



RICHLAND COUNTY COUNCIL REGULAR SESSION AGENDA

**MARCH 2, 2010
6:00 PM**

CALL TO ORDER

HONORABLE PAUL LIVINGSTON, CHAIR

INVOCATION

HONORABLE L. GREGORY PEARCE, JR.

PLEDGE OF ALLEGIANCE

HONORABLE L. GREGORY PEARCE, JR.

Presentations

1. Engenuity

Citizen's Input

2. For Items on the Agenda Not Requiring a Public Hearing

Approval Of Minutes

3. Regular Session: February 16, 2010 [PAGES 8-13]
4. Zoning Public Hearing: February 23, 2010 [PAGES 15-16]

Adoption Of The Agenda

Report Of The Attorney For Executive Session Items

5. a. Columbia Venture Litigation Update
- b. Township Property

Report Of The County Administrator

6. a. Township Property
- b. Farmers' Market Settlement: Joint Resolutions in House and Senate

- c. Lower Richland Sewer Update
- d. Census Update

Report Of The Clerk Of Council

- 7. a. Crane Creek Watershed Meeting, March 4th, 6:30-8:00 p.m., Crane Creek Community Center, 7405 Fairfield Road

Report Of The Chairman

Approval Of Consent Items

- 8. An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$500,000 of additional revenue and expenditures to the non-departmental budget due to new accounting procedures associated with ambulance fee collections [**THIRD READING**] [**PAGES 20-24**]
- 9. An Ordinance Authorizing a lease to Vulcan Construction Materials, LP, for approximately 10 Acres of land, which is a portion of Richland County TMS # 06500-01-11 [**SECOND READING**] [**PAGE 26**]
- 10. 10-02MA
The View Subdivision
Joseph Younan
RU to RS-E (83.5 Acres)
12200-02-40 [*formerly 12200-02-05(p)*]
Lorick Rd. [**SECOND READING**] [**PAGE 28**]
- 11. Ordinance to allow subdivision of land off of a cross-access easement [**SECOND READING**] [**PAGES 30-31**]
- 12. Broad River Rowing Center [**PAGES 33-37**]
- 13. Farmers Market [**PAGES 39-43**]
- 14. Funding for Alternative Paving [**PAGES 45-48**]
- 15. Hopkins Community Water System [**PAGES 50-51**]
- 16. Bed and Breakfast Homes/Inns [**FIRST READING**] [**PAGES 53-59**]
- 17. Grant for the 2009 State Criminal Alien Assistance Program [**PAGES 61-64**]
- 18. Ridgewood Streetscape Design [**PAGES 66-78**]

Report Of Administration And Finance Committee

- 19. Design Build Bio-Retention Rain Garden [**PAGES 80-86**]

20. Designated Historic Buildings Should be Exempt from Richland County Taxes and Permit Costs
[PAGES 88-93]

Report Of Rules And Appointments Committee

1. Notification Of Vacancies

21. Accommodations Tax Committee-1 [Ken Ivey, April 1, 2010]
22. Appearance Commission-2 [one horticulturalist, one landscaper]
23. Board of Assessment Appeals-1 [Joseph Rosen, April 17, 2010]

2. Notification Of Appointments

24. Accommodations Tax Committee-2 [Wallace B. Cunningham*] [PAGES 98-100]
25. Community Relations Council-1 [Frank E. White, Jr.*] [PAGES 102-103]
26. Employee Grievance Committee-1 [No applications were received]
27. Internal Audit Committee-2 [Pierre Brunache; no additional applications were received]
[PAGES 106-109]
28. Planning Commission-1 [Dale L. Ball, Wallace Brown, Sr., Preston Carter, Stephanie Estep Cordum, Milton D. Davenport, Eric Douglas DeVan, Vivian D. DuBard, William L. DuBard, Sr., Carlos W. Gibbons, Sr., Yvonne L. Hall, Franklin D. Hertzell, Mark Paul Kays, Prentiss McLaurin, James W. "Jim" Pfefferkorn, Nathan Powell, Suzann Fair Sox, Howard A. VanDine, III, James P. Ward, Jr.] [PAGES 111-162]

3. Discussion From Rules And Appointments Committee

29. Planning Commission Ordinance and motion to restructure [PAGES 164-167]

Other Items

30. Resolution Adopting the All Natural Hazards Risk Assessment and Mitigation Plan for the Central Midlands Region of South Carolina [PAGE 169]
31. Report of Joint Transportation Ad Hoc Committee
 - a. CMRTA Resolution ARRA Funds and the IGA [PAGES 171-172]
 - b. Proposed Worksession - March 18th

Citizen's Input

32. Must Pertain to Items Not on the Agenda

Executive Session

Motion Period

33. • I move that we commence a compliance audit to determine if those companies granted economic development incentives by Richland County have complied with:
- (1) The terms of the incentive agreements between the county and the company
 - (2) the measures adopted by resolution of Richland County Council to ascertain local hiring and civic engagement **[SMITH]**
- Resolution to Support and Pursue Funding for the Airport Boulevard (SC 302) Beautification Project in Partnership with the City of Cayce, City of West Columbia and Lexington County **[LIVINGSTON]**
 - Richland County fund the ceremony of the bridge renaming for the two young ladies who tragically died going home from work by resolution **[JACKSON]**
 - Add Voter's Registration adjustment retroactive per Council discussion to the 2011 budget **[JACKSON]**

Adjournment



Richland County Council Request of Action

Subject

Engenuity

Richland County Council Request of Action

Subject

For Items on the Agenda Not Requiring a Public Hearing

Richland County Council Request of Action

Subject

Regular Session: February 16, 2010 [**PAGES 8-13**]

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, FEBRUARY 2, 2010 6:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Paul Livingston
Vice Chair	Damon Jeter
Member	Joyce Dickerson
Member	Norman Jackson
Member	Bill Malinowski
Member	Jim Manning
Member	L. Gregory Pearce, Jr.
Member	Kit Smith
Member	Kelvin Washington
Absent	Gwendolyn Davis Kennedy
Absent	Valerie Hutchinson

OTHERS PRESENT – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Sparty Hammett, Roxanne Ancheta, Randy Cherry, Stephany Snowden, Jennifer Dowden, Tamara King, Larry Smith, Amelia Linder, Daniel Driggers, Dale Welch, David Hoops, Kevin Etheridge, Carl Gosline, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:08 p.m.

INVOCATION

The Invocation was given by the Honorable Norman Jackson

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Norman Jackson

PRESENTATION

CMRTA Funding Recommendations – Mr. Tom Windsor made a brief presentation regarding the CMRTA's recommendations for funding.

CITIZENS' INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: January 19, 2010 – Mr. Malinowski stated that the vote was not reflected in the minutes for the PT-444 Accutech Item.

Ms. Dickerson moved, seconded by Mr. Jackson, to adopt the minutes as corrected. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Pope stated that the "Financial Transparency Reporting" needed to be added under the Report of the County Administrator.

Mr. Pearce moved, seconded by Mr. Malinowski, to adopt the agenda as amended. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

- a. Township Property
- b. Vulcan Lease Agreement

REPORT OF THE COUNTY ADMINISTRATOR

Township Property – This item was taken up during Executive Session.

Presentation: Convention Center Summer Program (Charlotte, Asheville) – Mr. Ric Luber and his staff made a brief update regarding their summer ad campaign.

Strategic Plan Implementation – Mr. Pope stated that the plan was approved at the February 2nd Council meeting and a meeting with all Department Directors and Elected/Appointed Officials will be held on March 1st.

Financial Transparency Reporting – Mr. Pope outlined the link on the county website regarding the financial transparency reporting.

REPORT OF THE CLERK OF COUNCIL

Ellen Dunham Jones – Ms. Finch stated that the Urban Land Institute of South Carolina, The Greater Columbia Chamber of Commerce and Richland County are hosting Ellen Dunham Jones, February 22, 12 noon at the Medallion Center.

Midlands Technical College Comprehensive Annual Financial Report – Ms. Finch stated that the CAFR for fiscal year ending June 30, 2009 is available at <http://www.midlandstech.edu/finance/CAFR2009.pdf>.

46th Annual Greater Columbia Community Relations Council Luncheon – Ms. Finch stated that the 46th Annual Luncheon will be held March 25th from 12:30-2:00 p.m. at the Columbia Metropolitan Convention Center. The keynote speaker will be the Honorable Robert D. Coble.

REPORT OF THE CHAIRMAN

No report was given.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$500,000 of additional revenue and expenditures to the non-departmental budget due to new accounting procedures associated with ambulance fee collections** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- **10-01MA, Albert E. McGee, Jr., RM-HD to OI (.406 Acres), 13809-03-21, 302 South Beltline Boulevard [THIRD READING]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II, General Traffic and Parking Regulations; Section 17-10, Parking in Residential Zones; so as to include enforcement in commercial areas [THIRD READING]**
- **An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$500,000 of additional revenue and expenditures to the non-departmental budget due to new accounting procedures associated with ambulance fee collections**

Mr. Jeter moved, seconded by Mr. Pearce, to approve the consent items. The vote was in favor.

THIRD READING

An Ordinance Amending the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-4, Weeds and Rank Vegetation; so as to include enforcement in commercial areas – A discussion took place.

Ms. Dickerson moved, seconded by Mr. Malinowski, to approve this item. The vote in favor was unanimous.

FIRST READING

An Ordinance Authorizing a lease to Vulcan Materials, Inc. for approximately 10 acres of land, which is a portion of Richland County TMS# 06500-01-11 [BY TITLE ONLY] – Ms. Dickerson moved, seconded by Mr. Jeter, to approve this item. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

FY 2008 Special Resurfacing and full Depth Patching Project Change Order – Mr. Washington moved, seconded by Ms. Dickerson, to approve this item. A discussion took place.

The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. DISCUSSION FROM RULES AND APPOINTMENTS COMMITTEE

- a. **Planning Commission Ordinance and Norman Jackson's motion to restructure the Planning Commission** – Mr. Malinowski stated that this item was held in committee due to the fact that the meeting was not held.

OTHER ITEMS

A Resolution in support of transportation options for the State of South Carolina—Enhanced Statewide Passenger Rail Service – Ms. Dickerson moved, seconded by Ms. Smith. A discussion took place.

Ms. Smith made a substitute motion, seconded by Mr. Pearce, to approve the resolution with the deletion of the 3rd whereas. The vote in favor was unanimous.

Adoption of FY2010-2011 Budget Calendar – Mr. Pearce moved, seconded by Mr. Jackson, to approve this item. The vote was in favor.

Impact Fee Resolution – Mr. Jackson moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Township Property – No action was taken.

CITIZEN'S INPUT

No one signed up to speak.

EXECUTIVE SESSION

=====
Council went into Executive Session at approximately 7:13 p.m. and came out at approximately 7:28 p.m.
=====

- a. **Township Property** – No action was taken.

MOTION PERIOD

A Resolution honoring Veolia's (CMRTA) workers who won several awards at the SCDOT conference [DICKERSON] – Ms. Smith moved, seconded by Ms. Dickerson, to adopt the resolution. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 7:30 p.m.

Paul Livingston, Chair

Damon Jeter, Vice-Chair

Gwendolyn Davis Kennedy

Joyce Dickerson

Valerie Hutchinson

Norman Jackson

Bill Malinowski

Jim Manning

L. Gregory Pearce, Jr.

Kit Smith

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

Zoning Public Hearing: February 23, 2010 [**PAGES 15-16**]

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, FEBRUARY 23, 2010 7:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Paul Livingston
Vice-Chair	Damon Jeter
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Bill Malinowski
Member	L. Gregory Pearce, Jr.
Member	Kit Smith
Member	Kelvin E. Washington, Sr.

Absent Jim Manning

OTHERS PRESENT: Michielle Cannon-Finch, Anna Almeida, Amelia Linder, Geo Price, Erica Hink, Alfreda Tindal, Brenda Carter, Tiaa Rutherford, Brian Cook, Milton Pope, Sparty Hammett, Stephany Snowden, Tamara King, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 7:12 p.m.

ADDITIONS/DELETIONS TO AGENDA

There were no additions or deletions to the agenda.

Item# 4

Attachment number 1
Page 1 of 2

MAP AMENDMENTS

10-02MA, The View Subdivision, Joseph Younan, RU to RS-E (83.5 Acres), 12200-02-05(p), Lorick Rd.

Mr. Livingston opened the floor to the public hearing.

Mr. Nathan Branham and Mr. Joseph Younan spoke in favor of this item.

Mr. Larry Cutchlow and Mr. Kenny Roland spoke in opposition of this item.

The floor to the public hearing was closed.

Ms. Kennedy moved, seconded by Mr. Washington, to give First Reading approval to this item. The vote in favor was unanimous.

TEXT AMENDMENTS

Ordinance to Amend Road Names and Addressing Requirements

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Washington moved, seconded by Mr. Malinowski, to defer this item until the March Zoning Public Hearing. The vote in favor was unanimous.

Ordinance to Allow Subdivision of Land Off of a Cross-Access Easement

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Jeter moved, seconded by Ms. Dickerson, to give First Reading approval to this item. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 7:29 p.m.

Submitted respectfully by,

Paul Livingston
Chair

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

- a. Columbia Venture Litigation Update
- b. Township Property

Richland County Council Request of Action

Subject

- a. Township Property
- b. Farmers' Market Settlement: Joint Resolutions in House and Senate
- c. Lower Richland Sewer Update
- d. Census Update

Richland County Council Request of Action

Subject

a. Crane Creek Watershed Meeting, March 4th, 6:30-8:00 p.m., Crane Creek Community Center, 7405 Fairfield Road

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$500,000 of additional revenue and expenditures to the non-departmental budget due to new accounting procedures associated with ambulance fee collections **[THIRD READING] [PAGES 20-24]**

Notes

First Reading: February 2, 2010
Second Reading: February 16, 2010
Third Reading:
Public Hearing: February 16, 2010

Richland County Council Request of Action

Subject: Ambulance Fee Billing Service Accounting Change

A. Purpose

County Council is requested to approve the funding associated with the new process regarding payment to the billing service company for the collection of ambulance fees.

B. Background / Discussion

Effective July 1, 2009, Richland County began contracting with a new billing service company, EMSMC, for ambulance fee collection. While the previous billing service vendor provided the county with net payments (i.e. total revenue less the company collection fee), EMSMC provides the county with gross payments. Richland County is now responsible for remitting a payment for the collection fee back to the company. Therefore, the Finance Department needs to increase the expenditure budget to pay the collection fees. This accounting change will have a net effect of zero on the County budget.

C. Financial Impact

No financial impact. This is an accounting change only.

D. Alternatives

1. Approve the increase to the revenue and expenditure budgets to allow for the appropriate accounting of the EMSMC collection processes.
2. Alternative (1) is the only viable option. If alternative (1) is not approved, the County will not be able to work within the parameters of EMSMC's procedures.

E. Recommendation

It is recommended that County Council approve alternative (1).

Recommended by: Daniel Driggers **Date:** January 10, 2010

F. Reviews

(Please ***SIGN*** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers

Date: 1/13/10

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

✓ Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

Administration

Reviewed by: Tony McDonald

✓ Recommend Council approval

Comments regarding recommendation:

Date: 1/13/10

Recommend Council denial

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-10HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2009-2010 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$500,000 OF ADDITIONAL REVENUE AND EXPENDITURES TO THE NON-DEPARTMENTAL BUDGET DUE TO NEW ACCOUNTING PROCEDURES ASSOCIATED WITH AMBULANCE FEE COLLECTIONS.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. That the amount of five hundred thousand dollars (\$500,000) be appropriated to the Fiscal Year 2009-2010 General Fund revenue and non-departmental expenditure budget due to new accounting procedures associated with ambulance fee collections. Therefore, the Fiscal Year 2009-2010 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 136,187,861
Appropriation of General Fund additional revenue:	\$ <u>500,000</u>
Total General Fund Revenue as Amended:	\$ 136,687,861

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 136,187,861
Increase to non-departmental budget:	\$ <u>500,000</u>
Total General Fund Expenditures as Amended:	\$ 136,687,861

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2009.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY

OF _____, 2009

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

First Reading:
Second Reading:
Public Hearing:
Third Reading:

Richland County Council Request of Action

Subject

An Ordinance Authorizing a lease to Vulcan Construction Materials, LP, for approximately 10 Acres of land, which is a portion of Richland County TMS # 06500-01-11 [**SECOND READING**] [**PAGE 26**]

Notes

First Reading: February 16, 2010

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____ -10HR

AN ORDINANCE AUTHORIZING A LEASE TO VULCAN CONSTRUCTION MATERIALS, LP., FOR APPROXIMATELY 10 ACRES OF LAND, WHICH IS A PORTION OF RICHLAND COUNTY TMS # 06500-01-11.

Pursuant to the authority granted by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to lease approximately 10 acres of TMS# 06500-01-11 to VULCAN CONSTRUCTION MATERIALS, LP., as specifically described in the Lease, a copy of which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2010.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2010.

Michielle R. Cannon-Finch
Clerk of Council

First Reading:
Second Reading:
Public Hearing:
Third reading:

Richland County Council Request of Action

Subject

10-02MA
The View Subdivision
Joseph Younan
RU to RS-E (83.5 Acres)
12200-02-40 *[formerly 12200-02-05(p)]*
Lorick Rd. **[SECOND READING] [PAGE 28]**

Notes

First Reading: February 23, 2010
Second Reading:
Third Reading:
Public Hearing: February 23, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-10HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN AS TMS # 12200-02-40 (FORMERLY A PORTION OF TMS # 12200-02-05) FROM RU (RURAL DISTRICT) TO RS-E (RESIDENTIAL, SINGLE-FAMILY – ESTATE DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as a TMS # 12200-02-40 (formerly a portion of TMS # 12200-02-05) from RU (Rural District) zoning to RS-E (Residential, Single-Family – Estate District) zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2010.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2010.

Michielle R. Cannon-Finch
Clerk of Council

Public Hearing: February 23, 2010
First Reading: February 23, 2010
Second Reading: March 2, 2010 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

Ordinance to allow subdivision of land off of a cross-access easement [**SECOND READING**] [**PAGES 30-31**]

Notes

First Reading: February 23, 2010
Second Reading:
Third Reading:
Public Hearing: February 23, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-10HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; SO AS TO PROVIDE ACCESS TO SITES THROUGH THE USE OF A CROSS-ACCESS EASEMENT DURING THE SUBDIVISION PROCESS UNDER CERTAIN CONDITIONS.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

SECTION I. The Richland County Code of Ordinances, Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; is hereby amended to include in the appropriate alphabetical order, the following definition:

Cross-access easement. An easement wherein a grantor conveys to a grantee, his/her/its heirs, successors in interest, and/or assigns, a perpetual nonexclusive easement that may include such matters as: vehicular and pedestrian access, ingress, egress; the location and amount of parking of vehicles; and/or landscaped areas; and/or any shared maintenance responsibilities.

SECTION II. The Richland County Code of Ordinances, Chapter 26, Land Development; Article X, Subdivision Regulations; Section 26-222, General Requirements; Subsection (d), Access Requirement for Subdivision; is hereby amended to read as follows:

(d) *Access requirements:*

(1) *Access requirements for residential subdivisions.* All subdivisions, and/or subdivision lots, shall have direct access to a public or private road, with a minimum fifty (50) foot right-of-way and a minimum twenty (20) foot wide passable surface approved by the county engineer's office. Except for minor subdivisions, all subdivision lots shall have access only to interior subdivision roads.

~~(2) *Access requirements for commercial subdivisions.* All commercial subdivision lots shall have direct access to a public or private road, with a minimum fifty (50) foot right-of-way and a minimum twenty (20) foot wide passable surface approved by the county engineer's office, or a recorded cross-access easement, at least thirty (30) feet in width from the public or private road to the commercial site and approved by the county fire marshal.~~

SECTION III. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION IV. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION V. Effective Date. This ordinance shall be enforced from and after _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE ____ DAY

OF _____, 2010

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

Public Hearing: February 23, 2010 (tentative)
First Reading: February 23, 2010 (tentative)
Second Reading:
Third Reading:

Richland County Council Request of Action

Subject

Broad River Rowing Center [**PAGES 33-37**]

Notes

February 23, 2010 - The committee recommended that Council authorize the County Administrator to negotiate with all parties that may be impacted, including the Legislative Delegation, DNR and the Columbia Rowing Club, the Omarest Drive community, and those universities that use the site as a practice facility, in an attempt to reach a compromise that could be accepted by all. The vote in favor was unanimous.

Richland County Council Request of Action

Subject: Broad River Rowing Center

A. Purpose

The purpose of this report is to seek policy guidance from the County Council relative to the Broad River Rowing Center, which is owned and maintained by Richland County.

B. Background / Discussion

In 1999, Richland County was awarded \$25,000 in Water Recreational Resource Funds, which are awarded by the Legislative Delegation and administered by the S. C. Department of Natural Resources (DNR), for the construction of a dock on the Broad River at property owned by the County.

The construction of the dock was subsequently completed by the County, and through an agreement with the Columbia Rowing Club, the dock is used by the Club as a launch for rowing events. In addition, several major northeastern universities, such as Georgetown University, use the site as a practice facility for their rowing teams during the winter months as the temperatures in Richland County are much milder than the temperatures in their respective communities.

Use of the dock has been restricted to rowing activities, and other activities, such as fishing and swimming from the dock, have not been allowed as they may interfere with the rowing events, for which the dock was originally built.

Access to the site in the past was provided through an arrangement with the Riverside Golf Center, which is adjacent to the County's property. Access is currently provided by way of a County dirt road that was constructed off of Omarest Drive for access purposes. This road is gated, and the Columbia Rowing Club, under the terms of the agreement mentioned above, has key access. Further it should be noted that the County met with the surrounding neighborhood before the gate was installed to discuss how the County would use the property. The neighbors were very concerned with the property becoming a Park therefore allowing unsupervised access. The community was supportive of the County's position of restricted and limited access.

Recently, DNR notified the County that additional Water Recreational Resource Funds have become available, and the Legislative Delegation, along with DNR, would like to undertake additional projects in Richland County, to include a fishing pier and boat ramp adjacent to the Broad River Rowing Center. DNR has indicated, however, that the restrictions on access to the Rowing Center would have to be lifted in order for the County to receive additional funding. Furthermore, if the County does not lift the restrictions, the County may have to pay back the \$25,000 that was provided in 1999 for construction of the dock.

With respect to the lifting of the access restrictions and placement of additional facilities at the site, two concerns have been voiced that should be taken into consideration before a decision is made:

- Placement of other facilities such as a fishing pier and boat ramp may interfere with the rowing activities and events, for which the dock was originally built. The Legislative Delegation and DNR have proposed, however, that on the days that rowing events are scheduled, access could be closed to the public, but on other days access would be unrestricted (the County needs specific plans to determine conflicts...if any).
- The Omarest Drive residential community is concerned that unrestricted access to the site would generate significantly more traffic and be disruptive to the residential character of the community.

C. Financial Impact

Depending on the decision that is made, the County could have to repay the \$25,000 that was awarded in 1999 for the construction of the dock. In this case, Administration recommends that the money be repaid from the Hospitality Tax fund balance.

In addition, the Columbia Regional Sports Council estimates that universities using the Rowing Center as a practice site have had a \$1.1 million positive impact on the local economy since 2003 through purchases of food, lodging, shopping and entertainment. If additional facilities (fishing pier and boat ramp) were to be located at the site, it is unclear whether these universities would continue to utilize the Rowing Center. In the event they do not, the positive economic impact would be lost.

D. Alternatives

The following alternatives exist with respect to this request:

1. Continue to restrict access to the Rowing Center, which would likely result in the County having to repay the 1999 grant and in the County not being eligible for future Water Resource funds.
2. Lift the access restrictions, which could jeopardize the future use of the facility by the several universities that currently use the Rowing Center as a practice facility.
3. Negotiate with all parties involved in order to reach a compromise that is acceptable to all.

E. Recommendation

It is recommended that the Council authorize the County Administrator to negotiate with all parties that may be impacted, including the Legislative Delegation, DNR, the Columbia Rowing Club, the Omarest Drive community, and those universities that use the site as a practice facility, in an attempt to reach a compromise that could be accepted by all.

To this end, it is requested that the Council provide general policy guidance as to whether the facility should continue to have restricted access or should be open to the public with unrestricted access.

Recommended by: Tony McDonald Department: Administration Date: 2/5/10

F. Reviews

(Please ***SIGN*** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers

Date: 2/09/10

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: No recommendation. ROA is seeking policy guidance.

Legal

Reviewed by: Larry Smith

Date:

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: No recommendation; however, before any decision is made, the issue of the county's liability needs to be evaluated as it relates to making the facility open to the public.

Administration

Reviewed by: J. Milton Pope

Date: 2-9-2010

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend option #3...addressing the Community's concern should be a priority.



House of Representatives

State of South Carolina

RECEIVED

10 FEB -1 PM 11:45

RICHLAND COUNTY
ADMINISTRATORS OFFICE

Todd Rutherford
District No. 74 - Richland County
2321 Lincoln Street
Columbia, SC 29201

432-A Blatt Building
Columbia, SC 29211

Tel. (803) 734-9441

Committee:
Judiciary

January 28, 2010

The Honorable Damon Jeter
Vice-Chairman, Richland County Council
2411 Pinehurst Road
Columbia, South Carolina 29204

Re: Public Access on Omarest Road

Dear Mr. Jeter:

Please accept this letter in reference to concerns the Richland County Delegation has relating to the lack of public access to the river located in the Broad River Road area. It seems the rowing club utilizes the public access to the river that is off of Omarest Road. I would like that the Richland County Delegation, as well as the general public of Richland County, is able to access this land.

Further, I would like see the funds that are provided by the Richland County Delegation used to put fishing piers and, possibly, boat ramps in the area to enhance activity in the area. Omarest Road is a state-maintained road and I believe the attempts of the surrounding neighborhood to block that access and use is simply so that it can be used for them and their families only.

I would like for these gates to be open to all and this access is available in all areas of the river. This will greatly increase public participation and enhance the quality of life for all citizens in the county, along with those who visit the community. This type of activity is necessary to promote and initiate the joy the river has to offer.

Item# 12

Attachment number 1
Page 4 of 5

I have also considered ways to minimize any conflicts with the rowing club and their training schedules and meetings. My suggestion is that on days the rowing club needs to use the access for meetings or other matters, the access shall be closed for the day, if that is necessary.

I look forward to working with you in resolving this matter to better our citizens, community, and environment so that all are able to take pleasure from what our great County has to offer.

Richland County Council Request of Action

Subject

Farmers Market [**PAGES 39-43**]

Notes

February 23, 2010 - The committee voted to combine the Farmers' Market Motion and Farmers' Market: Pine View Property Follow-up and defer pending legislative approval of a joint resolution which will allow the County to continue paying the bonds used to purchase the property with hospitality tax fee money. The vote in favor was unanimous.

Richland County Council Request of Action

Subject: Farmers' Market Motion

A. Purpose

Council is requested to consider the motion made at the February 2, 2010 Council Meeting, and direct staff as appropriate.

B. Background / Discussion

The following motion was made at the February 2, 2010 Council Meeting by Councilman Jackson:

Explore utilizing the Shop Road/Pine View Road property (Farmers Market Land) with Public/Private partnership. After spending so much of the people's money, we should not let this property sit, grow weeds and become an eyesore. This is a perfect opportunity to invite potential businesses and entrepreneurs to come up with ideas and financing mechanism to fund and develop viable projects. We cannot afford to sit and wait and do nothing.

It is at this time that staff is requesting direction from Council with regards to this motion.

Further, please note that the farmers' market settlement agreement between the State Department of Agriculture / State of South Carolina and Richland County is ongoing, as the Joint Resolution allowing the County to continue paying for the bonds used to purchase the property with hospitality tax fee money must still be approved this legislative session. Per our lobbyist, the Joint Resolution was introduced in the House of Representatives on Tuesday, February 2, 2010, and was referred to the Ways and Means Committee. Authors are Speaker Bobby Harrell (R); Reps. Jim Harrison (R), James Smith (D) and Todd Rutherford (D) of Richland County; and Reps. Jay Lucas (R) and Jim Battle (D), the chair and ranking member respectively of the Ways and Means subcommittee that has jurisdiction over SCRA.

C. Financial Impact

There is no financial impact associated with this request at this time, as further information and direction from Council will need to be obtained before a financial impact can be determined.

D. Alternatives

1. Approve the motion and direct staff as appropriate.

2. Do not approve the motion.

E. Recommendation

Council discretion.

F. Reviews

(Please replace the appropriate box with a ✓ and then support your recommendation in the Comments section before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers

Date: 2/09/10

Recommend Approval

Recommend Denial

No Recommendation

Comments: Council discretion

Legal

Reviewed by: Larry Smith

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments: Council discretion

Administration

Reviewed by: J. Milton Pope

Date: 2-9-2010

Recommend Approval

Recommend Denial

No Recommendation

Comments: Council discretion

Richland County Council Request of Action

Subject: Farmers' Market: Pineview Property Follow-Up

A. Purpose

County Council is requested to provide direction to staff with regards to the Pineview Property.

B. Background / Discussion

The following occurred at the November 24, 2009 D&S Committee Meeting:

Pineview Property Follow up – The committee recommended that this item be moved to the December Committee meeting as an action item. Staff is to gather information on regional markets legislation / appropriations. Mr. Jackson stated that he has information, including sketches, that he will provide to staff.

The following information was obtained from the South Carolina Association of Counties regarding the regional markets legislation / appropriations.

From: Josh Rhodes [mailto:Josh@scac.state.sc.us]

Sent: Wednesday, December 02, 2009 2:31 PM

To: Randy Cherry

Subject: Regional Farmers' Market

Mr. Cherry,

Yesterday you called asking whether the state has made appropriations to regional farmer's markets, more specifically Richland County's. **The state has not made any such appropriation to the regional farmer's markets directly or through the Department of Agriculture.** In fiscal year 2006, the state appropriated funds, including \$15 million in Capital Reserve Funds, for the relocation of the state farmers' market. The relocation was originally going to be within Richland County but in 2008, the legislature passed a resolution authorizing the relocation to be in Lexington County. In that resolution, which is attached, the state allowed the Department of Agriculture to use the \$15 million for the relocation to Lexington County. The Department, through a public-private agreement, had enough capital to cover the cost of the relocation so they proposed to the legislature that the \$15 million be used to aid regional farmers' markets. In that same year the state saw severe revenue reductions so they recommitted the \$15 million to the state general fund and did not move forward with the Department's proposal. This was the only proposal to make state appropriations to regional farmers' markets, including Richland County's, and no such appropriations have been made. I hope this helps and please let me know if I can be of any further assistance.

http://www.scstatehouse.gov/sess117_2007-2008/bills/1066.htm

Thanks,
Joshua C. Rhodes
Staff Attorney

Item# 13

Attachment number 2
Page 1 of 3

SC Association of Counties
1919 Thurmond Mall
PO BOX 8207
Columbia, SC 29202
803.252.7255 voice
803.252.0379 fax
800.922.6081 toll-free
josh@scac.state.sc.us
www.sccounties.org

At the **December 22, 2009 D&S Committee Meeting**, the D&S Committee recommended that staff obtain cost figures and sketches regarding a Farmer's Market on the Pineview Property.

At the **January 5, 2010 Council Meeting**, Council deferred the item to the January 19, 2010 Council Meeting.

At the **January 19, 2010 Council Meeting**, Council rescinded the following action that was approved at the November 3, 2009 Council meeting: "Council voted to suspend consideration of using public funds to invest in a Richland County farmers' market, and to work with current local markets in promotional activities." This item was then forwarded to the February Development and Services Committee.

Therefore, it is at this time that staff requests direction from Council regarding this item.

C. Financial Impact

Uncertain, as staff needs direction from Council regarding this item.

D. Alternatives

1. Pursue the development of a farmers' market at the Pineview Property. Provide clarification and direction to staff.
2. Do not pursue the development of a farmers' market at the Pineview Property.

E. Recommendation

It is recommended that Council provide direction to staff regarding this item.

Recommended by: J. Milton Pope Date: February 10, 2010

F. Reviews

(Please replace the appropriate box with a ✓ and then support your recommendation in the Comments section before routing on. Thank you!)

Finance

Reviewed by: Daniel Driggers

Date: 2/10/10

Recommend Council approval

Recommend Council denial

✓ No recommendation

Comments regarding recommendation:

LegalReviewed by: Larry Smith

Date:

 Recommend Council approval Recommend Council denial No recommendation

Comments regarding recommendation:

AdministrationReviewed by: J. Milton Pope

Date: 2-10-2010

 Recommend Council approval Re-commend Council denial- No recommendation

Comments regarding recommendation: Committee/Council discretion...

Richland County Council Request of Action

Subject

Funding for Alternative Paving **[PAGES 45-48]**

Notes

February 23, 2010 - The committee deferred this item until staff can obtain information regarding how much of the road maintenance fee goes towards dirt roads and it can be determined how many residents want their roads paved. The vote in favor was unanimous.



RICHLAND COUNTY

Department of Public Works

C. Laney Talbert Center

400 Powell Road

Columbia, South Carolina 29203

Voice: (803) 576-2400 Facsimile (803) 576-2499

<http://www.richlandonline.com/departments/publicworks/index.asp>



MEMO

To: Sparty Hammett, Assistant County Administrator

From: David Hoops, Director

Re: Alternative Dirt Road Paving

Date: February 17, 2010

Due to Public Works limited capacity to study the alternative dirt road paving issue, our previous reports have been disjointed and spread over a period of time. We felt it is important to combine and summarize the previous work. The following is a history of information provided regarding alternative dirt road paving:

- Public Works indicated in a July, 2009 report, that the County has a total of 27.5 miles of dirt roads with deeded right of way.
- These roads were analyzed for conformance to the Low Volume Traffic criteria.
- A total of 17 miles did not meet the criteria and an additional 1.3 miles are presently funded for improvement.
- As a result, we have 9.2 miles of dirt roads that have deeded right of way which meet conformance to the Low Volume Paving Criteria.
- The preliminary estimated cost for paving these 9.2 miles is approximately \$3.6 million.
- Public Works in conjunction with Administration recommended that we proceed with paving these roads as Phase I of the alternative dirt road paving project. The \$3.6 million cost could be funded through the Roads and Drainage fund balance.

Funding options were provided for funding \$30 million and \$67 million for Phase II of the dirt road paving project.

- Phase II would run on a parallel track and involve an analysis of the remaining dirt roads (the largest category of which is 169 miles of roads with prescriptive easements). The following steps would be needed to determine the estimated cost of paving the remaining roads:
 - Determine whether the roads meet the Low Volume Traffic criteria.
 - All owners of property fronting on a road proposed for improvement would be notified by registered mail. If 25% of those owners object, by a procedure described in the notice, the road would be removed from the improvement program.
 - For the roads that meet the Low Volume Traffic criteria and the required percentage of owners agree with paving, staff would go through the process of obtaining the right of way.

- Public Works began the Phase II process of evaluating all of the remaining dirt roads with partial right of way and prescriptive easements in August of 2009.

- Public Works completed the initial Phase II analysis of all dirt roads without complete dedicated public right of way for conformance to the Low Traffic Volume Regulations in November of 2009. If Council authorizes proceeding with the process, the next steps will include a site assessment and notification of property owners.

- The initial analysis of all remaining dirt roads indicated that 68.67 additional miles would qualify for Alternative Paving with a total estimated cost of approximately \$26.1 million. The following is a break-down by Council District: District 1 – 12.18 miles; District 2 – 11.76 miles; District 3 - .32 miles; District 4 - .03 miles; District 5 - .72 miles; District 6 - .08 miles; District 7 – 9.15 miles; District 8 – 1.11 miles; District 9 – 3.32 miles; District 10 – 22.68 miles; and District 11 – 7.32 miles.

The following is an estimated cost summary for alternative dirt road paving.

I. ALTERNATIVE DIRT ROAD PAVING SUMMARY

LTV qualified roads with existing right of way (July, 2009 report)	9.2 miles	\$3,579,000
LTV qualified roads with incomplete right of way or prescriptive easements (November, 2009)	68.7 miles	\$26, 106,000
TOTALS	77.9 miles	\$29,685,000

Note: All LTV costs are based upon Geometrics report, 2008 (with an added cost factor for contingencies)

II. DIRT ROAD MAINTENANCE

Public Works does not utilize an accounting/recording system that allows us to accurately track our utilization of manpower and equipment. For that reason we can only respond to the request for the cost of dirt road maintenance with our best estimate for time expended for that activity. It is also difficult for our staff to differentiate roadway versus drainage related work in some situations. We have taken the two following approaches to answer your question:

1. In the first approach the budget for Roads and Drainage (R&D) was reduced by funds not expended for maintenance activities. That amount, \$4,368,352 was then multiplied by the weighted percentage that the field supervisors estimated their crews spent on dirt road maintenance (59%). **The annual estimated cost of dirt road maintenance per this method is \$2,577,328.** Included in this cost is the maintenance of roadside drainage. By using the total budget as a starting point this method does include depreciation of equipment, equipment maintenance and fuel costs, lost time, overhead and all labor costs. Not included in this estimate are administrative costs of management, HR and safety coordinator. This estimate equates to an average cost of **\$ 10,000** per mile.
2. In this second approach the cost of equipment (with operator) was taken from standard equipment rental rates. Rock used on the roads for stabilization was taken from purchase records. **The annual cost of dirt road maintenance per the second method is \$564,892.** This method **does not** include roadway associated drainage maintenance, equipment depreciation, overhead, labor benefits and administrative costs and assumes full productivity. A multiplier of no less than 3 should be applied to this calculation to cover lost productivity and over head, resulting in an average per mile cost of **\$7,000.**

Alternative Paving Plan

* All numbers are estimates based on available information and are subject to change

Current funding sources	c-funds(1)	current Road Maintenance fee(2)	Annual Total (a)	Road Maintenance - fund balance(3)
Annual funding available	500,000	500,000	1,000,000	
One-time funds available				4,400,000

- 1 Current county allocation of c-funds is approximately \$1m annually. Estimate includes the dedication of \$300k annually to be diverted to the Alternative Paving Project without having a negative effect to on-going maintenance
- 2 Estimates include the dedication of \$500k for the Alternative Paving Plan of the current road maintenance fee which generates approximately \$5m annually
- 3 Estimate includes the use of all current undesignated fund balance in the road maintenance fund

	Proposed project cost	est annual debt service(b)	annual available - current sources(a)	additional annual funding needed	Funding Options					
					Additional R/M Fee	Property Tax mills	Homeowner Contribution	Use of fund balance	Sales Tax	
Option 1	67,000,000	5,100,000	1,000,000	4,100,000	16	2.9	undetermined	na	na	
Option 2	30,000,000	2,300,000	1,000,000	1,300,000	5	0.9	undetermined	na	na	
Option 3	3,600,000	300,000	1,000,000	na	na	na	na	3,600,000	na	

^b Debt Service estimate based on 20-year bonds due to life expectancy of road surface

Richland County Council Request of Action

Subject

Hopkins Community Water System **[PAGES 50-51]**

Notes

February 23, 2010 - The committee recommended that the construction contract for Division I be awarded to Tom Brigman Contractors, Inc. in the amount of \$3,077,547.53 and the contract for Division II be awarded to Caldwell Tanks, Inc. in the amount of \$744,000.00. It was also recommended that the County Administrator be given the authority to approve change orders to either contract in an amount not to exceed \$100,000.00 provided the total construction cost does not exceed the budget. The vote in favor was unanimous.

Richland County Council Request of Action

Subject: Hopkins Community Water System

A. Purpose

The purpose of this report is to seek County Council approval to award contracts for the construction of the Hopkins Community Water Project.

B. Background

County Council approved a resolution on or about April 4, 2007 to proceed with the development of a public water system to serve the Hopkins Community. This system will provide a public water supply to approximately six hundred (600) existing homes. The construction of this system will be funded in part by Richland County, S.C.DHEC and Rural Development. A budget of \$3,990,000.00 plus \$400,000.00 contingency has been established for construction.

C. Discussion

The project design allowed the project to be bid in two separate divisions to encourage competition in the bid process. Division I includes all water line and service line construction. Division II includes only the elevated water tank construction. Bids were received on January 26, 2010. The summary of bids is as follows:

Division I

Tom Brigman Contractors, Inc.	\$3,077,547.53
McMahan Brothers Pipeline, Inc.	\$3,378,337.00
J.C. Wilkie Construction, L.L.C.	\$3,396,517.64
D/S Utilities, Inc.	\$3,419,694.20
Monroe Roadways Contractors, Inc.	\$3,495,106.79
Carolina Tap & Bore, Inc.	\$3,876,006.00
L-J, Inc.	\$5,298,898.60

Division II

Caldwell Tanks, Inc.	\$774,000.00
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D. Financial Impact

Funds are available through Rural Development, Richland County and S.C. DHEC to cover the cost of this project. No additional funds should be required.

E. Alternatives

1. Approve the construction contracts to the lowest bidder in each division.
2. Award the construction contracts to someone other than the lower bidder.

F. Recommendation

It is recommended that the construction contract for Division I be awarded to Tom Brigman Contractors, Inc in the amount of \$3,077,547.53 and for Division II to Caldwell Tanks, Inc. in the amount of \$774,000.00. It is also recommended that the County

Administrator be given the authority to approve change orders to either contract in an amount not to exceed \$100,000.00 provided the total construction cost does not exceed the budget.

Recommended by: Andy H. Metts **Department:** Utilities **Date** 1/08/10

G. Reviews

Please indicate your recommendation with a before routing to the next recipient. Thanks.

Finance

Reviewed by: Daniel Driggers

Date: 2/08/10

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Procurement

Reviewed by: Rodolfo Callwood

Date: 2/9/10

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

Date:

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend approval of that portion of the request related to award of the contracts for Division 1& 2. However, that portion of the request related to the approval of change orders of up to \$100,000.00 by the Administrator would require an amendment to our current ordinance.

The current ordinance provides for any change order in excess of \$10,000.00 shall be reviewed and approved by County Council.

Administration

Reviewed by: Sparty Hammett

Date: 2/17/10

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Richland County Council Request of Action

Subject

Bed and Breakfast Homes/Inns [**FIRST READING**] [**PAGES 53-59**]

Notes

February 23, 2010 - The committee recommended that Council approve the amended staff recommendation that was presented during the meeting. The vote in favor was unanimous.

MUST GO TO PLANNING COMMISSION PRIOR TO 2ND READING

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-10HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 26, LAND DEVELOPMENT; ARTICLE V, ZONING DISTRICTS AND DISTRICT STANDARDS; SECTION 26-141, TABLE OF PERMITTED USES WITH SPECIAL REQUIREMENTS, AND SPECIAL EXCEPTIONS; “BUSINESS, PROFESSIONAL AND PERSONAL SERVICES” OF TABLE 26-V-2.; AND ARTICLE VI, SUPPLEMENTAL USE STANDARDS; SECTION 26-151, PERMITTED USES WITH SPECIAL REQUIREMENTS; SO AS TO ALLOW “BED AND BREAKFAST HOMES/INNS” AS A PERMITTED USE WITH SPECIAL REQUIREMENTS IN THE RU RURAL, OI OFFICE AND INSTITUTIONAL, NC NEIGHBORHOOD COMMERCIAL, AND GC GENERAL COMMERCIAL ZONING DISTRICTS; AND TO REMOVE “BED AND BREAKFAST HOMES/INNS” FROM THE M-1 ZONING DISTRICT.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

SECTION I. The Richland County Code of Ordinances; Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-141, Table of Permitted Uses, Permitted Uses with Special Requirements, and Special Exceptions; “Business, Professional and Personal Services” of Table 26-V-2.; is hereby amended to read as follows:

(ORDINANCE CONTINUES ON NEXT PAGE)

MUST GO TO PLANNING COMMISSION PRIOR TO 2ND READING

USE TYPES	TROS	RU	RR	RS-E	RS-LD	RS-MD	RS-HD	MH	RM-MD	RM-HD	OI	NC	RC	GC	M-1	LI	HI
<u>Business, Professional and Personal Services</u>																	
Accounting, Tax Preparation, Bookkeeping, and Payroll Services											P	P	P	P	P	P	
Advertising, Public Relations, and Related Agencies											P	P	P	P	P		
Automatic Teller Machines											P	P	P	P	P	P	P
Automobile Parking (Commercial)											P	P	P	P	P	P	P
Automobile Rental or Leasing																	
Automobile Towing, Not Including Storage																	
Automobile Towing, Including Storage Services																	
Banks, Finance, and Insurance Offices											P	SR	SR	P	P	P	
Barber Shops, Beauty Salons, and Related Services		SR							SR	SR	P	P	P	P	P	P	
Bed and Breakfast Homes/Inns		P SR	SR						SR	SR	PSR	PSR	SR P	P SR	P		
Body Piercing Facilities														SR			
Building Maintenance Services, Not Otherwise Listed														P	P	P	P
Car and Light Truck Washes (See also Truck Washes)													SR	P	P	P	P
Carpet and Upholstery Cleaning Services																	
Computer Systems Design and Related Services											P	P	P	P	P	P	P
Clothing Alterations/Repairs; Footwear Repairs											P	P	P	P	P		
Construction, Building, General Contracting, with Outside Storage															SR	SR	P
Construction, Building, General Contracting, without Outside Storage											P	P	P	P	P	P	P

MUST GO TO PLANNING COMMISSION PRIOR TO 2ND READING

USE TYPES	TROS	RU	RR	RS-E	RS-LD	RS-MD	RS-HD	MH	RM-MD	RM-HD	OI	NC	RC	GC	M-I	LI	HI
Construction, Heavy, with Outside Storage															SR	SR	P
Construction, Heavy, without Outside Storage															P	P	P
Construction, Special Trades, with Outside Storage															SR	SR	P
Construction, Special Trades, without Outside Storage											P	P	P	P	P	P	P
Employment Services											P	P	P	P	P	P	
Engineering, Architectural, and Related Services											P	P	P	P	P	P	
Exterminating and Pest Control Services													P	P	P	P	
Funeral Homes and Services											P	P	P	P	P	P	
Furniture Repair Shops and Upholstery													P	P	P	P	P
Hotels and Motels													P	P	P	P	
Janitorial Services													P	P	P	P	P
Kennels		SR									SR		SR	SR	SR	SR	
Landscape and Horticultural Services		P												P	P	P	
Laundromats, Coin Operated												P	P	P	P	P	
Laundry and Dry Cleaning Services, Non-Coin Operated											P	P	P	P	P	P	P
Legal Services (Law Offices, Etc.)											P	P	P	P	P		
Linen and Uniform Supply														P	P	P	P
Locksmith Shops												P	P	P	P		
Management, Scientific, and Technical Consulting Services											P	P	P	P	P	P	
Massage Therapists											P	P	P	P	P		
Medical/Health Care Offices											P	P	P	P	P		
Medical, Dental, or Related Laboratories											P	P	P	P	P	P	
Motion Picture Production/Sound Recording														P	P	P	P

MUST GO TO PLANNING COMMISSION PRIOR TO 2ND READING

USE TYPES	TROS	RU	RR	RS-E	RS-LD	RS-MD	RS-HD	MH	RM-MD	RM-HD	OI	NC	RC	GC	M-I	LI	HI
Office Administrative and Support Services, Not Otherwise Listed											P	P	P	P	P	P	
Packaging and Labeling Services											P	P	P	P	P	P	P
Pet Care Services (Excluding Veterinary Offices and Kennels)											P	SR	SR	P	P	P	
Photocopying and Duplicating Services											P	P	P	P	P	P	P
Photofinishing Laboratories											P	P	P	P	P	P	P
Photography Studios											P	P	P	P	P		
Picture Framing Shops											P	P	P	P	P		
Professional, Scientific, and Technical Services, Not Otherwise Listed											P	P	P	P	P	P	
Publishing Industries														P	P	P	P
Real Estate and Leasing Offices											P	P	P	P	P		
Recreational Vehicle Parks and Recreation Camps		SR															
Rental Centers, with Outside Storage														SR	P	P	P
Rental Centers, without Outside Storage													P	P	P	P	P
Repair and Maintenance Services, Appliance and Electronics													SR	SR	SR	SR	P
Repair and Maintenance Services, Automobile, Major															P	P	P
Repair and Maintenance Services, Automobile, Minor													P	P	P	P	P
Repair and Maintenance Services, Boat and Commercial Trucks, Large															P		P
Repair and Maintenance Services, Boat and Commercial Trucks, Small															P	P	P
Repair and Maintenance Services, Commercial and Industrial Equipment															P	P	P
Repair and Maintenance Services, Home and Garden Equipment														P	P	P	

MUST GO TO PLANNING COMMISSION PRIOR TO 2ND READING

USE TYPES	TROS	RU	RR	RS-E	RS-LD	RS-MD	RS-HD	MH	RM-MD	RM-HD	OI	NC	RC	GC	M-I	LI	HI
Repair and Maintenance Services, Personal and Household Goods												P	P	P	P	P	
Repair and Maintenance Services, Television, Radio, or Other Consumer Electronics												P	P	P		P	
Research and Development Services											SR			P	P	P	P
Security and Related Services														P	P	P	
Septic Tank Services													P		P		P
Tanning Salons												P	P	P	P		
Tattoo Facilities														P			
Taxidermists													P	P	P	P	
Theaters, Live Performances														P	P		
Theaters, Motion Picture, Other Than Drive-Ins												SE	P	P	P	P	
Theaters, Motion Picture, Drive-Ins													SE	SE	P	SE	
Tire Recapping															P		P
Travel Agencies (without Tour Buses or Other Vehicles)											P	P	P	P	P		
Traveler Accommodations, Not Otherwise Listed													P	P	P		
Truck (Medium and Heavy) Washes														P	P	P	P
Vending Machine Operators															P	P	P
Veterinary Services (Non-Livestock, May Include Totally Enclosed Kennels Operated in Connection with Veterinary Services)											SR	SR	P	P	P	P	
Watch and Jewelry Repair Shops											P	P	P	P	P		
Weight Reducing Centers											P	P	P	P	P		

MUST GO TO PLANNING COMMISSION PRIOR TO 2ND READING

SECTION II. The Richland County Code of Ordinances; Chapter 26, Land Development; Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (b) Permitted uses with special requirements listed by zoning district; Paragraph (10) Bed and Breakfast Homes/Inns.; is hereby amended to read as follows:

- (10) Bed and Breakfast Homes/Inns - (RU, RR, RM-MD, RM-HD, OI, NC, RC, GC)

SECTION III. The Richland County Code of Ordinances; Chapter 26, Land Development; Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (c) Standards; Subparagraph (10) Bed and Breakfast Homes/Inns; Clause a; is hereby amended to read as follows:

- a. Use districts: Rural; Rural Residential; Residential, Multi-Family, Medium Density; Residential, Multi-Family, High Density; Office and Institutional; Neighborhood Commercial; Rural Commercial; General Commercial.

SECTION IV. The Richland County Code of Ordinances; Chapter 26, Land Development; Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (c) Standards; Subparagraph (10) Bed and Breakfast Homes/Inns; Clause d; is hereby amended to read as follows:

- d. The maximum number of guest rooms provided by the bed and breakfast home/inn shall be five (5) nine (9).

SECTION V. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION VI. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION VII. Effective Date. This ordinance shall be enforced from and after _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

MUST GO TO PLANNING COMMISSION PRIOR TO 2ND READING

ATTEST THIS THE ____ DAY

OF _____, 2010

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: March 2, 2010 (tentative)
Public Hearing: April 27, 2010 (tentative)
Second Reading: April 27, 2010 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

Grant for the 2009 State Criminal Alien Assistance Program **[PAGES 61-64]**

Notes

February 23, 2010 - The committee recommended that Council approve the request to accept the \$31,833 in grant funds from the State Criminal Assistance Program. The vote in favor was unanimous.

Richland County Council Request of Action

Subject: Approve Grant for the 2009 State Criminal Alien Assistance Program

A. Purpose

County Council is being requested to approve the 2009 State Criminal Alien Assistance Program grant that was not included in the Grant Budget Request for 2009-2010.

B. Background / Discussion

Each year, Richland County receives an allocation from the Department of Justice for the State Criminal Alien Assistance Program. The 2009 allocation is \$31,833 and no County match is required. The funds will be used at the Alvin S. Glenn Detention Center for medical services and gang intervention training.

This grant was accidentally left out of the Detention Center's budget packet for FY 2009-10 and has not been approved by Richland County Council. It is at this time that we are asking for Council's approval and acceptance of this grant.

C. Financial Impact

Grant Program	Grant Funds	Local Match
State Criminal Alien Assistance Program	\$31,833	\$0
Total Grant Budget Request	\$31,833	\$0

D. Alternatives

1. Approve the request to accept the grant funds.
2. Do not approve, forfeit the grant funds, and decrease likelihood for future funding.

E. Recommendation

It is recommended that Council approve the request to accept the \$31,833 in grant funds listed above from the State Criminal Alien Assistance Program.

Recommended by: Sara Salley, Grants Manager Dept: Administration Date: 2-2-10

F. Reviews

(Please ***SIGN*** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by Daniel Driggers:

✓ Recommend Council approval

Comments regarding recommendation:

Date: 02/09/10

Recommend Council denial

Legal

Reviewed by: Larry Smith

✓ Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

Administration

Reviewed by: J. Milton Pope

✓ Recommend Council approval

Comments regarding recommendation: Recommend approval

Date: 2-9-2010

Recommend Council denial

Sara Salley

From: Husted, Joseph [Joseph.Husted@usdoj.gov]
Sent: Thursday, January 14, 2010 1:16 PM
To: Sara Salley
Subject: SCAAP Instructions

Dear SCAAP Recipient,

As of this date, your jurisdiction has not yet drawdown the FY 2009 SCAAP award. The award was originally released and notice given in late October and the final deadline for drawdown of the funds is January 26, 2010. Please see the directions below for assistance in accepting the SCAAP funding.

Thank you,

SCAAP Program Team

The Bureau of Justice Assistance (BJA) is pleased to announce that your Fiscal Year 2009 State Criminal Alien Assistance Program (SCAAP) award is complete and is ready for drawdown. To view the FY 2009 SCAAP awards, visit <http://www.ojp.usdoj.gov/BJA/grant/scaap.html>.

Please follow the instructions below to accept your SCAAP award:

- o Access the Grants Management System web site at <https://grants.ojp.usdoj.gov/> and log on using your SCAAP user id and password.
- o Locate the Application status block that contains your 2009 SCAAP application. You will see "View" and "Drawdown" links under the "Action" header located on the right side of this block.
- o Click on "Drawdown." This will take you to an acceptance screen that displays your grant number, jurisdiction name, and award amount at the top. Please print this screen for your records.
- o Select at least one use of SCAAP funds on the provided list. **Multiple selections are possible with the Control key and mouse click.**
- o Review and click the certification checkbox before accepting the award.
- o **Use of SCAAP Awards:** The Department of Justice Reauthorization Act of 2005 (Pub. L. 109-162, Title XI) included the following requirement regarding the use of SCAAP funds: "Amounts appropriated pursuant to the authorization of appropriations in paragraph (5) that are distributed to a State or political subdivision of a State, including a municipality, may be used only for correctional purposes." Beginning with FY 2007 SCAAP awards, SCAAP funds must be used for correctional purposes only.
- o At the bottom of the screen, there is an "Accept" and "Decline" button. After you accept your award, you will be taken to a screen that confirms your acceptance. **Applicants are required to accept awards online within 45 calendar days of this award notice. This email serves as notice for you to accept your SCAAP award online.**
- o Following your acceptance of the SCAAP terms, conditions, and award amount, OJP will initiate an electronic payment to your bank account of record, verified through the online SCAAP registration process.
- o Allow 15 business days for the electronic payment process to occur.

For questions concerning your SCAAP award amount, please email BJA at SCAAP@ojp.usdoj.gov. For password resets, technical or system-related questions, please call the GMS Helpdesk at 1-888-549-9901, Option 5 or email GMSHelp@ojp.usdoj.gov. For questions related to the electronic transfer of funds or bank account of record, please contact the OCFO Customer Service Center at 1-800-458-0786 or AskOCFO@usdoj.gov.

Thank you and congratulations on your SCAAP award.

2/2/2010

Item# 17

Attachment number 1
Page 3 of 4

SCAAP Program Team

Bureau of Justice Assistance

Joseph Husted
 Policy Advisor
 Bureau of Justice Assistance
 U.S. Department of Justice
 Phone: 202-353-4411
 Fax: 202-305-1367

Richland County Allocation Amount \$31,833.

SC	Colleton County	\$3,908.00
SC	County of Laurens	\$6,439.00
SC	County of Greenwood	\$6,521.00
SC	County of Pickens	\$6,524.00
SC	County of Dorchester	\$6,933.00
SC	County of Berkeley	\$9,577.00
SC	Georgetown County	\$9,673.00
SC	County of Anderson	\$13,593.00
SC	Aiken County	\$15,862.00
SC	Richland County Government	\$31,833.00
SC	County of York	\$33,874.00
SC	County of Greenville	\$36,747.00
SC	County of Horry	\$62,327.00
SC	LEXINGTON COUNTY	\$64,935.00
SC	Beaufort County	\$72,923.00
SC	State of South Carolina	\$459,670.00

Richland County Council Request of Action

Subject

Ridgewood Streetscape Design [**PAGES 66-78**]

Notes

February 23, 2010 - The committee recommended that Council approve the Ridgewood Streetscape design to include the commercial corridor lighting. Council would sign two 5-year leases between SCE&G and Richland County. The County will provide the service, maintenance and installation fees for the 10-year period. The committee also directed staff to determine the overall cost of an outright purchase of the lighting versus a lease and for the legal department to complete negotiations regarding the lease language. The vote in favor was unanimous.

Richland County Council Request of Action

Subject: Ridgewood Streetscape Design

A. Purpose

County Council is requested to sign two 5 year lease agreements with South Carolina Electric & Gas (SCE&G). The purpose for the lease agreements is to install and maintain 45 lights along the commercial corridor as part of the Ridgewood Neighborhood Revitalization Streetscape Project for a period of 10 years. Two consecutive 5 year lease agreements will cost the County \$136,782 (This is based upon 45 lights @ \$25.33 each per month x 12 months x 10 years.) See attached SCE&G rate schedule and written agreements. Each agreement, effective when signed by both parties for a period of 5 years each and would have to be signed prior to installation of lighting. There is an option to sign a contract for all 45 Lights, although SCE&G is not installing 45 lights immediately. Richland County will only be charged for lights as they are installed and burning.

B. Background / Discussion

- The Ridgewood Neighborhood Master Plan is the first neighborhood master plan initiated by Richland County Government (2004) and it is in its fifth year of implementation.
- The streetscape project was designed by B.P. Barber Inc per the request of the Community Development Department. The total cost for streetscape construction is approximately \$471,000 and will be phased over two years (FY's 09-11). The construction project is ready for bid pending Council's approval of the lighting. Community Development has reserved FY 09 -10 CDBG funds in the amount of \$250,000 for Phase I of construction.
- As a result of the Ridgewood Neighborhood Revitalization Master Plan (August 2004), SCE&G was asked to study the distribution of lights in Ridgewood. That study revealed that Ridgewood's residential and commercial light distribution and service is inferior to other urban communities. SCE&G suggested that street lighting on the commercial corridor be increased from 1 to 52 lights to adequately light the sidewalk. Richland County would be responsible for 45 of those suggested. SCE&G also recommended an increase of residential lighting from 33 to 71. The residential lighting will be paid for by the residents provided 75% of property owners agree by signing a SCE&G petition. Ridgewood's leadership is currently seeking needed petitions from residents for the increase and agrees to a service charge increase from \$1.98 to \$3.97 per month. Upon sufficient petition signatures, SCE&G will install additional lights at no additional costs to the County or the homeowner.
- Ridgewood consists of approximately 250 single family and mixed-use housing and there are businesses, schools and churches on the commercial strip. The community is located immediately south of Interstate 20 at Monticello Road near the Exit 68 interchange.
- Community Development asked SCE&G and BP Barber to determine if fewer lights would compromise the objective of lighting the sidewalk for safe passage. Consideration being given to public transportation that services the area and constant foot traffic, SCE&G suggests that no less than 45 installed lights would meet the objective of the project.

- By leasing the lights, SCE&G will provide service and maintenance for 10 years. If Richland County decides that they no longer want to pay the monthly lighting charges, a termination fee will apply, unless another entity agrees to take over the remaining time on the lease. This can apply to all of the lights or to just a few. The monthly lease covers all maintenance, service, repairs, and electricity for the fixture and pole. After a five year lease the County will have the option to renew the lease for an additional 5 years at no penalty; terminate the agreement and pay a penalty or transfer the agreement to another entity without paying a termination fee.
- No other action has been taken by Council on this issue of improved lighting in Master Planned areas.
- Payment for maintenance, service or repairs of lighting is an ineligible expense for CDBG funds.

C. Financial Impact

The financial impact to the County to lease 45 underground, decorative lights along Monticello Rd for 10 years is \$136,782. The annual cost will be \$13,678.20 or \$1,139.85 per month. SCE&G Lighting Rates are subject to any SCE&G rate increase. As SCE&G raises their rates, the monthly lighting charge will go up, as well. By signing SCE&G’s Lighting Agreement, Richland County will be responsible for the monthly lease for, at least, 10 years.

It would cost the County approximately \$150,000 - \$175,000 to purchase and install lights privately. The county will pay for power service and maintenance. At this time the maintenance costs have not been determined. (See attachment).

Ridgewood Streetscape Project

Design (CDBG)	\$66,000
Construction (CDBG)	\$471,000
SCE&G	\$136,782
Service/Maintenance/installation fees (Richland County)	
<hr/> Special Services landscape maintenance	<hr/> 0
Total Estimated Costs	\$673,782

D. Alternatives

- Approve the Ridgewood Streetscape Design as presented and sign two consecutive 5 year leases between SCE&G and Richland County. The cost to the County will provide the service, maintenance and installation fees for a total of 10 years.
- Approve the Ridgewood streetscape design as presented and sign two consecutive 5 year leases with SCE&G and request that current and future Ridgewood business owners and residents reimburse the County.
- Approve the Ridgewood streetscape design as presented and sign a 5 year lease agreement and during that time identify current and future businesses that will enter into agreements with SCE&G for specific number of lighting for the next five years.
- Approve the plan without the SCE&G lease agreement and the County purchase, install and maintain lights privately with the County paying SCE&G for electrical power only.

- Do not approve the decorative lighting and instead approve overhead street lights using existing utility poles at a cost of \$19.43. The approximate number of overhead lighting needed would be between 30 and 35. This option would also impact the project design and costs.
- Do not approve the lease agreement with SCE&G nor provide for privately maintained lighting improvements. The Ridgewood Streetscape Design would continue without needed commercial lighting along Monticello Road Corridor.

E. Recommendation

It is recommended by the Community Development Department that Council approve the Ridgewood Streetscape Design as presented to include the commercial corridor lighting. Council would sign two 5 year leases between SCE&G with Richland County. The County will provide the service, maintenance and installation fees for this 10 year period.

Recommended by:	Department:	Date:
Valeria Jackson, Director	Community Development	2/9/10

F. Reviews

(Please **SIGN** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers Date: 2/12/10
 Recommend Council approval ✓ Recommend Council denial
 Comments regarding recommendation: Recommendation is based on the alternative recommended not the project. We would recommend that Council explore option two further which would assign the cost to those business, residents, etc receiving the benefit of the project and eliminate the need for the county to identify a funding source. If alternative one is approved, the county would need to identify a funding source for the estimated \$160k over the 10-year agreement.

Procurement

Reviewed by: Rodolfo Callwood Date: 2/15/10
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation: *Recommend review of option two*

Legal

Reviewed by: Larry Smith Date:
 ✓ Recommend Council approval Recommend Council denial
 Comments regarding recommendation: Recommendation of approval is contingent upon the parties ability to agree on the lease language.

Administration

Reviewed by: Sparty Hammett Date:
 ✓ Recommend Council approval Recommend Council denial
 Comments regarding recommendation:

AGREEMENT COVERING AREA LIGHTING

**RICHLAND COUNTY
PHASE 1
MONTICELLO ROAD STREETScape
COLUMBIA, SOUTH CAROLINA 29203**

THIS AGREEMENT is entered into and effective this 11th day of February, 2010, by and between "Customer", **Richland County** and South Carolina Electric & Gas Company, "Company".

In consideration of the mutual covenants and agreements herein contained, the same to be well and truly kept and performed, the sums of money to be paid, and the services to be rendered, the parties hereto covenant and agree with each other as follows, namely:

ARTICLE I

LIGHTING SERVICE: Company shall provide lighting service from dusk (one half (1/2) hour after sunset) to dawn (one half (1/2) hour before sunrise) each night during the Agreement period for a total of approximately four thousand (4000) hours of lighting per year. Customer agrees that lighting provided is ornamental in nature and is not designed for security or public safety. Company does not guarantee lighting level for security or public safety purposes. Customer agrees that lighting is not designed in accordance with the Illuminating Engineering Society (IES) recommended maintained luminance and illumination values for roadways and area lighting.

ARTICLE II

RATE: Customer shall be billed in accordance with Company's "Underground Street Lighting" Rate 18, attached hereto and incorporated herein by reference which is currently \$25.33 per luminaire and pole per month, based on the current rate. Customer's current monthly lighting charges for this project will total \$709.24 plus S.C. sales tax and all other applicable fees. This rate is subject to change upon periodic review by the South Carolina Public Service Commission (PSC), in the manner prescribed by law. Additionally, this Agreement and all services rendered hereunder are subject to Company's "General Terms and Conditions" as approved by the Commission as they may now exist or may be amended in the future. The "General Terms and Conditions" as they currently exist are made a part of this Agreement as attached.

Rate	Item	Cost	Qty	Total
18	150 watt high pressure sodium Acorn-Style Luminaire	\$16.08	28	\$450.24
18	17' black fiberglass pole	\$9.25	28	\$259.00
			Total	\$709.24

ARTICLE III

AID-TO-CONSTRUCTION: Customer has requested and Company has agreed to install facilities. The installation cost does meet the 4 to 1 ratio and therefore no aid to construction is

required for this project. Customer agrees to provide and install all two (2) inch schedule 40 gray electrical PVC lighting conduit to Company specification. Company shall assume no responsibility for repairs to or replacement of damaged conduit.

ARTICLE IV

INSTALLATION AND MAINTENANCE: Customer is responsible for locating and marking all facilities (irrigation, water, sewer, drainage, etc.) in areas where digging will take place if not part of the Palmetto Utility Protection Service (PUPS). Company is not responsible for any damage to Customer owned utilities such as irrigation, sewer, cable, water taps, etc. that have not been located or have been mis-located. Customer is responsible for obtaining all applicable authorizations and permissions from any governmental entities related to luminaires, poles, and/or related equipment. Customer is also responsible for compliance with, and informing Company of, any governmental ordinances as they may relate to lighting. Customer is responsible for and will pay to Company any and all costs associated with the removal, relocation or exchange of luminaires, poles and/or related equipment that are determined to be non-compliant by governmental entities. Company agrees to provide and install underground wiring and appurtenances for twenty-eight (28) 150 watt high pressure sodium Acorn-Style luminaires mounted on twenty-eight (28) 17' black fiberglass poles. This lighting installation will be located along Monticello Road located in Columbia, South Carolina. The delivery voltage to these fixtures shall be 120v. At all times, Company will maintain ownership of luminaires and poles. Customer must notify Company of any non-functioning or mal-functioning luminaires. Company will not be responsible for any landscape or pavement replacement that may be necessary as a result of the Company installing the lighting facility or any landscape or pavement replacement that may be necessary as a result of the Company performing maintenance on the lighting facility. Customer will maintain a reasonable working distance around luminaires and poles.

Customer Initial/Date

ARTICLE V

REPLACEMENT AND MAINTENANCE - ORDINARY: Company shall perform all ordinary replacement and maintenance on the equipment and appurtenances. This shall include the replacement of lamps, photocells, conductor, and conduit and electrical connections. The replacement lamps shall be limited to Company's standard 150 watt high pressure sodium and the replacement photocells shall be limited to Company's standard twist-lock photocell. Non-standard equipment replacement may be delayed until such equipment can be ordered and delivered to Company, as non-standard equipment is not kept in Company inventory. Company shall retain ownership of these facilities located on Customer's premises. If Customer elects, for any reason, to require removal or relocation of Company facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation. If action is taken by a governmental entity that requires the removal or relocation of Company's facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation.

ARTICLE VI

REPLACEMENT AND MAINTENANCE - EXTRAORDINARY: Company is responsible for the replacement and maintenance of extraordinary equipment and appurtenances, which shall

include the replacement of the luminaries and poles and other associated equipment due to normal wear and tear. In the event of accidental damage or vandalism, Company shall bill Customer and hold Customer responsible for all extraordinary replacement and maintenance work that is not recovered by Company from third parties tortfeasors. If Customer elects, for any reason, to require removal or relocation of Company facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation. If action is taken by a governmental entity that requires the removal or relocation of Company's facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation.

ARTICLE VII

TERM: This Agreement shall continue for the full initial term of five (5) years ("Initial Term"). Thirty (30) days prior to the end of the Initial Term, Customer shall notify Company in writing whether or not it intends to let the Agreement term expire or extend the Agreement term for an additional five (5) year period ("Extension Term"). If Customer wishes to end the Agreement at the end of the Initial Term, Company shall bill Customer a final payment in the amount of **\$40,660.00**, payable to Company upon receipt. If Customer wishes to exercise the Extension Term, Company hereby agrees to waive the final payment noted above. Following completion of the Extension Term, this Agreement shall continue thereafter from year to year until terminated by at least thirty (30) days prior written notice by either Party to the other of its intention to terminate.

ARTICLE VIII

TERMINATION FOR DEFAULT BY CUSTOMER: The occurrence of any one or more of the following events by Customer shall constitute a default by Customer: 1) bankruptcy; 2) non-payment; 3) dissolution of business entity; 4) discontinuation of access; or 5) unauthorized modification of equipment. In the event of default, Company reserves the right to terminate this Agreement. Should Customer terminate prior to the end of the initial term of this Agreement, an early termination charge outlined in Article IX shall apply.

ARTICLE IX

EARLY TERMINATION CHARGE: Should Customer terminate this Agreement for any reason, either during the initial term or any extension thereof, unless waived as provided for herein, Customer shall pay to Company a termination charge excluding fuel for the remainder of the contract term; plus the sum of the original cost of the installed equipment, less accumulated depreciation through the effective termination date, plus removal and disposal costs, plus environmental remediation costs, less any applicable salvage values, the total cost of which shall not be less than zero. Company may waive a portion or all of the termination charge where (1) a successor agreement is executed prior to termination of this Agreement, (2) Customer is able to furnish Company with satisfactory evidence that a successor customer will occupy the premises within a reasonable time and contract for substantially the same service facilities, or (3) the facilities for serving have been fully depreciated.

ARTICLE X

LIMITATION OF LIABILITY: THE PARTIES AGREE, AS AN ESSENTIAL CONDITION OF THIS AGREEMENT, THAT COMPANY SHALL HAVE NO LIABILITY TO CUSTOMER OR TO ANY THIRD PARTY AS A RESULT OF THE SERVICES PROVIDED HEREUNDER OR COMPANY'S INSTALLATION, OPERATION, MAINTENANCE, OR REMOVAL OF THE LUMINAIRES, POLES, CONDUCTORS OR OTHER APPURTENANCES ASSOCIATED WITH THE LIGHTING FACILITIES EXCEPT TO THE EXTENT OF COMPANY'S NEGLIGENCE.

IN NO EVENT WILL COMPANY BE LIABLE FOR INCIDENTAL, INDIRECT OR CONSEQUENTIAL DAMAGES. THE LIABILITY OF COMPANY SHALL IN NO EVENT EXCEED THE MAXIMUM AMOUNT THAT THE COUNTY COULD BE LIABLE TO A THIRD PARTY UNDER THE SOUTH CAROLINA TORT CLAIMS ACT, WHICH AMOUNT IS CURRENTLY THREE HOUNDRED THOUSAND DOLLARS (\$300,000).

ARTICLE XI

WARRANTIES: COMPANY MAKES NO REPRESENTATIONS OR WARRANTIES OF ANY TYPE, EXPRESS OR IMPLIED, EXCEPT AS SPECIFICALLY STATED IN THIS AGREEMENT. WITHOUT LIMITING THE FOREGOING, COMPANY EXPLICITLY DISCLAIMS ANY WARRANTY REGARDNG THE SERVICES PROVIDED HEREUNDER OR COMPANY'S INSTALLATION, OPERATION, MAINTENANCE, OR REMOVAL OF THE LUMINAIRES, POLES, CONDUCTORS OR OTHER APPURTENANCES ASSOCIATED WITH THE LIGHTING FACILITIES REGARDING THE SUITABILITY, PRACTICALITY, VIABILITY, OR FUNCTIONALITY OF THE PRODUCTS AND SERVICES PROVIDED HEREUNDER, EXCEPT AS SPECIFICALLY STATED HEREIN. COMPANY SPECIFICALLY DOES NOT WARRANT THAT THE PRODUCTS OR SERVICES WILL INCREASE SAFETY OR REDUCE THE POSSIBILITY OF CRIMINAL ACTIVITY. THE WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE ARE SPECIFICALLY DISCLAIMED.

ARTICLE XII

RIGHT OF WAY: Customer hereby grants Company free access and right of way to maintain install and remove any and all luminaires, poles, conductors and other appurtenances associated with the lighting facilities contained within this Agreement.

ARTICLE XIII

CUSTOMER MODIFICATIONS: No modifications to luminaires, poles or related equipment may be made by Customer without prior written approval from Company. Company assumes no liability if luminaires, poles or related equipment are modified in any manner by Customer.

ARTICLE XIV

ASSIGNMENT: No assignment of this Agreement, in whole or in part by Customer, will be made without the prior written consent of Company (and shall not relieve the assigning Party from liability hereunder), which consent will not be unreasonably withheld or delayed.

ARTICLE XV

AMENDMENT: This Agreement may not be amended except by written agreement signed by an authorized representative of each Party.

ARTICLE XVI

REPRESENTATION: Each Party to the Agreement represents and warrants that it has full and complete authority to enter into and perform its respective obligations under this Agreement. Any person who executes this Agreement on behalf of either Party represents and warrants that he or she has full and complete authority to do so and that such represented Party shall be bound thereby.

ARTICLE XVII

COVENANTS: This Agreement is an entire contract, each stipulation thereto being a part of the consideration for every other, and the terms, covenants, and conditions thereof inure to the benefit of and bind the successors and assigns of each of the parties hereto, as well as the parties themselves.

ARTICLE XVIII

ENTIRE UNDERSTANDING: This Agreement contains the entire understanding of the Parties and supersedes all prior oral or written representation(s) concerning the subject matter hereof.

RICHLAND COUNTY

By: _____
(Print Name): _____
Title: _____
Date: _____

SOUTH CAROLINA ELECTRIC & GAS COMPANY

By: _____
(Print Name): Daniel F. Kassis
Title: General Manager of Electric Service Coordination
Date: _____

Contract No.

AGREEMENT COVERING AREA LIGHTING

**RICHLAND COUNTY
PHASE 2
MONTICELLO ROAD STREETScape
COLUMBIA, SOUTH CAROLINA 29203**

THIS AGREEMENT is entered into and effective this 11th day of February, 2010, by and between "Customer", **Richland County** and South Carolina Electric & Gas Company, "Company".

In consideration of the mutual covenants and agreements herein contained, the same to be well and truly kept and performed, the sums of money to be paid, and the services to be rendered, the parties hereto covenant and agree with each other as follows, namely:

ARTICLE I

LIGHTING SERVICE: Company shall provide lighting service from dusk (one half (1/2) hour after sunset) to dawn (one half (1/2) hour before sunrise) each night during the Agreement period for a total of approximately four thousand (4000) hours of lighting per year. Customer agrees that lighting provided is ornamental in nature and is not designed for security or public safety. Company does not guarantee lighting level for security or public safety purposes. Customer agrees that lighting is not designed in accordance with the Illuminating Engineering Society (IES) recommended maintained luminance and illumination values for roadways and area lighting.

ARTICLE II

RATE: Customer shall be billed in accordance with Company's "Underground Street Lighting" Rate 18, attached hereto and incorporated herein by reference which is currently \$25.33 per luminaire and pole per month, based on the current rate. Customer's current monthly lighting charges for this project will total \$430.61 plus S.C. sales tax and all other applicable fees. This rate is subject to change upon periodic review by the South Carolina Public Service Commission (PSC), in the manner prescribed by law. Additionally, this Agreement and all services rendered hereunder are subject to Company's "General Terms and Conditions" as approved by the Commission as they may now exist or may be amended in the future. The "General Terms and Conditions" as they currently exist are made a part of this Agreement as attached.

Rate	Item	Cost	Qty	Total
18	150 watt high pressure sodium Acorn-Style Luminaire	\$16.08	17	\$273.36
18	17' black fiberglass pole	\$9.25	17	\$157.25
			Total	\$430.61

ARTICLE III

AID-TO-CONSTRUCTION: Customer has requested and Company has agreed to install facilities. The installation cost does meet the 4 to 1 ratio and therefore no aid to construction is

required for this project. Customer agrees to provide and install all two (2) inch schedule 40 gray electrical PVC lighting conduit to Company specification. Company shall assume no responsibility for repairs to or replacement of damaged conduit.

ARTICLE IV

INSTALLATION AND MAINTENANCE: Customer is responsible for locating and marking all facilities (irrigation, water, sewer, drainage, etc.) in areas where digging will take place if not part of the Palmetto Utility Protection Service (PUPS). Company is not responsible for any damage to Customer owned utilities such as irrigation, sewer, cable, water taps, etc. that have not been located or have been mis-located. Customer is responsible for obtaining all applicable authorizations and permissions from any governmental entities related to luminaires, poles, and/or related equipment. Customer is also responsible for compliance with, and informing Company of, any governmental ordinances as they may relate to lighting. Customer is responsible for and will pay to Company any and all costs associated with the removal, relocation or exchange of luminaires, poles and/or related equipment that are determined to be non-compliant by governmental entities. Company agrees to provide and install underground wiring and appurtenances for seventeen (17) 150 watt high pressure sodium Acorn-Style luminaires mounted on seventeen (17) 17' black fiberglass poles. This lighting installation will be located along Monticello Road located in Columbia, South Carolina. The delivery voltage to these fixtures shall be 120v. At all times, Company will maintain ownership of luminaires and poles. Customer must notify Company of any non-functioning or mal-functioning luminaires. Company will not be responsible for any landscape or pavement replacement that may be necessary as a result of the Company installing the lighting facility or any landscape or pavement replacement that may be necessary as a result of the Company performing maintenance on the lighting facility. Customer will maintain a reasonable working distance around luminaires and poles.

Customer Initial/Date

ARTICLE V

REPLACEMENT AND MAINTENANCE - ORDINARY: Company shall perform all ordinary replacement and maintenance on the equipment and appurtenances. This shall include the replacement of lamps, photocells, conductor, and conduit and electrical connections. The replacement lamps shall be limited to Company's standard 150 watt high pressure sodium and the replacement photocells shall be limited to Company's standard twist-lock photocell. Non-standard equipment replacement may be delayed until such equipment can be ordered and delivered to Company, as non-standard equipment is not kept in Company inventory. Company shall retain ownership of these facilities located on Customer's premises. If Customer elects, for any reason, to require removal or relocation of Company facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation. If action is taken by a governmental entity that requires the removal or relocation of Company's facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation.

ARTICLE VI

REPLACEMENT AND MAINTENANCE - EXTRAORDINARY: Company is responsible for the replacement and maintenance of extraordinary equipment and appurtenances, which shall

include the replacement of the luminaires and poles and other associated equipment due to normal wear and tear. In the event of accidental damage or vandalism, Company shall bill Customer and hold Customer responsible for all extraordinary replacement and maintenance work that is not recovered by Company from third parties tortfeasors. If Customer elects, for any reason, to require removal or relocation of Company facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation. If action is taken by a governmental entity that requires the removal or relocation of Company's facilities, Customer is required to reimburse Company for all costs incurred by Company as a result of such removal or relocation.

ARTICLE VII

TERM: This Agreement shall continue for the full initial term of five (5) years ("Initial Term"). Thirty (30) days prior to the end of the Initial Term, Customer shall notify Company in writing whether or not it intends to let the Agreement term expire or extend the Agreement term for an additional five (5) year period ("Extension Term"). If Customer wishes to end the Agreement at the end of the Initial Term, Company shall bill Customer a final payment in the amount of **\$23,618.00**, payable to Company upon receipt. If Customer wishes to exercise the Extension Term, Company hereby agrees to waive the final payment noted above. Following completion of the Extension Term, this Agreement shall continue thereafter from year to year until terminated by at least thirty (30) days prior written notice by either Party to the other of its intention to terminate.

ARTICLE VIII

TERMINATION FOR DEFAULT BY CUSTOMER: The occurrence of any one or more of the following events by Customer shall constitute a default by Customer: 1) bankruptcy; 2) non-payment; 3) dissolution of business entity; 4) discontinuation of access; or 5) unauthorized modification of equipment. In the event of default, Company reserves the right to terminate this Agreement. Should Customer terminate prior to the end of the initial term of this Agreement, an early termination charge outlined in Article IX shall apply.

ARTICLE IX

EARLY TERMINATION CHARGE: Should Customer terminate this Agreement for any reason, either during the initial term or any extension thereof, unless waived as provided for herein, Customer shall pay to Company a termination charge excluding fuel for the remainder of the contract term; plus the sum of the original cost of the installed equipment, less accumulated depreciation through the effective termination date, plus removal and disposal costs, plus environmental remediation costs, less any applicable salvage values, the total cost of which shall not be less than zero. Company may waive a portion or all of the termination charge where (1) a successor agreement is executed prior to termination of this Agreement, (2) Customer is able to furnish Company with satisfactory evidence that a successor customer will occupy the premises within a reasonable time and contract for substantially the same service facilities, or (3) the facilities for serving have been fully depreciated.

ARTICLE X

LIMITATION OF LIABILITY: THE PARTIES AGREE, AS AN ESSENTIAL CONDITION OF THIS AGREEMENT, THAT COMPANY SHALL HAVE NO LIABILITY TO CUSTOMER OR TO ANY THIRD PARTY AS A RESULT OF THE SERVICES PROVIDED HEREUNDER OR COMPANY'S INSTALLATION, OPERATION, MAINTENANCE, OR REMOVAL OF THE LUMINAIRES, POLES, CONDUCTORS OR OTHER APPURTENANCES ASSOCIATED WITH THE LIGHTING FACILITIES EXCEPT TO THE EXTENT OF COMPANY'S NEGLIGENCE.

IN NO EVENT WILL COMPANY BE LIABLE FOR INCIDENTAL, INDIRECT OR CONSEQUENTIAL DAMAGES. THE LIABILITY OF COMPANY SHALL IN NO EVENT EXCEED THE MAXIMUM AMOUNT THAT THE COUNTY COULD BE LIABLE TO A THIRD PARTY UNDER THE SOUTH CAROLINA TORT CLAIMS ACT, WHICH AMOUNT IS CURRENTLY THREE HOUNDRED THOUSAND DOLLARS (\$300,000).

ARTICLE XI

WARRANTIES: COMPANY MAKES NO REPRESENTATIONS OR WARRANTIES OF ANY TYPE, EXPRESS OR IMPLIED, EXCEPT AS SPECIFICALLY STATED IN THIS AGREEMENT. WITHOUT LIMITING THE FOREGOING, COMPANY EXPLICITLY DISCLAIMS ANY WARRANTY REGARDNG THE SERVICES PROVIDED HEREUNDER OR COMPANY'S INSTALLATION, OPERATION, MAINTENANCE, OR REMOVAL OF THE LUMINAIRES, POLES, CONDUCTORS OR OTHER APPURTENANCES ASSOCIATED WITH THE LIGHTING FACILITIES REGARDING THE SUITABILITY, PRACTICALITY, VIABILITY, OR FUNCTIONALITY OF THE PRODUCTS AND SERVICES PROVIDED HEREUNDER, EXCEPT AS SPECIFICALLY STATED HEREIN. COMPANY SPECIFICALLY DOES NOT WARRANT THAT THE PRODUCTS OR SERVICES WILL INCREASE SAFETY OR REDUCE THE POSSIBILITY OF CRIMINAL ACTIVITY. THE WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE ARE SPECIFICALLY DISCLAIMED.

ARTICLE XII

RIGHT OF WAY: Customer hereby grants Company free access and right of way to maintain install and remove any and all luminaires, poles, conductors and other appurtenances associated with the lighting facilities contained within this Agreement.

ARTICLE XIII

CUSTOMER MODIFICATIONS: No modifications to luminaires, poles or related equipment may be made by Customer without prior written approval from Company. Company assumes no liability if luminaires, poles or related equipment are modified in any manner by Customer.

ARTICLE XIV

ASSIGNMENT: No assignment of this Agreement, in whole or in part by Customer, will be made without the prior written consent of Company (and shall not relieve the assigning Party from liability hereunder), which consent will not be unreasonably withheld or delayed.

ARTICLE XV

AMENDMENT: This Agreement may not be amended except by written agreement signed by an authorized representative of each Party.

ARTICLE XVI

REPRESENTATION: Each Party to the Agreement represents and warrants that it has full and complete authority to enter into and perform its respective obligations under this Agreement. Any person who executes this Agreement on behalf of either Party represents and warrants that he or she has full and complete authority to do so and that such represented Party shall be bound thereby.

ARTICLE XVII

COVENANTS: This Agreement is an entire contract, each stipulation thereto being a part of the consideration for every other, and the terms, covenants, and conditions thereof inure to the benefit of and bind the successors and assigns of each of the parties hereto, as well as the parties themselves.

ARTICLE XVIII

ENTIRE UNDERSTANDING: This Agreement contains the entire understanding of the Parties and supersedes all prior oral or written representation(s) concerning the subject matter hereof.

RICHLAND COUNTY

By: _____

(Print Name): _____

Title: _____

Date: _____

SOUTH CAROLINA ELECTRIC & GAS COMPANY

By: _____

(Print Name): Daniel F. Kassis

Title: General Manager of Electric Service Coordination

Date: _____

Contract No.

Richland County Council Request of Action

Subject

Design Build Bio-Retention Rain Garden **[PAGES 80-86]**

Notes

February 23, 2010 - The committee recommended that staff provide Council with a copy of the cost estimate and get procurement and legal issues cleared up before sending this to Council. The vote was in favor.

Richland County Council Request of Action

Subject: Design-Build Bio-retention Rain garden

A. Purpose

County Council is requested to authorize the Neighborhood Improvement Program (NIP)'s use of a design-build process for a bio-retention rain garden project on Decker Boulevard. More specifically, the site would consist of an approximately 15'x140' rectangle area and an approximately 15'x110' rectangle area at 2500 Decker Boulevard, both parcels being a portion of TMS # R16911-03-01.

B. Background / Discussion

Why a bio-retention rain garden on Decker Boulevard?

Decker Master Plan

The request for such a project was first brought forward in 2007, when County Council adopted a master plan for the Decker Boulevard community. The master plan recommends on-site retention in area parking lots. Most of the commercial sites along Decker Boulevard are almost 100% impervious surfaces without any stormwater retention mechanisms. Stormwater flows in sheets onto Decker Boulevard and into stormwater pipes, dumping into the nearby Jackson Creek, Cary Lake and eventually Gills Creek, which is a severely impaired watershed. The bio-retention rain garden will help capture some of the storm water onsite, reduce the sheet flow of stormwater to Decker, and filter pollutants before the water enters the water bodies.

Another reason the master plan calls for this type of project is that Decker Boulevard is a major corridor with high traffic volume and visibility. Citizens, contractors and developers will see a bio-retention rain garden and may be inspired to replicate the project on their site as well. County Council's approval of this project is a catalyst investment for implementing the Decker Plan and revitalizing the corridor.

County Council Strategic Plan and Water Quality Efforts

In the County's strategic plan, one of the strategies to managing growth is to "ensure the conservation and protection of natural resources, including green space, air, and water quality". As previously mentioned, the runoff from this site has proven to have a negative impact on the water quality in Jackson Creek. Thus, installing a rain garden near Jackson Creek/Gills Creek aligns with the strategic goals and shows the County's commitment to improving water quality.

Similarly, County Council recently approved a series of dredging project in the Cary Lakes and a mitigation bank on the property adjacent to the proposed project site. The bio-retention rain garden is necessary to maximize the efforts of the dredging project and mitigation bank.

Why use a design-build process?

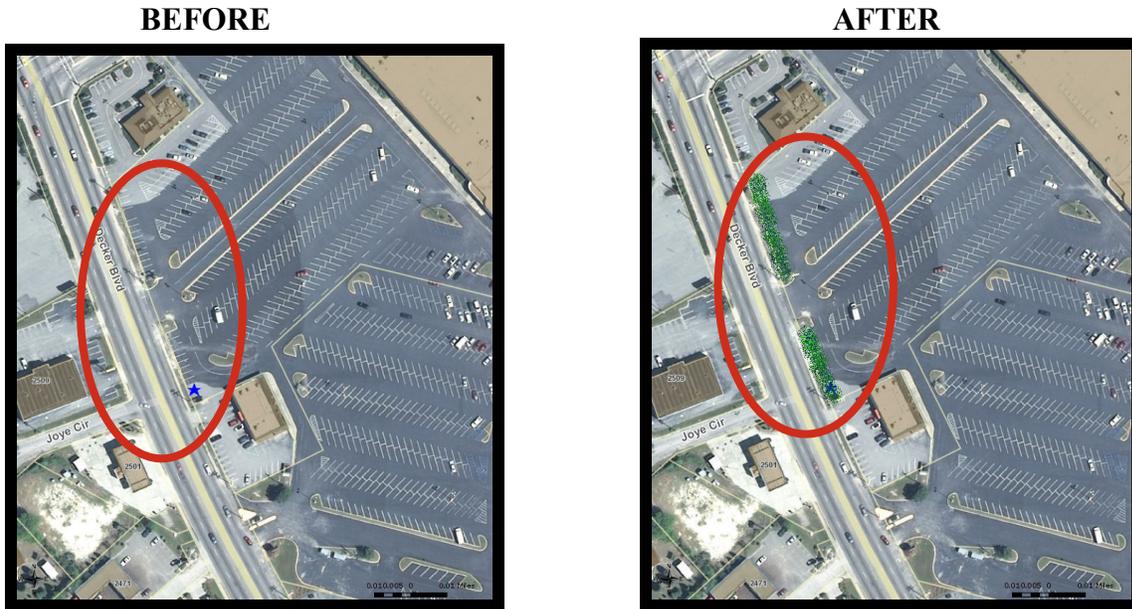
We are requesting approval to contract with a single entity known as the **design-builder** to help minimize the project risk for the County. To date, the County has only constructed one (1) rain garden, and it was on a smaller scale and not in a parking lot. A design-builder provides numerous benefits:

- **Enhanced communication** between the service provider and the client. The design parameters of a project will be developed along with the budgetary goals - construction methodologies and budget conditions are weighed simultaneously. The County will have greater access to the project "team" as the project is being developed.
- **Increased accountability** by the service provider. Rather than a fragmented level of responsibility of the classic design-bid-build, design-build provides an integrated solution for this project and for the County. This eliminates potential "finger-pointing" that may occur with a construction project where the County has little experience. Thus, the County would deal with one (1) entity with any questions or project concerns.
- **Single source** project delivery. Design revisions, project feedback, budgeting, permitting, construction issues, change orders, and billing can all be routed through one firm, as opposed to several contractors and consultants.
- A **value based** project feedback system. Typically, in order for a contractor to bid on a project, very specific details relating to the methods and materials must be given to avoid any ambiguity and to make an "apples to apples" comparison of the bids. This would be difficult in a project where selecting landscaping and specific plants are required.
 - In a design-build context, the County Procurement Department, County staff, and the design-builder can work together in determining what methods and materials will maximize the project value. In instances where marginally more expensive materials, designs, or construction methods might yield a higher return on investment for the County rather than those of lower cost, the County would have the ability to adjust the project's program without having to re-bid the entire project.

Continued on next page→

Proposed project site

In recent months, the Neighborhood Improvement Program (NIP) was contacted by a commercial property owner on Decker Boulevard – Taylor/Theus Holding, Inc. Mr. Bill Theus, who is a partner in the holding company, is interested in forming a public-private partnership to install a bio-retention rain garden on their commercial lot. Taylor/Theus Holding, Inc.’s property is located at the corner of Joye Circle and Decker Blvd (close to O’Neil Court); the physical address is 2500 Decker Boulevard, Columbia, SC.



The property owner is working with the SC Department of Commerce in pursuit of a tenant (i.e. a call center or international market). This project will enhance Decker Boulevard and the site itself, thereby attracting a tenant and increasing job opportunities.

C. Financial Impact

Funds were appropriated in the NIP professional services account, 526500, in the amount of \$390,000 for implementation of neighborhood and capital improvement projects, such as this.

Below is a table outlining the estimated project costs:

Hardscape	\$50,500.00
Landscape	\$ 28,850.00
Professional Services	\$ 5,000.00
Subtotal	\$84,350.00
15% contingency	\$12,652.50
TOTAL	\$97,002.50

The design-build process is likely to save the county money because it streamlines the project into one single source.

D. Alternatives

1. Approve the request from the Neighborhood Improvement Program to proceed with the bioretention rain garden pilot project and use the design-build process as the preferred procurement process.
2. Approve the request from Neighborhood Improvement Program to proceed with the bioretention rain garden pilot project, but do not use the design-build process to procure the project.
3. Do not approve the Neighborhood Improvement Program in proceeding with the bioretention rain garden pilot project and using the design-build process as the preferred procurement process.

E. Recommendation

It is recommended that Council authorize the Neighborhood Improvement Program to proceed with the bioretention rain garden pilot project and use the design-build process as the preferred procurement process.

Recommended by: Erica Hink Department: Planning Date: 2/2/10

F. Reviews

(Please ***SIGN*** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers Date: 2/12/10
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation: no recommendation

Procurement

Reviewed by: Rodolfo Callwood Date:
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation: No recommendations; this process doesn't reduce risk to the County; the only process that reduces risk to the County would be Construction Management at Risk with a guaranteed maximum project price.

Legal

Reviewed by: Larry Smith Date:
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation: No recommendation: If however, the Council decides to proceed with this project it appears that Neighborhood Improvement and Procurement need to get together to see if there can be mutual agreement regarding which process would best work for the county.

Administration

Reviewed by: Sparty Hammett

✓ Recommend Council approval

Comments regarding recommendation:

Date: 2/17/10

Recommend Council denial



MEMORANDUM

TO: Richland County Council
FROM: Erica Hink, Planner
DATE: February 25, 2010
RE: Bioretention Raingarden - Additional Information

Per request of the A&F committee, the following page contains a cost estimate of the bioretention raingarden. Also included is a picture of a raingarden installed in a parking lot and also a picture of a bio-retention raingarden project in progress. Keep in mind, the project below is built on soft ground and in the Decker project we will have to demolish an asphalt surface.

The project dimensions for the Decker project are two rectangle areas approximately 15 feet by 140 feet on either side of the main access drive into the plaza. The project will be border an existing sidewalk on Decker Boulevard and will be visible to all passer-bys (pedestrian, bike, and vehicles).

The A&F committee also asked staff to address Procurement's concerns with the ROA. We are coordinating this effort, and hope to present a resolution to Council at the March 2, 2010 Council meeting.



HAY HILL SERVICES
 200 Hay Hill Farm Lane
 St. Matthews, SC 29135
 (803) 874-3303

Preliminary Cost Probabilities for Bio-Swale at Decker Mall
 Decker Boulevard
 Columbia, SC
 September 9, 2009

ITEM	EST. QUANTITY	UNIT	UNIT PRICE	TOTAL
HARDSCAPE				
Demolition/haul-off	1	LS	xxxx	\$7,000.00
Excavation for swale/haul off spoil	1	LS	xxxx	\$11,500.00
Excavation planting planting area/haul off spoil	1	LS	xxxx	\$4,500.00
Grading	1	LS	xxxx	\$12,000.00
French drain system	1	LS	xxxx	\$12,500.00
Overflow catch basins w/ grates	2	EA	\$1,500.00	\$3,000.00
LANDSCAPE				
New planting medium for planting area	1	LS	xxxx	\$4,750.00
Trees	10	EA	\$250.00	\$2,500.00
Low shrubs	500	EA	\$30.00	\$15,000.00
Sod	7	PAL	\$200.00	\$1,400.00
Pine straw	100	BALE	\$7.00	\$700.00
Irrigation (owner responsible for taps to area)	1	LS	xxxx	\$4,500.00
PROFESSIONAL SERVICES				
Design/detail fees	1	LS	xxxx	\$5,000.00
SUBTOTAL				\$84,350.00
15% contingency				\$12,652.50
TOTAL				\$97,002.50

The above prices are for budgetary purposes only and are subject to change based on final design/details, funding and/or regulatory agencies.



Picture of Raingarden in parking lot.



Picture of Raingarden project in

Richland County Council Request of Action

Subject

Designated Historic Buildings Should be Exempt from Richland County Taxes and Permit Costs **[PAGES 88-93]**

Notes

February 23, 2010 - The committee voted to send this item to Council with no recommendation. The vote in favor was unanimous.

Richland County Council Request of Action

Subject: Designated Historic Buildings should be “exempt” from Richland County Taxes and Permit Costs

A. Purpose

Council is requested to consider the motion made at the February 2, 2010 Council Meeting and direct staff as appropriate.

B. Background / Discussion

The following motion was made at the February 2, 2010 Council Meeting by Councilmember Washington:

Designated Historic Buildings should be ‘exempt’ from Richland County Taxes and Permit Costs.

It is at this time that staff is requesting direction from Council with regards to this motion.

Staff in the Richland County Auditor’s Office indicated that they do not have a way of knowing what properties are considered historic because neither county nor city properties are coded in this manner. This issue would have to be addressed if Council wishes to pursue this motion.

In addition, staff in Richland County’s Planning Department’s Permit Services Division indicates that most historic buildings located within the county would fall under the Commercial Permit Fee schedule. The Permit Services Division does not track building permits by historic designation; therefore, it would be difficult to determine how much was paid in permit fees on buildings designated as Historic. This motion carries with it a specific financial impact, which would have to be addressed if Council wishes to pursue this motion.

The Department of Archives and History maintains a list of historic properties by county; however, this list does not indicate whether these properties are located in the incorporated or unincorporated part of the County. Attached is a list of historic properties located within the boundaries of Richland County as of June 30, 2009. Staff would have to go through the attached list to determine those properties in the unincorporated areas of the County in order to determine which properties would qualify for Mr. Washington’s proposal. Again, this motion carries with it a specific financial impact, which would have to be addressed if Council wishes to pursue this motion.

Currently, however, the County offers historical incentives via the Bailey Ordinance. This ordinance offers a special tax assessment for rehabilitated Historic properties that meet certain eligibility criteria. Upon final approval by the County, certified properties receive a special property tax assessment equal to the pre-rehabilitation value for a period of ten years.

C. Financial Impact

At this time, the financial impact of this motion cannot be determined, as staff must perform additional duties associated with this request (as aforementioned) in order to determine the fiscal impact.

D. Alternatives

- 1. Approve the motion and direct staff as appropriate.
- 2. Do not approve the motion.

E. Recommendation

Council discretion

F. Reviews

(Please ***SIGN*** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers

Date: 2/12/10

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: As stated in the section “c”, the financial impact cannot be determine based on the information provided therefore no recommendation is made.

Legal

Reviewed by: Larry Smith

Date:

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Pursuant to S.C. Code of Laws Sec. 12-37-220, the S.C. General Assembly has determined what properties are exempt from the payment of property taxes. As a result, Richland County is preempted by state law and would not have the authority to create such an exemption by ordinance.

If the Council was interested in pursuing such an exemption, I would recommend that we request of our Legislative Delegation to sponsor legislation that would amend the current exemptions to include historic properties.

Administration

Reviewed by: J. Milton Pope

Date: 2-12-10

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Committee/Council discretion... however as mentioned in the ROA Council has already pass historic housing initiatives.

NATIONAL REGISTER OF HISTORIC PLACES IN SOUTH CAROLINA
(Listings by County and By Date Listed, as of June 3, 2009)

The National Register of Historic Places is a list of properties significant in our nation's past that is maintained by the National Park Service. South Carolina has more than 1,300 listings in the National Register. This includes more than 160 historic districts. More information about the National Register is available at <http://shpo.sc.gov/properties/register/>.

National Register Name in **BOLD**; Alternate Names in Parentheses after National Register Name

NHL: National Historic Landmark
MPS: Multiple Property Submission
MRA: Multiple Resource Area
TR: Thematic Resources

RICHLAND COUNTY

- | | |
|---|--------------------------------------|
| 1. Hampton-Preston House , 1615 Blanding St., Columbia | 7/29/69 |
| 2. Lace House (Robertson House), 803 Richland St., Columbia | 12/17/69 |
| 3. South Carolina Governor's Mansion , 800 Richland St., Columbia | 6/5/70 |
| 4. South Carolina State Hospital, Mills Building (South Carolina Lunatic Asylum),
2100 Bull St., Columbia (NHL) | 6/5/70; NHL 11/7/73 |
| 5. Old Campus District, University of South Carolina , (University of
South Carolina Historic District), Columbia | 6/5/70 |
| 6. South Carolina State House , Main & Gervais Sts., Columbia (NHL) | 6/5/70; NHL 5/11/76 |
| 7. Ainsley Hall House (Robert Mills House), 1616 Blanding St., Columbia (NHL) | 7/16/70; NHL 11/7/73 |
| 8. Washington Street United Methodist Church , 1401 Washington St., Columbia | 12/18/70 |
| 9. First Baptist Church , 1306 Hampton St., Columbia (NHL) | 1/25/71; NHL 11/7/73 |
| 10. First Presbyterian Church , 1324 Marion St., Columbia | 1/25/71 |
| 11. Kensington Plantation House , off S.C. Hwy. 764, Eastover vicinity | 1/25/71 |
| 12. Trinity Episcopal Church , 1100 Sumter St., Columbia | 2/24/71 |
| 13. Millwood , U.S. Hwy. 378, Columbia vicinity | 3/18/71 |
| 14. Hale-Elmore-Seibels House (Seibels House), 1601 Richland St., Columbia | 5/6/71 |
| 15. Horry-Guignard House , 1527 Senate St., Columbia | 5/6/71 |
| 16. Chesnut Cottage , 1718 Hampton St., Columbia | 5/6/71 |
| 17. Caldwell-Hampton-Boyleston House , 829 Richland St., Columbia | 5/6/71 |
| 18. Columbia Historic District I , Columbia | 5/6/71 |
| 19. Columbia Historic District II , Columbia | 5/6/71; Boundary
Increase 6/28/82 |
| 20. Arsenal Hill (Palmetto Iron Works and Armory), 1800 Lincoln St., Columbia | 11/23/71 |
| 21. Preston C. Lorick House , 1727 Hampton St., Columbia | 2/23/72 |
| 22. Thomas Woodrow Wilson Boyhood Home , 1705 Hampton St., Columbia | 2/23/72 |
| 23. DeBruhl-Marshall House , 1401 Laurel St., Columbia | 3/23/72 |
| 24. Sylvan Building (Central National Bank), 1500 Main St., Columbia | 3/23/72 |
| 25. Supreme Court of South Carolina Building (Old United States Post Office),
Gervais & Sumter Sts., Columbia | 10/18/72 |
| 26. Mann-Simons Cottage , 1403 Richland St., Columbia | 4/23/73 |
| 27. Union Station (Atlantic Coast Line Railroad and Southern Railway Station;
California Dreaming), 401 S. Main St., Columbia | 6/19/73 |
| 28. Columbia City Hall (Old United States Courthouse and Post Office),
Main & Laurel Sts., Columbia | 6/19/73 |
| 29. Town Theatre , 1012 Sumter St., Columbia | 10/9/74 |
| 30. Allen University Historic District , 1530 Harden St., Columbia | 4/14/75 |
| 31. Chapelle Administration Building , Allen University, 1530 Harden St.,
Columbia (NHL) | 12/8/76 |
| 32. Columbia Canal , E bank of the Broad & Congaree Rivers, Columbia | 1/15/79 |
| 33. National Loan and Exchange Bank Building (Barringer Building),
1338 Main St., Columbia (Columbia MRA) | 3/2/79 |
| 34. Woodrow Memorial Presbyterian Church (Bishop's Memorial A.M.E. Church),
2221 Washington St., Columbia (Columbia MRA) | 3/2/79 |
| 35. 1210-1214 Main Street (Capitol Cafe), Columbia (Columbia MRA) | 3/2/79 |
| 36. Consolidated Building , 1326-1330 Main St., Columbia (Columbia MRA) | 3/2/79 |

37. **Dovilliers-Manning-Magoffin House**, 4203 St. Clair Dr., Columbia (Columbia MRA) 3/2/79
38. **W.B. Smith Whaley House** (Dunbar Funeral Home), 1527 Gervais St., Columbia (Columbia MRA) 3/2/79
39. **Eau Claire Town Hall and Survey Publishing Company Building**, 3904 Monticello Rd., Columbia (Columbia MRA) 3/2/79
40. **Ebenezer Lutheran Chapel**, 1301 Richland St., Columbia (Columbia MRA) 3/2/79
41. **Ensor-Keenan House**, 801 Wildwood Ave., Columbia (Columbia MRA) 3/2/79
42. **Heslep House**, 203 Saluda Ave., Columbia (Columbia MRA) 3/2/79
43. **B.B. Kirkland Seed and Distributing Company** (Hinson Feed and Seed Company), 912 Lady St., Columbia (Columbia MRA) 3/2/79
44. **Kress Building**, 1508 Main St., Columbia (Columbia MRA) 3/2/79
45. **Lever Building**, 1613 Main St., Columbia (Columbia MRA) 3/2/79
46. **Logan School**, 815 Elmwood Ave., Columbia (Columbia MRA) 3/2/79
47. **McCord House**, 1431 Pendleton St., Columbia (Columbia MRA) 3/2/79
48. **Alston House** (McDuffie's Antiques), 1811 Gervais St., Columbia (Columbia MRA) 3/2/79
49. **Moore-Mann House**, 1611 Hampton St., Columbia (Columbia MRA) 3/2/79
50. **1644 Main Street** (Tapp's Department Store), Columbia (Columbia MRA) 3/2/79
51. **United States Courthouse**, 1100 Laurel St., Columbia (Columbia MRA) 3/2/79
52. **Wallace-McGee House**, 415 Harden St., Columbia (Columbia MRA) 3/2/79
53. **Zimmerman House**, 1332 Pickens St., Columbia (Columbia MRA) 3/2/79
54. **Zimmerman School**, 1336 Pickens St., Columbia (Columbia MRA) 3/2/79
55. **Lyles-Gudmundson House**, Columbia (**ADDRESS RESTRICTED**) (Columbia MRA) 3/2/79
56. **Confederate Printing Plant** (Evans and Cogswell Company), Gervais & Huger Sts., Columbia 3/28/79
57. **Lutheran Theological Seminary Building, Beam Dormitory**, 4201 Main St., Columbia (Columbia MRA) 8/28/79
58. **House of Peace Synagogue** (The Big Apple), Hampton & Park Sts., Columbia (Columbia MRA) 8/28/79
59. **Gervais Street Bridge**, over the Congaree River, Columbia (Columbia MRA) 11/25/80
60. **1722-24 Main Street** (Bouchier Building), Columbia (Columbia MRA) 11/25/80
61. **Canal Dime Savings Bank**, 1530 Main St., Columbia (Columbia MRA) 11/25/80
62. **First National Bank**, 1208 Washington St., Columbia (Columbia MRA) 11/25/80
63. **Palmetto Building**, 1400 Main St., Columbia (Columbia MRA) 11/25/80
64. **Babcock Building, South Carolina State Hospital**, (New South Carolina State Asylum), Bull St., Columbia 10/30/81
65. **Bethel A.M.E. Church**, 1528 Sumter St., Columbia (Columbia MRA) 5/24/82
66. **303 Saluda Avenue** (John C. Heslep House), Columbia (Columbia MRA) 5/24/82
67. **Columbia Mills Building** (Mt. Vernon Mill; South Carolina State Museum), Gervais St. on the Congaree River (Columbia MRA) 5/24/82
68. **Taylor House** (Columbia Museum of Art), 1505 Senate St., Columbia (Columbia MRA) 7/6/82
69. **Arcade Building**, 1332 Main St., Columbia (Columbia MRA) 11/17/82
70. **West Gervais Street Historic District**, Columbia (Columbia MRA) 4/27/83
71. **Richland Cotton Mill** (Whaley's Mill), 211-221 Main St., Columbia 11/10/83
72. **Fair-Rutherford and Rutherford Houses**, 1326 Gregg St., Columbia 4/5/84
73. **Wardlaw Junior High School** (Wardlaw Middle School), 1003 Elmwood Ave., Columbia (Columbia MRA) 9/13/84
74. **Palmetto Compress and Warehouse Company Building**, 617 Devine St., Columbia (Columbia MRA) 10/17/85
75. **Chappell House**, Cedar Creek vicinity (**ADDRESS RESTRICTED**) 3/27/86
76. **Keziah Goodwyn Hopkins Brevard House** (Alwehav), Horrell Hill vicinity (**ADDRESS RESTRICTED**) (Lower Richland County MRA) 3/27/86
77. **Laurelwood**, Eastover vicinity (**ADDRESS RESTRICTED**) (Lower Richland County MRA) 3/27/86
78. **Magnolia** (Wavering Place), Gadsden vicinity (Lower Richland County MRA) 3/27/86; Additional Documentation Approved, 4/4/96
79. **John Jacob Calhoun Koon Farmstead**, S.C. Sec. Rd. 27, Ballentine vicinity 3/27/86

116. Cook's Lake Cattle Mound , Hopkins vicinity (ADDRESS RESTRICTED) (Congaree Swamp National Monument MPS)	11/25/96
117. Cooner's Cattle Mound , Hopkins vicinity (ADDRESS RESTRICTED) (Congaree Swamp National Monument MPS)	11/25/96
118. Dead River Cattle Mound , Hopkins vicinity (ADDRESS RESTRICTED) (Congaree Swamp National Monument MPS)	11/25/96
119. Dead River Dike , Hopkins vicinity (ADDRESS RESTRICTED) (Congaree Swamp National Monument MPS)	11/25/96
120. Northwest Boundary Dike , Hopkins vicinity (ADDRESS RESTRICTED) (Congaree Swamp National Monument MPS)	11/25/96
121. Southwest Boundary Dike , Hopkins vicinity (ADDRESS RESTRICTED) (Congaree Swamp National Monument MPS)	11/25/96
122. McMaster School , 1106 Pickens St., Columbia	7/25/97
123. Bellevue Historic District , Columbia	9/30/97
124. Curtiss-Wright Hangar (Owens Field Municipal Airport Hangar), 1400 Jim Hamilton Blvd., Columbia	4/30/98
125. Ladson Presbyterian Church , 1720 Sumter St., Columbia	4/30/98
126. George R. Price House , 3000 Forest Dr., Columbia	4/30/98
127. South Carolina State Armory , 1219 Assembly St., Columbia	2/5/99
128. Carver Theatre , 1519 Harden St., Columbia	7/17/03
129. Old Shandon Historic District , Columbia	9/2/03
130. University Neighborhood Historic District , Columbia	10/13/04
131. Olympia Mill , 500 Heyward St., Columbia	2/2/05
132. North Columbia Fire Station No. 7 , 2622 N. Main St., Columbia	6/1/05
133. Columbia Township Auditorium , 1703 Taylor St., Columbia (Segregation in Columbia, South Carolina MPS)	9/28/05
134. Harden Street Substation , 1901 Harden St., Columbia (Segregation in Columbia, South Carolina MPS)	9/28/05
135. A.P. Williams Funeral Home , 1808 Washington St., Columbia (Segregation in Columbia, South Carolina MPS)	9/28/05
136. Woodlands , 409 Old Woodlands Rd., Columbia	2/1/06
137. Wade Hampton State Office Building , 1015 Sumter St., Columbia (Segregation in Columbia, South Carolina MPS)	3/7/07
138. Raymond Price House , 3004 Forest Dr., Columbia	9/27/07
139. Forest Hills Historic District , bounded by Gervais St., Manning St., Forest Dr., and Glenwood Rd., Columbia	9/28/07
140. Harriet M. Cornwell Tourist House , 1713 Wayne St., Columbia (Segregation in Columbia, South Carolina MPS)	10/5/07
141. Pacific Community Association Building , 701 Whaley St., 214 Wayne St., Columbia (Textile Mills Designed by W.B. Smith Whaley MPS)	10/24/07
142. Good Samaritan-Waverly Hospital , 2204 Hampton St., Columbia (Segregation in Columbia, South Carolina MPS)	7/28/08
143. Pine Grove Rosenwald School , 937 Piney Woods Rd., Columbia (Rosenwald School Building Program in South Carolina MPS)	1/29/09
144. Wesley Methodist Church , 1727 Gervais St., Columbia (Segregation in Columbia, South Carolina MPS)	1/29/09

Richland County Council Request of Action

Subject

Accommodations Tax Committee-1 [Ken Ivey, April 1, 2010]

Richland County Council Request of Action

Subject

Appearance Commission-2 [one horticulturalist, one landscaper]

Richland County Council Request of Action

Subject

Board of Assessment Appeals-1 [Joseph Rosen, April 17, 2010]

Richland County Council Request of Action

Subject

Accommodations Tax Committee-2 [Wallace B. Cunningham*] [**PAGES 98-100**]



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Wallace B. Cunningham

Home Address: 129 Sharon Circle Columbia SC 29205

Telephone: (home) 803 7909915 (work) 803 898 7748

Office Address: 1535 Confederate Ave Extension 29202

Email Address:
_millions_29205@yahoo.com

Educational Background: Bachelor of Arts Degree , University of South Carolina

Professional Background: SC Department of Social Services, Program Coordinator II

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Accommodation Tax

Reason for interest: Cultural and Arts Representative, passionate advocate for arts, culture and tourism in Richland County.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

Board of Directors of the Cultural Council for Richland and Lexington Counties, former chairman of the Quarterly Grants Committee and the Allocations Committee, currently a member of the Allocations Committee.

Presently serve on any County Committee, Board or Commission? Accommodation Tax

Any other information you wish to give? _____

Recommended by Council Member(s): Gregory Pearce

Hours willing to commit each month: 7

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No x _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No no _____

If so, describe: _____

Wallace B. Cunningham
Applicant's Signature

February 22, 2010 ____
Date

**Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.**

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	

Richland County Council Request of Action

Subject

Community Relations Council-1 [Frank E. White, Jr.*] **[PAGES 102-103]**



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Frank E. White, Jr.
Home Address: 4832 Forest Ridge Lane, Columbia 29206
Telephone: (home) 803-787-5424 (work) 803-734-8367
Office Address: 1429 Senate St. Columbia, SC 29201
Email Address: fwhite@ed.sc.gov
Educational Background: B.A, M.Ed. from USC
Professional Background: Educator with SC Dept of Education

Male [checked] Female [] Age: 18-25 [] 26-50 [] Over 50 [checked]

Name of Committee in which interested: Greater Columbia Community Relations Council
Reason for interest: Seeking re-appointment. Currently serving as Vice-chair of GCCRC. In line to be chair next year.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

Experience in working with families and children. Presently serve as the SC Dept of Education's program manager for parental

Presently serve on any County Committee, Board or Commission? Yes - Comm. Rel. Council

Any other information you wish to give? Former member of board of Columbia Family Shelter

Recommended by Council Member(s):
Hours willing to commit each month: As required

CONFLICT OF INTEREST POLICY

and community partnerships.

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All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ✓

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ✓

If so, describe: _____

Frank S. White
Applicant's Signature

Feb. 15, 2010
Date

**Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.**

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file
Item# 25	

2

Richland County Council Request of Action

Subject

Employee Grievance Committee-1 [No applications were received]

Richland County Council Request of Action

Subject

Internal Audit Committee-2 [Pierre Brunache; no additional applications were received] **[PAGES 106-109]**



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Pierre E. Brunache

Home Address: 330 Bombing Range R.D.

Telephone: (home) 803-609-2090 (work) 803-

Office Address: _____

Email Address: djpierre@sc.rr.com

Educational Background: Refer to Resume

Professional Background: Refer to Resume

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Internal Audit Committee

Reason for interest: Servins on a committee allows me to make a difference in my community, and meet other County professionals

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:
Refer to Resume

Presently serve on any County Committee, Board or Commission? NO

Any other information you wish to give? Refer to Resume

Recommended by Council Member(s): _____

Hours willing to commit each month: As needed

CONFLICT OF INTEREST POLICY

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All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ✓ _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ✓ _____

If so, describe: _____

P. P. [Signature]
Applicant's Signature

12/20/2009
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	
Item# 27	

Pierre E. Brunache
P.O. Box 291274, Columbia, SC 29229
Phone: 803-609-2090; Email address: djpierre@sc.rr.com

PROFESSIONAL EXPERIENCE SUMMARY

An experienced and established small business owner in Northeast Columbia; Over 13 years of exempt-level multifaceted Human Resources Management experience in areas of staffing and recruitment, employee and labor relations, compensation and benefits, human resource development, and workforce planning and employment, risk management and total rewards; Excellent oral, written, organizational and time management skills; Proficient in Microsoft applications to include Word, Outlook, Excel, Access, PowerPoint; to include PeopleSoft 8, Business Objects XI Release 2

ENTREPRENEURIAL EXPERIENCE SUMMARY

Owner & Operator of Pro Music & Sound Company headquartered in Columbia, SC.
www.djpromusicandsound.com

EDUCATION

- M.A., Human Resources Management – Webster University, St. Louis, MO., 10/13/2007
- B.A., Human Resources Administration – Saint Leo University, Saint Leo, FL., 09/01/2001
- A.A., Liberal Arts - Saint Leo University, Saint Leo, FL., 01-01-1999
- High School Diploma – Dr. Phillips High School, Orlando, FL., 06/02/1990

RELEVANT SKILLS AND ACCOMPLISHMENTS

Owner & Operator 2003 – present
Pro Music and Sound; Columbia, SC; www.djpromusicandsound.com

- Successfully manage day-to-day operations of a Professional Disc Jockey Services Company
- Responsible for marketing, market research, customer service, advertising, targeting, packaging, pricing, and e-marketing

HR Generalist II Apr 2002 - present
SCANA/South Carolina Electric & Gas Company, Columbia, South Carolina

- Provide day-to-day human resources support and counsel to the SCE&G Fossil Hydro Business Unit covering many and most of the following areas: employee relations, recruiting, compensation, benefits, training, employee communications, safety and employment documentation
- Ensures consistent application of organizational policies and procedures in accordance with local, state, and federal laws
- Serves as liaison with internal departments/divisions and/or outside organizations
- Coordinate and administer employment - including the recruitment/selection/hiring process, classification and compensation, employee relations, disciplinary actions, dispute resolution, and other human resources functions

Senior Trainer Mar 2000-2002
United States Army, Fort Jackson, South Carolina

- Evaluated and conducted all training requirements of a 300 personnel student detachment division of administrative assistants in an institution of higher learning
- Conducted in-depth inquiries of the level of training and reported to top-management all training needs
- Assessed, developed, and facilitated department wide training solutions.
- Prepared reports on strength levels and statuses of all 300-student personnel of top chief executives in the organization
- Conducted frequent cross training sessions amongst staff members allowing knowledge to be equally shared and increasing section productivity
- Developed an employee orientation program resulting in highly motivated employees

Item# 27

Attachment number 1
Page 3 of 4

Human Resources Manager

Sep 1997-Mar 2000

United States Army, Fort Lee, Virginia

- Restructured Human Resources Department to strategically meet the organizational goals of the unit as it relates to the overall goal of the Army
- Interpreted, advised and counseled top-level management on all human Resources policies concerning employee counseling, performance appraisals, employee advancement, compensation/finance, and employee rewards program, and accurate employee accountability
- Served in the capacity of principal advisor for senior-level management in all aspects of the Army's Equal Opportunity Program
- Recognized and assessed indicators of the Equal Opportunity climate, prepared reports of findings for management, and advised management on suitable actions. Specialized in the management of manpower resources
- Trained diverse groups of employees, managers and top executives concerning all equal opportunity issues to include discriminatory and nondiscriminatory employment practices and sexual harassment; and prepared reports of disparities

Assistant Human Resources Manager

Feb 1996-Sep 1997

United States Army, Camp Humphries, Korea

- Provided customer service while managing over 1,000 personnel records of entry, mid, and executive level professionals working in four different career fields and conducted job placement according to staffing needs
- Recruited, supervised, counseled, and mentored an eight-member team of highly qualified administrative/human Resources assistants to increase productivity in the human Resources department
- Revised and implemented new operating procedures of the personnel benefit programs to include the Servicemember's Group Life Insurance (SGLI) and the Veteran's Group Life Insurance (VGLI) programs

Administrative Assistant

Sep 1993-Feb 1996

United States Army, Fort Bragg, North Carolina

- Provided technical guidance on all administrative matters to include controlling, reviewing, routing and ensuring all staff actions were administratively correct. Maintained over 100 confidential employee files
- Provided counsel and advice to employees/supervisors and top-level management on all employee relations' matters
- Prepared, implemented and conducted Equal Opportunity training focusing on areas such as Sexual Harassment, Affirmative Actions and other EO related issues

Professional Memberships

- Society for Human Resources Management; www.shrm.org
- Columbia Chapter of the Society of Human Resource Management; <http://columbiashrm.shrm.org>
- Columbia Bridal Associates; www.columbiabride.com/

Community Services

- Habitat for Humanity; The Columbia Junior Chamber of Commerce (Jaycees); Sistercare
- American Red Cross; Harvest Hope Food Bank; March of Dimes
- Juvenile Diabetes Research Foundation (JDRF)

Honors & Awards

- Army Meritorious Service Medal; Army Accommodation Medal; Army Achievement Medal
- Delta Epsilon Sigma National Scholastic Honor Society

Item# 27

Attachment number 1
Page 4 of 4

Richland County Council Request of Action

Subject

Planning Commission-1 [Dale L. Ball, Wallace Brown, Sr., Preston Carter, Stephanie Estep Cordum, Milton D. Davenport, Eric Douglas DeVan, Vivian D. DuBard, William L. DuBard, Sr., Carlos W. Gibbons, Sr., Yvonne L. Hall, Franklin D. Hertzler, Mark Paul Kays, Prentiss McLaurin, James W. "Jim" Pfefferkorn, Nathan Powell, Suzann Fair Sox, Howard A. VanDine, III, James P. Ward, Jr.] **[PAGES 111-162]**



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Dale L. Ball
Home Address: 650 Harmon Rd, Hopkins, SC 29061
Telephone: (home) 803-776-0667 (work) 803-468-0034
Office Address: 650 Harmon Rd, Hopkins, SC 29061 (22 years)
Email Address: dball4@sc.rr.com
Educational Background: AS degree - Business Mgt - USC
Professional Background: 45 years Communications/Telephone business

Male [checked] Female [] Age: 18-25 [] 26-50 [] Over 50 [checked]

Name of Committee in which interested: Richland County Planning Commission

Reason for interest: Having lived in Richland County for 22 years, I am very interested in where we are headed socially & economically.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

Well rounded business & social background. Very interested in where my/our community is headed.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give?

Recommended by Council Member(s):

Hours willing to commit each month: As needed

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

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All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

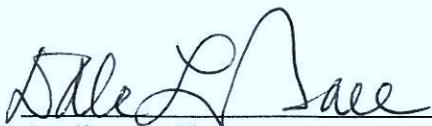
Yes _____ No X _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X _____

If so, describe: _____


Applicant's Signature

2-12-2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

Item# 28

Attachment number 1
Page 2 of 2



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: WALLACE BROWN SR.

Home Address: 316 MEADOWLAKE DR. COLUMBIA, SC 29203

Telephone: (home) (803) 754-1282 (cell) (work) (803) 608-2332

Office Address: 316 MEADOWLAKE DR. COLUMBIA, SC 29203

Email Address: NA

Educational Background: Bachelors Degree Political Science BENEDICT COLLEGE

Professional Background: HEALTH CARE MANAGEMENT AND ADMINISTRATION, SELF EMPLOYED CONSULTANT

Male

Female

Age: 18-25

26-50

Over 50

Name of Committee in which interested: PLANNING COMMISSION

Reason for interest: THE ORDERLY DEVELOPMENT OF RICHLAND COUNTY

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

42 YEARS IN SENIOR MANAGEMENT, SERVICE ON VARIOUS BOARDS AND COMMITTEES
LOCALLY, STATEWIDE AND NATIONALLY

Presently serve on any County Committee, Board or Commission? NO

Any other information you wish to give? _____

Recommended by Council Member(s): Gwendolyn Kennedy

Hours willing to commit each month: AS NEEDED FOR COMMISSION WORK

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No X _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X _____

If so, describe: _____

Wallace Brown Jr.
Applicant's Signature

01/03/10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 28

RESUME

WALLACE BROWN, SR.
316 Meadowlake Drive
Columbia, South Carolina 29203
(803) 754-1282

PERSONAL DATA

Date of Birth: July 14, 1940
Marital Status: Married

EDUCATION

Monrovia High School, Monrovia, California, 1954-1958
Citrus Junior College, Azusa, California
Received Certificate of Graduation, 1958-1960
San Fernando Valley State College, Northridge, California
Political Science, 1960-1963
Harvard School of Public Health, Boston, Maine
Executive Program in Health Policy, Planning & Regulation
Received Certificate of Completion, 1976
Benedict College, Columbia, South Carolina, BA Political
Science, 1987, Cum Laude

WORK EXPERIENCE

June 2007–Present Unison Health Plan
CONSULTANT: Works with community groups and religious organizations to educate South Carolina residence on health and wellness issues. Unison Health Plan is a Medicaid Managed Care Program; Assisted in identification and enrollment of providers for Unison. Provide advice to and represent the President of Unison Health Plan to South Carolina as needed and requested.

Nov. 1992–May 2007 Richland Community Health Care Association
Eastover, South Carolina 29044
EXECUTIVE DIRECTOR/CEO: Provided leadership and management for the conduct of the Association's business within approved policies, and in keeping with the Association's intended purpose of providing quality services. The CEO and the Board's Executive Committee serve as a team in the administration and management of the affairs of the Association.

January 1990–July 1992 Benedict College
Columbia, SC 2904

EXECUTIVE ASSISTANT TO THE PRESIDENT: Under general administrative supervision, act as staff liaison to the President and performed diversified duties in the overall direction and administration of programs and services provided by Benedict College. Coordinated and assisted in preparation of all Board reports. Directly responsible for campus security, physical plant operations and campus printing.

August 1988–January 1990 Attorney General's Office
Columbia, SC 29201

SPECIAL ASSISTANT TO THE ATTORNEY GENERAL: Under limited supervision served as a Special Assistant to the Attorney General in a variety of Administrative matters; supervised, coordinated and directed staff activities as designated by the Attorney General, including Pretrial Intervention program and formation of statewide Grand Jury.

July 1987–July 1988 SC Budget and Control Board
State Budget Division
Columbia, SC 29201

STATE BUDGET ANALYST II: Responsible for the development and control of the budgets of 10 state agencies and represented the division on all matters concerning health and human service reforms and development for the State of South Carolina.

January 1987–June 1987 South Carolina State Family Farm Development Authority
Columbia, SC 29211

DEPUTY EXECUTIVE DIRECTOR and DIRECTOR OF ADMINISTRATIVE SERVICES: Responsible for the day-to-day agency operations. Planned, organized and directed the agency's programmatic and operational functions; coordinated efforts between the various program and served as principle staff advisor to the Executive Director, acted for and represented the Executive Director in his absence.

May 1981–January 1987 Office of the Governor
Division of Rural Development
Columbia, SC 29201

DIRECTOR: Under limited supervision directed rural development coordination activities for executing statewide programs and assisted State, Federal and local governments and private organizations to improve the quality of life among rural residents. Provided the Governor and his staff, legislative leadership on rural issues and appropriate agencies both public and private

with concise comprehensive information regarding existing and potential rural development opportunities and activities.

July 1980–April 1981 South Carolina Human Services Demonstration Project of the State Reorganization Commission
Columbia, SC 29201

STATE PROJECT DIRECTOR: Generally directed the State-level management of the project, support for the evaluation of the project; and developed and aided in the implementation of project systems. Served as Ex-officio Secretary to the State Interagency Planning and Evaluation Advisory Committee. Assisted in the conduct and publication of project audits. Assisted in providing the necessary and discretionary reports to the General Assembly. State and Federal agencies and the general public. Also developed the Administrative Operations Manual of the project: the manual was adopted July 24, 1981.

April 1972–May 1980 Beaufort-Jasper Comprehensive Health Services, Inc.
Ridgeland, SC 29936

ADMINISTRATOR: Reporting to the Executive Director, administratively responsible for the general operation and efficiency within the agency. Established and supervised adequate operating systems and auxiliary services necessary to carry out the mission of the program. Aided the Executive Director in administering the agency's policies and supervised activities of all departments (Fiscal Management, Equipment Management, Environmental Health, Transportation, Health Care Services, etc.). Created new systems or revised established procedures. Conducted aggressive and continuous analysis of management operations and established measuring rods of staff productivity and departmental performance and cost efficiency of the entire agency.

October 1971–March 1972 A.L. Nellum & Associates
Washington, SC 20036

CONSULTANT: Developed personnel administration for comprehensive health networks and health centers throughout the nation. Developed training programs for Board of Directors of comprehensive health networks and health centers. Assisted in the development of management systems for comprehensive health networks and health centers. Provided technical assistance in setting up a national training seminar on Manpower and Corrections – “The New Partnership”, US Department of Labor.

March 1970–September 1971 Economic & Youth Opportunities Agency of Greater Los Angeles
Los Angeles, CA 90014

ASSISTANT TO THE EXECUTIVE DIRECTOR: Under the direction of the Executive Director provided staff support to the Board of Directors in meeting their policy making and informational needs, including continuing training; formulated a management exchange program between EYOA and other public and private agencies.

April 1969-March 1970 Family Service of Santa Monica
Santa Monica, CA 90904

PROJECT DIRECTOR – PROFESSIONAL SERVICES CORPS: Reported to the agency's director. Administered and supervised all projects, personnel and programs. Formulated programs, plans and supervised execution of programs. Developed and maintained relationships with other community agencies. Located and developed sources of fiscal support for long-term financial support of project. Developed, wrote, presented and defended project and program proposal. Supervised VISTA volunteers and community volunteers.

January 1968-April 1969 Creative Careers, Inc.
Los Angeles, CA

VICE PRESIDENT & MEMBER OF THE BOARD OF DIRECTORS: Director of Personnel and Director of Public Relations.

PROFESSIONAL, CIVIC & COMMUNITY PARTICIPATION
(Past and Present)

SANTA MONICA BAY AREA – CALIFORNIA

Assistant Minority Specialist for Retail Clerks Union Local 1442, Co-Chairman, Advisory Board for Area IV, Teen Post Program, Los Angeles County, 1961-68

Member, Board of Directors and Director for Human Relations, Santa Monica Community on Poverty, 1964-65

Member, Santa Monica Bay Area Committee for Community Relations, 1964-65

Chairman, Santa Monica City Council Blue Ribbon Study Committee for the Development of Memorial Park, 1964-65

Member, Board of Directors, City of Santa Monica Redevelopment Agency, 1970

Co-Chairman, Santa Monica Unified School District Committee on Racial Balance, 1970

STATE OF SOUTH CAROLINA

Member, Lowcounty Regional Planning Council Comprehensive Health Committee, State of South Carolina, 1973

Appointed Member of South Carolina General Assembly's Joint Legislative Committee to study all aspects of public transportation by Governor James B. Edwards, 1974-76

Beaufort County Council appointee to Blue Ribbon Committee to study Educational Facilities, 1974-76

Governor's appointee as conveyor to elect Area IV Board of Directors for the Health Systems Agency in South Carolina appointed by Governor James B. Edwards, 1975

Member, Federal Energy Administration Advisory Committee on Transportation, 1975

Served on Human Services Sub-Committee, South Carolina State Reorganization Commission, 1976-77

Appointed by SC Lt. Governor to the Basic Skills Advisory Commission, appointed by Lt. Governor Nancy Stevenson, 1979

Elected Vice-Chairman Basic Skills Advisory Commission, became Chairman in May 1980 to June 1991

Chairman, Beaufort County Council's Advisory Committee on Jobs and Manpower, 1980

Served as President, Burton-Dale-Beaufort NAACP, 1984

Appointed to the SC Marine Museum by Mayor Joseph Riley of Charleston to represent the 19th Senatorial District of South Carolina, 1984

Elected to Palmetto Low Country Health Systems Agency Board of Director, 1980

Inducted in to the Oder of the Palmetto by Governor Richard W. Riley, January 1987

Distinguished Service Award, South Carolina Legislative Black Caucus, March 1987

Elected to the Board of Trustees and Executive Committee of Benedict College, April 1988-March 1990

Elected member of SC Council of Independent Colleges, 1989

Elected Chairman United Black Fund of the Midlands, 1990 to date

Elected to the Board of Directors, Penn Center of the Sea Islands, St. Helena Island, SC, 1989-1994

Appointed to the Richland Memorial Hospital Board of Trustees, July 1, 1990 and elected Chairman of the Medical Services Committee, July 1991, elected Board Secretary 1993 to date

Appointed Chairman of Panel B United Way of the Midlands, February 1992

PERSONAL REFERENCES

The Honorable Richard W. Riley
Nelson, Mullins, Riley & Scarborough
Keenan Building, 3rd Floor
1330 Lady Street
Post Office Box 11070
Columbia, SC 29211

Reverend Jamey O. Graham, Sr., Pastor
Saint John Baptist Church
3404 W. Beltline Boulevard
Columbia, SC 29203

The Honorable Juanita M. White
South Carolina House of Representatives
Route 1, Box 184-A
Hardeeville, SC 29227

Dr. Milton Kimpson
2233 Manse Street
Columbia, SC 29203

The Honorable McKinley Washington, Jr.
South Carolina Senate
Suite 602, Gressette Building
Post Office Box 142
Columbia, SC 29202

Mr. Thomas C. Barnwell, Jr.
Post Office Box 1057
Hilton Head Island, SC 29928



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Yvonne L. Hall

Home Address: 817 Kinlock Ct - Columbia, SC 29223

Telephone: (home) (803) 788-4024 (work) _____

Office Address: _____

Email Address: LaNora2003@aol.com

Educational Background: B.A. in Social Studies and Economics. Graduate in Guidance.

Professional Background: 34 years working for U.S. Dept of HUD as Personnel Officer,
Director of Administration and Senior Project Manager.

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Planning Commission

Reason for interest: Now that I am retired I have the time to devote to my
community without any conflicts with my job. My concern for the future of our city.

Your characteristics/qualifications, which would be an asset to Committee, Board or

Commission:

My interest in the community. My analytical skills. Work experience. My
ability to listen to all sides before making recommendations or a decision.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? _____

Recommended by Council Member(s): Councilman Jim Manning

Hours willing to commit each month: 3 -16 Hours or as needed

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ✓

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ✓

If so, describe: _____


Applicant's Signature

10 Feb 2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

2



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: FRANKLIN D. HERTZEL

Home Address: 329 GENESSEE RD, IRMO, SC, 29063

Telephone: (home) 803-407-4285 (work) 803-655-7300

Office Address: OLD BELLEVILLE RD, ST. MATTHEWS, SC 29135

Email Address: FDALEHERTZ@AOL.COM

Educational Background: BALDWIN WALLACE College, BEREA, OH

Professional Background: MATERIALS MANAGEMENT & Supplier Development

Male [X] Female [] Age: 18-25 [] 26-50 [] Over 50 [X]

Name of Committee in which interested: Richland County Planning Commission

Reason for interest: Desire to creatively contribute to the current & future development & redevelopment of the community.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

I AM A LOGICAL, ANALYTICAL BUSINESS MANAGER WITH A WIDE RANGE OF CONSTRUCTION KNOWLEDGE FROM THE MILITARY & VOLUNTEER COMMUNITY ACTIVITIES

Presently serve on any County Committee, Board or Commission? NO.

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: 10+

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No X

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X

If so, describe: _____


Applicant's Signature

 2/5/10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only			
Date Received: _____	Received by: _____		
Date Sent to Council: _____			
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied	<input type="checkbox"/> On file

Item# 28

Attachment number 4
Page 2 of 2



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: MARK PAUL KAYS

Home Address: 1675 POURTAI LN. Gadsden, SC 29052

Telephone: (home) 353-0334 (work) 353-2741

Office Address: Same

Email Address: Kaysforestry@aol.com

Educational Background: BS Forest Management / Clemson University

Professional Background: SC Registered Forester # 911, ACF, CF

Male [checked] Female [] Age: 18-25 [] 26-50 [] Over 50 [checked]

Name of Committee in which interested: Planning Commission

Reason for interest: Concerned about continued growth and loss of property rights.

Your characteristics/qualifications, which would be an asset to Committee, Board or

Commission:

As a forester, I am familiar with long range vision of management and conservation of resources.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? SC Real Estate Broker, Prescribed Fire Manag.

Recommended by Council Member(s):

Hours willing to commit each month: 4 hours

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No _____

If so, describe: _____

Matt Palzys
Applicant's Signature

10/27/09
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	

2



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Preston McLaurin
Home Address: 100 Tradition Circle
Telephone: (home) 803-786-5633 (work) 803-781-7685
Office Address: 2601 Lee Road, Fort Jackson, S.C.
Email Address: PMCLAURIN001@SC.RR.COM
Educational Background: BS
Professional Background: 26 years military RETIRED 2004
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: Planning Commission
Reason for interest: INTERESTED IN THE GROWTH OF RICHLAND COUNTY
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:
my 26 years in the military in Planning & Leadership and the 3 year of interacting with the community relations.
Presently serve on any County Committee, Board or Commission? Community Relation
Any other information you wish to give? _____
Recommended by Council Member(s): Gwendolyn Kennedy
Hours willing to commit each month: 10 HRS

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ✓ _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ✓ _____

If so, describe: _____

Pauline M. Lewis
Applicant's Signature

23 FEB 2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 28

2



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: JAMES W. "Jim" PFEFFERKORN

Home Address: 208 BEACON LAKE COLUMBIA SC 29229

Telephone: (home) (803) 865-7987 (work) RETIRED

Office Address: N/A

Email Address: jpefferkorn@sc.rr.com

Educational Background: MBA U. OF GEORGIA B.S. RECREATION & PARKS ADMINISTRATION

Professional Background: 20-YR USAF OFFICER [PLANNING, MARKETING] SMALL BUSINESS CONSULTING FOR U. OF SOUTH CAROLINA N.C. STATE UNIV.

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: RICHLAND COUNTY PLANNING COMMISSION

Reason for interest: INTERESTED IN SMART LAND-USE DEVELOPMENT THAT SERVES NEEDS OF PEOPLE AND BUSINESS FOR NOW AND IN THE FUTURE.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

SERVED ON PLANNING BOARD IN UNIVERSAL CITY TEXAS AND RUN THE OAKS HOMEOWNERS ASSOCIATION IN LAKE CAROLINA.

Presently serve on any County Committee, Board or Commission? NOT PRESENTLY

Any other information you wish to give? GOT ELECTED TO PLANNING BOARD IN TEXAS TO MAKE NEIGHBORHOOD DEVELOPER PUT PROPOSED ABOVE-GROUND TELEPHONE WIRING, UNDER GROUND - BETTER ESTHETICS.

Recommended by Council Member(s): THE ONLY ONE I KNOW IS DOMINO BOLLWAGE, BUT HE IS UNAWARE OF THIS APPLICATION.

Hours willing to commit each month: 10-15 HRS / MONTH

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

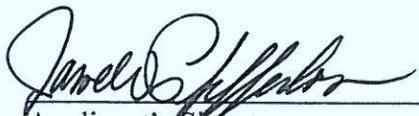
Yes _____ No ✓ _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ✓ _____

If so, describe: _____


Applicant's Signature

FEB 19, 2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 28

2



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Name: Nathan Powell

Home Address: 1503 Denny Rd. Columbia, SC 29203-2521

Telephone: (home) (616) 581-2231 (work) _____

Office Address: _____

Educational Background: MA, Michigan State U.- Urban Planning.

Professional Background: Mortgage specialist and planning research.

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Richland Co. Planning Commission.

Reason for interest: Recent economic conditions and an awareness of
the assets and challenges facing Richland County.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

I have 4 years of experience working on economic development
initiatives at state, regional and community levels.

Presently serve on any County Board/Commission/Committee? No.

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: 25 hours.

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X _____

If so, describe: _____

Nathan Powell
Applicant's Signature

2/3/2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Name: Nathan Powell

Home Address: 1503 Denny Rd. Columbia, SC 29203-2521

Telephone: (home) (616) 581-2231 (work) _____

Office Address: _____

Educational Background: MA, Michigan State U.- Urban Planning.

Professional Background: Mortgage specialist and planning research.

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Richland Co. Planning Commission.

Reason for interest: Recent economic conditions and an awareness of
the assets and challenges facing Richland County.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

I have 4 years of experience working on economic development
initiatives at state, regional and community levels.

Presently serve on any County Board/Commission/Committee? No.

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: 25 hours.

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X _____

If so, describe: _____

Nathan Powell
Applicant's Signature

2/3/2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Name: Suzann Fair Sox

Home Address: 413 Brookshire Dr. Columbia, SC 29210

Telephone: (home) (803) 319-3057 (work) Same

Office Address: 413 Brookshire Dr. Columbia, SC 29210

Educational Background: B.A. Art History, B.S. Physical Ed., Juris Doctor

Professional Background: Adjunct professor, Sales

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Planning Commission

Reason for interest: To be active in decisions pertaining to planning/zoning matters, communication and

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: Strong decision making skills, public speaking skills and a true vested interest in a proactive committee

Presently serve on any County Board/Commission/Committee? NO

Any other information you wish to give? No

Recommended by Council Member(s): No

Hours willing to commit each month: Any and ALL

education programs regarding annexation working for the best for Richland county and Columbia

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No _____

If so, describe: _____

Suzanne Fair Sox
Applicant's Signature

June 29, 2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

SUZANN FAIR SOX

413 Brookshire Drive
Columbia, SC 29210

Email: suzannfair@yahoo.com

(C) (803) 319-3057

Profile

Accomplished diversified and experienced individual with a professional presence where analytical and interpersonal skills are essential. Inquisitive with strong organizational skills in the areas of network sales, marketing and professional career disciplines. Open to new and different challenges both professionally and intellectually in areas where creative and added value can be demonstrated.

Summary of Qualifications

- > Persuasive and focused, demonstrating strong communication skills.
- > Interacting effectively with groups and individuals in a diversity of industries.
- > Exhibit strong writing, research and investigative techniques.
- > Proven entrepreneur with critical and strategic problem solving ability associated with customer service satisfaction.

Professional Experience

Bella Weddings Guide

Print Magazine Sales/Marketing

Bridal Magazine

- Responsible for business development. Gathering Advertisers for magazine and marketing magazine at regional bridal shows. 2009-Present

Caregiver for Family Member

2007 - 2009

Midlands Technical College, Columbia, SC

2005 - 2007

Computer Lab Supervisor - Academic Success Center

- Developed, implemented and supervised all computer lab procedures and protocol.

The Andy Thomas Show, Columbia, SC

2004 - 2005

Network Sales

Talk radio format, AM 1230 WOIC

- Responsible for business development, disseminated pertinent information on live talk radio.

Midlands Technical College, Columbia, SC

2002-2004

Adjunct Professor

- Taught COL 105, Freshman Seminar.

Richland County Probate Court, Columbia, SC

2000-2002

Law Clerk

- Assisted in opening Small Estates.
- Handled office activities and personal transactions.
- Researched case work for probate judge, Amy McCulloch.

Item# 28

Attachment number 10
Page 3 of 4

Education

Juris Doctor Degree, December 1998
University of Georgia School of Law, Athens, GA

B.S. Physical Education
Columbia College, Columbia, SC

B.A. Art History
University of South Carolina, Columbia, SC

Volunteer Experience

Historic Columbia Foundation, Columbia, SC
Appointed By **Richland County Council** as a Member of the Board of Trustees, 2001-2005



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Name: Howard A. VanDine, III

Home Address: 336 Springwood Road, Forest Acres, SC 29206

Telephone: (home) (803) 787-4256 (work) (803) 255-9466

Office Address: 1320 Main Street, Meridian Bldg., Columbia, SC 29201

Educational Background: Masters in Urban and Environmental Planning (University of Virginia
Juris Doctor (College of William & Mary)

Professional Background: Attorney, Nelson Mullins Riley & Scarborough, LLP

Male Female

Age: 18-25 26-50 Over 50

Name of Committee in which interested: Richland County Planning Commission

Reason for interest: Previously served on the Planning Commission. I am very interested
in the organized and orderly planning of Richland County to enhance its livability
and business environment.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

Please see attached.

Presently serve on any County Board/Commission/Committee? No, but previously served on the
Planning Commission.

Any other information you wish to give? I am familiar with the present Codes and Ordinances
of Richland County and have a working knowledge of the local governments and have
presented cases before the Columbia Planning Commission.

Recommended by Council Member(s): Val Hutchinson and Kit Smith

Hours willing to commit each month: As many as it takes to get the work completed.

CONFLICT OF INTEREST POLICY

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Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all boards shall be required to abstain from voting or influencing through discussion or debate or any other way, decisions of the board affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

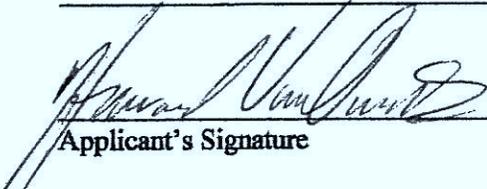
Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Board or Commission, as the County Council, by majority vote of the council, shall elect.

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X

If so, describe: _____


Applicant's Signature

2/16/10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file

I am a partner with the law firm of Nelson Mullins Riley & Scarborough, LLP where my practice concentrates on construction, environmental and planning issues and commercial business related matters. Prior to entering the legal field, I obtained a Masters Degree from the University of Virginia in Urban and Environmental Planning and worked as a planner and landscape designer for several years interacting with various planning commissions and boards. Over the years I have been involved with the Chamber of Commerce and worked on various task forces relating to planning in Richland County. In that capacity, I have worked closely with citizens and various interested parties and groups to develop both the framework and details for final implementation of the proposed Land Development Code. Thus, I believe I bring understanding, education and experience to bear on many important issues facing our community.

Likewise, I served as a Commissioner for eight years and served as Chair for four of those years. During that time, we commenced and completed a rewrite of the Richland County Land Development Code, began updating the Comprehensive Plan, and engaged in numerous discussions with a variety of stakeholders. While not always agreeing on specific issues, we were able to come to a consensus and present to Council unified documents. During the eight years on the Commission, I missed only a handful of regular and special call meetings and took great pride in being involved in the growth of the county.

As you can tell, I am extremely interested in the future growth and direction of our county, and therefore, feel that I would be a valuable and conscientious member of the Planning Commission. I am strongly committed to the process of implementing proper planning in Richland County while addressing the needs, concerns and fears of the county and its citizens. In that regard, I believe a commitment to fair, balanced and reasonable planning and decision making is a must. I believe I have, and have demonstrated, the ability to act as a consensus builder and move the planning process forward. Consequently, I believe, if appointed, I could bring these necessary skills to the Planning Commission as it wrestles with the serious decisions it must make in these economic times.



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: JAMES P. WARD, JR.

Home Address: 121 SILVER FOX LN. COLUMBIA, SC 29212

Telephone: (home) 803-749-2164 (work) RETIRED

Office Address: _____

Email Address: uswards@aol.com

Educational Background: HIGH SCHOOL / SOME COLLEGE ENG. + BUS.

Professional Background: MULTIPLE INSURANCE AGENT
PRESIDENT + COO, FISHER TRUCK @ LEXINGTON, SC

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: PLANNING COMMISSION

Reason for interest: TO HELP SERVE THE COUNTY IN ITS
QUEST FOR THE FUTURE OF RESIDENTS & BUSINESS

Your characteristics/qualifications, which would be an asset to Committee, Board or

Commission: LIVED IN RICHLAND Co. SINCE 1999
MARRIED, ENERGETIC, HONEST, FAIR, DECISIVE TEAM
WORKER / LEADER, PROFESSIONAL, CHURCH MEMBER, G.I. VETERAN
FORMER MARINE

Presently serve on any County Committee, Board or Commission? NO

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: NOT LIMITED

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No _____

If so, describe: _____


Applicant's Signature

2/16/2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 28

2



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: PRESTON CARTER
Home Address: 605 GLENLEA ROAD / COLUMBIA, S.C. 29203
Telephone: (home) 803-786-2064 (work) 803-553-2275
Office Address: SAME (DIST. 4)
Email Address: PCCARTERJR@YAHOO.COM
Educational Background: B.S. DEGREE IN INDUSTRIAL TECH./ENGINEERING DESIGNER
Professional Background: L.P.C.A.W - ARCH. ENGRS. & PLANNERS SAN WILKINSON - ARCH. ENGRS & PLANNERS STATE OF SC. CAROL. DEPT. OF LABOR LICENSING & REGULATION; BUILDING CODES INSPECTOR
Male [X] Female [] Age: 18-25 [] 26-50 [] Over 50 [X]
Name of Committee in which interested: RICHLAND COUNTY PLANNING COMM.
Reason for interest: RETIRED, WANTING TO PARTICIPATE IN PLANNING & DEVELOPMENT OF MY COMMUNITY.
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: (30) THIRTY YEARS EXPERIENCE WORKING FOR VARIOUS ARCHITECTS, ENGINEERS & PLANNERS AND KNOWLEDGE OF BLDG. CODES.
Presently serve on any County Committee, Board or Commission? NO
Any other information you wish to give?
Recommended by Council Member(s):
Hours willing to commit each month: 20 HRS. (A)

CONFLICT OF INTEREST POLICY

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Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

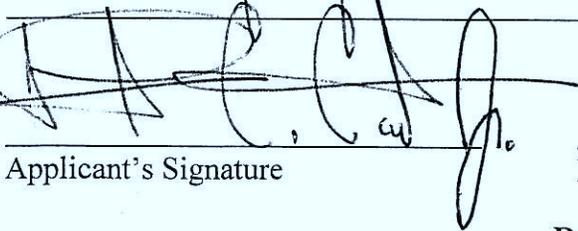
Yes / No

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes No /

If so, describe: _____


Applicant's Signature

02/23/2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	

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Item# 28
Attachment number 13
Page 2 of 2



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Name: Stephanie Estep Cordum
Home Address: 66 Mallet Hill Court
Telephone: (home) 803 788 0037 (work) 803 348 5000
Office Address: 1211 Lincoln St. Columbia, SC 29201
Educational Background: BSEd - Baylor Univ. 1987 M.Ed - USC 1991
Professional Background: Teacher 1988-1996 / Sales 2000 - present

Male [] Female [X] Age: 18-25 [] 26-50 [X] Over 50 []

Name of Committee in which interested: Richland County Planning Commission

Reason for interest: Interested in development and its impact on citizens. Want to help bring jobs and citizen friendly projects to the county, ->

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: Organization and people skills are strengths. I enjoy working with people and on projects. I have lived in the county ->

Presently serve on any County Board/Commission/Committee? Richland/Lexington Disabilities

Any other information you wish to give? and Special Needs Board.

Recommended by Council Member(s):

Hours willing to commit each month: 15 - 20

CONFLICT OF INTEREST POLICY

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Went through the Master Gardener Class at Clemson Extension in 2007, saw lots of things I'd like to improve in Richland county as far as "green" space.

for 22 years.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

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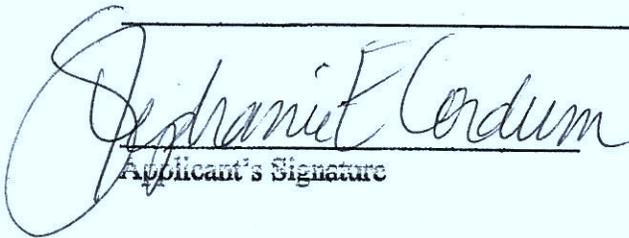
STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____

No _____

If so, describe: _____

 2.23.2010
Applicant's Signature Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2660.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Name: MILTON D. DAVENPORT
Home Address: 408 ELdorado COURT
Telephone: (home) (803) 754-0790 (work) (cell) 803-315-3325
Office Address: RETIRED
Educational Background: SEE ATTACHED
Professional Background: SEE ATTACHED
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: PLANNING
Reason for interest: SEE ATTACHED

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:
SEE ATTACHED

Presently serve on any County Board/Commission/Committee? NO
Any other information you wish to give? DEACON SECOND NAZARETH BPT CH.
Recommended by Council Member(s): NO
Hours willing to commit each month: WHATEVER IT TAKES

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X

If so, describe: _____

Walter P. Pauer
Applicant's Signature

1/30/2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

EDUCATIONAL BACKGROUND: BS Degree, Biology from SC State Univ., AA degree Bus. Mgt, Midlands Technical College, Attended Strategic Management Course, Univ. of MD. , US Army Command and General Staff College, Attended National War College, Ft. McNair.

PROFESSIONAL Background: Program Director, SC State Office, US Department of Housing & Urban Development (HUD). Colonel, USAR.

Reason for Interest: I believe in orderly and control growth where all elements can be protected and live in harmony and meet the needs of the county and its citizens. The manner in which the County is growing and developing will require good and sound planning.

CHARACTERISTICS/QUALIFICATIONS: As a former Program Director for HUD, I was involved in the review of all applications submitted to the Department for funding. Applications included Comprehensive Plans, Community Development Block Grant Program, Housing Programs, Water/sewer. As a former Military Officer, I served at various levels of Command and Staff where I was the decisionmaker or provided sound judgement toward the decision.



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Name: Eric Douglas DeVan
Home Address: 34 Westfern Court Columbia SC 29212
Telephone: (home) 803 - 732-5876 (work) (803) 447-3492
Office Address: P.O. Box 212846 Columbia SC 29221
Educational Background: B.S. Criminal Justice, Arson Detection - Phila. Fire Dept.
Professional Background: President of Safety + Security Company (Richland Co.)
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: Planning Commission
Reason for interest: Interested in growth, development, financial viability,
and affinity of the county in order to attract and keep good citizens.
Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:
Excellent communicator with the ability to work well with
others. Willingness to commit until the job is done
Presently serve on any County Board/Commission/Committee? No
Any other information you wish to give? I am eager to serve the county
Recommended by Council Member(s): N/A
Hours willing to commit each month: 20

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No _____

If so, describe: _____

Eric Douglas DeVan
Applicant's Signature

2/19/10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: VIVIAN D. DUBARD
Home Address: 544 DuBard Bayle Rd Columbia SC 29203
Telephone: (home) (803) 786-2188 (work) (803) 629-2466
Office Address: _____
Email Address: VDUBARD@SC.MR.COM
Educational Background: Bachelor's and Master's in Social Work with concentration in Social Policy
Professional Background: Social Worker
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: Planning Committee
Reason for interest: Passionate about the enrichment of the lives of county residents
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: As a social worker I have experience in creating needs assessments & am sensitive to the needs & concerns of my neighbors. I also have experience in establishing collaborative partnerships with agencies that can also be utilized in obtaining necessary input from the community.
Presently serve on any County Committee, Board or Commission? No
Any other information you wish to give? _____
Recommended by Council Member(s): None
Hours willing to commit each month: 20-25

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No X

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X

If so, describe: _____


Applicant's Signature

 2/13/10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	Item# 28

2



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: VIVIAN D. DUBARD
Home Address: 544 DuBard Bayle Rd Columbia SC 29203
Telephone: (home) (803) 786-2188 (work) (803) 629-2466
Office Address: _____
Email Address: VDUBARD@SC.MR.COM
Educational Background: Bachelor's and Master's in Social Work with concentration in Social Policy
Professional Background: Social Worker
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: Planning Committee
Reason for interest: Passionate about the enrichment of the lives of county residents
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: As a social worker I have experience in creating needs assessments & am sensitive to the needs & concerns of my neighbors. I also have experience in establishing collaborative partnerships with agencies that can also be utilized in obtaining necessary input from the community.
Presently serve on any County Committee, Board or Commission? No
Any other information you wish to give? _____
Recommended by Council Member(s): None
Hours willing to commit each month: 20-25

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No X

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No X

If so, describe: _____


Applicant's Signature

 2/13/10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

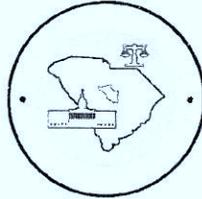
One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	

2

Item# 28



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: WILLIAM L. DUBARD SR

Home Address: 1853 CEDAR CREEK ROAD BLYTHEWOOD, SC 29016

Telephone: (home) 803-754-0710 (work) N/A

Office Address: N/A

Email Address: N/A

Educational Background: B.S. CLEMSON COLLEGE 1962; GRAD STUDIES, USC

Professional Background: EDUCATOR, SALESMAN, PUBLIC RELATIONS REP.

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: PLANNING COMMISSION

Reason for interest: DEEP, ABIDING INTEREST IN COUNTY GOVERNMENT
AND DESIRE TO BE INVOLVED.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

PROPERTY OWNERSHIP, CONSIDERABLE EXPERIENCE IN
THE BUILDING INDUSTRY

Presently serve on any County Committee, Board or Commission? SERVED ON TRANSPORTATION
STUDY COMMITTEE

Any other information you wish to give? _____

Recommended by Council Member(s): JOYCE DICKERSON

Hours willing to commit each month: 8-10

CONFLICT OF INTEREST POLICY

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Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ✓

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No ✓

If so, describe: NONE TO KNOWLEDGE

William L. Dubard
Applicant's Signature

Feb 19 2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only		
Date Received: _____	Received by: _____	
Date Sent to Council: _____		
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied
		<input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Name: CARLOS W. GIBBONS, SR.
Home Address: 209 RUCKER ROAD, CHAPIN, SC 29036
Telephone: (home) 803-781-0917 (work) (C) 622-1448
Office Address: SAME AS ABOVE
Educational Background: B.S. & MASTERS (USC) DOCTOR OF EDUC. (UNIV. OF MARYLAND)
Professional Background: SEE BIOGRAPHY

Male [X] Female [] Age: 18-25 [] 26-50 [] Over 50 [X]

Name of Committee in which interested: PLANNING

Reason for interest: HAVE LIVED IN RICHLAND COUNTY FOR MORE THAN 30 YEARS AND WATCHED WITH INTEREST ITS GROWTH AND DEVELOPMENT. I HAVE LIVED IN (3) AREAS OF THE COUNTY, MOSTLY UNINCORPORATED. I AM INTERESTED IN CAREFUL STUDY OF OUR ENTIRE GROWTH.

Your characteristics/qualifications, which would be an asset to Committee/Board/Commission: LONG TIME RESIDENT AND HAVING LIVED IN STRATHAVEN FOREST (LIESBURG ROAD), WHITE HALL, AND BALLENTINE, 3 AREAS OF RICHLAND COUNTY.

Presently serve on any County Board/Commission/Committee? NO

Any other information you wish to give? SEE BELOW

Recommended by Council Member(s): HAVE NOT SOUGHT ANY RECOMMENDATIONS.

Hours willing to commit each month: RETIRED - TOTALLY AVAILABLE

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all boards shall be required to abstain from voting or influencing through discussion or debate or any other way, decisions of the board affecting those personal and financial interests.

- * SERVED ON GOV. WEST STAFF AS DIRECTOR OF MINORITY BUSINESS ENTERPRISES.
SERVED AS EXECUTIVE SECTY OF THE S.C. EDUC. ASSOC. FOR 10 YEARS.
TAUGHT IN THE GRADUATE SCHOOL OF W.S.C. FOR 10 YEARS.
TAUGHT BUSINESS MGT. COURSES AT LIVINGSTONE COLLEGE & NEWBERRY TEC.
SERVED AS VICE PRES. OF COLUMBIA URBAN LEAGUE IN THE 1960'S.
RECENTLY SERVED ON THE LT. GOVERNOR'S PURPLE RIBBON TASK FORCE

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Board or Commission, as the County Council, by majority vote of the council, shall elect.

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No _____

If so, describe: _____

Carlton J. Gibson, Sr.
Applicant's Signature

2-22-10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

Richland County Council Request of Action

Subject

Planning Commission Ordinance and motion to restructure [**PAGES 164-167**]

DRAFT

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-10HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; ARTICLE VII, BOARDS, COMMISSIONS AND COMMITTEES; SECTION 2-326, BOARDS AND COMMISSION CREATED AND RECOGNIZED; SUBSECTION (B), THE RICHLAND COUNTY PLANNING COMMISSION; SO AS TO SPECIFY THE BACKGROUND REQUIREMENTS FOR CERTAIN MEMBERS OF THE COMMISSION.

Pursuant to the authority granted by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. The Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Boards and commissions created and recognized; Subsection (b), The Richland County Planning Commission; is hereby reorganized and amended as follows:

(b) *The Richland County Planning Commission.*

- (1) The commission shall consist of ~~not less than five (5) or more than nine (9)~~ eleven (11) members, appointed by the council for a term of four (4) years. Each member of Richland County Council shall appoint one (1) person to represent their respective Council district, and the term of the member of the commission shall be coterminous with the term of the appointing Council member. Provided, however, that if a vacancy shall occur on Council, the member of the commission appointed by the vacating Council member shall complete his/her term. In addition, no more than two (2) members shall be appointed from the building industry and no more than two (2) members shall be appointed from the environmental community. Commission members may live in either the incorporated or unincorporated area of the County. Any person who is appointed to the commission after September 1, 2006 must reside in Richland County. In appointing members to the commission, council shall give due consideration as to whether applicants live in an incorporated or unincorporated area of the County.
- (2) In addition, council may also consider an applicant's professional expertise, knowledge of the community, and his or her concern for the future welfare of the total community and its citizens. No member of the planning commission shall hold an elected public office in the county.
- (~~2~~3) The commission shall perform all duties provided by law.

DRAFT

SECTION II. Severability. If any section, subsection, or clause of this Ordinance shall be held by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such finding shall not affect the validity of the remaining sections, subsections, and clauses of this Ordinance.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION IV. Effective Date. This Ordinance shall be effective from and after _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST this the ____ day of
_____, 2009

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: January 19, 2010 (tentative)

Second Reading:

Third Reading:

MICHIELLE CANNON-FINCH

From: Norman Jackson
Sent: Monday, January 04, 2010 12:48 PM
To: MICHIELLE CANNON-FINCH
Subject: Motion

This motion is 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 that two members from the Building industry and two from the environmental community.

Norman Jackson

Bill Malinowski also supports this motion



I believe the language should read that all appointees must live in unincorporated Richland County. The purpose of this commission is to act on matters that come about in unincorporated Richland County so why should persons from within incorporated areas have a say? They can elect to get on those boards in those municipalities if they want to serve.

We also need to further define what constitutes "building industry" and "environmental community". A few words that came to mind and can possibly be used for a starting point are as follows:

"An individual who currently works for or has any interest or ties to the building industry or environmental community may apply but will be restricted from serving based on the current make-up of the Planning Commission as shown above. The building industry and environmental community shall include persons involved in development, real estate, conservation, environmental or financial businesses related to those areas. (We can add more for specificity if we want) Having an interest will be defined as serving on a board for, having an immediate relative employed there or standing to gain economically or in some personal way from decisions made relating to those areas that come before the Planning Commission. Richland County Council will have the final say in determining if an individual falls into one of these categories. "

Bill

Richland County Council Request of Action

Subject

Resolution Adopting the All Natural Hazards Risk Assessment and Mitigation Plan for the Central Midlands Region of South Carolina **[PAGE 169]**



All Natural Hazards Mitigation Plan Adoption Resolution

Resolution # _____ Adopting the All Natural Hazards Risk Assessment and Mitigation Plan for the Central Midlands Region of South Carolina

Whereas, (Name of local government) recognizes the threat that natural hazards pose to people and property; and

Whereas, undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save taxpayer dollars; and

Whereas, an adopted all hazards mitigation plan is required as a condition of future grant funding of mitigation projects; and

Whereas, (Name of local government) participated jointly in the planning process with the other units of government in the Central Midlands region of South Carolina to prepare an all hazards mitigation plan;

Whereas, (Name of Local Government) is aware that revision and updating of the plan is critical for active and effective hazard mitigation and that (Name of Local Government) will monitor and record hazard related data and events that can be used to update the all natural hazards mitigation plan;

Now, therefore, be it resolved, that the (Name of governing council), hereby adopts the All Natural Hazards Risk Assessment and Mitigation Plan for the Central Midlands Region as an official plan and will undertake annual recording of hazard events, their impact, duration, and any expenditures made to remediate hazard events.

Passed: (Date _____)

Certifying Official (_____)
Typed Name and Signature of Chief Administrative or Elected Official

Richland County Council Request of Action

Subject

Report of Joint Transportation Ad Hoc Committee

- a. CMRTA Resolution ARRA Funds and the IGA [**PAGES 171-172**]
- b. Proposed Worksession - March 18th



February 11, 2010

The Honorable Paul Livingston
Chairman
Richland County Council
2020 Hampton Street
Columbia, SC 29202

Dear Chairman Livingston:

Enclosed you will find a recently adopted resolution of the Central Midlands Regional Transit Authority (CMRTA) Board of Directors.

The purpose of the resolution is to request that the Richland County Council and Columbia City Council allow for the amendment of the Interim Transit Funding Intergovernmental Agreement (IGA) which would permit the CMRTA to use one-time American Recovery and Reinvestment Act funds for implementation of some near-term improvements to the transit system which will quickly provide improved services to transit customers, residents and businesses along bus routes.

If you or your fellow County Council members have any questions or require any additional information, please do not hesitate to contact me. I can be reached at 803-255-7130 or at mitzij@gocmrta.com.

Thank you in advance for your consideration of the CMTRA's request.

Sincerely,

A handwritten signature in black ink that reads "Mitzi Javers". The signature is written in a cursive, flowing style.

Mitzi Javers
Executive Director



A RESOLUTION

WHEREAS, the Central Midlands Regional Transit Authority (CMRTA) has received from Connetics Transportation Group a report on its Comprehensive Study Project (the "Report"); and

WHEREAS, the Report includes recommendations for near term improvements to the transit system which will quickly provide improved services to transit customers; and

WHEREAS, the CMRTA has received an allocation of federal American Reinvestment and Recovery Act (ARRA) funds; and

WHEREAS, the Board of Directors (the "Board") has determined that an amount not to exceed \$466,000 of the ARRA funds can be used to fund expenses related to operations; and

WHEREAS, the Intergovernmental Agreement among the CMRTA, Richland County, and the City of Columbia (the "Agreement") provides that additional federal funds which may be used for operations are to be used to reduce the amount of financial contributions from Richland County and the City of Columbia; and

WHEREAS, the Board believes it is in the best interests of the community and transit customers to use the not to exceed \$466,000 available ARRA funds to provide improved services.

NOW, THEREFORE, BE IT RESOLVED by the Board of the CMRTA as follows:

1. That the CMRTA does hereby respectfully request Richland County and the City of Columbia to agree to an amended intergovernmental agreement (the "Amended Agreement") which would allow the ARRA funds in an amount not to exceed \$466,000 to be used to implement the near term recommendations from the Report which will include the following service improvements:

- a. Increase recovery time on various routes to improve on time availability of services;
- b. Transit Demand Management which could include van pools, express buses and limited park and ride; and
- c. Bus Stop Maintenance Program.

2. That the CMRTA will implement the improved services within sixty (60) days of the approval of an Amended Agreement.

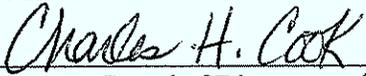
Adopted this 1st day of February, 2010.

CENTRAL MIDLANDS REGIONAL
TRANSIT AUTHORITY



Chairman, Board of Directors *m e j*

ATTEST:



Secretary, Board of Directors *m e j*

Richland County Council Request of Action

Subject

Must Pertain to Items Not on the Agenda

Richland County Council Request of Action

Subject

- I move that we commence a compliance audit to determine if those companies granted economic development incentives by Richland County have complied with:
 - (1) The terms of the incentive agreements between the county and the company
 - (2) the measures adopted by resolution of Richland County Council to ascertain local hiring and civic engagement **[SMITH]**
- Resolution to Support and Pursue Funding for the Airport Boulevard (SC 302) Beautification Project in Partnership with the City of Cayce, City of West Columbia and Lexington County **[LIVINGSTON]**
- Richland County fund the ceremony of the bridge renaming for the two young ladies who tragically died going home from work by resolution **[JACKSON]**
- Add Voter's Registration adjustment retroactive per Council discussion to the 2011 budget **[JACKSON]**