



**MINUTES OF  
RICHLAND COUNTY COUNCIL  
REGULAR SESSION  
FEBRUARY 18, 2014  
6:00 PM**

*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.*

**MEMBERS PRESENT:**

Chair	Norman Jackson
Vice Chair	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Jim Manning
Member	Greg Pearce
Member	Seth Rose
Member	Torrey Rush
Member	Kelvin E. Washington, Sr.

**OTHERS PRESENT** – Tony McDonald, Roxanne Ancheta, Sparty Hammett, Warren Harley, Brad Farrar, Beverly Harris, Rob Perry, Sara Salley, Chris Gossett, Nelson Lindsay, Daniel Driggers, Dwight Hanna, Monique Walters, Michelle Onley

**CALL TO ORDER**

The meeting was called to order at approximately 6:04 p.m.

**INVOCATION**

The Invocation was given by the Honorable Norman Jackson

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by the Honorable Norman Jackson

**PRESENTATION OF RESOLUTION**

**Resolution Recognizing February 18<sup>th</sup> as “Go Red” Day for Richland County and February as Heart Healthy Month [DICKERSON]** – Ms. Dickerson and Ms. Dixon presented

the resolution recognizing February 18<sup>th</sup> as “Go Red” Day and February as Heart Healthy Month in Richland County.

### APPROVAL OF MINUTES

**Regular Session: February 4, 2014** – Mr. Washington moved, seconded by Ms. Dickerson, to defer the portion of the minutes regarding the “Appraisal for Huger Street Properties” for clarification. The vote in favor was unanimous.

Mr. Washington moved, seconded by Mr. Rush, to approve the minutes as amended. The vote in favor was unanimous.

### ADOPTION OF THE AGENDA

Ms. Dickerson moved, seconded by Ms. Dixon, to adopt the agenda as published. The vote in favor was unanimous.

### REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Farrar stated that the following item was a potential Executive Session Item:

- a. Northwest Sewer Litigation Update
- b. SOB Litigation Update
- c. Economic Development Projects
- d. Personnel Matters
- e. Transportation Penny Update

### EXECUTIVE SESSION

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**Council went into Executive Session at approximately 6:15 p.m. and came out at approximately 6:45 p.m.**  
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- a. **Northwest Sewer Litigation Update** – Mr. Malinowski moved, seconded by Ms. Dickerson, to proceed with resolution of this case as discussed in Executive Session. The vote in favor was unanimous.

### CITIZENS INPUT

No one signed up to speak.

### REPORT OF THE COUNTY ADMINISTRATOR

- a. **Work Session re: Audit** – Mr. McDonald reminded Council that a work session will be scheduled to discuss in more detail the audit findings. Council members are to submit proposed dates to the Clerk's Office.
- b. **Richland 101** – Ms. Harris gave a brief overview of the upcoming Richland 101 program. The program will begin Monday, March 3<sup>rd</sup> and will continue every Monday and Thursday throughout the month of March. Richland 101 Graduation will be held April 1<sup>st</sup> at 5:30 p.m.
- c. **Inclement Weather Update** – Mr. McDonald thanked staff for their continued support for their assistance with the inclement weather. Chairman Jackson has a motion on the agenda for action that will deal with employee compensation for the days the County was closed due to the inclement weather.

### REPORT OF THE CLERK OF COUNCIL

- a. **Councilwoman Julie-Ann Dixon's GSA Forum, February 21<sup>st</sup>, 8:30 a.m.-12:00 p.m., Richland County Adult Activity Center, 7494 Parklane Road** – Ms. Onley stated Councilwoman Dixon will be hold a GSA Forum on February 21<sup>st</sup> at the Richland County Adult Activity from 8:30 a.m.-12:00 p.m. Ms. Dixon requested her colleagues attendance and support of the forum.
- b. **Auntie Karen Foundation's VIP Reception and Legends Concert, February 21<sup>st</sup>; 6:30 p.m.-7:30 p.m. – Reception; 8:00 p.m. – Concert, Koger Center** – Ms. Onley stated the Auntie Karen Foundation Legends Concert and VIP Reception will be held Friday, February 21<sup>st</sup>. The reception will be held from 6:30 p.m.-7:30 p.m. and the concert will begin at 8:00 p.m. at the Koger Center. Tickets are available for both events.
- c. **The Art of Government and Business Legislative Reception, February 26<sup>th</sup>, 6:00 p.m.-8:00 p.m., 701 Whaley** – Ms. Onley stated the Art of Government and Business Legislative Reception will be held Wednesday, February 26<sup>th</sup>, 6:00 p.m.-8:00 p.m. at 701 Whaley.

### REPORT OF THE CHAIR

- a. **State of the County Address** – Mr. Jackson stated that he will be conducting a State of the County Address. The address has tentatively been scheduled for the first week of March.
- b. **Economic Development Summit** – Mr. Jackson stated that an Economic Development Summit is planned for mid-May for the Central Midlands to showcase the infrastructure to draw Economic Development to the Midlands.

## PRESENTATION

**Ray Howard, Sonoco Recycling** – Mr. Howard gave a brief overview of Sonoco's contributions to Richland County.

## APPROVAL OF CONSENT ITEMS

- **Authorizing Richland County, South Carolina (the "County") to issue, from time to time or at one time, in one or more issues or series, its Refunding Revenue Bonds, in an aggregate principal amount not to exceed \$71,705,000 (the "Bonds"), the proceeds of which will be used to refund the County's \$71,705,000 Environmental Improvement Revenue Refunding Bonds, 2003 Series A (International Paper Company Project) (the "Prior Bonds"), pursuant to Section 4-29-10 et.seq. of the Code of Laws of South Carolina 1976, as amended; authorizing the execution and delivery of a contract of purchase providing for the issuance, sale and purchase of such bonds; and authorizing the issuance of the bonds and the execution of necessary documents and the taking of any other action necessary to be taken by the County to cause the issuance and sale of such bonds [SECOND READING]**
- **Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain real property located in Richland County; the execution and delivery of a Credit Agreement to provide for Special Source Revenue Credits to [Project Park I; and other related matters [SECOND READING]**

Mr. Livingston moved, seconded by Ms. Dixon, to approve the consent items. The vote in favor was unanimous.

## FIRST READING ITEM

**An Ordinance Amending the Fiscal Year 2013-2014 School District One Budget to reduce tax disbursements by the amount owed to the County for election costs** – Mr. Pearce moved, seconded by Ms. Dickerson, to approve this item.

Mr. Livingston made a substitute motion, seconded by Mr. Jackson, to defer this item until the March 4<sup>th</sup> meeting. The vote was in favor.

## REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

- a. **Ordinance to Amend the Agreement for Designation of the I-77 Corridor Regional Industrial Park dated April 15, 2003 by and between Fairfield and Richland Counties so as to enlarge the Park (Project Compact) [FIRST READING]** – Mr. Livingston stated that the Committee recommended approval of this item. 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 real property located in Richland County; the execution and delivery of a Credit Agreement to provide for Special Source Revenue Credits to [Project Park II]; and other related matters [FIRST READING BY TITLE ONLY]** – Mr. Livingston stated that the Committee recommended approval of this item. The vote in favor was unanimous.
- c. **An Ordinance Authorizing an Easement to 2T Properties LLC for a sanitary sewer line across land owned by Richland County; specifically a portion of TMS # 14900-01-02 [FIRST READING BY TITLE ONLY]** – Mr. Livingston stated that the Committee recommended approval of this item. The vote in favor was unanimous.

#### OTHER ITEMS

**2014 Council Retreat Directives** – Mr. Malinowski moved, seconded by Mr. Pearce, to approve this item.

The following amendments were proposed during the discussion of the directives:

- **Financial Operations:**

Administrative Approval for Grants Not Including FTE Positions and Matching Funds:

Allow Administration to approve these grants, and add motion to the Motions List to approve this policy. (Administration would administratively approve, without Council actions, grants that are less than \$100,000; have no positions attached to the grants; are for projects/programs only; have no cash match requirement). This approval process would route through the Department Director, Finance, and Administration.

E-Mail Retention: Staff create a policy for Council's consideration regarding the collection/holding/destruction of data (i.e., emails).

- **Hospitality Tax:**

H-Tax Ordinance Agency Spending in Unincorporated Richland County: Staff will perform on-site audits of the ordinance agencies twice per year (same as the federal government). Staff will review procurement documents for a sampling of purchases made by the agencies. This can be done without additional personnel. This item will be fleshed out and will be brought back to the A&F Committee for review and recommendation before any action is taken.

- **Transportation Penny:**

Dirt Road Paving: Add dirt roads with connectivity to the list of 45 roads that will be paved under the Low Volume Paving Project (including Overlook and swapping out Boylston with Donald). Staff will provide information on these particular roads – Overlook, Bolyston, and Donald to Council.

Refer the allocation of Penny funding between Low Volume and Traditional paving back to the Dirt Road Ad Hoc Committee for further review.

- **Alvin S. Glenn Detention Center:**

*Ex-Detainee Drop Off:* Staff will present option to Council this Spring. Staff is to ensure that the options are vetted by Legal. Staff is also to consider adding a taxi fee to the per diem that jurisdictions pay.

Ms. Dixon moved, seconded by Mr. Malinowski, to defer the portion of the directives related to the "Transportation Penny: Dirt Road Paving" to the Dirt Road Ad Hoc committee. The vote in favor was unanimous.

Mr. Pearce moved, seconded by Mr. Livingston, to defer action on the portion of the directives related to "Hospitality Tax: HTax Ordinance Agency Procurement" under after the A&F Committee meeting. The vote in favor was unanimous.

Mr. Malinowski moved, seconded by Mr. Livingston, to approve the directives as amended. The vote in favor was unanimous.

**Inclement Weather** – Ms. Dickerson moved, seconded by Ms. Dixon, to not require non-essential employees to use annual leave for the inclement weather of February 12-14, 2014. The employee will be paid their normal daily rate as if it were a regular business day. Essential personnel, who worked during the inclement weather, will be provided inclement weather comp days that must be used within 90 days. The use of inclement weather comp days beyond 90 days due to extenuating circumstances must be approved by Administration. The employee handbook will be updated to reflect these revisions. A discussion took place.

The vote in favor was unanimous.

**POINT OF PERSONAL PRIVILEGE** – Ms. Dickerson stated that everyone looked good in their red attire.

### **CITIZENS' INPUT**

No one signed up to speak.

### **EXECUTIVE SESSION**

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**Council went into Executive Session at approximately 7:31 p.m. and came out at approximately 8:28 p.m.**  
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a. **SOB Litigation Update** – No action was taken.

- b. **Personnel Matters** – No action was taken.
- c. **Transportation Penny Update** – No action was taken.

#### MOTION PERIOD

- a. **A motion to give discretion to the Administrator to act accordingly and follow State guidelines with Hazardous Weather policy granting leave where employees would not be penalized [JACKSON]** – This motion was taken up under Other Items.
- b. **Council previously approved a motion that will remove any item from the consent agenda if it is referred back to committee or staff must make changes. This does not take care of items that come from committees with “no recommendation”. Based on the above, the following motion is made: Any item that is referred to Council with “no recommendation” will not be placed on the consent agenda, even if it was unanimous in committee. This will eliminate any confusion as to the fact something must be done with the item [MALINOWSKI]** – This item was referred to the D&S Committee.
- c. **All applicants for Richland County Boards and Commissions will be afforded a minimum of one week’s advance notice as to the date and time of their respective interviews. No exceptions will be made to this rule. [PEARCE]** – This item was referred to the Rules & Appointments Committee.

#### ADJOURNMENT

The meeting adjourned at approximately 8:30 p.m.

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Norman Jackson, Chair

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Joyce Dickerson, Vice-Chair

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Julie-Ann Dixon

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Damon Jeter

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Paul Livingston

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Bill Malinowski

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Jim Manning

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Greg Pearce

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Seth Rose

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Torrey Rush

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Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley