



Richland County Council
REGULAR SESSION
MINUTES
September 20, 2022 – 6:00 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29204

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

Absent: Paul Livingston

OTHERS PRESENT: Anette Kirylo, Michelle Onley, Tamar Black, Ashiya Myers, Patrick Wright, Kyle Holsclaw, Adhijit Deshpande, Michael Maloney, Dante Roberts, Dwight Hanna, Justin Landry, Leonardo Brown, Lori Thomas, Chelsea Bennett, Judy Carter, Jennifer Wladischkin, Michael Byrd, Susan O’Cain, Stacey Hamm, Geo Price, Casey White, Jeff Ruble, Dale Welch, John Thompson, Sandra Hayes and Aric Jensen

1. **CALL TO ORDER** – Chairman Overture Walker called the meeting to order at approximately 6:00 PM and stated Councilman Paul Livingston is not in attendance. He is representing the County at the Society of International Business Fellows (SIBF) 2022 Annual Summit.
2. **INVOCATION** – The Invocation was led by the Honorable Allison Terracio.
3. **PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance was led by the Honorable Allison Terracio.
4. **PRESENTATION OF PROCLAMATION**
 - a. Proclamation Declaring September 24th – October 2nd as National Diaper Need Awareness Week – Ms. Mackey presented a proclamation to Ayanna White, Executive Director of Power in Changing, declaring September 24-October 2, 2022 as National Diaper Need Awareness Week.
5. **APPROVAL OF MINUTES**
 - a. Special Called: September 13, 2022 – Ms. Mackey requested her written recusal for Project Bulldog be added to the minutes before they are posted to there are published.

Mr. Pugh moved to approve the minutes as amended, seconded by Ms. English.

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

Not Present: Livingston

The vote in favor was unanimous.

6. **ADOPTION OF AGENDA** – Ms. McBride moved to adopt the agenda as published, seconded by Mr. J. Walker.

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

Not Present: Livingston

The vote in favor was unanimous.

7. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS** – Mr. Patrick Wright, County Attorney, state the following item is eligible for Executive Session.

- a. General Expenditures

Mr. J. Walker inquired if this matter affects any of votes for items on the agenda.

County Attorney Mr. Wright responded he has spoken with the Councilmembers and it should not affect the items.

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)

1. Myra Nelson, 124 White Birch Circle, Columbia, SC 29223 – Lourie Center
2. Reggie Weston, 2435 Joe Frazier Court, Columbia, SC 29209 – Community Concerns
3. Alphonso Baker, 2601 Flamingo Drive, Columbia, SC 29209 – Community Concerns

10. **REPORT OF THE COUNTY ADMINISTRATOR**

- a. ARPA Funds Online Portal – Mr. Leonardo Brown, County Administrator, stated, during the informational sessions, we learned there were challenges with accessing the online portal. The concerns have been addressed. Due to the reported issues he is extending the application deadline to October 14, 2022.

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

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

13. **THIRD READING ITEMS**

- 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 MGS, LLC to provide for payment of a fee-in-lieu of taxes; authorizing certain infrastructure credits; and other related matters – Mr. J. Walker moved to approve this item, seconded by Ms. Newton.

Mr. Malinowski noted the dates of second reading and the public hearing was not notated in the agenda package.

Mr. Ruble stated Second Reading and the Public Hearing was held on September 13th.

Ms. McBride stated when this was voted on in the Economic Development Committee she noted she had issues with it, and inquired when it would be coming to Council. Then it did not appear on the agenda for months, and

once it did appear on the agenda who knew what it was. She is concerned about transparency with Economic Development items, as it relates to Councilmembers being provided information.

Ms. Terracio noted since the public hearing was on second reading, instead of third reading, it may not have allowed the citizens an adequate opportunity to speak on this item.

In Favor: Malinowski, Pugh, J. Walker, O. Walker, Mackey and English

Opposed: McBride, Terracio, Barron and Newton

Not Present: Livingston

The vote was in favor.

14. **SECOND READING ITEMS**

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

Ms. McBride stated she is concerned about there being an equal opportunity for everyone to take part in this initiative.

Ms. Barron stated she thinks this project is going to be a great asset to the particular area where it is going. She noted she would like to see more projects like this throughout the county.

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

Recuse: Mackey – due to her parent company representing the client.

Not Present: Livingston

The vote in favor was unanimous.

- b. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credits to a company identified for the time being as Project Framework; and other related matters – Ms. Barron moved to approve this item, seconded by Ms. Newton.

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

Opposed: Malinowski

Recuse: Mackey – due to her parent company representing the client.

Not Present: Livingston

The vote was in favor.

- c. An Ordinance authorizing several easements to Dominion Energy, South Carolina, Inc. for the transportation of gas, oil petroleum products, or any other liquids, gases, or substances which can be transported through a pipe line; located on property owned by Richland County along Clemson Road; and as is more fully described herein – Ms. Barron moved to approve this item, seconded by Ms. Newton.

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

Not Present: Livingston

The vote in favor was unanimous.

15. REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

a. NOTIFICATION OF APPOINTMENTS

1. Township Auditorium – Two (2) Vacancies – Ms. Barron stated the committee recommended re-appointing Mr. Antjuan Seawright and appointing Larry Smith.

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

Not Present: Livingston

The vote in favor was unanimous.

16. OTHER ITEMS

- a. A Resolution approving the 2022 Assessment Roll for the Village at Sandhill Improvement District, Richland County, South Carolina – Ms. Barron moved to approve this item, seconded by Ms. Mackey.

Mr. Malinowski inquired when the unpaid annual payments from prior years will be paid, and why they do not go to the Richland County Tax Sale.

Mr. Brown responded he will have to get the details for why the table on p. 124 states: “Unpaid Annual Payments from Prior Years”. The purpose of what we are doing is so we can get the appropriate assessment and receive the funding.

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

Not Present: Livingston

The vote in favor was unanimous.

Ms. Mackey moved to reconsider this item, seconded by Mr. Pugh.

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

Not Present: Livingston

The motion for reconsideration failed.

- b. FY23 – District 9 Hospitality Tax Allocations:

1. Range Fore Hope Foundation – \$2,500

- c. FY23 – District 7 Hospitality Tax Allocations:

1. The Big Red Barn - \$10,000
2. Talented Tenth - \$5,000
3. Junior League of Columbia - \$20,000

4. Broad River Business Alliance - \$5,000
5. Aja Wilson Foundation - \$5,000

Mr. Pugh moved, to approve Items 16(b) and (c), seconded by Ms. Mackey.

Ms. Barron requested to amend the motion to remove Items 16(c) (2-5).

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

Opposed: J. Walker

Not Present: Livingston

The vote was in favor.

Mr. Pugh moved to reconsider Items 16(b) and 16(c)(1), seconded by Ms. Barron.

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

Not Present: Livingston

The motion for reconsideration failed.

Ms. Barron moved to defer Items 16(c) (2-5) to the October 4th Council meeting, seconded by Mr. Malinowski.

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

Not Present: Livingston

The vote in favor was unanimous.

17. **EXECUTIVE SESSION** – Mr. Pugh moved to go into Executive Session, seconded by Ms. Barron.

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

Not Present: Livingston

The vote in favor was unanimous.

*Council went into Executive Session at approximately 6:38 PM
and came out at approximately 7:02 PM*

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

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

Not Present: Livingston

The vote in favor was unanimous.

- a. General Expenditures – No action was taken.

18. **MOTION PERIOD**

- a. Move to add Juneteenth (Juneteenth National Independence Day) as a Richland County holiday *{This item*

**Regular Session
September 20, 2022**

was reconsidered at the October 4, 2022 Council meeting} – Ms. Mackey move for unanimous consent to add Juneteenth as a Richland County holiday, seconded by Ms. McBride.

Mr. Malinowski stated he would not vote “yes” on this item because he would like to receive input from staff on the costs to the County and their recommendation(s). In addition, he would like to know why the County does not automatically observe federal holidays.

Mr. Brown responded he intended to come to Council regarding the County being more competitive regarding the holiday schedule.

Ms. McBride inquired if this will require an ordinance change.

Mr. Brown responded it is a benefit; therefore, it does not require three readings and a public hearing.

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

Opposed: Malinowski

Not Present: Livingston

The motion for unanimous consent fails.

This item was referred to the Rules and Appointments Committee.

19. **ADJOURNMENT** – Mr. J. Walker moved to adjourn, seconded by Ms. McBride.

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

Not Present: Livingston

The vote in favor was unanimous.

The meeting adjourned at approximately 7:07 PM.