



**RICHLAND COUNTY  
GOVERNMENT**  
Office of the County Administrator

**Council Actions Report  
Regular Session Council Meeting  
March 3, 2015  
6:00PM**

**Call to Order:** Rush

**Invocation:** Dickerson

**Pledge of Allegiance:** Dickerson

**Approval of Minutes**

- a. **Regular Session: February 17, 2015:** Approved as amended. On page 6 of the agenda packet, the Call to Order should read as follows: Mr. Rush called the meeting to order at approximately 6:01 PM.
- b. **Zoning Public Hearing: February 24, 2015:** Approved as published.

**Adoption of Agenda:** Adopted as amended. Item 3f of the agenda was deferred to a future Council meeting.

**Report of Attorney for Executive Sessions Items**

- a. **Project LM Land Purchase**
- b. **Richland County Conservation Commission (RCCC) Request to Negotiate Property Purchase**
- c. **Contractual Matter: 208 Plan**
- d. **Contractual Matter: Palmetto Utilities**
- e. **Pending Litigation: Bouknight vs. Richland County, et. al.**
- f. **2014 Concrete Pavement Repair and Preservation Package C Contract**
- g. **Caughman Pond Easement**



**RICHLAND COUNTY  
GOVERNMENT**  
Office of the County Administrator

**h. Richland County and City of Columbia, et. al. vs. HotelGuides.Com, Inc.**

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

**Report of County Administrator:**

- a. Officer Safety Equipment Upgrade:** Council approved the purchase of 503 X26P Tasers from Taser International in the amount of \$585,025.92. The vote to reconsider failed. **ACTION: FINANCE, SHERIFF, ADMINISTRATION, PROCUREMENT**
- b. Cgov – National Customer Service Award Finalist – Development Services:** Mr. McDonald informed Council that the County's Development Services Department was named a finalist for the Cgov's (Government Contact Services Community of Practice) National Customer Service Award.

**Report of the Clerk of Council:**

- a. Richland 101:** Ms. McDaniels reminded Council of the schedule (6 PM to 8 PM, Mondays and Thursdays, March 3<sup>rd</sup> – April 1<sup>st</sup>) for the Richland 101 classes.

**Report of the Chairman:**

- a. Contractual Matter: Palmetto Utilities:** Executive Session item.
- b. Contractual Matter: 208 Plan:** Executive Session item.
- c. "Save Our Fort" Update:** Mr. Rush thanked everyone involved in the "Save Our Fort" event, including the Columbia Chamber of Commerce and County Councilmembers who attended the event.

Mr. Rush informed Council that Councilwoman Dixon was unable to attend the Council meeting due to a death in her family and requested that everyone keep her in their prayers.

Mr. Rush informed Council that the month of March is Women's History Month, and Ms. Dickerson recognized the Honorable Candy Yaghjian Waites for her service to Richland County as she was the first woman elected to Richland County Council in 1976.

**Open/Close Public Hearings**



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

- a. **An Ordinance Amending the Fiscal Year 2014-2015 General Fund Annual Budget to appropriate \$839,350 of General Fund Restricted Fund Balance for Economic Development Projects:** No one spoke.
- b. **An Ordinance Authorizing an easement to City of Columbia, South Carolina for a sanitary sewer line across land owned by Richland County; specifically a portion of TMS # 14900-01-02; and authorizing an easement to the City of Columbia, South Carolina for a water main across land owned by Richland County; specifically a portion of TMS # 14900-01-02:** No one spoke.

## 1. Approval of Consent Items

- a. **An Ordinance Amending the Fiscal Year 2014-2015 General Fund Annual Budget to appropriate \$839,350 of General Fund Restricted Fund Balance for Economic Development Projects:** Council gave third reading approval to the budget amendment in the amount of \$839,350.00. The vote to reconsider failed. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, ECONOMIC DEVELOPMENT, ADMINISTRATION**
- b. **14-41MA PGM Retail, LLC HI to GC (18.04 Acres) Mill Field Rd. 22905-02-02:** Council gave second reading approval to the rezoning amendment. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- c. [Removed from Consent] **An Ordinance Amending the Fiscal Year 2014-2015 Road Maintenance Annual Budget to appropriate Nine Hundred Thousand Dollars (\$900,000) to supplement the low volume paving program:** Council gave first reading approval to the budget amendment from the Public Works Road Maintenance Fund Balance in the amount of \$900,000.00 to supplement the Low Volume Paving Program. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, PUBLIC WORKS, ADMINISTRATION**

## 2. Third Reading Items

- a. **An Ordinance authorizing an amended easement to City of Columbia, South Carolina for a sanitary sewer line across land owned by Richland County; specifically a portion of TMS # 14900-01-02; and authorizing an easement to the City of Columbia, South Carolina for a water line across land owned by Richland County; specifically a portion of TMS # 14900-01-02:** Council gave third reading approval to ordinance. The vote to reconsider failed. **ACTION: LEGAL, CLERK OF COUNCIL, ECONOMIC DEVELOPMENT, ASSESSOR, AUDITOR, TREASURER, UTILITIES**



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

### 3. Second Reading Items

- a. **An Ordinance Updating the 2009 Comprehensive Plan through the adoption of a new plan for the County of Richland, pursuant to the State of South Carolina Comprehensive Planning Enabling Act of 1994:** Council gave second reading approval to the ordinance with the following directives for staff: incorporate and redline the latest changes to the 2009 Comprehensive Plan regarding water quality and include an internet link to the 2009 Comprehensive Plan in the Council meeting agenda packet prior to the 3<sup>rd</sup> reading of this item. **ACTION: CLERK OF COUNCIL, PLANNING, LEGAL**
- b. **An Ordinance authorizing a lease to Richland County Family Entertainment, LLC, of 20± acres of land located on a portion of TMS#17300-02-33, including all improvements which may be constructed thereon, for the operation of a water and adventure park:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, CLERK OF COUNCIL, ECONOMIC DEVELOPMENT, CAPITAL PROJECTS, FINANCE, ASSESSOR, AUDITOR, TREASURER**

### 4. Report of Development and Services Committee

- a. **RC Souvenirs:** Council tabled this item.
- b. **Intergovernmental Service Agreement with the City of Forest Acres:** Council approved the Intergovernmental Service Agreement (IGA) with the City of Forest Acres to permit the services of Richland County Magistrate Phillip F. Newsom for the position of Forest Acres Associate Municipal Judge. Council directed staff to add language to the IGA that specifies that any compensation, including retirement, due to the Magistrate for performing the services outlined in the IGA for the City of Forest Acres, will be paid by the City of Forest Acres. **ACTION: LEGAL, CLERK OF COUNCIL, HUMAN RESOURCES, MAGISTRATES, FINANCE, ADMINISTRATION**
- c. **Richland County Conservation Commission (RCCC) Request to Negotiate Property Purchase:** Executive Session item.

### 5. Report of Economic Development Committee

- a. **Project LM and Land Purchase:** Executive Session item.

### 6. Report of Rules and Appointments Committee



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GOVERNMENT**  
Office of the County Administrator

**a. Notification of Vacancies**

**i. Building Codes Board of Appeals (2)**

Council voted to re-advertise these vacancies. **ACTION: CLERK OF COUNCIL**

**ii. Business Service Center Appeals Board (1)**

Council voted to re-advertise this vacancy. **ACTION: CLERK OF COUNCIL**

**iii. Board of Zoning Appeals (2)**

Council voted to re-advertise these vacancies. **ACTION: CLERK OF COUNCIL**

**iv. Internal Audit Committee (1)**

Council voted to re-advertise this vacancy. **ACTION: CLERK OF COUNCIL**

**v. Planning Commission (4)**

Council voted to advertise these vacancies. **ACTION: CLERK OF COUNCIL**

**vi. Procurement Review Panel (2)**

Council voted to re-advertise these vacancies. **ACTION: CLERK OF COUNCIL**

**b. Notification of Appointments**

**i. Richland Memorial Hospital Board - 1**

Council voted to appoint Benjamin Mustian. **ACTION: CLERK OF COUNCIL**

**ii. Central Midlands Council of Governments (COG) – 1**

Council voted to appoint Michael Brandon Bailey. **ACTION: CLERK OF COUNCIL**



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

## 7. Other Items

### a. REPORT OF THE TRANSPORTATION AD HOC COMMITTEE

- i. **Innovista Project - Greene Street Phase I:** Council deferred this item to a future Council meeting. Council directed staff to negotiate a higher percentage of DBE (Disadvantage Business Enterprise Companies) participation in the contract for the Innovista Project – Greene Street Phase I with the low bidder (LAD Corporation). Additionally, Mr. McDonald will provide a report to Council, monthly, detailing the participation levels of SLBEs (i.e., number of SLBEs being certified, number of SLBEs receiving contracts, number of SLBEs signing up, etc.). **ACTION: LEGAL, FINANCE, TRANSPORTATION, PROCUREMENT, ADMINISTRATION, CLERK OF COUNCIL**

8. **Citizen's Input:** Three people spoke.

## 9. Executive Session

- a. **Project LM Land Purchase:** Council directed staff to proceed as discussed in Executive Session. **ACTION: ADMINISTRATION, LEGAL, PROCUREMENT, FINANCE, CAPITAL PROJECTS**
- b. **Richland County Conservation Commission (RCCC) Request to Negotiate Property Purchase:** Council directed staff to proceed as discussed in Executive Session. **ACTION: LEGAL, CONSERVATION, ADMINISTRATION, FINANCE**
- c. **Contractual Matter: 208 Plan:** Council referred this item to the Sewer Ad Hoc Committee for their consideration, and bring back to Council with a report from the Committee. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, UTILITIES, LEGAL**
- d. **Contractual Matter: Palmetto Utilities:** Council referred this item to the Sewer Ad Hoc Committee for their consideration, and bring back to Council with a report from the Committee. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, UTILITIES, LEGAL**
- e. **Pending Litigation: Bouknight vs. Richland County, et. al.:** Council directed staff to move forward with the Emergency Services Department's recommendation. **ACTION: LEGAL, EMERGENCY SERVICES, ADMINISTRATION**



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

- f. **2014 Concrete Pavement Repair and Preservation Package C Contract:** Council deferred this item to a future Council meeting. **ACTION: CLERK OF COUNCIL, TRANSPORTATION, PROCUREMENT**
- g. **Caughman Pond Easement:** Council accepted staff's recommendation for the Caughman Pond Easement. The vote to reconsider failed. **ACTION: LEGAL, CAPITAL PROJECTS, FINANCE**
- h. **Richland County and City of Columbia, et. al. vs. HotelGuides.Com, Inc.:** Council directed staff to accept the dollars and place them in the fund balance of A-Tax. **ACTION: GRANTS, FINANCE, LEGAL, ADMINISTRATION**

## 10. Motion Period

- a. **For projects funded with Richland County Transportation Sales Tax funds to be developed based on traffic projections for the design year 20 years beyond the scheduled construction date of the Project. For example, a scheduled construction start in 2015 would yield design year traffic projections for the year 2035. Where available, the local Central Midlands Council of Governments (CMCOG) traffic projections would be supplied for use in these planning activities. Where these CMCOG traffic projections are not available, the County shall make traffic projections based on standard industry methodology for the appropriate design year as indicated above. This should apply to any project funded with Richland County Transportation Sales Tax funds with the exception being projects where the purpose and need is strictly an enhancement such as: bikeways, sidewalks, neighborhood improvements, greenways, dirt road paving, and resurfacing. [JACKSON]: This item was sent to the Transportation Ad Hoc Committee. ACTION: CLERK OF COUNCIL, TRANSPORTATION**
- b. **Have the Richland County Transportation Department explore the development of a "Pave-In-Place" ordinance to be included in the Penny Sales Tax Program [WASHINGTON]: This item was sent to the Dirt Road Ad Hoc Committee. ACTION: CLERK OF COUNCIL, TRANSPORTATION, ADMINISTRATION**
- c. **In the event that a Standing Committee of Council (Administration & Finance, Development & Services, Economic Development, Rules & Appointments) should fail to have a quorum of its members present either at the beginning of the meeting or after the meeting has begun, any item or items that are reported on the Committee Agenda deemed "time sensitive" by a committee member or County staff will be referred to the Chair of the Committee, the Chair of Council and the County Administrator. A determination will be then made by this group as to**



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

whether the “time sensitive” designation is valid. This determination may require consultation with a Department Head, Procurement, Legal et al. If a determination of time sensitivity is made in the affirmative, the Chair of Council may add the item to the next regularly scheduled Council meeting for review, debate and action [PEARCE AND MANNING]: This item was sent to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**

- d. **Review the terms of days missed per annum to continue to serve on the Planning Commission. Reason: With a nine member Commission and the importance of the body, as applications are time sensitive, there should not be any reason the Planning Commission cannot meet a quorum. [JACKSON AND MALINOWSKI]:** This item was sent to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**
- e. **Richland County should explore the option of having a private company promote water service to a portion of Richland County whereby Richland County will benefit financially [RUSH AND MALINOWSKI]:** This item was sent to the Sewer Ad Hoc Committee. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, UTILITIES**
- f. **Resolution Honoring Anne Kelly, Chief Deputy Clerk of Court [JETER AND DIXON]:** Council unanimously approved the Resolution. **ACTION: CLERK OF COUNCIL**

**11. Adjournment:** Council adjourned at 8:50PM.