



Richland County Council  
Special Called Meeting  
**MINUTES**  
February 8, 2022  
2020 Hampton Street, Columbia, SC 29202

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

**OTHERS PRESENT:** Michelle Onley, Angela Weathersby, Stacey Hamm, Judy Carter, Dwight Hanna, Dale Welch, Geo Price, Leonardo Brown, Lori Thomas, Patrick Wright, Shane Kitchen, Justin Landy, Aric Jensen, Betty Etheredge, Steven Gaither, Paul Harris, Anette Kirylo, Ashiya Myers, Jennifer Wladischkin, John Thompson, David Bertolini, Quinton Epps, John Ansell, Michael Maloney, Chris Eversmann, Sandra Haynes, Alexandria Stephens, Terry Graham, Jeff Ruble, Dante Roberts, Syndi Castelluccio, Bill Davis, Michael Byrd and Abhijit Deshpande

1. **CALL TO ORDER** – Chairman O. Walker called the meeting to order at approximately 6:00PM.
2. **INVOCATION** – The Invocation was led by the Honorable Gretchen Barron.
3. **PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance was led by the Honorable Gretchen Barron.
4. **APPROVAL OF MINUTES:**
  - a. **Special Called Meeting: January 18, 2022** – Mr. Pugh moved, seconded by Ms. Barron, to approve the minutes as distributed.

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

The vote in favor was unanimous.

5. **ADOPTION OF AGENDA** – Mr. Malinowski noted there is a motion at each Councilmembers' seat, which needs to be forwarded to the appropriate committee by the Chair.

Mr. O. Walker stated the motion will be added under the "Motion Period."

Mr. Livingston moved, seconded by Ms. Terracio, to adopt the agenda as amended.

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

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The vote in favor was unanimous.

**PRESENTATION OF PROCLAMATION**

6. a. A Proclamation Recognizing Judge Mildred Weathers McDuffie – Mr. Livingston stated the proclamation was presented at Judge McDuffie’s funeral service. He suggested making this a resolution from full Council instead of just a proclamation.

Mr. J. Walker moved, seconded by Ms. Barron, to adopt a resolution recognizing Judge Mildred Weathers McDuffie.

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

The vote in favor was unanimous.

7. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION** – Mr. Patrick Wright, County Attorney, stated there were no items for Executive Session.

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 not been scheduled cannot be addressed at this time)

1. Mr. Wayne Adams, 222 Tally Adams Road, Eastover, SC 29044; spoke regarding the paving of Tally Adams Road.
2. Mr. William Starrett, 1031 Laurens Street, Columbia, SC 29201; spoke regarding the upcoming Motown ballet at the Columbia City Ballet.

10. **REPORT OF THE COUNTY ADMINISTRATOR** – Mr. Leonardo Brown, County Administrator, noted for the record there have been six (6) citations issued in regards to non-compliance with the County’s mask ordinance.

11. **REPORT OF THE CLERK OF COUNCIL** – Ms. Anette Kirylo, Clerk of Council, stated the Council committees have been established. She noted, if any committee wishes to meet, to contact the Clerk’s Office to schedule a meeting.

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

13. **APPROVAL OF CONSENT ITEMS**

- a. 21-037MA, Deborah Stratton, NC to RM-HD (2 Acres & 2.16 Acres), 2241 & 2133 Clemson Road, TMS # R20281-01-24 & R20281-01-27 [SECOND READING]
- b. 21-040MA, Dr. Alexis Collins, RU to GC (1.4 Acres) 1774 Dutch Fork Road, TMS # R02505-02-05

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[SECOND READING]

- c. RCSD Crisis Intervention Team Grant
- d. Department of Public Works – Stormwater Management – Street Sweeper Procurement
- e. Township Auditorium Theatrical Rigging Installation Project
- f. Vehicle Leasing Negotiations
- g. Department of Public Works – Solid Waste & Recycling Division – Area 1 Collections Agreement Amendment
- h. Department of Public Works – Solid Waste & Recycling Division – Area 3 Collections Agreement Amendment
- i. Department of Public Works – Solid Waste & Recycling Division – Area 6 Collections Agreement Amendment

Mr. Livingston moved, seconded by Ms. Newton, to approve the consent items.

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

The vote in favor was unanimous.

Ms. Newton moved, seconded by Mr. J. Walker, to reconsider Items 13(c) – 13(i).

In Favor: Malinowski and McBride

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

The motion for reconsideration failed.

14. **THIRD READING**

- a. An Ordinance establishing new electoral districts for the election of members of Richland County Council pursuant to the United States Census of 2020 and in compliance with Section 4-9-90 of the South Carolina Code of Laws, 1976, as amended – Ms. Barron moved, seconded by Ms. Mackey, to approve this item.

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

Opposed: McBride

The vote was in favor.

**POINT OF PERSONAL PRIVILEGE** – Mr. O. Walker and Ms. McBride expressed their appreciation for Ms. Betty Etheredge’s hard work during the redistricting process.

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Ms. Newton moved, seconded by Ms. Terracio, to reconsider this item.

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

The motion for reconsideration failed.

Mr. Livingston moved, seconded by Ms. Barron, to authorize the Chair and Vice-Chair to send a letter to the RFA to notify them of the adoption of the redistricting plan.

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

The vote in favor was unanimous.

15. **SECOND READING**

- a. Authorizing the sale of certain real property owned by Richland County, South Carolina; and other matters related thereto – Ms. McBride moved, seconded by Ms. Barron, to approve this item.

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

The vote in favor was unanimous.

16. **REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE**

- a. Division of Solid Waste & Recycling – RC Code of Ordinances, Chapter 12 Re-Write [FIRST READING] – Mr. Malinowski noted on p. 17 it states, “The re-written Ordinance is contained in Attachment ‘A’ to this briefing. A Summary of Changes chart is included in Attachment ‘B’, and the current ordinance is included in Attachment ‘C’ to this briefing” However, ‘Attachment A’ (pp. 45 and 100) is not a written ordinance; ‘Attachment B’ (pp. 46 and 101) does not notate any changes; and there is no ‘Attachment C’.

Mr. Malinowski moved, seconded by Mr. Pugh, to defer this item until the February 15<sup>th</sup> Council meeting.

In Favor: Malinowski and J. Walker

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

The motion for deferral failed.

Mr. Livingston moved, seconded by J. Walker, to move forward with First Reading and have Mr. Malinowski’s concerns addressed prior to Second Reading.

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

Opposed: Mackey

The vote was in favor.

- b. Richland County Conservation Commission – Cabin Branch Property Purchase – Ms. Newton moved, seconded by Ms. Terracio, to approve this item.

Mr. Malinowski inquired about how this property was found by the Conservation Commission.

Mr. Quinton Epps, Conservation Division Manager, responded the property is adjacent to property the County currently owns; therefore, the Conservation Commission has been looking at, and been in discussions with the landowner, for several years. However, in relation to the current agreement, the landowner's real estate agent approached the County.

Mr. Malinowski inquired if Mr. Epps was aware of the County's rules and regulations related to purchasing property.

Mr. Epps responded in the affirmative.

Mr. Malinowski inquired if Mr. Epps reviewed those rules prior to entering into the current agreement.

Mr. Epps responded he did not review the rules regarding this specific property purchase.

Mr. Malinowski noted, for the future, he would like to ensure the rules are followed.

Mr. Brown noted, this may be one of those areas, if you look at the ordinance, as it relates to the Conservation Commission, when Council approves funding for them, they have the ability to utilize those funds for Conservation efforts, which does not necessarily mixes with the County's specific policies. He indicated he would discuss this matter further with the Legal Department.

Mr. Malinowski inquired if the Legal Department has reviewed the contract.

Mr. Epps responded the Conservation Commission has not entered into the contract, but the Legal Department will review the contract prior to it being executed.

Ms. Newton noted expanding conservation in this particular area is part of the Strategic Conservation Plan.

Ms. McBride inquired if it was proper protocol for the motion to come directly from the Conservation Commission.

Mr. Brown responded this item went through the Committee/Council process. In addition, if you look at the Conservation Ordinance, when you vote on their plan, you are giving them approval to move forward.

Mr. Malinowski inquired about the amount of taxes the County will not be receiving from this property.

Mr. Epps responded it is approximately \$80.

Ms. Barron inquired if it was proper protocol for Council to vote on an item to move forward with a

purchase prior to reviewing the purchase agreement.

Mr. Wright responded the Conservation Commission has to receive approval to move forward with negotiations regarding the purchase. Once there is an agreement in place, the agreement would come back to Council for approval of the agreement.

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

The vote in favor was unanimous to allow the Conservation Commission to negotiate the purchase of the Cabin Creek property.

Ms. Newton moved, seconded by Mr. J. Walker, to reconsider this item.

In Favor: Malinowski and McBride

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

The motion for reconsideration failed.

## 17. **OTHER ITEMS**

### a. FY22 – District 8 Hospitality Tax Allocations:

1. Columbia Music Festival Association - \$2,500
2. SERCO 2022 Juneteenth Celebration - \$2,000
3. Cola Jazz Foundation – Jazzfest - \$2,500

### b. FY22 – District 7 Hospitality Tax Allocations:

1. Juneteenth Freedom Festival 2022 - \$20,000
2. SERCO Juneteenth Festival 2022 - \$4,000
3. Cakie Scholarship Banquet - \$2,000
4. HUSH NO MORE Run Walk - \$5,000
5. 2022 SC Re-Entry Conference - \$3,500
6. Midlands Heart Walk - \$7,000

### c. FY22 – District 4 Hospitality Tax Allocations:

1. Columbia Museum of Art - \$5,000
2. Auntie Karen Foundation - \$5,000
3. SC Juneteenth Freedom Festival - \$5,000
4. South East Rural Community Outreach (SERCO) - \$4,000

Ms. Newton moved, seconded by Ms. Barron, to approve Items 17(a) – (c).

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

Opposed: J. Walker

The vote was in favor of Items 17(a) – (c).

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Mr. Livingston moved, seconded by Ms. Barron, to reconsider Items 17(a) – (c).

In Favor: J. Walker

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

The motion for reconsideration failed.

- d. Contraband Detection Equipment for Alvin S. Glenn Detention Center – Ms. Mackey moved, seconded by Mr. J. Walker, to approve this item.

Mr. Malinowski noted some of the items discussed at the committee meeting were requested by the Detention Center staff. He indicated one of the items (i.e. tasers) was removed from the list, and the remaining items were recommended for approval. He requested additional discussion regarding the items that were removed.

Mr. Malinowski made a substitute motion to approve this item, and send remaining items not recommended for approval back to committee for further discussion.

The substitute motion died for lack of a second.

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

Opposed: Malinowski

The vote was in favor of allocating \$330,204 in American Rescue Plan funding to purchase and install two Tek84 body scanning devices at the Alvin S. Glenn Detention Center.

Mr. J. Walker moved, seconded by Ms. Newton, to reconsider this item.

In Favor: Malinowski

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

The motion for reconsideration failed.

18. **EXECUTIVE SESSION** – There were no items for Executive Session.

19. **MOTION PERIOD**

- a. To rename the Sewer Ad Hoc Committee the Utilities Committee so that all forms of utilities the county is involved in is covered. This was suggested by Utilities Director Davis as we currently serve a small customer base with water and that may be expanded in the future [MALINOWSKI, TERRACIO and ENGLISH] – This item was referred to the Rules and Appointments Committee.

**POINT OF PERSONAL PRIVILEGE** – Mr. Livingston was presented a ceremonial gavel in recognition of his service as Chair for the past 3 years. Ms. McBride was presented with a bouquet of flowers in

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recognition of her service as Vice-Chair.

**POINT OF PERSONAL PRIVILEGE** – Ms. English expressed her appreciation to the County Staff and Community Leaders for their assistance at her vaccination event on Saturday, February 5, 2022.

**POINT OF PERSONAL PRIVILEGE** –Vice Chair Mackey stated that County Council attended the Council Retreat at the end of January and was able to work on the Strategic Planning and goals for the year as well as having the opportunity to spend time together, learn about each other and come together as a body, in that time we played a couple of team building exercises that led to a competition in which she wanted to celebrate Team Mackey’s winning and point out that her team defeated Team O. Walker and her team will enjoy the win this year.

Mr. Pugh thanked Mr. Brown for thinking outside of the box in utilizing the team building “games” as part of the team building exercise.

20. **ADJOURNMENT** – Ms. Mackey moved, seconded by Ms. Barron, to adjourn the meeting.

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

The vote in favor was unanimous.

The meeting adjourned at approximately 6:57 PM.