

RICHLAND COUNTY

RULES & APPOINTMENTS COMMITTEE AGENDA



Tuesday, FEBRUARY 19, 2019

4:00 PM

The Honorable Bill Malinowski, Chair

County Council District 1

The Honorable Gwendolyn Kennedy

County Council District 7

The Honorable Chakisse Newton

County Council District 11



Richland County Rules & Appointments Committee

February 19, 2019 - 4:00 PM

2020 Hampton Street, Columbia, SC 29201

1. **CALL TO ORDER** The Honorable Bill Malinowski

2. **APPROVAL OF MINUTES** The Honorable Bill Malinowski
 - a. February 5, 2019 [PAGES 7-8]

3. **ADOPTION OF AGENDA** The Honorable Bill Malinowski

4. **ELECTION OF CHAIR**

5. **ITEMS FOR ACTION/DISCUSSION**
 - a. Move that the Rules & Appointments Committee review the current County Council Rules and offer amendments for consideration by Council that would clarify exactly how County Council voting will occur with specific reference to how a non-vote (i.e. not a “yes”, “no” or “abstain” vote) from a member present at the meeting shall be counted or not counted [PEARCE] [ACTION] [PAGES 9-10]

 - b. Revisit the bed and breakfast ordinance to increase the number of rooms up to 20, so the business can be profitable and flourish. This would be in line with keeping the rural character and allow opportunities for small businesses. [N. JACKSON] [ACTION] [PAGES 11-12]

 - c. Clarify the misleading term "cannot call names" during Citizens' Input. Formal names can be called, but no name calling will be allowed outside of your formal name. [N. JACKSON] [INFORMATION ONLY] [PAGE 13]

- d. Bring forward all motions that were not resolved and place them on the appropriate agenda. [N. JACKSON]
[FOR INFORMATION ONLY] [PAGE 14]

6. ADJOURNMENT

The Honorable Bill Malinowski



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Richland County Council
Rules and Appointments Committee
February 5, 2019 – 4:00 PM
4th Floor Conference Room
2020 Hampton Street, Columbia 29204

COMMITTEE MEMBERS PRESENT: Bill Malinowski, Chair and Yvonne McBride

OTHERS PRESENT: Allison Terracio, Michelle Onley and Kimberly Williams-Roberts

1. **CALL TO ORDER** – Mr. Malinowski called the meeting to order at approximately 4:00 PM
2. **APPROVAL OF MINUTES**
 - a. December 4, 2018 – Ms. McBride moved, seconded by Mr. Malinowski, to approve the minutes as corrected. The vote in favor was unanimous.
3. **ADOPTION OF AGENDA** – Ms. McBride moved, seconded by Mr. Malinowski, to adopt the agenda as published. The vote in favor was unanimous.
4. **NOTIFICATION OF VACANCIES**
 - a. Accommodations Tax – One (2) Vacancy (applicant must have a background in the Cultural Industry)
 - b. Hospitality Tax – Three (3) Vacancies (Two applicants must be from the Restaurant Industry)
 - c. Employee Grievance Committee – Six (6) Vacancies (Must be a Richland County employee; 2 seats are alternates)
 - d. Board of Assessment Appeals – One (1) Vacancy
 - e. Board of Zoning Appeals – One (1) Vacancy
 - f. Building Codes Board of Appeals – Eight (8) Vacancies (One applicant must be from the Architecture Industry, One from the Plumbing Industry, One from the Electrical Industry, One for the Engineering Industry, One from the Gas Industry, One from the Building Industry and Two from the Fire Industry as alternates)
 - g. Procurement Review Panel – Two (2) Vacancies (One applicant must be from the public procurement arena & one applicant must be from the consumer industry)
 - h. Planning Commission – One (1) Vacancy

**Rules and Appointments Committee
December 4, 2018**

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- i. Internal Audit Committee – One (1) Vacancy (applicant with CPA preferred)
- j. Richland Memorial Hospital Board – Three (3) Vacancies
- k. Midlands Workforce Development Board – One (1) Vacancy (Private Sector Business seat; must represent private sector business with policy-making or hiring authority)

Ms. McBride moved, seconded by Mr. Malinowski, to forward to Council with a recommendation to advertise for the vacancies. The vote in favor was unanimous.

- 5. **ADJOURN** – The meeting adjourned at approximately 4:05 PM.

**Rules and Appointments Committee
December 4, 2018**

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Richland County Council Request for Action

Subject:

Move that the Rules and Appointments Committee review the current County Council Rules and offer amendments for consideration by Council that would clarify exactly how County Council voting will occur with specific reference to how a non-vote (i.e. not a “yes”, “no” or “abstain” vote) from a member present at the meeting shall be counted or not counted [PEARCE]

Notes:

December 4, 2018 – The Committee recommended approving the following proposed language: “If a member is present and does not declare a vote or an abstention, his/her vote shall be recorded as “present but did not vote.”

Council deferred the item due to the Rules Committee not being properly constituted.

5.21 Voting

Each member shall vote on each question put, except that no member shall be permitted to vote on any question in which that member has a direct personal or pecuniary interest, or in which that member perceives that he or she has a direct personal or pecuniary interest, or in which his or her participation might create an appearance of impropriety in that member's estimation. A Council member must be at his/her seat in order to vote for those at the dais. If a member is present and does not declare a vote or an abstention, his/her vote shall be recorded as "present but did not vote." ~~with the prevailing side.~~ In the case of a tie vote, the prevailing side is the side that voted against approval of the matter voted upon (e.g., if the matter before Council is a vote to continue an item until the next meeting, and the vote on that question is 5-5, the motion did not pass, the item is not continued and the side prevailing as to the motion is the side that voted not to have continued the item). If voting an abstention, a reason for the abstention must be stated and recorded in the minutes. No member shall, under any circumstances be permitted to vote after a decision has been announced by the Chair. After the decision of the question, an absent member may be permitted to record the vote she/he would have given if present, but such vote shall not affect the previous question.

Voting shall be by electronic means (i.e., via the electronic voting system) unless conditions at the time of a given vote do not permit use of the electronic voting system (e.g., it is inoperable, not working properly, there is a power failure or other condition prohibiting electronic voting). In such a case, voting by a show of hands shall be in order. Also, nothing in this rule prohibits a voice vote or vote by show of hands for matters where there reasonably appears to be no opposition, such as a vote to adjourn, or a vote for unanimous consent to issue a resolution in honor of a citizen, group, achievement or the like; provided, however, that any member may call for an electronic vote on any matter for which a vote is required or called for, if any member shall feel that a voice vote or vote by show of hands is not sufficient; further provided that the electronic voting system is operable at the time of the call for an electronic vote.

Votes shall be recorded in the minutes.

Richland County Council Request for Action

Subject:

Revisit the bed and breakfast ordinance to increase the number of rooms up to 20, so the business can be profitable and flourish. This would be in line with keeping the rural character and allow opportunities for small business [N. JACKSON]

Notes:

December 4, 2018 – The Committee requested additional information from the Planning Department.

Michelle Onley

From: ASHLEY POWELL

Sent: Friday, December 7, 2018 1:41 PM

To: Michelle Onley <Onley.Michelle@richlandcountysc.gov>; GEO PRICE <PRICE.GEO@richlandcountysc.gov>

Cc: KIMBERLY WILLIAMS-ROBERTS <ROBERTS.KIM@richlandcountysc.gov>

Subject: RE: Request for Briefing Document

Good afternoon, Michelle.

Staff reviewed the recording of the 12/04 Council meeting where Councilman Norman Jackson requested item 20.b.:

Revisit the bed and breakfast ordinance to increase the number of rooms up to 20, so the business can be profitable and flourish. This would be in line with keeping the rural character and allow opportunities for small businesses. [N. Jackson]

which references Sec. 26-151.C-10 of the Land Development Code be routed to the Development & Services Committee, which functions in the areas of general operational matters, economic development and those matters relating to the functions and activities of the County Department of Public Works and Engineering.

Thank you,

Ashley M. Powell, Assoc. AIA

Interim Director

Community Planning & Development Department

Divisions of Planning, Zoning and Conservation

803-576-2166

powell.ashley@richlandcountysc.gov

Richland County Council Request for Action

Subject:

Clarify the misleading term “cannot call names” during Citizens’ Input. Formal names can be called, but no name calling will be allowed outside of your formal name [N. JACKSON]

Notes:

December 4, 2018 – The Committee recommended adding the following language to the Council Rules: “Proper names, in order to identify someone, can be used when addressing Council, and as long as they are not used in a derogatory manner.

Council approved the Committee’s recommendation.

Richland County Council Request for Action

Subject:

Bring forward all motions that were not resolved and place them on the appropriate agenda [N. JACKSON]

Notes:

December 4, 2018 – The Committee recommended the Clerk’s Office provide a written monthly update to Council and staff on all motions.

Council approved the Committee’s recommendation.