Only to an ordinance amending the location and zoning of cellular towers, forward to the Planning Commission with a request to review our current ordinance and to make any recommendations to improve that ordinance based on their findings and make a recommendation of a moratorium.

A discussion took place.

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Ms. Smith amended her motion, seconded by Mr. Pearce, to forward to the Planning Commission at First Reading by Title Only of amendments to the cell tower ordinance, ask them to review it, make any recommendations to Council.

The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Livingston
Mizzell	
Meetze	
Brady	
Smith	
Brill	
Tuten	
Scott	
Tillis	
McEachern	

The motion passed.

5. REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

a. Coroner's Office Budget Amendment

Ms. Scott moved, seconded by Ms. Tillis, to fund the Coroner's budget at \$237,536.00.

Ms. Smith made a substitute motion, seconded by Mr. Pearce, to fund the Coroner's budget at \$133,000.00 and wait until the end of the fiscal year to see if there are additional funds and requested for the Coroner to find ways to reduce deficit spending.

The vote for the substitute motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Livingston
Brady	Meetze
Smith	Mizzell
Brill	Smith
Tuten	Tillis
	McEachern

The motion failed.

A discussion took place.

Mr. Livingston offered an amendment to the main motion to appropriate funds from the Administrator's budget.

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After discussion, Mr. Livingston withdrew his motion.

The vote for the main motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Livingston	Pearce
Meetze	Brady
Mizzell	Smith
McEachern	Brill
Scott	Tuten
Tillis	

The motion failed.

Mr. Livingston moved, seconded by Ms. Scott, to appropriate \$150,000.00 from the Fund Balance, and towards the end of the year, have the County Administrator to work with the Coroner for the need of additional funds.

The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Unanimous	0

The motion passed.

H. Report from the Appearance Commission

Mr. Mizzell stated the Committee forwarded this item to Council with the recommendation to fund the \$10,000.00 request if funds other than from the Fund Balance can be identified.

Mr. McSwain stated no other funding source was found.

Council accepted the report of no other funding source.

I. Farmer's Market Relocation Issues

Ms. Ashley Jacobs, Assistant to the County Administrator, gave a brief report of the relocation issue.

A discussion took place.

Ms. Smith moved, and it was seconded, to create a committee and for the County Administrator to retain consulting services not exceeding \$3,000.00. The vote in favor was unanimous.

The committee would consist of Ms. Scott, Ms. Smith, Mr. Livingston, Mr. Mizzell and Mr. Pearce.

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J. Report of Airport Commission

Ms. Smith stated the Committee requested to hold this item in Committee and schedule a work session. She stated Council needed to decide when to hold the Work session with the Airport Commission to receive the report of the consultant and to decide on a work plan to deal with their recommendations.

Mr. Pope stated the committee made their motion contingent upon the consultants' availability. He reported they were not able to attend and three additional dates are now available which is March 12th, 13th or 19th. He requested Council's guidance.

A discussion took place.

Ms. Smith moved, seconded by Ms. Brady, for full Council and the Airport Commission to meet with the consultants on March 19th from 2:00 p.m. until 3:30 p.m. contingent upon the Airport Commission's availability. The vote in favor was unanimous.

6. REPORT OF RULES AND APPOINTMENTS COMMITTEE

a. Appointments to the Township Auditorium Board-1

Mr. McEachern informed Council that the Administrator is working with the City Manager regarding partial payment of the seats in the Township.

A discussion took place.

Mr. Livingston stated there is one appointment to be made to this board with one application received by C. Jennalyn Dalrymple.

Mr. Livingston moved, seconded by Mr. Tuten, to appoint Ms. Dalrymple to the board. The vote in favor was unanimous.

7. REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

a. Consideration of Multi-County Industrial Park for Olympia Project

Mr. McSwain stated this was a contractual matter, which need to be discussed in Executive Session.

After discussion, Ms. Smith moved, seconded by Mr. Mizzell, to adopt the amended Multi-County Business Park designation and direct the Administrator to brief all parties and to start developing a Memorandum of Understanding (MOU) with the company and then bring the MOU back to Council for approval. The vote in favor was unanimous.

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8. CITIZEN'S INPUT

The following person spoke at this time:

Mr. Ted Yandle spoke to item-7 (Consideration of Multi-County Industrial Park for Olympia Project).

9. EXECUTIVE SESSION ITEMS

Ms. Smith moved, seconded by Mr. Mizzell, to go into Executive Session to discuss the following items:

- Farmer's Market Relocation Issues
- Richland County vs. Wages
- Personnel Matter

The vote in favor was unanimous.

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Council went into Executive Session at approximately 8:40 p.m. and came out at approximately 9:30 p.m.

Mr. Pearce moved, seconded by Mr. Livingston, to come out of Executive Session. The vote in favor was unanimous.

Richland County vs. Wages

Ms. Brill moved, seconded by Ms. Scott, to direct the County Attorney to settle this case as discussed in Executive Session. The vote in favor was unanimous.

Farmers Market Relocation Issues

Mr. McEachern stated this item was received as information.

Personnel Matter: Report relative to previous Grievance Review

Mr. McEachern stated this item was received as information.

10. MOTION PERIOD

- Ms. Scott directed staff to obtain hiring information from SYSCO and other companies that came into the County.

Mr. McEachern referred this request to the Economic Development Committee for a report.

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- Ms. Smith moved to investigate appointing the committee on Solid Waste to look at the future of the garbage contracts and to update the solid waste plan.
- Ms. Brady requested an updated directory of Richland County departments, fax numbers and e-mail addresses.
- Mr. McEachern requested setting up a date on the Management Audit. He requested for this issue to go to the Administration and Finance Committee agenda for discussion.

11. ADJOURNMENT

The meeting adjourned at approximately 9:40 p.m.

Joseph McEachern, Chair

Anthony G. Mizzell, Vice-Chair

Joan Brady

Susan Brill

Paul Livingston

J.D. "Buddy" Meetze

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin