

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

September 7, 2010

6:00 p.m.

Call to Order: Livingston

Invocation: Manning

Pledge of Allegiance: Manning

Approval of Minutes

Special Called Council Meeting: July 27, 2010: The minutes regarding the following item were reconsidered: Transportation Sales Tax: Consultant and Educational Campaign Budget Amendment. The item was tabled. The minutes were approved.

Zoning Public Hearing: July 27, 2010: The minutes were approved.

Adoption of the Agenda: Approved as amended.

Report of the County Attorney

- a. **Columbia Venture Update:** Received as information.
- b. **Accommodations Tax and Hospitality Tax Update:** Received as information.
- c. **Solid Waste Contract Legal Update:** Received as information.

Citizens' Input: No one spoke.

Report of the County Administrator

- a. **Trails Brochure Update – Conservation Commission:** Carol Kosowski presented Council members with an informational brochure regarding Richland County trails.

- b. **Department of Energy Site Visit Update:** Anna Lange presented information to Council on the DOE EECBG site visit. The visit was hugely successful, and Richland County was complimented on many facets of our program, and DOE considered some of the County's facets as "Best Practices."
- c. **Transportation Sales Tax Update:** Mr. Pope will email information to Council.
- d. **Accommodations Tax and Hospitality Tax – New Reporting Requirements:** Sara Salley stated that three responses from grantees were received. Two responses were positive, while one response suggested a recommendation regarding accounting processes.
- e. **FEMA Requirements:** Mr. Pope stated that this item was an action item on the agenda.
- f. **Employee Grievances (2):** Council accepted the Administrator's recommendations. **ACTION: ADMINISTRATION, HUMAN RESOURCES**
- g. **Smoking Ban Update:** No smoking complaints were received last quarter.

Report of the Clerk of Council

- a. **SC HBCU Classic Scholarship Event, September 18, 2010, 8:00 pm, Township Auditorium**
- b. **Legacy Retreat Reminder: September 10, 2010, 2:00 – 5:00, LRADAC**
- c. **Councilwoman Joyce Dickerson's Book Signing: September 12, 2010 3:00 – 5:00, RCPL**
- d. **Save the Date: Columbia Urban League, October 26, 2010**

Report of the Chairman

- a. **Bond Rating Update:** Mr. Livingston presented Council with a CD of the presentation that was made to the bond rating agencies.
- b. **Personnel Consultant:** The matrix / instruments are to be developed with Council's guidance, so Council members need to be sure to provide input when requested.

- c. **SERCO Grant:** This item was moved to an action item on the agenda.

1. Public Hearings

- a. **An Ordinance establishing a policy for grant administrative fees and establishing the amount of such fees:** No one spoke.
- b. **Ordinance authorizing the County to execute and deliver a Master Park Agreement for the creation and maintenance of a multicounty business industrial park between Richland County, South Carolina, and Fairfield County, South Carolina; and other related matters:** No one spoke.
- c. **Ordinance Authorizing Richland County, South Carolina to issue, from time to time or at one time, in one or more issues or series, its revenue bonds, in an aggregate principal amount not to exceed \$20,000,000, the proceeds of which will be used to finance the acquisition, construction and renovation of certain property to be used in connection with the Eastover, South Carolina Mill of International Paper Company, consisting of capital improvements, including, but not limited to, any recovery zone property, pulp mill and power facilities, paper production facilities and related facilities, at the Mill, pursuant to Section 4-29-10 et seq of the 1976 Code of Laws of South Carolina, as amended; authorizing the execution and delivery of a contract of purchase providing for the issuance, sale, and purchase of such bonds; and authorizing the issuance of the bonds and the execution of necessary documents and the taking of any other action necessary to be taken by Richland County, South Carolina to cause the issuance and sale of such bonds:** No one spoke.
- d. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II, General Traffic and Parking Regulations; Section 17-9, through truck traffic prohibited; Subsection (A); so as to prohibit through truck traffic on N. Donar Drive and Prima Drive in Richland County, South Carolina:** No one spoke.
- e. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 23, Taxation; Article VI, Local Hospitality Tax; Section 23-69, distribution of funds; Subsection (3); and Section 23-71, oversight and accountability; so as to improve accountability for hospitality tax agencies:** No one spoke.
- f. **An Ordinance Amending the Fiscal Year 2010 – 2011 Road Maintenance Fund Annual Budget to appropriate \$47,200 of undesignated fund balance for the Transportation sales Tax**

Educational Campaign and Continuation of Consultant Services:
This item was tabled during the approval of the minutes, and was not properly before council. The public hearing was not held.

- g. An Ordinance Authorizing the issuance and sale of not to exceed \$2,000,000 General Obligation Bonds, Series 2010C, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto: No one spoke.**

2. Consent Items

- a. An Ordinance establishing a policy for grant administrative fees and establishing the amount of such fees [Third Reading]: Council gave third reading approval to the ordinance. ACTION: ADMINISTRATION, GRANTS, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**
- b. An Ordinance Authorizing the issuance and sale of not to exceed \$2,000,000 General Obligation Bonds, Series 2010C, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [Third Reading]: Council gave third reading approval to the ordinance. ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**
- c. [Removed from Consent]: Ordinance authorizing the County to execute and deliver a Master Park Agreement for the creation and maintenance of a multicounty business industrial park between Richland County, South Carolina, and Fairfield County, South Carolina; and other related matters [Second Reading]: Council gave second reading approval to the ordinance. ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**
- d. Ordinance Authorizing Richland County, South Carolina to issue, from time to time or at one time, in one or more issues or series, its revenue bonds, in an aggregate principal amount not to exceed \$20,000,000, the proceeds of which will be used to finance the acquisition, construction and renovation of certain property to be used in connection with the Eastover, South Carolina Mill of**

International Paper Company, consisting of capital improvements, including, but not limited to, any recovery zone property, pulp mill and power facilities, paper production facilities and related facilities, at the Mill, pursuant to Section 4-29-10 et seq of the 1976 Code of Laws of South Carolina, as amended; authorizing the execution and delivery of a contract of purchase providing for the issuance, sale, and purchase of such bonds; and authorizing the issuance of the bonds and the execution of necessary documents and the taking of any other action necessary to be taken by Richland County, South Carolina to cause the issuance and sale of such bonds [Second Reading]: Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**

- e. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II, General Traffic and Parking Regulations; Section 17-9, through truck traffic prohibited; Subsection (A); so as to prohibit through truck traffic on N. Donar Drive and Prima Drive in Richland County, South Carolina [Second Reading]: Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL****
- f. **10-20MA, Capital Development Partners, LLC, Mark James, M-1 to GC (1.02 acres), TMS# 11115-06-03, Bluff Road & Blair Street [Second Reading]: Council gave second reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL****
- g. **10-21MA, Lexington Land Development Co., LLC, Benjamin Kelly, HI to GC (4.05 acres), TMS# 17400-05-30/31, Clemson Road & Longreen Parkway [Second Reading]: Council gave second reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL****
- h. **10-22MA, Waffle House, Butch Baur, HI to GC (.349 acres), TMS# 11283-10-01, Bluff Road [Second Reading]: Council gave second reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL****
- i. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article II, Rules of Construction; Definitions; Section 26-22, Definitions; so as to define dormitories, hotels, motels, transient lodging, and primary campus [Second Reading]: Council gave second reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL****

3. Second Reading Items

- a. **10-19MA, Columbia Jewish Day School, Robert Lapin, M-1 to GC (3.5 acres), TMS# 17103-01-07, 8328 Parklane Road:** Council accepted the withdrawal of the applicant. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- b. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 23, Taxation; Article VI, Local Hospitality Tax; Section 23-69, distribution of funds; Subsection (3); and Section 23-71, oversight and accountability; so as to improve accountability for hospitality tax agencies:** Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, GRANTS**
- c. **An Ordinance Amending the Fiscal Year 2010 – 2011 Road Maintenance Fund Annual Budget to appropriate \$47,200 of undesignated fund balance for the Transportation sales Tax Educational Campaign and Continuation of Consultant Services:** No action. This item was not properly before Council based on actions taken during the approval of the minutes.

4. First Reading Items

- a. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Section 26-22; Definitions; Section 26-35, Richland County Planning and Development Services Department; and Section 26-106, FP Floodplain Overlay District; so as to adopt new firm maps with effective dates of September 29, 2010, and other updates as required by FEMA in order to maintain the National Flood Insurance Program within Richland County:** Council gave first reading approval to the ordinance. A Special Called Zoning Public Hearing will be held at 7:00 pm September 21, 2010. **ACTION: PLANNING, PUBLIC WORKS, LEGAL, CLERK OF COUNCIL**
- b. **An Ordinance Amending the Fiscal Year 2010 – 2011 General Fund Annual Budget to appropriate \$276,593 of General Fund Undesignated Fund Balance to Non-Departmental for Grant Match Funds based on Attachment A:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, FINANCE, BUDGET, GRANTS, LEGAL, CLERK OF COUNCIL**

5. Report of the Administration and Finance Committee

- a. **Establish an Ad Hoc Committee to work with the City of Columbia to make a recommendation on an ordinance to restrict operating hours of establishments that serve alcohol:** Council deferred this item to the

September 21, 2010 Council Meeting. **ACTION: CLERK OF COUNCIL**

6. Report of the Economic Development Committee

- a. **Village at Sandhill Improvement District Annual Resolution:** Council approved the Resolution. **ACTION: ADMINISTRATION, AUDITOR, ASSESSOR, TREASURER, CLERK OF COUNCIL**
- b. **Lower Richland Sewer Update:** Information will be presented to Council at the September 21, 2010 Council meeting. **ACTION: ADMINISTRATION, UTILITIES, CLERK OF COUNCIL**

7. Report of Rules and Appointments Committee

- a. **Notification of Vacancies:** Advertise. Council also requested that the Clerk's Office send council members the advertisements. **ACTION: CLERK OF COUNCIL**
 - i. **Central Midlands COG – 3 [Earl F. Brown, September 11, 2010; Steven Corboy, September 10, 2010*; Ken Moffitt, July 24, 2010*]**
 - ii. **Employee Grievance Committee – 3 [Deborah Jordan, May 15, 2010*; Kimberly Little, July 24, 2010; Llewlyn Walters, May 15, 2010*]**
- b. **Notification of Appointments**
 - i. **Accommodations Tax Committee, Hospitality – 2 Advertise. ACTION: CLERK OF COUNCIL**
 - ii. **Appearance Commission, Landscaper – 1 Advertise. ACTION: CLERK OF COUNCIL**
 - iii. **Building Codes Board of Adjustments & Appeals, Licensed Contractor – 1 Advertise. ACTION: CLERK OF COUNCIL**
 - iv. **Business Service Center Appeals Board – 1 [Samuel J. Boyd and Terris Riley] Boyd was appointed. ACTION: CLERK OF COUNCIL**
 - v. **Community Relations Council – 2 [Prentiss McLaurin* and Delores Saini] McLaurin and Saini were appointed. ACTION: CLERK OF COUNCIL**

- vi. **Historic Columbia Foundation – 1 [Rena N. Grant and Carolyn F. Yarborough]:** Grant was appointed. **ACTION: CLERK OF COUNCIL**
 - vii. **Internal Audit Committee – 2 Advertise.** **ACTION: CLERK OF COUNCIL**
 - viii. **Midlands Workforce Development Board – 6 [Reginald Abraham, Leonard Cooper, Fredrick B. Davis, Sr., Yvonne H. Manley, Rosalind Miller and Joann Richardson]** The item is held in committee for input from the Director (Bonnie Austin). **ACTION: CLERK OF COUNCIL**
- c. **Discussion from Rules and Appointments Committee**
- i. **Attorney General’s Opinion re: Voter’s Registration and Election Commission:** The item is held in committee. **ACTION: CLERK OF COUNCIL**
 - ii. **Bonding attorneys are to limit their presentations to answering the question asked and only providing the facts of a specific bond. They are not to provide support for or forecast possible future need for the item the bond is being sought. No personal opinion or interjection is to be given. [Malinowski]:** The item is held in committee, and will be moved to an action item. **ACTION: CLERK OF COUNCIL**
 - iii. **Clarification of the Rule regarding motions during the Special Called Meeting [Malinowski]:** The item is held in committee, and will be moved to an action item. **ACTION: CLERK OF COUNCIL**
 - iv. **Financial System Access for Council members [Washington]:** Staff is to present information regarding access for council members. **ACTION: ADMINISTRATION, FINANCE**
 - v. **East Richland Public Service Commission:** Council voted to approve the July 20, 2010 portion of the minutes that was deferred. This confirms the appointments to the Commission that Council approved. **ACTION: CLERK OF COUNCIL**
8. **Report of the Recreation Ad Hoc Committee**
- a. **Richland County Recreation / Entertainment Complex Update:** This item was held in committee for additional information, and will be brought

back to Council with recommendations from the Committee. **ACTION: ADMINISTRATION**

9. **Tiered Health Insurance [Manning]:** Council voted for the Chair to appoint an ad hoc committee of council to review the information and make recommendations to Council. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES**
10. **SERCO Grant:** This item was forwarded to the September 28, 2010 A&F Committee. The budgets for the proposed grantees are to be sent to Council. **ACTION: ADMINISTRATION, GRANTS, CLERK OF COUNCIL**
11. **Citizens' Input:** One person spoke.
12. **Motion Period**
 - a. **Richland County staff is requested to provide information relating to establishing a franchise fee for the extension or new installation of all utilities within the county by an outside agency. That information should include legalities, possible fees and how it relates to Richland County's Comprehensive Land Use Plan. Submission should be in time for the September Committee meeting. [Malinowski]:** This item was forwarded to the September 28, 2010 A&F Committee. **ACTION: ADMINISTRATION, LEGAL**
 - b. **No Through Truck Signs [Smith]:** This item was forwarded to the September 28, 2010 D&S Committee. **ACTION: ADMINISTRATION, PUBLIC WORKS**
 - c. **Resolution: New Ebenezer Baptist Church in celebration of their 100th anniversary. [Dickerson]:** **ACTION: CLERK OF COUNCIL**
 - d. **Motion to fully fund the Palmetto City Classic \$15,000 [Jackson]:** This item was forwarded to the September 28, 2010 A&F Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
 - e. **HBCU \$10,000 [Jackson]:** This item was forwarded to the September 28, 2010 A&F Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
13. **Adjournment:** Council adjourned at 8:00 p.m.