

RICHLAND COUNTY GOVERNMENT



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

**July 2, 2013
6:00 p.m.**

Call to Order: Washington

Invocation: Washington

Pledge of Allegiance: Washington

Approval of Minutes:

- a. Regular Session: June 4, 2013.** Approved as published.
- b. Zoning Public Hearing: June 25, 2013.** Approved as published.

Adoption of Agenda: July 2, 2013. Adopted as published.

Report of the Attorney for Executive Session Items: No report was given.

Citizen's Input: No one spoke.

Report of the County Administrator:

- a. State Infrastructure Bank Update.** Mr. McDonald stated that approximately two years ago Richland County passed a Resolution in support of the John Hardy Expressway project at the Columbia Metropolitan Airport. Lexington County, the Airport and the City of Columbia and have formed a partnership to cooperatively apply for a renewed State Infrastructure Bank fund with the goal of creating a stronger impact and improving the likelihood of being funded as a single project than if they each entity applied individually in competition with one another.

Richland County, Lexington County, the City of Columbia and the airport have each been requested to contribute one quarter, or \$4,500, toward the collective \$18,000 fee to pay for the consultant and related study needed to complete the application. Mr. McDonald recommended amending the Resolution to also include the City of Columbia's Assembly Street project and to contribute funding toward the completion of the application.

ACTION: CLERK OF COUNCIL, ADMINISTRATION

Report of the Clerk of Council: No report was given.

Report of the Chairman: No report was given.

Presentations:

- a. **Association of Counties.** Josh Rhodes provided an overview of the upcoming Annual Conference, which will be held from August 3 – 6, 2013 and provides educational opportunities to Council members across the state. As of June 10, 2013 \$2 million was returned to Richland County through the Association's Debt Setoff and GEAR programs, which collects outstanding debts owed to the County.

The Worker's Compensation Insurance Trust is owned and managed by county officials and is at its lowest rate. In collaboration with the Risk Management department, the modifier was decreased by 26 points, which translates into over \$175,000 in savings.

Legislatively, Richland County's two primary challenges are the Local Government fund, which was reduced in 2008. Over the years, the reduced funding has resulted in \$60 million underfunding which could result in having to cut services or raise taxes. The second challenge is the proposed *Business Freedom to Choose Act* (aka the *Solid Waste Act*) which, if passed, will decrease the ability to enforce zoning regulations associated with sites of landfill facilities.

Open/Close Public Hearings:

- a. **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.** No one 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.** No one spoke.
- c. **FY13 Budget Amendment for Risk Management.** No one spoke.
- d. **Small Local Business Enterprise ("SLBE") Program.** No one spoke.
- e. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 21, Roads, Highways and Bridges; Article I, in General; Section 21-13, Emergency Maintenance of Roads; so as to delete subsection (c) in its entirety.** No one spoke.

1. Consent Items:

- a. **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]. Council unanimously gave third reading approval to the ordinance amendment. **ACTION: TREASURER, FINANCE, CLERK OF COUNCIL, PROCUREMENT**

- b. **[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 approval failed. A motion for reconsideration was unanimously approved. Council gave third reading approval to the ordinance amendment to pay \$323,999 of the balance for legal services. **ACTION: LEGAL, CLERK OF COUNCIL**

- c. **An Ordinance Providing for the Issuance and Sale of General Obligation Bonds (for the benefit of the Richland Library) 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 [THIRD READING].** Council unanimously gave third reading approval to the ordinance. **ACTION: FINANCE, LEGAL, LIBRARY, ADMINISTRATION, CLERK OF COUNCIL**

- d. **[REMOVED] Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to approve and appropriate \$300,000 of General Fund Unassigned Balance for legally obligated claims for the Richland County Risk Management Department [THIRD READING].** Council unanimously approved the Administrator's recommendation to table the item. **ACTION: RISK MANAGEMENT, FINANCE, LEGAL**

- e. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 21, Roads, Highways and Bridges; Article I, in general; Section 21-13, Emergency Maintenance of Roads; so as to delete subsection (c) in its entirety [THIRD READING].** Council unanimously gave third reading approval to the ordinance amendment. **ACTION: PUBLIC WORKS, LEGAL, CLERK OF COUNCIL**

- f. **13-20MA
John Champoux
RU to RS-LD (6.75 Acres) Knollside Drive
20500-06-18/21 & 20500-04-21 [SECOND READING].** Council unanimously gave second reading approval to the map amendment. **ACTION: PLANNING, CLERK OF COUNCIL**

- g. **13-22MA
Terry Harris
7950 Bluff Rd.**

RU to RC (12.79 Acres)

32400-02-25 [SECOND READING]. Council unanimously gave second reading approval to the map amendment. **ACTION: PLANNING, CLERK OF COUNCIL**

- h. [REMOVED] Department of Public Works Purchase of Small Motor Grader for Asphalt Crew.** A deferral for discussion in Executive Session was withdrawn. Council unanimously approved the Committee's recommendation to approve the purchase of a NorAm 65E Compact Motor Grader in the amount of \$131,625.00 for the Roads and Drainage Division of the Department of Public Works. **ACTION: PUBLIC WORKS, PROCUREMENT, FINANCE**
- i. Department of Public Works Purchase of Volvo G930B Motor Grader for Drainage Division.** Council unanimously approved the Committee's recommendation to approve the purchase of a new motor grader in the amount of \$167,260.00 for the Roads and Drainage Division of the Department of Public Works. **ACTION: PUBLIC WORKS, PROCUREMENT, FINANCE**
- j. Review categorizing zoning districts that allows for more "sub-categories" in the various districts and eliminate general categories.** Council unanimously approved the Committee's recommendation to accept staff's recommendation to include all districts in its review as part of its Comprehensive Plan update. **ACTION: PLANNING**
- k. Residential Parking Permits in Portions of Olympia and Neighboring Communities.** Council unanimously approved the Committee's recommendation for staff to look into residential parking permits for the designated County portions of Olympia and neighboring communities, and possibly approve an ordinance amendment in Chapter 17 of the Richland County Code of Ordinances with regards to requiring a residential permit parking district in those areas of the County. **ACTION: PLANNING, LEGAL**
- l. Hold Workshop with SCDOT re: Transportation Penny IGA.** Council unanimously approved the Committee's recommendation to hold a Work Session with the SCDOT regarding the Transportation Penny IGA after the Transportation Penny Director and SCDOT formulate a draft / proposed IGA. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
- m. 2013 National Aviation Week Proclamation.** Council unanimously approved the Committee's recommendation to proclaim August 18 – 24, 2013 as National Aviation Week in Richland County and issue a suitable proclamation. **ACTION: AIRPORT, CLERK OF COUNCIL, PUBLIC INFORMATION**
- n. Staff Recognition for Wellness Efforts.** Council unanimously approved the Committee's recommendation to invite winners of the Golden Apple Awards and participants in the "Healthy in 12" program to attend a County Council meeting.

The “Healthy in 12” Program was funded by Coventry Health Care of the Carolinas and presented by Doctors Wellness Center. The request is to recognize these employees in the Council meeting as the Council deems appropriate.

ACTION: HUMAN RESOURCES, CLERK OF COUNCIL

- o. Petition to Close a Portion of Pinner Road.** Council unanimously approved the Committee’s recommendation to consider a petition filed with the Circuit Court to close a portion of Pinner Road, which is in Richland County and is, or at some time was, maintained by the County. **ACTION: LEGAL, EMERGENCY SERVICES, PLANNING, PUBLIC WORKS**
- p. Local Public Agency Administration.** Council unanimously approved the Committee’s recommendation to approve Public Works’ application to become a Local Public Agency for a county-wide crosswalk project. **ACTION: PUBLIC WORKS, LEGAL**
- q. Collecting H-Tax at Sponsored Events.** Council unanimously approved the Committee’s recommendation for staff to further explore new methods of collecting Hospitality Taxes at sponsored events. **ACTION: ADMINISTRATION, BUSINESS SERVICES, FINANCE, AUDITOR, ASSESSOR, TREASURER**
- r. Budget Motions List.** Council unanimously approved the Committee’s recommendation to direct staff to 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. **ACTION: FINANCE, ADMINISTRATION, CLERK OF COUNCIL**
- s. [REMOVED] Inmate Food Service Management Contract.** Council approved the Committee’s recommendation to authorize the Alvin S. Glenn Detention Center to negotiate and award the ABL Food Service Management with the annual renew option. Staff was directed to provide Council with a recalculation of the pricing amounts. **ACTION: DETENTION CENTER, PROCUREMENT, FINANCE, LEGAL**
- t. FY14 Airport Master Rate Schedule and Ramp Fee Collection Procedures.** Council unanimously approved the Committee’s recommendation for a proposed master rate schedule of airport fees for Fiscal Year 2014 (FY-14) and formal procedures for the collection of ramp fees. **ACTION: AIRPORT, FINANCE, LEGAL, AUDITOR, ASSESSOR, TREASURER**
- u. Requested Authorization for Negotiation and Award of Fleet Maintenance Contract.** Council unanimously approved the Committee’s recommendation to authorize the Procurement Director to negotiate and award a contract to First Vehicle Services (FVS) for the provision of Richland County fleet maintenance services. **ACTION: SUPPORT SERVICES, PROCUREMENT, FINANCE,**

LEGAL

- v. **Approval of FY 13-14 Budgets within the FY 12-16 Consolidated Plan for Community Development Department Funds.** Council unanimously approved the Committee's recommendation to (1) approve the itemized budgets for the Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) funds for FY 13-14; and (2) the proposed reallocation of \$47,500 in remaining funding which was returned to the General Fund as a result of removal of the Columbia Urban League from the budget.

The upcoming year's budget will be included in the proposed FY 13-14 Annual Action Plan which will be submitted to the US Department of HUD by August 15, 2013. **ACTION: COMMUNITY DEVELOPMENT, GRANTS, FINANCE, LEGAL**

- w. **Purchase of Building and Lot for New Blythewood Magistrate District Office.** Council unanimously approved the Committee's recommendation to approve the purchase of 118 McNulty, Blythewood, SC 29016, Tax Map Number R15213-01-11 for the purpose of housing the newly created Blythewood Magistrate District Office in a County owned facility in the Blythewood District. A motion for reconsideration failed. **ACTION: MAGISTRATE, SHERIFF, LEGAL, FINANCE, BUILDINGS AND INSPECTIONS, INFORMATION TECHNOLOGY, SUPPORT SERVICES**

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 -- CMRTA FY14 Budget.** A motion to defer this item to the July 16, 2013 meeting for more information failed. Council unanimously gave third reading approval to the ordinance amendment. Staff was directed to provide an explanation for footnote No. 4. **ACTION: LEGAL, FINANCE, ADMINISTRATION, PROCUREMENT, CLERK OF COUNCIL**
 - i. **CMRTA IGA.** Council approved the Agreement.
 - ii. **CMRTA Resolution.** Council unanimously approved the Resolution.
- b. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; so as to abolish the Appearance Commission and to amend the Conservation Commission's responsibilities to include Appearance.** Council gave third reading approval to the ordinance amendment. **ACTION: CLERK OF COUNCIL, LEGAL, CONSERVATION DEPARTMENT, ADMINISTRATION**

3. Second Reading Items:

- a. **Small Local Business Enterprise ("SLBE") Program.** Council unanimously gave second reading approval to the item and directed staff to incorporate both the recommendations from the work session and Council's comments in the information provided to Council prior to the third reading. **ACTION: PROCUREMENT, LEGAL, CLERK OF COUNCIL**
- b. **An Ordinance Authorizing the Issuance and Sale of not to exceed \$250,000,000 General Obligation Bonds and \$50,000,000 General Obligation Bond Anticipation Notes, in one or more series, in one or more years, with appropriate series designations, of Richland County, South Carolina; fixing the form and details of the bond and the notes; delegating to the County Administrator certain authority related to the bonds and the notes; providing for the payment of the bonds and the notes and the disposition of the proceeds thereof; and other matters relating thereto.** Council unanimously gave second reading approval to the ordinance. **ACTION: FINANCE, LEGAL, ADMINISTRATION**
- c. **Ordinance Authorizing the Execution and Delivery of a Fee Agreement by and between Richland County, South Carolina and Intertape Polymer Corp. providing for a payment of a Fee in Lieu of Taxes and other matters related thereto.** Council unanimously gave second reading approval to the ordinance. **ACTION: LEGAL, FINANCE, ECONOMIC DEVELOPMENT, TREASURER, AUDITOR, ASSESSOR**
- d. **Authorizing the Execution and Delivery of a First Amendment to the Infrastructure Credit Agreement by and among Richland County, South Carolina and Project PT, to provide for an extension of the Special Source Revenue Credit and to apply it to an additional investment commitment and additional job commitment by Project PT; and other matters thereto related.** Council unanimously approved a motion to defer. **ACTION: LEGAL, FINANCE, TREASURER, AUDITOR, ASSESSOR**
- e. **Authorizing the Execution and Delivery of a Fee in Lieu of Tax Agreement by and among Richland County, South Carolina, a sponsor and a sponsor affiliate collectively known as Project Sweetbay, to provide for a Fee-in-Lieu of ad valorem taxes; and other related matters.** Council unanimously gave second reading approval to the ordinance. **ACTION: LEGAL, FINANCE, TREASURER, AUDITOR, ASSESSOR**

4. Report of Development and Services Committee:

- f. **Sunnyside Drainage Ditch Capital Improvement Project Right of Way Purchase and Transfer.** Council approved the Committee's recommendation to

approve the purchase of four Right of Way (ROW) acquisitions in the amount of \$6,555.00 for the purpose of construction of Sunnyside drainage ditch (Orphanage Branch) capital improvement project. It is also being requested to approve the transfer of the purchased ROW to South Carolina Department of Transportation (SCDOT) once the project stands complete for future maintenance.

Approval of the Council is contingent on a written agreement that states the SCDOT is in agreement with completing the project. **ACTION: PUBLIC WORKS, FINANCE, LEGAL**

- g. Review Priority Investment Areas in Council District One.** Council unanimously approved the Committee's recommendation to include all districts in the review and potential restructuring of Priority Investment Areas in the updated Comprehensive Plan. **ACTION: PLANNING**

5. Report of Economic Development Committee:

- a. An Ordinance to Amend the Master Agreement Governing the I-77 Corridor Regional Industrial Park to include additional properties [FIRST READING BY TITLE ONLY].** Council accepted the Committee's recommendation and gave first reading approval to the ordinance by title only. **ACTION: ECONOMIC DEVELOPMENT, LEGAL**

6. Report of the Hospitality Tax Committee: A motion for deferral was unanimously approved for items a-f to be forwarded to the July 16, 2013 Council meeting. Staff was directed to provide Council a summary of the July 2, 2013 work session prior to the next meeting.

- a. Discussion of Items Referred During Budget Process**
- b. Working Definition of Tourist/Tourism**
- c. \$44M in Tourism-Related Projects**
- d. Review of May 13, 2013 Hospitality Tax Committee Memo**
 - i. Review Current Hospitality Tax Guidelines**
- e. Development of Criteria to Measure Accountability for Oversight Purposes**
- f. Feasibility Studies for Proposed Projects**

7. Citizen's Input: No one spoke.

8. Executive Session: No items were discussed.

9. Motion Period:

- a. To present a resolution to the Richland County Sheriff's Department to acknowledge the Department being a recipient of the prestigious Freedom Award, which will be presented to them in Washington, DC [MALINOWSKI]. This item was forwarded to the July 23, 2013 A&F Committee meeting. ACTION: CLERK OF COUNCIL**
- b. Any item on the consent agenda that is deferred should not be placed on the consent agenda when it is again placed on the agenda. The reason for a deferral is usually because additional information is being sought, and the new or added information does not make the matter the same as was previously on the consent agenda [MALINOWSKI]. This item was forwarded to the July 23, 2013 A&F Committee meeting. ACTION: CLERK OF COUNCIL**
- c. To approve \$82,000 in additional funding to the Palmetto City Classic and send it to the next available committee, which would be Economic Development. The event is September 21, 2013 [WASHINGTON]. Council unanimously approved a motion to forward the item to the July 16, 2013 Economic Development Committee meeting. ACTION: CLERK OF COUNCIL**

10. Adjournment: Council adjourned at **7:57 p.m.**