

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS REGULAR SESSION COUNCIL MEETING

January 5, 2010

6:00 PM

Call to Order: Livingston

Invocation: Hutchinson

Pledge of Allegiance: Hutchinson

Election of Chair: Mr. Livingston was elected Chairman of County Council.

Election of Vice Chair: Mr. Jeter was elected Vice-Chairman of County Council.

Selection of Seats: No one changed seats.

Citizens' Input: No one spoke.

Approval of Minutes

Special Called: December 22, 2009: Approved as submitted.

Zoning Public Hearing: December 22, 2009: Approved as submitted.

Adoption of the Agenda: Adopted as amended. Items b, c, and d were added under the Report of the County Administrator.

- 1. Report of the Attorney for Executive Session Items:** No items.
- 2. Report of the County Administrator**
 - a. Appearance Commission Appointments:** Mr. Pope stated that there were vacancies on the Appearance Commission.
 - b. Joint Briefing on H3272:** Mr. Pope reminded Council that there will be a Joint Briefing this Thursday with Columbia City Council, Richland

County Council & Richland One Board of School Commissioners regarding H3272, Point of Sale Legislation. The event will take place on January 7 at 6:00pm at the Municipal Association.

- c. **GFOA Budget Award:** Mr. Pope presented the Budget team with the GFOA Budget Award.
 - d. **TIF Update:** Mr. Pope stated that a full report would be provided at the January 19, 2010 Council Meeting. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
3. **Report of the Clerk of Council**
- a. **Historic Marker:** Council is invited to the unveiling of a historic marker in Five Points honoring Dr. Martin Luther King, Jr. on January 18 at 3:00pm.
 - b. **CMRTA Comprehensive Study:** The City Council, County Council, and CMRTA will hold a meeting on Monday, January 25 from 9:00am – noon at the offices of the CMRTA to discuss the three Comprehensive Studies that were prescribed in the FY 10 IGA.
 - c. **Presentation:** The Three Kings Parade will take place Saturday from 11:00am – 3:00pm on Decker Boulevard.
4. **Report of the Chairman:** No report.
5. **Public Hearings**
- a. **Discharge of Firearms in Certain Areas Unlawful:** One person spoke.
 - b. **An Ordinance Authorizing (1) the execution and delivery of an infrastructure credit and incentive agreement by and among Richland County, South Carolina and Navistar, Inc., and /or Pure Power Technologies, LLC, and / or one or more of their affiliates, and assigns to provide for, in part, special source revenue credits, the conveyance of a fee simple title to certain land and real property improvements, and the inclusion and maintenance of certain property in a joint county industrial or business park; and (2) other matters related thereto:** No one spoke.
6. **Consent Items**
- a. **Discharge of Firearms in Certain Areas Unlawful [Third Reading]:** Council gave third reading to an ordinance amending Section 18-1(b) of the Richland County Code of Ordinances regarding the discharge of

firearms in certain areas as being unlawful. **ACTION: LEGAL, CLERK OF COUNCIL**

- b. **An Ordinance Amending Ordinance No. 029-07HR; so as to temporarily decrease the tap fees to be paid by users of the Broad River Regional Sewer System to Three thousand (\$3,000.00) dollars and to implement a gradual increase of such fees to Four thousand (\$4,000.00) dollars [Second Reading]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, UTILITIES, BUDGET, FINANCE**
- c. **Annual Financial Supplement to Chair [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE**
- d. **Smoking Ban Amendments [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: BUSINESS SERVICE CENTER, LEGAL, CLERK OF COUNCIL**
- e. **[REMOVED FROM CONSENT] 09-19MA; Hock Site; Hock Development Co.; GC & RM-HD to GC (1.34 Acres); 19813-06-25; Alpine Road & Old Percival [Second Reading]:** Council deferred the item to the January 19, 2010 Council Meeting. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- f. **Ordinance to incorporate the Trenholm Acres / Newcastle Neighborhood Master Plan into the “2009 Richland County Comprehensive Plan” [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- g. **Ordinance to incorporate the Crane Creek Neighborhood Master Plan into the “2009 Richland County Comprehensive Plan” [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- h. **Ordinance to allow an exemption for luminaries on outdoor athletic / sports fields from the requirements of being “full-cutoff certified” [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- i. **[REMOVED FROM CONSENT] \$100,000 Hospitality Tax Allocation, Public Information:** Council deferred the item to the January 19, 2010 Council Meeting. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**

- j. Approve Match Amount / DNA Backlog Reduction Grant from Sheriff's Department:** Council approved a grant match amount of \$18,707 for FY 10 for the DNA Backlog Reduction Grant for the Sheriff's Department. **ACTION: ADMINISTRATION, GRANTS, BUDGET, FINANCE, SHERIFF'S DEPARTMENT**
- k. Charge for Copies of Documents Subject to Council or Staff Review [Consent to TABLE]:** Council tabled the item.
- l. Transportation Work Session:** Council approved Parsons Brinkerhoff to give a Richland County Transportation Study revision update to Council at the 2010 Council Retreat, and afterwards, schedule follow up work sessions as needed. **ACTION: ADMINISTRATION**
- m. Approval for Additional Services for County's On-Call Proactive Maintenance Contractor (Public Works):** Council approved assigning additional construction services for proactive maintenance on-call contractor from Richland County Department of Public Works Stormwater Management Division's FY 10 adjusted budget. **ACTION: PUBLIC WORKS, STORMWATER, BUDGET, FINANCE, PROCUREMENT**
- n. [REMOVED FROM CONSENT] Farmers' Market: Pineview Property Follow-up:** Council deferred the item to the January 19, 2010 Council Meeting. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- o. [REMOVED FROM CONSENT] Implementation of the Renaissance Plan (Decker Boulevard):** Council deferred the item to the February 2, 2010 Council Meeting. **ACTION: PLANNING, ADMINISTRATION, CLERK OF COUNCIL**
- p. Ordinance Amendments Regarding Commercial Enforcement of Unlicensed Vehicles and Weeds and Rank Vegetation (Overgrown Lots) [First Reading]:** Council gave first reading approval to the ordinance, and amended the ordinance to reflect that the owner of an abandoned vehicle located on commercial property be responsible for that vehicle. **ACTION: SHERIFF'S DEPARTMENT, LEGAL, CLERK OF COUNCIL**
- q. Quit Claim, Hunter's Road [First Reading]:** Council gave first reading approval to a quit-claim deed by which Richland County releases its interest in part of the right of way for an abandoned section of Hunters Road to Malika R. Snipe and Ms. Aramide Mitchell. **ACTION: PUBLIC WORKS, LEGAL, CLERK OF COUNCIL**

- r. **Quit Claim, Pilgrim Road at Bruce Street and Ashbury Street [First Reading]:** Council gave first reading approval to a quit claim deed by which Richland County releases its interest in part of the right of way for Pilgrim Road in exchange for a portion of Lot 63 State Park Acres.
ACTION: PUBLIC WORKS, LEGAL, CLERK OF COUNCIL
7. **Report of Administration and Finance Committee**
- a. **Request to consider salary adjustments and amendments to existing county policies and procedures for the following elected and appointed positions: Treasurer:** Council deferred the item to the January 19, 2010 Council Meeting. **ACTION: ADMINISTRATION, LEGAL, HUMAN RESOURCES, CLERK OF COUNCIL**
8. **Report of Rules and Appointments Committee**
- a. **Notification of Vacancies:** Advertise. **ACTION: CLERK OF COUNCIL**
 - i. **Accommodations Tax Committee – 2 [Parnell, Cunningham]**
 - ii. **Board of Zoning Appeals – 2 [Branham, Cercere]**
 - iii. **Community Relations Council – 2 [McKee, White]**
 - iv. **Employee Grievance Committee – 1**
 - v. **Internal Audit Committee – 2**
 - b. **Discussion from Rules and Appointments Committee**
 - i. **Any amendments made to an agenda or minutes will be reflected in the following meeting's minutes so that persons reviewing them will have complete information regarding any changes that took place. [Malinowski]:** The item failed.
 - ii. **Motion for Presentations to be held on the 3rd Tuesday of the month.:** Council approved the item. **ACTION: CLERK OF COUNCIL, LEGAL**
 - iii. **Planning Commission Members and Occupations:** The item remains in committee. A work session is also to be held on the item. **ACTION: CLERK OF COUNCIL, LEGAL, PLANNING**

9. **Hospitality Tax Funding Request: Southern Intercollegiate Athletic Association (Benedict College):** Council deferred the item to the January 19, 2010 Council Meeting. **ACTION: ADMINISTRATION**

10. **Report of Voter Registration / Election Sub Committee:** Council voted to accept the preliminary compensation recommendations. Final recommendations are to be brought back to Council once available. Council also voted that the Ad Hoc Committee is to bring back recommendations on the structure of the Voter Registration and Election Commission Offices, including compensation recommendations based on the recommended structure for those Offices. **ACTION: ADMINISTRATION, HUMAN RESOURCES, LEGAL**

11. **Citizens' Input:** One person spoke.

12. **Executive Session:** None.

13. **Motion Period**
 - a. **Move the February 2, 2010 Meeting start time from 6pm to 7pm in order that Council Members can attend the RCEA Legislative Reception honoring Councilwoman Kit Smith, Mayor Coble, and Superintendent Hefner [Manning]:** Forwarded to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**

 - b. **County Offices be closed the day after Christmas to coincide with South Carolina's State Government and the neighboring Counties of Lexington and Fairfield. Kershaw County closes for 3 days as well at Christmas. Finally, Sumter County only closes for 2 days, but they are closed on Good Friday. All other holidays for these Counties coincide with those of Richland County. [Manning]:** Forwarded to the Administration and Finance Committee. **ACTION: ADMINISTRATION**

 - c. **Motion to review all engineering and architectural drawing requirements to make sure there are no unnecessary charges or expense to the citizens. [Jackson]:** Forwarded to the Development and Services Committee. **ACTION: ADMINISTRATION, PLANNING**

 - d. **Motion to restructure the Planning Commission. Appoint an eleven member Planning Commission with an appointee by each Council member giving representation to all districts. There should be no more than two members from the Building industry and two from the environmental community. [Jackson; Malinowski also supports]:** Forwarded to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**

- e. **That Richland County legal department meet with the attorneys who created the settlement agreement to determine the meaning of the language due to a potential breach in the agreement. In addition, a freeze should be placed on any funds forwarded to NEXTGEN until an audit can determine that the funds are being spent in accordance with the agreement which will only be determined after a meeting with the parties who created the agreement and that the agreement is correct according to what council's original intentions were.**
[Malinowski]: Forwarded to the Administration and Finance Committee.
ACTION: ADMINISTRATION

14. Adjournment: Council adjourned at 7:46 pm.