

MINUTES OF



RICHLAND COUNTY COUNCIL SPECIAL CALLED MEETING TUESDAY, JULY 28, 2009 10:00 a.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.

MEMBERS PRESENT:

Chair	Paul Livingston
Vice Chair	Damon Jeter
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Bill Malinowski
Member	Jim Manning
Member	L. Gregory Pearce, Jr.
Member	Kelvin Washington

Absent Kit Smith

OTHERS PRESENT – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Sparty Hammett, Roxanne Ancheta, Stephany Snowden, Jennifer Dowden, Tamara King, Larry Smith, Andy Metts, Carl Gosline, Donny Phipps, Pam Davis, Valeria Jackson, Julie Wilkie, Erica Hink, Amelia Linder, Bill Peters, Rodolfo Callwood, Daniel Driggers, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 10:02 a.m.

INVOCATION

The Invocation was given by the Honorable Bill Malinowski

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Bill Malinowski

CITIZENS' INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: July 21, 2009 – Mr. Pearce moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF AGENDA

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

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

The following items were potential Executive Session items:

- a. **Farmers' Market Settlement**

REPORT OF THE COUNTY ADMINISTRATOR

Farmers' Market Settlement – No additional information was presented.

Richland 101 for Kids – The Public Information Office gave a brief recap of this year's event, which was a huge success.

City Manager Forum (August 3rd, Council Chambers) – Mr. Pope reminded Council members of the City Manager Forum on August 3rd in the Council Chambers.

August Recess – Mr. Pope stated that he will be attempting to set-up meetings with individual Council members.

Employee Resignation – Mr. Pope stated that Mr. Cronin will be leaving to assume a new position and would like to publicly recognize him at the September 1st Council meeting.

REPORT OF THE CLERK OF COUNCIL

Jim Hamilton Retirement Celebration – Ms. Finch stated there will be a retirement celebration honoring Jim Hamilton on August 5th at Seawell's beginning at 6:00 p.m. Tickets for the event will be \$30.00.

REPORT OF THE CHAIRMAN

Ms. Smith's Absence – Mr. Livingston stated that Ms. Smith was not present due to a prior family obligation.

Wrap Up Meeting – Mr. Livingston stated that because this was a wrap up meeting each item would be reconsidered so that items can be acted upon during Council's August recess.

PUBLIC HEARING ITEM

Mr. Livingston opened the floor to the following public hearings:

- **An Ordinance authorizing the issuance and sale of not to exceed \$9,000,000 General Obligation Bonds, Series 2009A, or such other appropriate series designation, of Richland County, South Carolina; Authorizing the bonds to be issued as Build America Bonds, if appropriate; Fixing the form and details of the bonds; Delegating to the County Administrator certain authority related to the bonds; Providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto** – No one signed up to speak.
- **An Ordinance authorizing the execution and delivery of a fee agreement between Richland County and Unum Group, a corporation organized and existing under the laws of the State of Delaware; Colonial Life & Accident Insurance Company, a corporation organized and existing under the laws of the State of South Carolina; and Unum Life Insurance Company of America; a corporation organized and existing under the laws of the State of Maine concerning a new project; authorizing and providing with respect to an existing project for the conversion of an arrangement for fee-in-lieu of tax payments between Richland County and the companies under Title 4, Chapter 12, South Carolina Code of Laws, 1976, as amended, to an arrangement under Title 12, Chapter 44, South Carolina Code of Laws, 1976, as amended; and matters relating thereto** – No one signed up to speak.
- **An Ordinance Authorizing the Execution and delivery of an agreement to provide for the modification and termination of certain incentive agreements between Richland County and Project Olive and one or more Affiliated entities; and related matters** – No one signed up to speak.

The public hearings were closed.

APPROVAL OF CONSENT ITEMS

- **An Ordinance authorizing the issuance and sale of not to exceed \$9,000,000 General Obligation Bonds, Series 2009A, or such other appropriate series designation, of Richland County, South Carolina;**

- Authorizing the bonds to be issued as Build America Bonds, if appropriate; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [THIRD READING]**
- **An Ordinance Authorizing the execution and delivery of a fee agreement between Richland County and Unum Group, a corporation organized and existing under the laws of the State of Delaware; Colonial Life & Accident Insurance Company, a corporation organized and existing under the laws of the State of South Carolina; and Unum Life Insurance Company of America, a corporation organized and existing under the laws of the State of Maine concerning a new project; authorizing and providing with respect to an existing project for the conversion of an arrangement for fee-in-lieu of tax payments between Richland County and the companies under Title 4, Chapter 12, South Carolina Code of Laws, 1976, as amended, to an arrangement under Title 12, Chapter 44, South Carolina Code of Laws, 1976, as amended; and matters relating thereto [THIRD READING]**
 - **An Ordinance Authorizing the execution and delivery of an agreement to provide for the modifications and termination of certain incentive agreements between Richland County and Project Olive and one or more affiliated entities; and related matters [THIRD READING]**

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

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

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Request to endorse the FY2009-10 Community Development Annual Action Plan – Mr. Jackson stated that the committee recommended approval of this item. The vote in favor was unanimous.

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

Request to approve the acceptance of “Adopt an Interchange” funding from SCDOT in the amount of \$157,000 and to authorize the county to proceed with the Fort Jackson Gateway Beautification Project at Exit 12 of I-77 (Forest Drive) – Mr. Jackson stated that the committee recommended approval of the request and to appropriate \$40,000 from FY10 Hospitality Tax Funds for this project with \$33,000 being allocated for the actual project and \$7,000 for maintenance. The vote in favor was unanimous.

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

The vote was in favor.

Request to award a contract to Armstrong Contractors, in the amount of \$163,198.00 for the Lake Elizabeth Crane Creek IIA—Providence Plantation Capital Improvement Project – Mr. Jackson stated that the committee recommended approval of this item. The vote in favor was unanimous.

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

An Ordinance amending the Richland County Code of Ordinances; Chapter 18, Offenses, so as to clarify requirements pertaining to the smoking of tobacco products in the unincorporated area of Richland County – Mr. Jackson stated that the committee forwarded this item to Council without a recommendation and to hold a work session prior to First Reading. The vote was in favor.

A Resolution to enter into a collaborative partnership with Palmetto Health for the implementation of the 2009 Palmetto Heath Women at Heart and Exhibition – Mr. Jackson stated that the committee recommended approval of this item. The vote in favor was unanimous.

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

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Request to provide \$100,000 in mass transit fee funds to the Central Midlands Regional Transit Authority (CMRTA) for the purpose of providing local matching funds (20%) for the undertaking of three studies required under the terms of the Intergovernmental Agreement – Ms. Dickerson stated that the committee recommended approval of this item. The vote was in favor.

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

Council Motion (Pearce): Request to reverse the action proposed by the county regarding the termination of payroll deductions for county employees wishing to have their policies with Colonial Life Insurance remain in force, and to continue collecting these payments on behalf of Colonial Life – Ms. Dickerson stated that the committee recommended approval of this item. The vote in favor was unanimous.

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

Request to approve the renewal of a contract with Professional Pathology Services, PC to perform autopsies and postmortem examinations for the Coroner's Office for FY2009-2010 – Ms. Dickerson stated that the committee recommended approval of this item. A discussion took place.

The vote in favor was unanimous.

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

Request to approve the acceptance of an Energy Efficiency and Conservation Block Grant (EECBG) award in the amount of \$2,116,800 from the U. S. Department of Energy (DOE) contingent upon approval by the DOE (One Full-Time Personnel, No Match Required) – Ms. Dickerson stated that the committee recommended approval of this item. The vote in favor was unanimous.

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

Request to approve the purchase of a Microsoft "Software Assurance" from the vendor DELL/ASAP SOFTWARE on the South Carolina State Contract in an amount not to exceed \$120,811 – Ms. Dickerson stated that the committee recommended approval of this item. The vote in favor was unanimous.

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

Request to approve the recommendations of the Neighborhood Matching Grant committee for funding to eligible projects under the Neighborhood Matching Grant program – Ms. Dickerson stated that the committee recommended approval of this item. The vote in favor was unanimous.

Neighborhood Matching Grants were award to the following neighborhoods:

<u>Neighborhood</u>	<u>District</u>	<u>Amount Awarded</u>	<u>Approved projects</u>
Garden Springs	11	\$ 150.00	Entranceway restoration
Trenholm Acres Neighborhood	3	\$ 204.57	National Night Out
Woodcreek HOA and WCF Women's Club	9	\$ 300.00	Halloween Festival; public safety
Pinevalley Kingswood	2	\$ 375.08	Newsletters
Denny Terrace NOA	7	\$ 617.17	National night out, community info brochure, and flyers
Briarwood Neighborhood	8	\$ 792.60	National Night Out and newsletter
Hickory Ridge Neighborhood Association	11	\$ 832.39	Newsletters, school bash, crime watch, and spring festival
ACHOA	8	\$ 867.72	Communication board, bench, and 2 community events.
Hampton Hills HOA	6	\$ 904.14	Playground equipment and community bulletin board
Bookert Heights	7 / 2	\$ 951.40	Newsletters, flyers, national night out, and community clean up.
Pinelakes Community Association	11	\$ 957.86	Signs, newsletters, and community events.
Melrose Neighborhood Association	5	\$ 994.66	Adopt a plot program
Newcastle	3	\$ 1,000.00	Entrance sign repairs and National Night Out
North Trace Homeowners	9	\$ 1,000.00	Neighborhood Lighting, community events, newsletters, and flyers
Woodlands Homeowner Association	9	\$ 1,000.00	Community Homeowner Manual and Directory
Greater Woodfield Community Association	8	\$ 1,000.00	Newsletters, national night out, and membership drive
Stonington	7	\$ 1,000.00	National night Out and neighborhood park restoration
Cherokee Gardens Neighborhood Association	2	\$ 1,000.00	Community entrance sign
Shandon Neighborhood Council	5	\$ 1,000.00	Newsletters and community signs
Watermark Place Owners Association	2	\$ 1,000.00	Community tennis lessons and swimming lessons
Hollywood-Rose Hill Neighborhood's	5	\$ 1,000.00	Community Entrance signs

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

Request to approve the acceptance of a grant in the amount of \$19,000 from the South Carolina Project Safe Neighborhoods Program for a Part-Time Firearms Technician at the Richland County Sheriff's Department (Part-Time Personnel, No Match Required) – Ms. Dickerson stated that the committee recommended approval of this item. The vote in favor was unanimous.

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

OTHER ITEMS

911 Communications Center Consolidation Agreement Extension – Mr. Pearce moved, seconded by Ms. Kennedy, to approve this item. The vote in favor was unanimous.

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

CITIZENS' INPUT

Ms. Pat Ford spoke regarding funding for SERCO.

ADJOURNMENT

The meeting adjourned at approximately 10:40 a.m.

Paul Livingston, Chair

Damon Jeter, Vice-Chair

Gwendolyn Davis Kennedy

Joyce Dickerson

Valerie Hutchinson

Norman Jackson

Bill Malinowski

Jim Manning

L. Gregory Pearce, Jr.

Kit Smith

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley