

RICHLAND COUNTY GOVERNMENT



**OFFICE OF THE COUNTY ADMINISTRATOR
COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
COUNCIL MEETING**

June 4, 2013

6:00 p.m.

AMENDED

Call to Order: Washington

Invocation: Jeter

Pledge of Allegiance: Jeter

Presentation of Resolutions:

- a. Resolution honoring Ginny Waller as the 2013 recipient of the Francis Marion University and SC Association of Nonprofit Organizations' (SCANPO) Award [MANNING].** Mr. Manning, on behalf of Council, presented the Resolution to Ms. Waller.

Approval of Minutes:

- a. Regular Session: May 21, 2013.** Approved as published.
- b. Zoning Public Hearing: May 28, 2013.** A motion for reconsideration failed for Case # 13-10 MA, Kim Roberts, GC to LI (2 acres), TMS # 22601-01-11 & 22601-01-03(p), Percival Road. The Minutes were approved as published.
- c. Special Called Meeting: May 28, 2013.** Approved as published.

Adoption of Agenda: Adopted as published.

Report of the Attorney for Executive Session Items:

- a. Contractual Matter: Village at Sandhills**
- b. Richland One Special Election Fee Update**

Citizen's Input: No one spoke.

Report of the County Administrator:

- a. Budget Update.** Mr. McDonald stated that the 2nd Reading did not include the H-Tax and A-Tax items, which will be discussed at the June 13, 2013 work session (note: this date changed to June 12, 2013 during the Report of the Clerk of

Council.)

Report of the Clerk of Council:

- a. **Scheduling of Budget Week Session, 2nd and 3rd Reading of Budget.** Ms. Onley stated the 3rd Reading of the budget needed to be rescheduled because of inadequate time between 2nd and 3rd Readings.

The work session was rescheduled to June 12, 2013; 3rd Reading will be held on June 19, 2013.

Report of the Chairman: No items were reported.

Open/Close Public Hearings:

- a. **An Ordinance Authorizing the East Richland County Public Service Commission to incur not exceeding \$10,000,000 of General Obligation indebtedness and the levy of ad valorem property taxes in the East Richland County Public Service District to pay debt service thereon.** One person spoke.
- b. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to approve and appropriate \$63,801 of General Fund Unassigned Balance for purchase of equipment for the Richland County Treasurer's Office.** A motion for deferral was unanimously approved.
- c. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to approve and appropriate \$324,000 of General Fund Unassigned Balance for Legal Services in the Legal Department.** A motion for deferral was unanimously approved.
- d. **Palmetto Health JEDA Bond Issuance - A joint public hearing with the South Carolina Jobs - Economic Development Authority ("JEDA") in connection with JEDA's issuance of not exceeding \$375,000,000 Hospital Refunding and Improvement Revenue Bonds, in one or more series (the "Bonds"), to benefit Palmetto Health.** No one spoke.

1. Consent Items

- a. **[REMOVED] An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to approve and appropriate \$324,000 of General Fund Unassigned Balance for Legal Services in the Legal Department [THIRD READING].** A motion for deferral was unanimously approved. **ACTION: LEGAL, FINANCE, ADMINISTRATION**

- b. **[REMOVED] An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to approve and appropriate \$63,801 of General Fund Unassigned Balance for purchase of equipment for the Richland County Treasurer's Office [THIRD READING].** A motion for deferral was unanimously approved. **ACTION: LEGAL, FINANCE, TREASURER, PROCUREMENT, ADMINISTRATION**
- c. **An Ordinance Authorizing the East Richland County Public Service Commission to incur not exceeding \$10,000,000 of General Obligation indebtedness and the levy of ad valorem property taxes in the East Richland County Public Service District to pay debt service thereon [THIRD READING].** Council unanimously gave third reading approval to the ordinance. **ACTION: LEGAL, FINANCE, ASSESSOR, AUDITOR, TREASURER, ADMINISTRATION**
- d. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article I, Regulations Regarding County Owned or Leased Property; Section 17-2, Parking on County Office Property; Subsections (a) and (b); and Section 17-3, Sheriff's Deputies assigned as Security Officers to issue tickets; Subsection (a); so as to limit public parking to two hours and to delete the provisions for parking meters [SECOND READING].** Council unanimously gave second reading approval to the ordinance amendment. **ACTION: SUPPORT SERVICES, LEGAL, ADMINISTRATION, SHERIFF'S DEPARTMENT, PUBLIC WORKS**
- e. **An Ordinance Authorizing a Deed to CW Hangar Partners, LLC, for approximately 2.29 acres of land, constituting a portion of Richland County TMS # 13702-09-01A [SECOND READING].** Council unanimously gave second reading approval to the ordinance. **ACTION: LEGAL, ADMINISTRATION, FINANCE**
- f. **An Ordinance Authorizing the Conversion of a Fee in Lieu of Tax Arrangement between Richland County, South Carolina and PCO Carolina Pines LP under Title 4, Chapter 12 of the Code of Laws of South Carolina, 1976, as amended, to an Arrangement under Title 12, Chapter 44 of the Code of Laws of South Carolina, 1976, as amended; consenting to the transfer of the Fee in Lieu of Tax Arrangement to Project Packaging and extension of the term thereof upon certain conditions as provided herein; and other matters related thereto [SECOND READING].** Council unanimously gave second reading approval to the ordinance. **ACTION: ECONOMIC DEVELOPMENT, LEGAL, CLERK OF COUNCIL, ASSESSOR, AUDITOR, TREASURER**
- g. **13-12MA
Wayne Huggins
RU to OI (1.79 Acres)**

9711 Garners Ferry Road

24700-11-07 [SECOND READING]. Council unanimously gave second reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL**

- h. 13-14MA**
Boyce Haigler
HI to GC (1.03 Acres) 1051 Market St.
11206-04-05 [SECOND READING]. Council unanimously gave second reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL**
- i. 13-15MA**
Gary Morris
M-1 to HI (33.5 Acres) 1091 Carolina Pines Dr.
17600-01-17 & 24 [SECOND READING]. Council unanimously gave second reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL**
- j. 13-16MA**
Ryan Slattery
Killian's Crossing
PDD to PDD Amendment (398.66 Acres)
17400-02-04, 12, 14 & 16 [SECOND READING]. Council unanimously gave second reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL**
- k. An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-141, Table of Permitted Uses, Permitted Uses with Special Requirements, and Special Exceptions; Subsection (f), Table of Permitted Uses, Permitted Uses with Special Requirements, and Special Exceptions and Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (b), Permitted Uses with Special Requirements listed by Zoning District; Paragraph (30), Dwellings, Single Family, Zero Lot Line, Common and Parallel; and Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (c), Standards; Paragraph (30), Dwellings, Single Family, Zero Lot Line, Common and Parallel; so as to remove certain permitted uses from the Office and Institutional Zoning District [SECOND READING].** Council unanimously gave second reading approval to the ordinance amendment.
ACTION: PLANNING, LEGAL, CLERK OF COUNCIL
- l. An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-52, Amendments; Subsection (b), Initiation of Proposals; Paragraph (2),**

Zoning Map Amendments; Subparagraph b, Minimum Area of Zoning Map Amendment Application; so as to allow LI (Light Industrial) District Zoning contiguous to an existing Industrial District for a parcel with less than two (2) acres [SECOND READING]. Council unanimously gave second reading approval to the ordinance amendment. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

- m. **[REMOVED] Use of Eminent Domain to Acquire Property for Completion of Monticello Road Streetscape Construction.** Council approved the item. **ACTION: COMMUNITY DEVELOPMENT, LEGAL, ADMINISTRATION, CLERK OF COUNCIL**
- n. **Close Businesses Operating Without Current Licenses.** Council approved Administration's recommendation to initially target businesses operating illegally operating as nightclubs. This would be handled administratively using all enforcement steps currently available. **ACTION: LEGAL, BUSINESS SERVICES, PLANNING, SHERIFF'S DEPARTMENT, SOLICITOR**
- o. **Palmetto Health JEDA Bond Issuance.** Council unanimously approved a joint public hearing with the South Carolina Jobs - Economic Development Authority ("JEDA") in connection with JEDA's issuance of not exceeding \$375,000,000 Hospital Refunding and Improvement Revenue Bonds, in one or more series (the "Bonds"), to benefit Palmetto Health. **ACTION: FINANCE, LEGAL, CLERK OF COUNCIL**
- p. **[REMOVED] Detention Center Security Control Updates.** Council unanimously approved a purchase in the amount of \$195,447 to provide upgraded Security Controls for the Detention Center's twenty-five (25) work stations. **ACTION: DETENTION CENTER, FINANCE, PROCUREMENT**
- q. **[REMOVED] Detention Center Fire Control Updates.** Council unanimously approved the purchase in the amount of \$255,000.00 to provide upgraded Fire Controls for the Detention Center's Phase 1, 2 and 3 housing, kitchen and administrative areas. This includes all equipment to provide fire monitoring and controls at the Detention Center. **ACTION: DETENTION CENTER, FINANCE, PROCUREMENT**
- r. **FY13 Budget Amendment for Risk Management [FIRST READING].** Council unanimously gave first reading approval to the budget amendment in the amount of \$300,000 to pay liability claims for FY-13. **ACTION: RISK MANAGEMENT, FINANCE**
- s. **[REMOVED] Volunteer Fire Operations Insurance.** Council unanimously approved the purchase of volunteer fire operations insurance. **ACTION: RISK MANAGEMENT, FINANCE, PROCUREMENT**

- t. **[REMOVED] Emergency Back-Up Generator Replacement.** Council unanimously approved the expenditure of approved budgeted funds for the Department of Support Services to replace emergency back-up generators at two Richland County facilities and a first-time installation at a third location.
ACTION: SUPPORT SERVICES, FINANCE, PROCUREMENT, INFORMATION TECHNOLOGY

2. Third Reading Items:

- a. **An Ordinance Approving a budget for and the distribution of the revenues from the one percent (1%) sales and use tax for transportation projects for Fiscal Year 2013-2014 and other matters related thereto.** A motion was unanimously approved for deferral to the June 18, 2013 Council meeting.
ACTION: LEGAL, FINANCE, ADMINISTRATION, PROCUREMENT, CLERK OF COUNCIL

3. Second Reading Items:

- a. **Small Local Business Enterprise ("SLBE") Program.** A motion was unanimously approved for deferral to the July 2, 2013 Council meeting. Staff was directed to revise the language contained in the ordinance. **ACTION: CLERK OF COUNCIL, LEGAL, FINANCE, ADMINISTRATION**
- b. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article II, Rules of Construction; Definitions; Section 26-22, Definitions; and Amending Article VII, General Development, Site, and Performance Standards; Section 26- 186, Green Code Standards; so as to replace those standards with "Development with Open Space Design Standards" and amending Article X, Subdivision Regulations; Section 26-222, General Requirements; Subsection (g), Natural Resource Inventory; Paragraph (1); so as to delete the requirement of a desktop analysis.** A motion was unanimously approved for deferral to the July 16, 2013 Council meeting.
ACTION: PLANNING, LEGAL, CLERK OF COUNCIL

4. Report of Administration and Finance Committee:

- a. **Richland County Public Library Bonds**
- i. **An Ordinance Providing for the issuance and sale of General Obligation Bonds of Richland County, South Carolina, in an aggregate principal amount of not exceeding Fifty-Nine Million Three Hundred Twenty One Thousand Nine Hundred Dollars (\$59,321,900); delegating to the County Administrator certain authority related to the bonds; providing for the payment of said bonds; and other matters relating thereto [FIRST READING].** Council gave first reading approval to the Bond Referendum on the question of the issuance of not exceeding \$59,321,900 of general

obligation bonds of Richland County to acquire, construct, improve, and renovate existing and proposed facilities and equipment of Richland Library. **ACTION: FINANCE, LEGAL, LIBRARY, ELECTIONS AND VOTER REGISTRATION, ADMINISTRATION, CLERK OF COUNCIL**

ii. **A Resolution Declaring the Intention of Richland County, South Carolina to reimburse itself for certain expenditures with the proceeds of debt to be issued by the issuer.** Council approved the Resolution. Staff was directed to provide more specific details regarding how funds will be allocated for proposed projects and improvements on the Bond Referendum ballot. **ACTION: FINANCE, LEGAL, LIBRARY, ELECTIONS AND VOTER REGISTRATION, ADMINISTRATION, CLERK OF COUNCIL**

iii. **A Resolution Ordering a Bond Referendum to be held in Richland County, South Carolina, on the question of the issuance of not exceeding \$59,321,900 of General Obligation Bonds of Richland County, South Carolina; providing for the form of the ballot to be used; providing for notice of the referendum; and providing for other matters relating thereto.** Council approved the Resolution. **ACTION: FINANCE, LEGAL, LIBRARY, ELECTIONS AND VOTER REGISTRATION, ADMINISTRATION, CLERK OF COUNCIL**

b. **Emergency Services' Contract for Property Purchase.** A motion was unanimously approved to defer this item to Executive Session for discussion.

5. Report of Economic Development Committee:

a. **Inducement Resolution for Project Packaging.** Council unanimously approved the Resolution. **ACTION: LEGAL, ECONOMIC DEVELOPMENT, CLERK OF COUNCIL, ASSESSOR, AUDITOR, TREASURER**

6. Other Items:

a. **Report of the Dirt Road Committee:**

i. **Recommended Plan for Paving Dirt Roads.** Council unanimously approved the recommended plan for low-volume paving of 27 dirt roads. **ACTION: PUBLIC WORKS, FINANCE**

ii. **Emergency Maintenance of Roads.** Council unanimously approved the amendment to section (c) to allow Public Works to provide emergency maintenance to residents of private road subdivisions. **ACTION: PUBLIC WORKS, LEGAL, CLERK OF COUNCIL**

7. **Citizen's Input:** No one spoke.

8. **Executive Session:**

- a. **Contractual Matter: Village at Sandhills.** For information only.
- b. **Richland One Special Election Fee Update.** For information only.
- c. **Emergency Services' Contract for Property Purchase.** No action was taken.

9. **Motion Period:**

- a. **Staff will provide Council with the Budget processes' preliminary motions list 24 hours prior to the deadline for item submission and the final list within 48 hours following the submission deadline [MANNING].** This item was forwarded to the June 25, 2013 A&F Committee meeting. **ACTION: ADMINISTRATION, LEGAL, FINANCE, CLERK OF COUNCIL, ASSESSOR, AUDITOR, TREASURER**
- b. **All applicants for Richland County Boards, Commissions or Committees will be telephonically notified within 48 hours of council's decision relating to that appointment and a follow up letter will be mailed within 5 work days to same [MALINOWSKI].** This item was forwarded to the June 18, 2013 Rules and Appointments Committee meeting. **ACTION: CLERK OF COUNCIL, ADMINISTRATION**
- c. **Resolution in honor of Waverly Neighborhood's 100th Anniversary [ROSE].** Council unanimously approved the Resolution. **ACTION: CLERK OF COUNCIL, ADMINISTRATION**
- d. **Explore the possibility of vendors paying a fee or a percentage of their vendor's fee at tourists sponsored events for tourist-related activities. Vendors at these events are not collecting the H-Tax Business License Office has no way of monitoring or collecting these taxes [JACKSON].** This item was forwarded to the June 25, 2013 A&F Committee meeting. **FINANCE, LEGAL, BUSINESS SERVICES, GRANTS, CLERK OF COUNCIL**

10. **Adjournment:** Council adjourned at 7:41p.m.