

RICHLAND COUNTY GOVERNMENT



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

July 16, 2013

6:00 p.m.

Call to Order: Washington

Invocation: Manning

Pledge of Allegiance: Manning

Presentation of Resolutions

- a. **Resolution Honoring Anna Wimberly, Richland School District Two Bus Driver, for her heroic action and judgment on keeping the children safe until assistance arrived [DIXON].** Ms. Dixon, on behalf of the Council, presented the Resolution to Ms. Wimberly.
- b. **Resolution honoring the Richland County Wellness Program and the impact it has on the lives and wellbeing of County staff and the citizens of Richland County [DIXON].** Ms. Dixon, on behalf of the Council, recognized the program participants. The Resolution will be presented at a later date.
- c. **2013 National Aviation Week Proclamation.** This item was deferred to the July 23, 2013 Special Called meeting.

Approval of Minutes:

- a. **Regular Session: July 2, 2013.** Approved as published.

Adoption of Agenda: Adopted as published.

Report of the Attorney for Executive Session Items:

- a. **City of Columbia Election Fee Agreement.** This item was deferred to the July 23, 2013 Special Called meeting.
- b. **Richland Library Referendum.** Council was informed this item did not require discussion in Executive Session.
- c. **Sewer System RFP Inquiry.** Mr. Farrar recommended this item be discussed in Executive Session.

Citizen's Input: No one spoke.

Report of the County Administrator:

- a. **Richland County Coroner's Office: International Association of Coroners & Medical Examiners Accreditation.** Mr. McDonald stated the office received this distinguished credential recently, which required the office to successfully pass more than 130 standards to achieve. Coroner Watts presented a copy of the office's accreditation certificate to the Chair and Vice-Chair on behalf of the Council.
- b. **SCSPE Engineer of the Year Award.** Mr. McDonald congratulated County Engineer, Ishmael Ozbek, for receiving this prestigious award from the Society of Professional Engineers.
- c. **Introduction of New Employees.** Mr. McDonald introduced Warren Harley, the new Assistant County Administrator. Beverly Harris was also introduced, who is the new Public Information office director.
- d. **Sewer System RFP Inquiry.** Mr. McDonald recommended this item be discussed further in Executive Session.

Report of the Clerk of Council:

- a. **Special Called Meeting, July 23rd - Immediately Following Zoning Public Hearing.** Ms. Onley stated the Special Called meeting will be held July 23, 2013 and will immediately follow the Zoning Public Hearing. This will be the wrap up meeting before Council recesses for the month of August.

Report of the Chairman: No report was given.

Presentations:

- a. **Jackie McKie.** No presentation was given.

Open/Close Public Hearings:

- a. **Ordinance Authorizing the Execution and Delivery of a Fee and Special Source Credit Agreement by and among Richland County, South Carolina, Dayton Rogers of South Carolina, LLC and LBE Two, LLC providing for a payment of a Fee in Lieu of Taxes and other matters related thereto.** No one spoke.
- b. **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 Fee-in-Lieu of Ad Valorem Taxes; and other related matters/** No one spoke.

- 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. No one spoke.**
- d. **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. No one spoke.**

1. Consent Items:

- a. **13-20MA
John Champoux
RU to RS-LD (6.75 Acres)
Knollside Drive
20500-06-18/21 & 20500-04-21 [THIRD READING]. Council unanimously gave third reading approval to the map amendment. ACTION: PLANNING, CLERK OF COUNCIL**
- b. **13-22MA
Terry Harris 7950 Bluff Rd.
RU to RC (12.79 Acres)
32400-02-25 [THIRD READING]. Council unanimously gave third reading approval to the map amendment. ACTION: PLANNING, CLERK OF COUNCIL**
- c. **[REMOVED] 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 [THIRD READING]. Council gave third reading approval to the ordinance. ACTION: FINANCE, LEGAL, ADMINISTRATION**

2. Third Reading Items:

- a. **Ordinance Authorizing the Execution and Delivery of a Fee and Special**

Source Credit Agreement by and among Richland County, South Carolina, Dayton Rogers of South Carolina, LLC and LBE Two, LLC providing for a payment of a Fee in Lieu of Taxes and other matters related thereto. Council unanimously gave third reading approval to the ordinance. ACTION: LEGAL, FINANCE, TREASURER, AUDITOR, ASSESSOR

- b. Small Local Business Enterprise ("SLBE") Program. A motion was unanimously approved to defer to the July 23, 2013 Council meeting. ACTION: PROCUREMENT, LEGAL, CLERK OF COUNCIL**
- 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 third reading approval to the ordinance. ACTION: LEGAL, FINANCE, ECONOMIC DEVELOPMENT, TREASURER, AUDITOR, ASSESSOR**
- d. 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 Fee-in-Lieu of Ad Valorem Taxes; and other related matters [THIRD READING]. Council unanimously gave third reading approval to the agreement. ACTION: LEGAL, FINANCE, TREASURER, AUDITOR, ASSESSOR**

3. Second Reading Items

- a. Authorizing an Amendment to the Master Agreement Governing the I-77 Corridor Regional Industrial Park by and between Richland County, South Carolina, and Fairfield County, South Carolina, to expand the boundaries of the park to include certain real property located in Richland County; and other related matters. Council unanimously gave second reading approval to the amended agreement. ACTION: ECONOMIC DEVELOPMENT, PLANNING, LEGAL, CLERK OF COUNCIL**

4. Report of Economic Development Committee:

- a. A Resolution to state the commitment of Richland County to enter into a Fee-in-Lieu of Tax Agreement with Mars Petcare US, Inc. and CLF Columbia LLC; to provide the general terms of the Fee-in-Lieu of Tax Agreement; to identify the "Project" for purposes of the Fee-in-Lieu of Tax Simplification Act; and to provide for other matters related thereto. Council unanimously approved the Committee's recommendation to approve the Resolution. ACTION: CLERK OF COUNCIL, ECONOMIC DEVELOPMENT, FINANCE, LEGAL, TREASURER, AUDITOR, ASSESSOR**

- b. **Approval of Central SC Alliance Member Marketing Grant.** Council unanimously approved the Committee's recommendation to approve the acceptance of the grant in the amount of \$7,500. **ACTION: ECONOMIC DEVELOPMENT, FINANCE, GRANTS**

- c. **Motion to approve an additional \$82,000 in Hospitality Tax for the Palmetto Capital City Classic [WASHINGTON].** A motion to approve \$35,000 in additional funding failed. A substitute motion to approve the original motion for \$82,000 in additional funding failed. A second substitute motion to approve \$47,000 in additional funding (totaling \$75,000) was approved. **ACTION: FINANCE, GRANTS**

5. Report of Rules and Appointments Committee:

- a. **Notification of Vacancies:**
 - a. **Airport Commission-1; there is one vacancy on this commission; Dennis L. Dabney, September 18, 2016 (resigned).** A motion to advertise was unanimously approved. **ACTION: CLERK OF COUNCIL**

- b. **Notification of Appointments:**
 - a. **Accommodations Tax Committee-3; positions needed to be filled are for Lodging, Hospitality and Cultural; applications was received from the following:**

J. Benjamin Blackwell*
Thomas E. Holloway

The Committee's recommendation to appoint Mr. Holloway to the Cultural position and to readvertise the Lodging and Hospitality positions was unanimously approved. **ACTION: CLERK OF COUNCIL**

 - b. **Board of Assessment Appeals-1; there is one vacancy on this board; applications were received from the following:**

Eric John Grant*
Jennifer Green

The Committee's recommendation to appoint Mr. Grant was unanimously approved. **ACTION: CLERK OF COUNCIL**

 - c. **Community Relations Council-2; there are two positions on this council; applications were received from the following:**

Dr. Allen Coles*

**Kerry Feduk
Kimberly Andrena Kennedy Gooden
Toya Dion Jefferson Murph**

This item was held in Committee pending interviews that will be conducted in September 2013. **ACTION: CLERK OF COUNCIL**

- d. East Richland Public Service Commission-1; there is one position on the commission; applications were received from the following:**

**Phyllis Beighley*
Norman M. Paige
Mark A. Riffle**

This item was held in Committee pending interviews that will be conducted in September 2013. **ACTION: CLERK OF COUNCIL**

- e. Employee Grievance Committee-4; no applications have been received.**

The Committee's recommendation to readvertise was unanimously approved. **ACTION: CLERK OF COUNCIL**

- f. Hospitality Tax Committee-2; there are two vacancies on this committee; applications were received from the following:**

**John Adams
Shanelle Baker
Robert A. Swanson**

This item was held in Committee pending interviews that will be conducted in September 2013. **ACTION: CLERK OF COUNCIL**

- g. Midlands Workforce Development Board-8, for the following positions:**

**Private Sector (Business representative)-4
DSS representative-1
Youth Program representative-1
Job Corps representative-1**

**Private Sector applicants are: Derek Burrell, Wanda Herron, and Michael Ray
DSS representative applicant is: Terry D. Blair
Youth Council applicants are: Aretha Barnes (Job Corps representative) and Joseph Rice, Jr. (Youth Program**

representative)

This item was held in Committee pending interviews that will be conducted in September 2013. **ACTION: CLERK OF COUNCIL**

- c. **Discussion from Rules and Appointments Committee:**
 - a. **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] *Deferred by Council at the June 18, 2013 Council meeting.*** The Committee recommended applicants be notified within 24 hours of Council's decision. At the following meeting, Council will be given the opportunity for reconsideration. **ACTION: CLERK OF COUNCIL**
 - b. **Community Relations Council *Deferred by Council from the June 18, 2013 Council meeting.*** This item was tabled in Committee. **ACTION: CLERK OF COUNCIL**

6. Other Items:

- a. **Report of Hospitality Tax Review Committee.** Mr. Manning stated a written summary of the July 2, 2013 work session had been provided to Council.
 - 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**
 - a. **Review Current Hospitality Tax Guidelines**
 - e. **Development of Criteria to Measure Accountability for Oversight Purposes**
 - f. **Feasibility Studies for Proposed Projects.** Council unanimously approved the Committee's recommendation to prepare feasibility and market analysis studies for tourism related projects in the unincorporated areas of Richland County.
- b. **Report of the Decker Ad Hoc Committee:**
 - a. **Decker Demolition Contract Award.** Council unanimously approved the Committee's recommendation to award NEO Corporation as the project contractor. A motion for reconsideration failed. **ACTION: PUBLIC**

**WORKS, SUPPORT SERVICES, FINANCE, LEGAL,
PROCUREMENT**

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

8. **Executive Session:**

- c. **Sewer System RFP Inquiry (Item 5d).** The RFP will be modified to expand the scope and include a private management option. **ACTION: PUBLIC WORKS, SUPPORT SERVICES, FINANCE, LEGAL, PROCUREMENT**

9. **Motion Period:**

- a. **Move for unanimous consent on a motion supporting a Resolution honoring EAA Chapter 242 housed at Hamilton-Owens Airport for their completion of 10,000 flights in the Young Eagles program. This program provides flight experiences for young people to introduce them to flying. [PEARCE, ROSE and RUSH]. Council unanimously approved the Resolution. ACTION: CLERK OF COUNCIL**
- b. **Develop a plan to eliminate the septic and storm drainage problems in the suburbs and complete and tie into the city sewer and storm water systems [JACKSON]. This item was forwarded to the September 24, 2013 D&S Committee. ACTION: CLERK OF COUNCIL**
- c. **I move to have staff evaluate the special exception conditions for special congregate facilities, found in section 26-152 (d) (26) of the Land Development Code, to ensure that these conditions minimize potential land use conflicts and also to ensure that there are adequate services for the cliental within the vicinity of the facility. The evaluation should at minimum address: (1) Maximum occupancy; (2) Distance from residential districts, schools, and parks; and (3) Provisions for a management and security plan. Location considerations, including proximity to: (a) Professional services, such as doctor's offices and legal services; (b) Grocery stores; (c) Job development centers; and (d) Providers of services often utilized by the cliental, (i.e., medical clinics, food banks, public transportation). I also move to place a moratorium on any special exception requests to establish a special congregate facility until the evaluation is complete [MALINOWSKI]. Council gave first reading approval to the ordinance by the following title only: An Ordinance Establishing a Temporary Moratorium on the approval of any special exception requests to establish a special congregate facility within the unincorporated areas of Richland County. ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

10. **Adjournment:** Council adjourned at 8:10 p.m.