

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, JANUARY 3, 2006 6:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

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MEMBERS PRESENT:

Chair	Anthony G. Mizzell
Vice Chair	L. Gregory Pearce, Jr.
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Joseph McEachern
Member	Mike Montgomery
Member	Bernice G. Scott
Member	Damon Jeter
Member	Doris Corley
Member	Kit Smith
Member	Paul Livingston

OTHERS PRESENT - Michelle Cannon-Finch, Milton Pope, Tony McDonald, Ashley Jacobs, Monique Walters, Joe Cronin, Michael Criss, Chief Harrell, Anna Almeida, Stephany Snowden, Jennifer Dowden, Michelle Onley, Donny Phipps, Susan Britt, Amelia Linder, Daniel Driggers, Brad Farrar, Roxanne Matthews

CALL TO ORDER

The meeting was called to order at approximately 6:00 p.m.

INVOCATION

The Invocation was given by the Honorable Bernice G. Scott

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Bernice G. Scott

ELECTION OF CHAIRPERSON

Ms. Scott moved, seconded by Ms. Dickerson, to nominate Mr. Tony Mizzell. The vote in favor was unanimous.

ELECTION OF VICE-CHAIRMAN

Ms. Scott moved, seconded by Ms. Dickerson, to nominate Mr. Greg Pearce. The vote in favor was unanimous.

SELECTION OF SEATS

Mr. Mizzell stated the next order of business is the selection of seats.

(The selection of seats were taken up by seniority and continued in alphabetical order.)

The seats were selected from left to right as follows:

1. Montgomery
2. McEachern
3. Corley
4. Jeter
5. Pearce
6. Mizzell
7. Livingston
8. Hutchinson
9. Smith
10. Scott
11. Dickerson

POINT OF PERSONAL PRIVILEGE – Mr. Mizzell recognized that Mayor Chris Campbell from Eastover was in the audience

ADOPTION OF AGENDA

Mr. McEachern moved, seconded by Ms. Scott, to approve the agenda as submitted. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Ms. Scott, to reconsider the adoption of the agenda. The vote in favor was unanimous.

Mr. Livingston stated that the Eau Claire Letter of Support may not be properly before Council because it did not go before committee.

Mr. Livingston moved, seconded by Ms. Scott, to suspend the rules and allow the Eau Claire Letter of Support to be included on the agenda.

Mr. Livingston moved, seconded by Ms. Scott, to approve the agenda as amended. The vote in favor was unanimous.

CITIZEN'S INPUT

Mr. Chris Kueny, Mr. Grady North, Mr. Raymond House, Mr. Dan Tufford, Ms. Bob Wislinski, and Mr. Blan Holman spoke against the Emergency Ordinance establishing a temporary moratorium.

Mr. William P. Vinson, Jr. spoke in regard to the quit-claim deed to William P. Vinson. He asked that staff meet with his parents to get the details ironed out before Third Reading of this item.

Evelyn Bush submitted an amended copy of her statement from the December 20, 2005 meeting.

APPROVAL OF MINUTES

Special Called Meeting: December 20, 2005 – Mr. Pearce moved, seconded by Mr. Montgomery, to include Ms. Evelyn Bush's amended statement and adopt the minutes as amended. The vote in favor was unanimous.

Zoning Public Hearing: December 20, 2005 – Ms. Hutchinson moved, seconded by Ms. Dickerson, to adopt the minutes as submitted. The vote in favor was unanimous.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Farrar stated there were no Executive Session items listed on the agenda. However, Council may want to receive a legal briefing regarding:

1. **Innovista Garage**
2. **Emergency Ordinance establishing temporary moratorium**

REPORT OF THE COUNTY ADMINISTRATOR

Council Retreat – Mr. Pope confirmed that the dates for Council's Retreat will be January 12-14, 2006 at Wampee. Mr. Pope stated that the agenda for the retreat was e-mailed to Council and if there were any comments or additional information to contact him.

Mr. Pope stated that all the information was submitted to the Auditor to complete the audit of the last fiscal year. Mr. Pope recognized Daniel Driggers, Interim Finance Director, and the Finance Department for doing a tremendous job of getting all of the information together. Council will receive the audit information in the next several weeks.

REPORT OF THE CLERK OF COUNCIL

No report given at this time.

REPORT OF THE CHAIRMAN

Mr. Mizzell stated that he received a letter from Neil McClain, Executive Director of Ingenuity, inviting Council to an interactive discussion at the State Museum by William Harris, General Director of the Science Foundation of Ireland.

PUBLIC HEARING ITEMS

There are no public hearing items.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Corley, to approve the following consent items:

- **Ordinance Prohibiting Through Truck Traffic on Olympia Avenue Between Heyward Street and Bluff Road in Richland County** [Third Reading]
- **05-106MA, City of Columbia, RU to HI (120 acres), Wastewater Treatment Plant, 11000-01-03, NW Quadrant of I-77 and Congaree River** [Second Reading]
- **05-107MA, Nick Leventis, RU to RS-E, Single Family Subdivision, 17800-04-39, Rimer Pond Road** [Second Reading]
- **05-86MA, Seamon Hunter, RU to GC, Non-Identified Use, 15000-05-06, West Side of Farrow Road** [Second Reading]
- **Award of Waste Tire Hauling and Recycling Contract to Whitaker Container Service**
- **Disposal Contract Award to Loveless & Loveless Inc. for Construction, Demolition and Land Clearing Debris**

The vote in favor was unanimous.

SECOND READING ITEMS

Ordinance Authorizing a Quit-Claim Deed to William P. Vinson – Mr. McEachern moved, seconded by Ms. Dickerson, to approve this item with a notation that staff contact all interested parties before Third Reading. The vote in favor was unanimous.

Ordinance Authorizing General Obligation Bond Anticipation Notes for Innovista Garage – Mr. Pearce moved, seconded by Ms. Scott, to approve this item. A discussion took place.

Mr. Livingston called for the question, seconded by Ms. Scott.

<u>In favor</u>	<u>Oppose</u>
Pearce	Montgomery
Mizzell	McEachern
Livingston	Smith
Corley	Jeter
Scott	Hutchinson
Dickerson	

The call for the question failed.

Mr. Jeter moved, seconded by Ms. Hutchinson, to defer this item to after Citizen's Input and take up the item in Executive Session.

Ms. Dawn Hinshaw of The State Newspaper would like for it to be noted for the record that she opposed this item being discussed in Executive Session.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Scott
McEachern	Dickerson
Corley	Livingston
Jeter	
Pearce	
Mizzell	
Hutchinson	
Smith	

The vote was in favor.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Emergency Ordinance Establishing a Temporary Moratorium and Approval of Floodplain Management Permits for Development or Construction within a Portion of the Congaree River Floodplain – A discussion took place regarding the committee's recommendation.

Mr. Montgomery made a substitute motion, seconded by Ms. Hutchinson, to adopt the ordinance striking the amendments noted in the proposed ordinance. A discussion took place.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Scott
McEachern	Dickerson
Pearce	Jeter
Mizzell	Corley
Livingston	
Hutchinson	
Smith	

The motion failed.

Ms. Smith made a substitute motion, seconded by Mr. McEachern, to give First Reading approval to an ordinance with the committee amendment stricken. A discussion took place.

Ms. Scott made a substitute motion, seconded by Ms. Dickerson, to send the proposed ordinance back to D&S committee.

<u>In favor</u>	<u>Oppose</u>
Corley	Montgomery
Jeter	McEachern
Scott	Pearce
Dickerson	Mizzell
	Livingston
	Smith
	Hutchinson

Ms. Scott's substitute motion failed.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Scott
McEachern	Dickerson
Pearce	Jeter
Mizzell	Corley
Livingston	
Hutchinson	
Smith	

The vote was in favor of Ms. Smith's substitute motion.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Acceptance of Hopkins Property (Administrative Recommendation to defer to Committee on January 24th to allow compilation of additional information) – Ms. Scott moved, seconded by Ms. Dickerson, to defer this item. The vote in favor was unanimous.

Eau Claire Letter of Support (Livingston, Scott, Jeter) – Mr. Livingston informed Council that Mr. Dean Slade from the Eau Claire Cooperative Health Center was present and would like a few minutes to inform of what he is asking for in the support letter.

Mr. Dean Slade gave a brief overview of why a letter of support is needed.

Mr. Livingston moved, seconded by Mr. Jeter, to draft a support letter from Council.

CITIZEN'S INPUT

Ms. Evelyn Bush spoke regarding the constitutionality of the City of Columbia's Livability Court.

EXECUTIVE SESSION ITEMS

Mr. Pearce moved, seconded by Ms. Dickerson, to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 7:00 p.m. and came out at approximately 7:30 p.m.
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Mr. Pearce moved, seconded by Ms. Scott, to come out of Executive Session. The vote in favor was unanimous.

- a. **Innovista Garage** – Mr. Livingston moved, seconded by Ms. Scott, to approve this item. A discussion took place.

Mr. Montgomery made a substitute motion, seconded by Ms. Hutchinson, to defer this item.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Corley
McEachern	Jeter
Pearce	Mizzell
Hutchinson	Livingston
Smith	Scott
	Dickerson

The substitute motion failed.

<u>In favor</u>	<u>Oppose</u>
Corley	Montgomery
Jeter	McEachern
Mizzell	Pearce
Livingston	Hutchinson
Smith	
Scott	
Dickerson	

The vote was in favor.

MOTION PERIOD

Financing Projects for Olympia Community – Ms. Smith moved, seconded by Ms. Scott, to direct staff to prepare a mechanism to finance up to \$2,000,000.00 in projects for the Olympia Community in the unincorporated area of Richland County and send to A&F Committee for discussion. The vote in favor was unanimous.

Appearance Grant for U.S. 21 – Mr. McEachern moved, seconded by Mr. Livingston, to send to the D&S Committee for consideration a state grant dealing with U.S. 21 and U.S. 77. The vote in favor was unanimous.

City of Columbia and Legislative Delegation Meetings – Mr. Mizzell inquired regarding the status of scheduling meetings with the City of Columbia and the Legislative Delegation. Ms. Finch stated that when she communicated with the City of Columbia that they would contact Council when they were ready to meeting with Council. Mr. Mizzell stated that staff needed to follow-up with the City of Columbia.

Ms. Snowden stated that she had not made any headway on scheduling a meeting with the Legislative Delegation. She asked for direction from Council regarding this meeting.

Christmas House – Ms. Scott thanked staff for their contribution to the Christmas House.

ADJOURNMENT

The meeting adjourned at approximately 7:40 p.m.

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr. Vice-Chair

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley