

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
SPECIAL CALLED MEETING
March 13, 2007
6:00 PM**

Call to Order: McEachern

Invocation: Smith

Pledge of Allegiance: Smith

Adoption of the Agenda: The agenda was adopted as amended, and renumbered as appropriate. The dates for the minutes should read "2007" instead of "2006"; the public hearing should be 6a; the TMS # on 3f should be 11111-01-54. A presentation by Dr. Caroline Whitson, Chair, Richland County Transportation Study Commission, was added to the agenda. A Community Residential Care Facility was added to the agenda, as was discussion for a JEDA public hearing with regards to Lutheran Homes.

Citizens' Input: No one spoke.

Approval of Minutes

Special Called: February 6, 2007

Special Called: February 15, 2007

Regular Session: February 20, 2007

The minutes were approved as submitted.

Report of the County Attorney for Executive Session Items

- a. **Legal Briefing: Pending Litigation**
- b. **Pending Litigation: Watts et. al. vs. Richland County**
- c. **Personnel Matter (Administrator's Contract)**
- d. **Contractual Matter: Transportation Consultant**

Executive Session was moved to the end of the agenda after Citizens' Input.

Report of the County Administrator

- a. **Budget update:** Mr. Pope stated that the initial review in the budget process is half-way complete. Meetings are ongoing.
- b. **Farmers' Market Update:** Mr. Pope updated Council on the status of the farmers' market project. He stated that we are still on schedule for the April 11, 2007 guaranteed maximum price. He also informed Council that Commissioner Weathers will brief Council at the March 20, 2007 Council meeting.
- c. **Richland 101:** Mr. Pope informed Council that Richland 101 has begun, and that there are 50 participants enrolled in the program.
- d. **County Focus Magazine:** Mr. Pope shared with Council that the County's designation as an All American Community is featured on the cover, as well as in an article, of the most recent County Focus Magazine, published by the South Carolina Association of Counties.

Report of the Clerk of Council

- a. **Neighborhood Planning Conference, March 31st, Midlands Technical College, Northeast Campus:** Ms. Finch reminded Council that the conference starts at 7:30 a.m. and ends at 3:00 p.m.

Report of the Chairman:

- a. **Revoking Township Auditorium MOU with the City of Columbia:** Mr. McEachern stated that this item will be taken up later in the agenda.
- b. **Mercer Consulting Company Update:** Mr. McEachern stated that this item will be taken up later in the agenda.

Open / Close Public Hearings: 6a. Earl McLeod requested Council consider adjusting the tap fee increase implementation date to coincide with the user fee rate increase implementation date (July 1, 2007).

Approval of Consent Items: The following consent items were approved: 2c; 2d; 3d; 4b; 4c. Items 3c and 4d were removed from the consent agenda.

1. Third Reading Items

- a. **Ordinance Authorizing the Issuance and Sale of \$16,970,000 General Obligation Bonds for Broad River Regional Wastewater Treatment Plant Construction:** Council gave third reading to the ordinance. Staff specified that \$1.2 million of this amount will be used to replenish the Utilities fund balance. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, UTILITIES, BUDGET, FINANCE, PROCUREMENT, INFORMATION TECHNOLOGY**

- b. **06-51MA; Lowman Homes; RU to PDD (206.7 acres); Mixed Use; 01511-03-03/04/05/06/09, 01511-04-01/04/18, 01515-01-01; Dutch Fork Road and Johnson Marina Road:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to PDD, and amended the PDD agreement to include Mr. Malinowski's recommendations regarding the preservation of green space. **ACTION: PLANNING, LEGAL**

2. Second Reading Items

- a. **Ordinance Authorizing the Issuance and Sale of the Broad River Sewer System General Obligation Refunding Bonds of Richland County, South Carolina in the Principal Amount Not to Exceed \$16,500,000:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**
- b. **Ordinance Authorizing Deed to Forum Development II, LLC for Lot 14 in the Richland Northeast Industrial Park (Portion of TMS #25800-04-01):** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**
- c. **06-063MA; C. Douglas Caughman; RU to GC (3.54 acres); Family Day Care & General Commercial; 19011-02-01 (p); 378 & Old Garners Ferry Road [CONSENT]:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**
- d. **06-64MA; James Craig/Heritage Forest Development; M-1 to RS-LD (26.23 acres); Single Family Residential Subdivision; 17600-02-04; Wooten Road [CONSENT]:** Council gave second reading to the zoning map amendment changing the zoning designation from M-1 to RS-LD. **ACTION: PLANNING, LEGAL**
- e. **07-01MA; Cynthia Stewart; RU to OI (2 acres); Insurance Office; 25900-04-04; Two Notch Road:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to OI. **ACTION: PLANNING, LEGAL**
- f. **07-09MA; Robert Fuller/(Dunlap & Sharp Condos); M-1 to GC (3.54 acres); Student Condominium Residential Project; 11111-01-54; Bluff Industrial Boulevard Extension:** Council gave second reading to the zoning map amendment changing the zoning designation from M-1 to GC. **ACTION: PLANNING, LEGAL**
- g. **07-10MA; Copper Beach Townhouses; HI to RM-HD (5.46 acres); Multi-family Townhouses; 13607-02-01; Bluff Road & Southern**

Drive: Council gave second reading to the zoning map amendment changing the zoning designation from HI to RM-HD. **ACTION: PLANNING, LEGAL**

- h. 07-06MA; Dunbar Funeral Home; RU to GC (2 plus acres); General Commercial; 20281-01-16(p); 4219 Hardscrabble Road:** Council gave first reading to the zoning map amendment changing the zoning designation from RU to OI, and forwarded the item to the Planning Commission. **ACTION: PLANNING, LEGAL**
 - ~~**i. Ordinance Authorizing Broad River Sewer System General Obligation Refunding Bonds (Item Removed: Duplicate Agenda Item)**~~
 - j. 07-08MA; H.H. Hunt; M-1 to GC (10.42 acres); Proposed Apartment Project; 04914-01-01 & 04910-01-07; Piney Woods Road:** Council gave second reading to the zoning map amendment changing the zoning designation from M-1 to GC. **ACTION: PLANNING, LEGAL**
 - k. An Ordinance Amending 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 (K), Richland County Transportation Study Commission; so as to Amend the Membership and Structure of the Commission:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL**
- 3. Report of the Administration and Finance Committee**
- a. Budget Amendment: Request to Transfer \$50,000 to the Council Services Budget:** Council gave first reading approval to the budget amendment to transfer \$50,000 to the Council Services Budget. Council also directed the Clerk to develop recommendations on budget management with regards to this account, to be discussed during the 06-07 budget process. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, BUDGET**
 - b. Undesignated Hospitality Tax Funding Request: SC Gospel Quarter 8th Annual Awards Banquet and Concert (\$30,000):** Council denied this request. **ACTION: ADMINISTRATION**
 - c. Farmers' Market: An Ordinance Authorizing and Approving the Issuance of Either Tax-Exempt or Taxable Installment Purchase Revenue Bonds in One or More Series by a Non-Profit Corporation to Provide Funding to Finance the Costs of Acquiring and Constructing Wholesale Farmers' Market Facilities and Related Infrastructure;**

and Making Provision for all Other Matters Relating to the Foregoing: Council gave first reading approval to the ordinance, with the understanding that this item will not receive third reading until State funding for the retail portion of the market is secured. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**

- d. **Township Auditorium: An Ordinance Authorizing Richland County, South Carolina, to Issue Tax-Exempt Debt in the Approximate Amount of \$18,000,000 to be Paid From and Secured by a Pledge of the County's Local Hospitality Tax; Approving the Form and Term of Certain Documents in Connection with the Issuance of the Debt; Authorizing the County Administrator to Determine Certain Matters Relating to the Debt and the Disposition of the Proceeds Thereof; and Other Matters Related Thereto [CONSENT]:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**
- e. **Animal Care Work Session – Committee or Council Level Work Session:** This item was discussed during the motion period.
- f. **Undesignated Hospitality Tax Funding Request: Capital Chevrolet Classic:** Council approved funding in the amount of \$5,000 for the Capital Chevrolet Classic. **ACTION: ADMINISTRATION, BUDGET, FINANCE**

4. Report of the Development and Services Committee

- a. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II, General Traffic and Parking Regulations; Section 17-9, Through Truck Prohibited; so as to Prohibit Through Truck Traffic on Bakersfield Road in Richland County, South Carolina:** Council gave first reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, SHERIFF'S DEPARTMENT**
- b. **Request for Approval for the Revised Traffic Calming Standard [CONSENT]:** Council approved the proposed changes to the Traffic Calming Standard. **ACTION: ADMINISTRATION, PUBLIC WORKS**
- c. **Approval of Contract with Lyn-Rich Contracting Company for Renovations at the Pine View Road EMS Station [CONSENT]:** Council approved the contract with Lyn-Rich Contracting Company for renovations at the Pine View Road EMS Station. **ACTION: ADMINISTRATION, PROCUREMENT, EMERGENCY SERVICES, INFORMATION TECHNOLOGY**

- d. **Request to Enter into a Partnership with Clemson University's Institute for Economic and Community Development for the Purpose of Developing a Five (5) Year Strategic Plan for the County:** Council approved the proposed scope of services, as well as the concept of partnering with the Clemson Institute of Economic and Community Development for the purpose of developing a strategic plan, and directed the Administrator to work with Clemson to develop an MOU and any related costs based on the scope of services. An MOU will be brought back to council for approval. **ACTION: ADMINISTRATION**

5. Report of the Rules and Appointments Committee

I. Notification of Vacancies on Boards, Commissions, and Committees

- a. **Board of Assessment Appeals – 1:** This position is to be advertised. **ACTION: CLERK OF COUNCIL**
- b. **Internal Audit Committee – 1:** This position is to be advertised. **ACTION: CLERK OF COUNCIL**

II. Notification of Appointments to Boards, Commissions, and Committees

- a. **Board of Zoning Adjustments and Appeals – 1:** Joshua McDuffie was appointed to the Board of Zoning Adjustments and Appeals. **ACTION: CLERK OF COUNCIL**
- b. **Building Codes Board of Appeals – 1:** No applications were received.
- c. **Hospitality Tax Committee – 3:** Norris Ellis, Steven (Steve) P. Leidinger, and Herbert Sims were appointed to the Hospitality Tax Committee. **ACTION: CLERK OF COUNCIL, ADMINISTRATION**
- d. **Planning Commission – 2:** Patrick Palmer and Enga Ward were appointed to the Planning Commission. **ACTION: CLERK OF COUNCIL**

III. Planning Commission, Larry McBride's Status: This item remains in Committee.

IV. Clarification of Council Rules

- a. **Section 2.5 Participation, Regarding Perceived Conflict of Interest**
- b. **Section 4.6, Reports (Committee), Regarding Bringing Forth an Item that is Recommended for Denial in Committee Before Full Council**

These items were deferred to the next Rules and Appointments Committee.

- V. Revoking the Township Auditorium MOU with the City of Columbia:**
The vacant positions are to be advertised. **ACTION: CLERK OF COUNCIL**
6. **Public Hearing Item: Ordinance Approving the Broad River Regional Wastewater Treatment Plan Rate Adjustment:** Earl McLeod requested Council consider adjusting the tap fee increase implementation date to coincide with the user fee rate increase implementation date (July 1, 2007).
 7. **Contract Award for Transportation Consultant: Richland County Transportation Study Commission:** This item was discussed during Executive Session.
 8. **Report of the Economic Development Committee**
 - a. **PT444 Keenan Energy / Westside Ice:** The abatement on personal property taxes was approved by Council. **ACTION: ADMINISTRATION, AUDITOR'S OFFICE**
 - b. **Project Ceres Inducement and Millage Rate Resolution and Agreement:** Council approved the Inducement and Millage Rate Resolution and Agreement for Project Ceres, as well as approved to administer the pass-through grant for \$800,000 relating to this project. **ACTION: ADMINISTRATION, AUDITOR'S OFFICE, GRANTS**
 - c. **Ordinance Amending Ordinance No. 110-06HR, which Authorized a Deed to L-J, Inc. for Lots 18 & 19 in the Richland Northeast Industrial Park, so as to Allow the Lots to be Conveyed to David N. Jordan:** Council gave first reading to the ordinance amendment. **ACTION: ADMINISTRATION, LEGAL**
 9. **Mercer Consulting Company Update:** Council approved the additional amount requested for the Mercer Consulting Company. **ACTION: HUMAN RESOURCES, BUDGET, FINANCE**
 10. **JEDA Bond for Lutheran Homes:** Council decided that a Public Hearing would not be held on this item at this time, and that this item must go through the proper committee channels before appearing on the Council agenda. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL**
 11. **Community Residential Care Facility:** The facility in District 2 was approved. **ACTION: ADMINISTRATION**
 12. **Citizens' Input:** No one spoke.
 13. **Executive Session:**
 - a. **Legal Briefing: Pending Litigation:** This item was received as information.

- b. **Pending Litigation: Watts et. al. vs. Richland County:** This item was received as information.
- c. **Personnel Matter (Administrator's Contract):** A full Council work session is scheduled for Tuesday, March 20 at 5:00 p.m. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
- d. **Contractual Matter: Transportation Consultant:** This item was received as information, and is to be placed on the March 20, 2007 Council agenda. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, PROCUREMENT**

14. Motion Period

- a. **Resolution for Richland County Employee Randy Byrd [Scott]:** This item was approved unanimously. **ACTION: CLERK OF COUNCIL**
- b. **Schedule Work Session for Animal Care:** A work session was scheduled for the full Council on Tuesday, March 20 at 4:00 p.m. **ACTION: ADMINISTRATION, ANIMAL CARE, CLERK OF COUNCIL**
- c. **Schedule Work Session for Audit Update:** Mr. Pope is to forward the management letter to Council. **ACTION: ADMINISTRATION**
- d. **Ambulance Fees Collection Update:** Mr. Pearce requested an update on ambulance fees collections and processes during the budget process. **ACTION: ADMINISTRATION, BUDGET, FINANCE, EMERGENCY SERVICES**
- e. **TRO District:** Mrs. Hutchinson introduced this item, and Council gave first reading approval to an ordinance creating a TRO District. This item was forwarded to the April 2 Planning Commission meeting, as well as the April 24 Zoning Public Hearing. **ACTION: ADMINISTRATION, PLANNING, LEGAL**
- f. **Wellness Program:** Mr. McEachern requested that staff report on a potential County Wellness Program. **ACTION: ADMINISTRATION, HUMAN RESOURCES**

12. Adjournment: Council adjourned at 9:20 p.m.