



Richland County Council

SPECIAL CALLED MEETING
October 3, 2017 – 6:00 PM
Decker Center
2500 Decker Boulevard, Columbia, SC 29206

COUNCIL MEMBERS PRESENT: Joyce Dickerson, Chair; Bill Malinowski, Vice Chair; Calvin “Chip” Jackson; Norman Jackson; Gwendolyn Davis-Kennedy; Paul Livingston; Jim Manning; Yvonne McBride; Dalhi Myers; Greg Pearce; and Seth Rose

OTHERS PRESENT: Gerald Seals, Brandon Madden, Jamelle Ellis, Tracy Hegler, Beverly Harris, Sandra Yudice, Tony Edwards, Shane Kitchens, Michelle Onley, Larry Smith, Jeff Ruble, Roger Sears, Michael Byrd, Chad Fosnight, Paul Brawley, and Kimberly Willams-Roberts

CALL TO ORDER – Ms. Dickerson called the meeting to order at approximately 6:00 PM.

INVOCATION – The invocation was led by the Honorable Bill Malinowski

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by the Honorable Bill Malinowski

APPROVAL OF MINUTES

- a. Special Called Meeting: September 6, 2017 – Mr. Manning moved, seconded by Mr. Pearce, to approve the minutes as distributed. The vote in favor was unanimous.
- b. Special Called Meeting: September 12, 2017 {This item will be placed on the Nov. 7th Agenda for approval} – Mr. Rose moved, seconded by Mr. Livingston, to reconsider the portion of the minutes located on pp. 9-10 entitled “An Ordinance authorizing the issuance and sale of not exceeding \$_____ General Obligation Bond, Series 2018A, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the disposition of the proceeds thereof; and other matters relating thereto”. The vote was in favor of reconsideration.

Mr. Manning moved, seconded by Mr. C. Jackson, to defer action on the reconsidered item until the November 7th Council meeting. The vote was in favor.

- c. Special Called Meeting: September 26, 2017 – Mr. Manning moved, seconded by Ms. Myers, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Manning moved, seconded by Mr. C. Jackson, to adopt the agenda.

Mr. Malinowski stated the Transportation Penny Advisory Committee appointments need to be added to the agenda for action under the Report of the Rules and Appointments Committee.

Mr. Manning inquired if this item was time sensitive.

Mr. Livingston stated the members on the committee feel that it is time sensitive.

Mr. Malinowski stated there are several vacancies and the committee is having a hard time establishing a quorum to hold a meeting.

Ms. Dickerson stated the following public hearing was advertised by outside counsel and inadvertently left off the Council agenda; therefore, it needs to be added to tonight's agenda: "Authorizing the execution and delivery of a fee-in-lieu of ad valorem tax agreement by and between Richland County, South Carolina and Tyson Prepared Foods, Inc. to provide for payment of a fee-in-lieu of taxes; the extension of an existing fee-in-lieu of tax agreement between Richland County and Project Flag; and other related matters"

Mr. Pearce moved, seconded by Ms. Kennedy, to adopt the agenda as amended. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

- a. Potential Litigation
- b. Contractual Matters: Sale of Property (2)
- c. Farrow/Pisgah Church Road Intersection Project
- d. Bluff Road Widening Phase I: Proposed Ordinance for quitclaim of property

CITIZENS INPUT: For Items on the Agenda Not Requiring a Public Hearing – The citizens that signed up to speak regarding the "Lake Dogwood Special Tax District" were not allowed to speak since the item had a public hearing at a previous meeting.

REPORT OF THE COUNTY ADMINISTRATOR

- a. Council Chambers Renovations Update – Mr. Seals stated an update will be forwarded to Council regarding the Council Chamber renovations.
- b. Fire Service Contract – Mr. Seals stated the negotiations with the City of Columbia will resume where they left off. Administration is in the process of scheduling meetings between the County and the City.
- c. Transportation Program Utility Relocation Update – Mr. Seals stated he had completed his review and analysis of the pending issues regarding the relocation of utilities lines. He stated relocation of many of the public utility lines were provided for in the original referendum. Therefore, some of the actions stipulating there is a need for additional funding from some of the municipalities is incorrect. He suggested meeting with Council to provide them with the details of the findings and the list of projects that included approximately 15% set aside funding for relocation of utility lines.
- d. Hurricane Irma After Action Report – Mr. Seals stated the County has respond to Hurricane Irma and have drafted an after action report, which will be provided to Council.

Mr. Byrd gave a brief presentation regarding the things that occur prior to the most recent storm:

1. Hazard Mitigation Plan was approved by Council, SCEMD and FEMA.
2. Pre-established RC Winds reporting system.
3. Animal Shelter
4. Medical Bus
5. Emergency Operations Plan was re-certified by the State in July.
6. Pre-identified Red Cross shelters, as well as, community evacuation shelters throughout the County
7. Points of distribution
8. Administrator's Executive Team became engaged in the preparation and response activities
9. Public Works proactively looked at drainage areas and cleared debris
10. County purchased generators, water and other equipment pre-event
11. Communication channels opened for Elected Officials
12. Assessor went out and did pre-damage assessment reporting
13. Procurement was prepared to increase purchase orders
14. Daily meetings with the Sheriff's Department, City Police Chief, Columbia Fire Chief, and Mr. Byrd prepared for a response
15. Dept. of Homeland Security issued an emergency declaration for protective measures of Category B expenses, which allowed the County to be reimbursed at 75%
16. Disaster Declaration by the Governor
17. County Chairwoman signed declaration on behalf of the County, which allowed rapid assessment
18. Identified areas of strengths and weaknesses

Mr. Seals stated he wanted to emphasize the cooperative efforts of all the departments. He also noted that the Sheriff's Department and EMS may be called up to assist with the efforts in Puerto Rico.

Ms. Dickerson stated Richland School Districts I and II stated they felt like they were kept out of the loop and would like to be a part in any future plans.

REPORT OF THE CLERK OF COUNCIL

a. Institute of Government and County Council Coalition, October 18 – 19, Embassy Suites

Ms. Onley reminded Council of the upcoming Institute of Government classes and County Council Coalition on October 18 and 19.

b. Potential Council Retreat Locations:

1. Embassy Suites Myrtle Beach Oceanfront Resort: January 25 -26
2. Embassy Suites Charleston Airport location: January 25 – 26
3. Clemson University (Madren Center Conference Center & Inn: January 18-19
4. Hilton Garden Inn – Charleston Waterfront: January 18 – 19
5. County Council Chambers
6. Decker Center

Ms. Onley stated in an effort to begin the process of preparations for the upcoming 2018 Council Retreat, the Clerk's Office is requesting that Council take action on the location/date from the proposed sites listed on the agenda.

Mr. Rose moved, seconded Mr. Malinowski, to hold the 2018 Council Retreat in Council Chambers.

Mr. Manning made a substitute motion, seconded by Mr. C. Jackson, to hold the 2018 Council Retreat at the Madren Center – Clemson University.

Mr. N. Jackson made a second substitute motion, seconded by Mr. Livingston, to hold the 2018 Council Retreat at the Embassy Suites – Charleston Airport.

Mr. Pearce inquired about which hotel option is the least expensive.

Ms. Onley stated the Embassy Suites – Myrtle Beach Oceanfront Resort.

Mr. N. Jackson amended his motion to hold the 2018 Council Retreat at the Embassy Suites – Myrtle Beach Oceanfront Resort.

In favor: Pearce, C. Jackson, N. Jackson, Dickerson, Livingston, Kennedy, Myers, Manning, and McBride
Opposed: Rose and Malinowski

The vote was in favor of holding the 2018 Council Retreat at the Embassy Suites – Myrtle Beach Oceanfront Resort.

- c. Columbia Urban League’s 50th Anniversary “Equal Opportunity Day Dinner”, Tuesday, November 7, 6:00 PM, Columbia Metropolitan Convention Center – Ms. Onley stated the Clerk’s Office was in receipt of an invitation to the Columbia Urban League’s 50th anniversary “Equal Opportunity Day Dinner” on November 7th at 6:00 PM. The dinner will be held at the Columbia Metropolitan Convention Center.

Mr. Pearce expressed frustration the event is consistently scheduled on a Council meeting night.

Ms. Dickerson stated the City of Columbia also meets on that night. She will draft a letter to the Urban League expressing the Council’s desire to have the event held on a different night in the future.

REPORT OF THE CHAIR

- a. Special Called Meeting Follow-Up – Ms. Dickerson stated she followed-up as directed in Executive Session and the report was forwarded to full Council under separate cover.

POINT OF PERSONAL PRIVILEGE – Mr. Pearce stated the Columbia-Richland Fire Service sponsored an event for the City Council and County Council wherein they demonstrated the various firefighting techniques. Those that were able were invited to participate in the demonstration. If the event is offered in the future, he encouraged his colleagues to participate.

Mr. N. Jackson and Mr. Manning echoed Mr. Pearce’s sentiments and were glad they were able to participate in this event.

OPEN/CLOSE PUBLIC HEARINGS

- a. Authorizing the execution and delivery of a fee-in-lieu of ad valorem tax and incentive agreement by and between Richland County, South Carolina and Trane U. S., Inc. to provide for payment of a fee-in-lieu of taxes; authorizing certain infrastructure credits; and other related matters – No one signed up to speak.

- b. Authorizing the execution and delivery of a fee-in-lieu of ad valorem tax agreement by and between Richland County, South Carolina and Tyson Prepared Foods, Inc. to provide for payment of a fee-in-lieu of taxes; the extension of an existing fee-in-lieu of tax agreement between Richland County and Project Flag; and other related matters – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- a. An Ordinance authorizing a quit claim deed to David Hodge for a parcel of land located in Richland County, known as a portion of the Olympia Alleyways, and abutting TMS # 08815-04-02 [FIRST READING]
- b. Council Motion: Request that administrative staff and Emergency Services Director evaluate the current contract for ambulance service fee collection to determine whether a rebid of this contract might improve the revenue from ambulance operations. A recommendation regarding this contract would then be reported to the A&F Committee for any necessary action [PEARCE]
- c. Resolution to Distribute \$24,326.99 in Federal Forestry Funds
- d. Construction Contract Award for an Airfield Lighting Signage Project at the Jim Hamilton LB Owens Airport

Mr. Pearce moved, seconded by Mr. Manning, to approve the consent items. The vote in favor was unanimous.

ORDINANCES – THIRD READING

- a. An Ordinance Authorizing the levying of ad valorem property taxes, which, together with the prior year's carryover and other State levies and any additional amount appropriated by the Richland County Council prior to July 1, 2017, will provide sufficient revenues for the operations of Richland County Government during the period from July 1, 2017, through June 30, 2018 – Mr. Pearce moved, seconded by Mr. Manning, to approve this item.

In favor: Pearce, Rose, C. Jackson, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, Myers, Manning and McBride

Mr. Rose moved, seconded by Mr. N. Jackson, to reconsider this item. The motion for reconsideration failed.

- b. An Ordinance Amending the Fiscal Year 2017-2018 General Fund Annual Budget to appropriate Three Hundred Seven Thousand Three Hundred Eighty Three Dollars (\$307,383) to increase funding to the Board of Voter Registration & Elections Department – Mr. N. Jackson moved, seconded by Ms. Kennedy, to approve this item.

In favor: Pearce, Rose, C. Jackson, N. Jackson, Dickerson, Livingston, Kennedy, Myers, Manning and McBride

Opposed: Malinowski

The vote was in favor.

- c. To establish and create a special tax district within Richland County, South Carolina, to be known as the "Lake Dogwood Special Tax District"; to define the nature and level of services to be rendered

therein; to authorize the imposition of ad valorem taxes and user service charges therein, which shall be imposed solely within the special tax district; to establish a commission for the tax district and provide the terms therefore; and all other matters related thereto – Mr. N. Jackson moved to impose a flat fee of \$737 the first year and impose a property assessment fee for the following years.

Mr. Pearce inquired if the motion is intended to approve the establishment of the referendum with the addition of Mr. N. Jackson's amendment.

Mr. N. Jackson stated there were 2 parts to the motion. One part, is to approve the special tax district and the other part is to administer the fee to pay for the dam.

Mr. Smith stated Mr. Flynn and the Auditor were supposed to meet to reach a consensus on whether a flat fee would be imposed or the fee would be based on ad valorem taxes.

Mr. Flynn stated one of the follow-ups from the last meeting was to come back and discuss with the Auditor's Office the methodology for levying the first year's assessment. The determination was to take the amount of money needed to in order to pursue engineering and apply that on a uniform basis as requested by the Auditor. The number requested was approximately \$80,000, which applied uniformly came to \$737. By the terms of the ordinance, the authorization that Council is granting to the board of the special tax district is to levy fees in the amount not to exceed \$2,500 for ad valorem tax or 250 mills. Council is able to adjust the amount. The ultimate request before the special tax district, upon the approval of this ordinance, it to receive the authorization from Council to levy the amount notated by Mr. N. Jackson and bring this issue back to Council next year.

Mr. Malinowski stated he was in favor of having a percentage assessment fee based on the value of the property. By doing it according to Mr. N. Jackson's motion would seem to penalize certain individuals that would be paying less and rewarding those that would be paying more. He suggested sending out the tax notices as it is presently and providing the "special tax assessment" bill at a later date.

Mr. Flynn stated that is always a possibility, but the additional costs is a consideration with an additional mailing.

Mr. Malinowski made a friendly amendment to Mr. N. Jackson's motion that starting in the 2nd year a percentage will be calculated based on the value of the property and an adjustment will be made to the 1st year assessment.

Mr. N. Jackson accepted the friendly amendment.

Ms. Myers expressed her concerns regarding additional fees being passed on to the residents.

Mr. Brawley stated the only fees passed onto to the district will be modification of the taxing system, if needed, which could be up to \$10,000, but will likely be only \$6,500.

In addition, Mr. Brawley stated his office and the County Attorney will have to meet to discuss how to proceed if the assessment if done on a percentage basis.

In favor: Pearce, Rose, C. Jackson, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, Myers, Manning and McBride.

The vote in favor was unanimous.

Mr. Manning moved, seconded by Mr. Pearce, to reconsider this item. The motion for reconsideration failed.

Ms. Myers restated the action taken by Council for the citizens.

- d. An Ordinance authorizing a deed to Empire Equities Capital, Ltd. for One Summit Parkway, which is the former Summit Parkway Library; also described as TMS # 23000-03-07 ***{Additional documentation attached as Exhibit A at the conclusion of the minutes}*** – Mr. Livingston moved, seconded by Ms. Kennedy, to approve this item.

Mr. Malinowski inquired if the “Title to Real Estate” is still binding because in Exhibit B it states, “...failure of the Grantee to use the property as a public library, the title thereto shall immediately revert to and vest in the Grantor” and there could be reimbursement for expenditures on the property. Under the “Terms” it states it is, “...for four (4) successive ten (10) year periods”. He further stated he wanted to ensure before the County sales the property we are not violating the covenant.

Mr. Smith stated it is his understanding the covenant is still binding as it relates to the use of the property. The County deeded the property to the library for use as a library. If it is no longer going to be used for that purpose, it would revert back to the County as the Grantor of the property.

Mr. Malinowski stated the way it was worded the County and the Richland County Library Board were the Grantors, but at the beginning of the document it states that American Newland Associates is the Grantor.

Mr. Smith stated the County initially granted the property to the library to be used as a library.

Mr. Malinowski stated he does not read the document that way because it says that Richland County for the Library Board is the “Grantee”.

Mr. Smith stated it is his understanding the County initially granted the property to the library to be used as a library. The property reverted back to the County once it was not to be used as a library. Then it is my understanding there is this transaction to sell the property to Empire.

Mr. C. Jackson stated it was mentioned previously the property is going to be used as a child development center.

Mr. Seals stated Mr. C. Jackson was correct. If there are any changes they will be provided to Council, as there are some complications at this time.

Mr. C. Jackson inquired if Council would have any say after tonight’s vote if there were any changes.

Mr. Seals proposed holding off on Third Reading until staff is able to obtain the answers to Mr. C. Jackson’s inquiry.

Mr. N. Jackson inquired if we can impose restrictions if the property is zoned for certain things.

Mr. Seals stated the County can impose restrictions, but there are additional concerns expressed by Mr. C. Jackson that cannot be addressed at tonight’s meeting.

Mr. C. Jackson made a substitute motion, seconded by Mr. N. Jackson, to defer this item until the October 17th Council meeting. The vote in favor was unanimous.

- e. Authorizing the execution and delivery of a fee in lieu of ad valorem tax and incentive agreement by and between Richland County, South Carolina and Trane U.S., Inc. to provide for payment of a fee-in-lieu of taxes; authorizing certain infrastructure credits; and other related matters – Mr. Livingston moved, Ms. Kennedy, to approve this item.

For: Pearce, Rose, C. Jackson, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, Manning, Myers, and McBride

The vote in favor was unanimous.

- f. Authorizing the execution and delivery of a fee-in-lieu of ad valorem tax agreement by and between Richland County, South Carolina and Tyson Prepared Foods, Inc. to provide for payment of a fee-in-lieu of taxes; the extension of an existing fee-in-lieu of tax agreement between Richland County and Project Flag; and other related matters – Mr. Livingston moved, seconded by N. Jackson, to approve this item.

Mr. Malinowski stated he is in favor of the item, but since this item is a Third Reading item many of the blanks should have been filled in prior to tonight's meeting.

Mr. Smith stated that some of the blanks will be filled in when it is recorded (i.e. Book Page #, etc.).

For: Pearce, Rose, C. Jackson, N. Jackson, Dickerson, Livingston, Kennedy, Myers, Manning, and McBride

Opposed: Malinowski

The vote was in favor.

REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

- a. An Ordinance authorizing the re-direction and expenditure of unspent proceeds of certain of the County's bond issues; and other matters relating thereto [FIRST READING] – Mr. Malinowski stated additional information was requested about what the original bonds were for, as well as, a breakdown of what the current funds will be used for.

Mr. Pearce moved, seconded by Mr. Manning, to approve this item.

In favor: Pearce, Rose, C. Jackson, N. Jackson, Dickerson, Livingston, Kennedy, Myers, and McBride

Opposed: Malinowski

The vote was in favor.

- b. Additional Office Space for the Public Defender's Office – Mr. Pearce stated the committee forwarded this item to Council for consideration. Staff identified 2 locations on Main Street; however, the committee did not feel there was sufficient information to make a decision. Since the committee meeting, Mr. Strickler has had an opportunity to visit both locations and has provided Council with a report with his recommendations.

Mr. Strickler gave a brief overview of his report to Council. He does not feel the property located at 1501 Main Street will meet the needs of the Public Defender's Office due to lack of space in the

waiting area and lack of privacy. The space located at 1730 Main Street would be more conducive to the needs of the Public Defender's Office.

Mr. Strickler suggested shifting all of the Public Defender's 1st floor operations at the Judicial Center and rent all 3 floors at 1730 Main Street. This would free up space at the Judicial Center and allow for expansion in the Public Defender's Office.

Mr. Manning inquired about the following statement on p. 8 of the report, "...there will be additional costs associated with this space, but there should still be funds sufficient for several years of occupancy."

Mr. Strickler stated his reference to the funds is that this procedure began several years ago when Council approved a \$1 million bond to specifically address space issues.

Mr. Manning inquired of the bond attorneys if the County could lease space with bond funds.

Ms. Heizer stated she would not recommend doing so.

Mr. Pearce stated for clarification that he does not believe it was a bond. It is his recollection that Council appropriated funds up to a \$1 million.

Mr. Manning moved, seconded by Mr. Pearce, to proceed with rental of the property located at 1730 Main Street.

Mr. Rose made a substitute motion, seconded by Mr. Malinowski, to defer this item to the October 17th and direct staff to determine if the funding provided was a bond or other funding and to provide any additional information regarding amenities at the proposed locations.

In favor: Rose, C. Jackson, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, and Myers
Opposed: Pearce, Manning and McBride

The vote was in favor.

REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE

- a. A Resolution approving the 2017 Assessment Roll for the Village at Sandhill Improvement District, Richland County, South Carolina – Mr. Livingston stated the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF APPOINTMENTS

- a. Community Relations Council – 4 – Mr. Malinowski stated the committee recommended appointing Mr. Jeff Stallings to the Community Relations Council. The vote in favor was unanimous.
- b. Employee Grievance – 1 – Mr. Malinowski stated the committee recommended appointing Mr. Roger Sears to the Employee Grievance Committee. The vote was in favor.

- c. Transportation Penny Advisory Committee – 5 – Mr. Malinowski stated the committee recommended appointing Mr. Richard Brown and Ms. Jennifer Paolucci to the Transportation Penny Advisory Committee for 3 year terms. The vote in favor was unanimous.

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE

- a. Farrow/Pisgah Church Road Intersection Project:

Mr. Manning stated the negotiations have been finalized and an agreement between the County and the SC Dept. of Disabilities and Special Needs for the purchase of property needed to construct the Farrow/Pisgah Church Road Intersection Project. The purchase requires a resolution by Council with 3 Readings and a Public Hearing. In addition, to construct the project SCE&G is required to relocate the utility lines. Due to SCE&G's prior rights, the County is required to pay for the relocation outside of the right-of-way. A portion of the property purchased from SC DDSN is proposed to be conveyed to SCE&G by easement, requiring an ordinance of Council.

1. Proposed Resolution for acquisition of 1.19 acres from South Carolina DDSN

Mr. Malinowski requested the original appraised value of the property.

Mr. Willoughby stated the original appraised value was \$48,000 for approximately 0.87 acres of land taken in fee and 0.32 acres taken under easement. One of the major concerns of the Dept. of Disabilities was there being a buffer between the roadway and their property. As the attorney went through the negotiations there was money placed into the negotiations for landscaping and, as a part of the negotiations, they wanted the County to purchase the entire 1.19 acres in fee. The reason for that is they said if the County takes a permanent easement they will have the liability, but won't have the use of the right-of-way; therefore, they would rather be devoid of the property.

Mr. Malinowski stated for the record this is a State agency and the property will ultimately be conveyed to SCDOT.

Mr. Smith stated there are may be a few scrivener's errors and typos; therefore, it should be noted the approval is subject to the corrected notes.

In favor: Pearce, Rose, C. Jackson, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, Myers, and McBride

The vote in favor was unanimous.

2. Proposed Ordinance Granting a permanent easement to SCE&G

Mr. Manning stated the committee approval of this item.

In favor: Pearce, Rose, C. Jackson, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, Myers and McBride

- b. Bluff Road Widening Phase I: Proposed Ordinance for quitclaim of property – Mr. Manning stated in the survey and design of the Bluff Road Phase I project, a discrepancy was discovered in between tract 5 and the County owned right-of-way along Rosewood Drive. The property owner has requested

that the County quitclaim this property and County staff concurs as it does not have any foreseeable impacts to the County or operations of the roadway, sidewalks or utilities.

The committee recommends staff's recommendation to quitclaim the property in dispute.

In favor: Pearce, Rose, C. Jackson, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, Myers and McBride

The vote in favor was unanimous.

- c. Program Status Update – Mr. Manning stated the monthly Progress Report is produced each month and provides a status of where project in development currently stand. This report is available on the Richland Penny website at <http://www.richlandpenny.com/budget-info/reports/>. The committee approved having a bi-monthly update, not to exceed 10 minutes, by the PDT beginning in October.

Mr. N. Jackson inquired if Mr. Beaty is going to give an update on the report that was provided to Council at tonight's meeting.

Mr. Rose moved, seconded by Ms. McBride, to approve the committee's recommendation to allow the PDT to give an update to Council.

In favor: Pearce, Rose, C. Jackson, Dickerson, Livingston, Myers, Manning, and McBride
Opposed: N. Jackson and Malinowski,

The vote was in favor.

Mr. Beaty stated the monthly report is produced approximately 2 weeks after the close of the previous month to allow time to update the prior's month's report. The monthly report is available on line and is distributed at the Transportation Ad Hoc Committee meetings.

The content of the monthly report:

- Active projects (40 currently)
- High level overview of the finances; revenue that has come in and expenses to date
- Project Sheets contain a brief description of the project, the schedule and the budget. The budgets are updated quarterly.
- Summary of all projects completed to date
- Summary of all construction contracts

Moving forward, Mr. Beaty, would propose touching on the highlights of the design, procurement, right-of-way acquisition and construction instead of rehashing the monthly report.

Ms. Myers stated for future reference it would be helpful to have the referendum amount approved for the project listed.

Mr. C. Jackson inquired if the monthly report will be provided to Council at the same time it is provided to the Transportation Ad Hoc Committee.

Mr. Beaty responded in the affirmative.

Mr. C. Jackson inquired if it would be possible for the initial projected costs and the final costs to be provided for any project that is completed during that reporting period.

Mr. Beaty stated he believes that will be possible.

Mr. Manning inquired if the previous monthly reports remain online once the most recent monthly report is put online.

Mr. Beaty stated the monthly reports are online from March 2015 to present.

Mr. Manning suggested having Jennifer Manucy with the PDT Team to meet with any Council member interested in having the TEAMS Program downloaded to their iPad, iPhone, etc.

Mr. Beaty stated Ms. Manucy can provide training and download assistance for the TEAMS Program, which tracks and reports all of the Penny Projects.

Ms. Kennedy requested a hard copy of the monthly report be provided to her.

Ms. McBride requested a justification for the difference between the referendum amount and actual cost of the project.

Mr. N. Jackson stated his understanding is that if there is a referendum amount, there cannot be any additional funding unless it comes back to Council because that is taking from other projects.

Mr. C. Jackson stated the referendum amount in 2012 could be very different for a project that was bid out last year. There could be legitimate reasons for the differences (i.e. changes in costs for doing the job, availability of vendors, etc.) The final amount is based upon how much the job actually costs. He stated his request is simply what the project was projected to be bid for and what they were completed for. He would not like to have his request excluded because of the fear there could have been a change from what it was projected vs. what was on the referendum.

Ms. Dickerson stated she understands Mr. C. Jackson's comments; however, the changes should be brought back to Council prior to anyone doing anything above or beyond.

Mr. C. Jackson stated as a point of clarification he is assuming there is a variance within the projected amount and the referendum amount which would allow them to go above the amount without having to come back to Council.

Mr. Beaty stated he is not certain if that is the case.

Mr. N. Jackson stated it was his understanding the estimated change in costs was built into the Parson Brinckerhoff recommendations; therefore, any bids should come in at or below the amount projected.

In addition, Mr. N. Jackson expressed concern that none of the projects that have begun are in the unincorporated area.

Mr. Smith stated it is his understanding there were no hard numbers in the referendum itself. However, attached to the ordinance provided to Council were numbers attached to specific projects. Mr. N. Jackson was referring to the numbers that are attached to the ordinance that was passed. The

Administrator stated earlier that Council needed to have a work session to address the questions of Council (i.e. changing projects, eliminating projects, etc.).

Mr. C. Jackson stated he does not want to assume simply because there is an overrun on one project that there may not be an underrun on another.

CITIZENS' INPUT: Must Pertain to Richland County Matters Not on the Agenda – No one signed up to speak.

Council went into Executive Session at approximately 7:56 PM and came out at approximately 8:15 PM.

EXECUTIVE SESSION

- a. Potential Litigation – Mr. Rose moved, seconded by Mr. Manning, to direct the County Attorney to proceed as discussed in Executive Session. The vote in favor was unanimous.
- b. Contractual Matter: Sale of Property – No action was taken.
- c. Contractual Matter: Sale of Property – Mr. Malinowski moved, seconded by Mr. Manning, to direct staff to place this item on the next Council agenda. The vote in favor was unanimous.

MOTION PERIOD

- a. Move that (1) HR determine how many pre-Medicare retirees on medical disability are currently being insured by the County; and of this number, how many are having to pay the full increase in premiums for spouse and/or dependent insurance coverage. (2) Based on the number of individuals in this category, what would the cost be for the County to provide them the same financial assistance as being provided to full time employees via recent County Council action [PEARCE] – This item was referred to the A&F Committee.
- b. I move that a full/complete report of the PDT activities on the spending and handling of the money they received be provided to Council immediately. After receipt of the report, Council should have a meeting/work session so that everyone understand if the referendum the Citizens of Richland County approved was and is handled properly. NOTE: I have concern after being told that estimates are running one to two hundred percent over and decisions are made without full Council's knowledge or approval. Parsons and Brinckerhoff was paid \$600,000 for the study and it is my understanding that a ten to fifteen percent overrun was built in the estimates and each project had a detailed list of the cost which would also clarify issues with utility relocation and other issues. [N. JACKSON] – This item was referred to the Transportation Work Session.
- c. I move that a freeze be placed immediately on all Penny Tax Project until Council have a full understanding if funds are not being spent in accordance with the Referendum and Ordinance. Note: If funds are being spent more than the allotted amount for each project, there will not be enough funds left to complete all projects. That means some projects and areas will not have the benefit of the Penny Tax they voted for [N. JACKSON] – This item was referred to the Transportation Work Session.
- d. I move that Richland County and the City of Columbia have a meeting of the mind to discuss our differences and decide if we can have some common ground to resolve our differences. (This motion was made in February of 2017). Note: Partnership, merge, agreement, on joint Planning, Storm drainage issues, annexation notifications and issues, business license, and other pertinent issues [N. JACKSON] – This item was referred to the Transportation Work Session.

ADJOURNMENT – The meeting was adjourned at approximately 8:20 PM.

X

Joyce Dickerson
Chairwoman

X

Bill Malinowski
Vice Chair

X

Calvin "Chip" Jackson
District Nine

X

Norman Jackson
District Eleven

X

Gwendolyn Kennedy
District Seven

X

Paul Livingston
District Four

X

Jim Manning
District Eight

X

Yvonne McBride
District Three

X

Dalhi Myers
District Ten

X

Greg Pearce
District Six

X

Seth Rose
District Five

The Minutes were transcribed by Michelle M. Onley, Deputy Clerk of Council