

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

April 3, 2007

6:00 PM

Call to Order: McEachern

Invocation: Dickerson

Pledge of Allegiance: Dickerson

Citizens' Input: One person spoke regarding the sewer extension agreements.

Approval of Minutes

Regular Session: **March 20, 2007**

Mr. Pearce made a motion to reconsider the minutes. The motion failed. The minutes were approved as submitted.

Zoning Public Hearing: **March 27, 2007**

The minutes were approved as submitted.

Adoption of the Agenda: The agenda was adopted as amended, adding the following item under Executive Session: Pending Litigation: Watts et al v. Richland County. Executive Session was moved to the end of the agenda.

Report of the County Attorney for Executive Session Items

- a. **Contractual / Personnel Matter: County Administrator's Contract**
- b. **Pending Litigation: Watts et al vs. Richland County**

Report of the County Administrator

- a. **Community Development:** Mr. Pope saluted the Community Development Department for a job well done.

- b. **Employee Grievance:** Mr. Pope requested that this item be deferred to the April 17th Council meeting. **ACTION: ADMINISTRATION**

Report of the Clerk of Council

- a. **Senior Citizen's Day:** Ms. Finch reminded everyone of Ms. Scott's upcoming Senior Citizen's Day at Seawell's on Thursday, April 5.
- b. **Planning Summit:** Ms. Finch stated that the Planning Summit will take place May 17th at the Convention Center. The chair of the summit is Ms. Dickerson, and the co-chairs are Mr. Jackson and Ms. Hutchinson.
- c. **SCAC Conference:** Ms. Finch informed Council that the SCAC Annual Conference in Hilton Head will take place August 1 – 5. Those wanting to attend should advise Ms. Finch.

Report of the Chairman:

- a. **Neighborhood Planning Conference:** Mr. McEachern thanked staff for a job well done at Saturday's Neighborhood Planning Conference.

Open / Close Public Hearings: 1a; 1b; 2h; 2i. The public hearings were opened and closed. No one spoke.

Approval of Consent Items: The following consent items were approved: 1a; 1b; 1c; 1d; 2a; 2d; 2e; 2f; 2g; 3c; 4a; 4b; 4d; 4e; 4f. Item 3e was removed from the consent agenda.

1. Third Reading Items

- a. **Budget Amendment: Request to Transfer \$50,000 to the Council Services Budget [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the budget amendment to transfer \$50,000 to the Council Services Budget. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, BUDGET**
- b. **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 [PUBLIC HEARING] [CONSENT]:** Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, SHERIFF'S DEPARTMENT**

- c. **07-06MA; Dunbar Funeral Home; RU to OI (2 plus acres); General Commercial; 20281-01-16(p); 4219 Hardscrabble Road [CONSENT]:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to OI. **ACTION: PLANNING, LEGAL**
- d. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning District and District Standards; Section 26-141, Table of Permitted Uses with Special Requirements, and Special Exceptions; Business, Professional and Personal Services of Table 20-V-2; and Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; so as to Permit Certain Body Piercing Facilities with Special Requirements in the GC General Commercial Districts [CONSENT]:** Council gave third reading to the ordinance. **ACTION: LEGAL, PLANNING, ZONING**

2. Second Reading Items

- a. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges; Article I, In general; Section 21-11, Traffic Engineering; so as to permit the construction and maintenance of electric traffic signalization devices for County maintained roads [CONSENT]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS**
- b. **06-54MA; Stephen Spangler; Beach Equity Investment; HI to RM-HD; Multi-Family Residential; 17200-03-01(p); Farrow Road & Business Park Boulevard:** Council gave second reading to the zoning map amendment changing the zoning designation from HI to RM-HD. **ACTION: PLANNING, LEGAL**
- c. **06-55MA; Stephen Spangler; Beach Equity Investment; HI to RM-HD; Multi-Family Residential; 17200-03-24; Farrow Road & Business Park Boulevard:** Council gave second reading to the zoning map amendment changing the zoning designation from HI to RM-HD. **ACTION: PLANNING, LEGAL**
- d. **07-14MA; Jerry Rye; RU to GC (3.287 acres); Office Retail; 00500-04-03; US 76 & Wessinger Road [CONSENT]:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**
- e. **07-18MA; Carolina Ceramics; RU to HI (118.91 acres); Shale Mining Operation; 23700-03-02 & 26600-03-01; Hidden Valley Road & Highway 232 [CONSENT]:** Council gave second reading to the zoning

map amendment changing the zoning designation from RU to HI.
ACTION: PLANNING, LEGAL

- f. **07-21MA; Lake Carolina; PDD to Amended PDD (167.1 acres); PDD Amendment; 23300-03-01; Lake Carolina & Kelly Mill Road [CONSENT]:** Council gave second reading to the zoning map amendment changing the zoning designation from PDD to Amended PDD.
ACTION: PLANNING, LEGAL
 - g. **07-03MA; Congaree Point; M-1/GC to PDD; Mixed Use Development; 13500-02-04 & 13510-01-03; Atlas & Bluff Road [CONSENT]:** Council gave second reading to the zoning map amendment changing the zoning designation from M-1/GC to PDD.
ACTION: PLANNING, LEGAL
 - h. **An Ordinance Authorizing Richland County, South Carolina, to Enter into a Loan Agreement with the Bank in the Approximate Amount of \$25,000,000 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 Loan; Authorizing the County Administrator to Determine Certain Matters Relating to the Loan; Providing for the Payment of the Loan and the Disposition of the Proceeds Thereof; and Other Matters Related Thereto [PUBLIC HEARING]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**
 - i. **An Ordinance Consenting to 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 Provisions for all Other Matters Relating to the Foregoing [PUBLIC HEARING]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**
3. **Report of the Development and Services Committee**
- a. **Request to approve amendments to the 911 Communications Center Consolidation Agreement between Richland County and the City of Columbia:** Council approved the amended agreement, pending a favorable legal review by the County Attorney. **ACTION: ADMINISTRATION, LEGAL, EMERGENCY SERVICES**
 - b. **Emergency Services: Request for approval of stretcher and EKG equipment purchases:** Council approved the stretcher and EKG purchases, and gave first reading to the budget amendment associated with

this request. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, EMERGENCY SERVICES, PROCUREMENT**

- c. **An ordinance authorizing the granting of a sanitary sewer right-of-way easement to the City of Columbia across property identified as a portion of TMS# 17400-09-15, to serve the Killian Crossroads Development [CONSENT]:** Council first reading approval to an ordinance granting a sanitary sewer right-of-way to the City of Columbia to serve the Killian Crossroads Development. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, UTILITIES**
 - d. **Request for approval of a Sanitary Sewer Extension Agreement for sewer service to the Rothstein Tract, Walmart Shopping Center and the upgrade of several existing system components:** Council deferred this item and forwarded it back to the D&S Committee for further discussion. Once answers are obtained, the item is to be brought back to Council. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, UTILITIES**
 - e. **Request for approval of a Sanitary Sewer Extension Agreement for the upgrade of an existing sewer lift station and the construction of an odor control building to serve the Eagles Rest Subdivision:** Council deferred this item and forwarded it back to the D&S Committee for further discussion. Once answers are obtained, the item is to be brought back to Council. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, UTILITIES**
 - f. **Request for approval of a Sanitary Sewer Extension Agreement for sewer service to River Shoals Subdivision:** Council deferred this item and forwarded it back to the D&S Committee for further discussion. Once answers are obtained, the item is to be brought back to Council. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, UTILITIES**
4. **Report of Administration and Finance Committee:**
- a. **Sheriff's Department: Budget Amendment for Special Duty Pay and Request for One Additional FTE [CONSENT]:** Council gave first reading approval to the budget amendment to increase the Sheriff's Special Duty Pay budget by \$650,000 and add one additional FTE (Accountant II). **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, SHERIFF'S DEPARTMENT, HUMAN RESOURCES**

- b. **Sheriff's Department: Request to Approve JABG Community Crime Prevention Program Grant (No Personnel / \$1,428 Match)** [CONSENT]: Council approved the grant, with the \$1,428 match coming from the grant match account. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, SHERIFF'S DEPARTMENT**
 - c. **An ordinance amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; Article 1, In General; So as to standardize this section to business license ordinances statewide:** Council gave first reading to the ordinance and recommended a work session on this item. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, BUSINESS SERVICE CENTER**
 - d. **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; so as to create a Business Service Center Appeals Board** [CONSENT]: Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER**
 - e. **Request to approve the selection of Fitts and Goodwin as the Design/Build team for the wholesale Farmers' Market project** [CONSENT]: Council approved the selection of Fitts and Goodwin as the Design/Build team for the wholesale portion of the Farmers' Market project. **ACTION: ADMINISTRATION, PROCUREMENT, LEGAL, BUDGET, FINANCE**
5. **Report of Rules and Appointments Committee:**
- I. **Notification of Vacancies on Boards, Commissions, and Committees**
 - a. **Riverbanks Park Commission – 1:** This position is to be advertised. **ACTION: CLERK OF COUNCIL**
 - b. **Planning Commission – 1:** This position is to be advertised. **ACTION: CLERK OF COUNCIL**
 - II. **Clarification of Council Rules**
 - a. **Section 2.5 Participation, Regarding Perceived Conflicts of Interest:** This item remains in Committee. **ACTION: CLERK OF COUNCIL**

- b. **Section 4.6 Reports (Committee), Regarding Forwarding an Item to Full Council that is Recommended for Denial in Committee:** This item remains in Committee. **ACTION: CLERK OF COUNCIL**

III. Requirements for Funding Requests After the Budget Process

- a. **Super Majority Vote Required:** This item remains in Committee. **ACTION: CLERK OF COUNCIL**
- b. **Request for the Discretionary Grants Committee to Meet Twice a Year:** This item remains in Committee. **ACTION: CLERK OF COUNCIL**

- IV. **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 (b), the Richland County Planning Commission; So That No More than Two Members Are From Any One Occupation, Specialty, or Industry:** This item remains in Committee. **ACTION: CLERK OF COUNCIL**

6. Report of the Economic Development Committee

- a. **Citadel Foundation / Northpoint Industrial Park—Contract Approval:** This item was deferred to the April 17, 2007 Council meeting. **ACTION: ADMINISTRATION**

7. Approval of Resolutions

- a. **Hopkins Water Project:** The resolution was approved as submitted. Council also gave Chairman McEachern the authorization to sign all associated documents pertaining to this request. **ACTION: ADMINISTRATION, LEGAL, UTILITIES, PUBLIC WORKS**
- b. **Fair Housing Resolution—A Resolution Affirming Richland County's Commitment to Fair Housing:** The resolution was approved as submitted. **ACTION: COMMUNITY DEVELOPMENT**

8. Citizens Input: One person spoke regarding sewer extensions.

9. Executive Session:

- a. **Contractual / Personnel Matter: County Administrator's Contract:** Council authorized the contract as presented.

- b. **Pending Litigation: Watts et al vs. Richland County:** Staff was authorized to execute the litigation strategy as discussed in Executive Session. **ACTION: ADMINISTRATION, LEGAL**

10. Motion Period

- a. Scott made a motion to return a surplus fire truck to Eastover. This item is to be placed on the April 17, 2007 Council Agenda for action. **ACTION: ADMINISTRATION, LEGAL**
- b. Jackson made a motion for the excess sewer development contract funds to be used for affordable housing. This item was forwarded to the D&S Committee. **ACTION: ADMINISTRATION, UTILITIES, LEGAL, PUBLIC WORKS, COMMUNITY DEVELOPMENT, PLANNING, BUDGET, FINANCE**
- c. Jackson made a motion to develop an affordable housing incentives program. This item was forwarded to the A&F Committee. **ACTION: ADMINISTRATION, LEGAL, COMMUNITY DEVELOPMENT, PLANNING**
- d. Scott requested a resolution for Buddy McEntire. **ACTION: CLERK OF COUNCIL**
- e. Montgomery requested that a Planning Commission member who has missed five of twelve meetings be allowed to serve until the Rules and Appointments Committee can take formal action on his excuses. **ACTION: LEGAL, PLANNING, CLERK OF COUNCIL**

11. Adjournment: Council adjourned at 8:15 p.m.