

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

February 15, 2011

6:00 p.m.

Call to Order: Livingston

Invocation: Dickerson

Pledge of Allegiance: Dickerson

Approval of Minutes

Regular Session: February 1, 2011: Approved as amended.

Adoption of the Agenda: Approved as amended. Two Executive Session items (Receipt of Legal Advice re: Election Commission and Proposals re: Redistricting Subcommittee) were added to the agenda.

Report of the County Attorney

- a. **Pending Litigation**
- b. **Economic Development Briefing:** Council deferred this item to the March 1, 2011 Council Meeting. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
- c. **Property Acquisition**
- d. **CMRTA IGA**
- e. **Personnel Matter**
- f. **Receipt of Legal Advice – Election Commission**
- g. **Proposals – Redistricting Subcommittee**

Citizens' Input: No one spoke.

Report of the County Administrator

- a. **Legislative Delegation Report:** Mr. Pope thanked Council Members for attending the meeting. He stated that staff met with a representative from the Delegation's staff, and will be providing information to the Delegation on an ongoing basis.

Report of the Clerk of Council

- a. **Odyssey Golf Foundation's 2011 Nine Hole Youth & Adult Tournament, Saturday, March 12th, Crickentree, 1084 Langford Road, Blythewood**
- b. **Zumbathon – February 19**

Report of the Chairman

- a. **Update regarding Lexington County Transportation Request:** Council received this item as information. Further information will be provided at the March 1, 2011 Council Meeting. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- b. **Personnel Matter:** Council forwarded both portions of this item to the Rules and Appointments Committee for its March 1, 2011 Meeting. The Committee shall report out for action at the March 1, 2011 Council Meeting. **ACTION: CLERK OF COUNCIL, LEGAL**

Presentation: George Thibeault, Jr., President, Constantia Hueck Foils, LLC – Richland County 2010 Ambassador of the Year

1. Consent Items

- a. **An Ordinance Authorizing, pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee-in-lieu of tax agreement between Richland County, South Carolina, and Mars Petcare US, Inc., as sponsor, to provide for a fee-in-lieu of ad valorem taxes incentive; and other related matters [Third Reading]:** Council gave third reading approval to the ordinance and corresponding Fee Agreement. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL, ASSESSOR, AUDITOR, TREASURER**
- b. **10-33MA, Odom Enterprise, Steven Odom, RU to LI (2.33 acres), TMS# 21613-01-02, 5771 Lower Richland Boulevard [Third Reading]:** Council gave third reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- c. **An Ordinance amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-53, Land Development Permits; Subsection (A), General; so as to Require Notification to the Building Inspections Department and to the Emergency Services Department Whenever Plans are Submitted that Affect the “Emergency Planning Zone (EPZ)” of the V.C. Summer Nuclear Plant, Which is Located in Fairfield County [Third Reading]:** Council gave third reading approval to the text amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- d. **An Ordinance amending the Richland County Code of Ordinances Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; Subsection (I), On-Premises Signs Permitted in the General Commercial District; Paragraph (4) Height; so as to Establish the Maximum Height for On-Premise Signs in the GC (General Commercial) District [Third Reading]:** Council gave third reading approval to the text amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- e. **An Ordinance Authorizing a Deed to Vulcan Construction Materials, LP for Approximately 10 Acres of Land, Constituting a Portion of Richland County TMX #06500-01-11 [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**

2. Second Reading Items

- a. **An Ordinance Authorizing the Issuance and Sale of General Obligation Refunding Bonds, in One or More Series, with Appropriate Series Designations, in an Aggregate Amount Sufficient to Refund Certain Maturities of Outstanding Bonds of Richland County, South Carolina; Fixing the Form and Details of the Bonds; Delegating to the County Administrator Certain Authority Related to the Bonds; Providing for the Payment of the Bonds and the Disposition of the Proceeds Thereof; and Other Matters Relating Thereto:** Council gave second reading approval to the ordinance as amended. **ACTION: ADMINISTRATION, LEGAL, FINANCE, BUDGET, CLERK OF COUNCIL**

- b. **An Ordinance Authorizing the Issuance and Sale of Sewer System General Obligation Refunding Bonds, with an Appropriate Series Designation, in an Amount Sufficient to Refund Certain Maturities of Outstanding Bonds of Richland County, South Carolina; Fixing the**

Form and Details of the Bonds; Delegating to the County Administrator Certain Authority Related to the Bonds; Providing for the Payment of the Bonds and the Disposition of the Proceeds Thereof; and Other Matters Relating Thereto: Council gave second reading approval to the ordinance as amended. **ACTION: ADMINISTRATION, LEGAL, FINANCE, BUDGET, CLERK OF COUNCIL**

- c. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Board, Commissions and Committees; so as to Reorganize the Sections and to Provide for Continuing Service of Members Until a Successor is Appointed:** Council gave second reading approval to the ordinance. **ACTION: CLERK OF COUNCIL, LEGAL**
 - d. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Board, Commissions and Committees; Section 2-326, Boards and Commissions Created and Recognized; so as to create a Richland County Complete Streets Commission, and Setting Forth the Conditions Under which said Commission Shall Function and the Responsibilities of Same:** Council gave second reading approval to the ordinance as amended. **ACTION: CLERK OF COUNCIL, LEGAL**
3. **Report of the Rules and Appointments Committee**
- a. **Notification of Vacancies:** Advertise. **ACTION: CLERK OF COUNCIL**
 - i. **Accommodations Tax Committee – 2 [Sherry A. Walters, PhD, March 3, 2011; James L. Williams, March 3, 2011]**
 - ii. **Hospitality Tax Committee – 4 [Eddie Green, March 3, 2011*; Derrick Williams, March 3, 2011*; Steven P. Leidinger, March 3, 2011*; Herbert W. Sims, March 3, 2011*]**
 - iii. **Planning Commission – 2 [Patrick Palmer, March 13, 2011; C. David Tuttle, March 3, 2011*]**
 - b. **Notification of Appointments**
 - i. **Accommodations Tax Committee (Hospitality) – 2 [Drew Tompkins Hampton]:** Hampton was appointed. **ACTION: CLERK OF COUNCIL**

- ii. **Appearance Commission, Landscaper / Landscape Architect – 1 [None] Advertise. ACTION: CLERK OF COUNCIL**
 - iii. **Building Codes Board of Adjustments & Appeals (Licensed Contractor) – 1 [None] Advertise. ACTION: CLERK OF COUNCIL**
 - iv. **Central Midlands Council of Governments – 1 [Kendall Corley; Clemon Stocker]: Corley was appointed. ACTION: CLERK OF COUNCIL**
 - v. **Central Midlands Regional Transit Authority – 1 [John V. Furgess, Sr.]: Council deferred this item. ACTION: CLERK OF COUNCIL**
 - vi. **Internal Audit Committee – 2 [None] Advertise. ACTION: CLERK OF COUNCIL**
 - vii. **Planning Commission – 1 [Christopher Anderson; Wallace Brown, Sr.*; Howard Van Dine, III] Brown, Sr. was appointed. ACTION: CLERK OF COUNCIL**
- c. **Discussion from Rules and Appointments Committee**
- i. **Motion to amend Council’s Rules to read: Whenever a meeting is held on the second Tuesday of the month, appropriate written / backup materials for all items of business that are to be included in the Administration and Finance or Development and Services Committee agendas must be delivered electronically to the Administrator’s Office no later than the adjournment of the meeting approximately two weeks prior to the committee meeting’s scheduled meeting date. [Jackson]: Council approved the motion. ACTION: CLERK OF COUNCIL**
 - ii. **All Elected County Officials Shall Be Treated Equally, No Exceptions [Jackson]: This item was held in Committee. ACTION: CLERK OF COUNCIL**
 - iii. **When a Motion Comes Before Committee, the Maker of the Motion Must Attend the Committee Meeting. [Livingston]: Council members are encouraged to attend the Committee Meeting in which their Motion appears, and/or provide information to the Committee in order to provide clarification of the intent of their motion.**

- iv. **Due to South Carolina's poor national reputation regarding females in elected and appointed positions, I move Council create an ad-hoc committee to study and report any gender disparities in regard to appointment and other leadership positions within the Council's purview of powers. [Manning]:**
This item was tabled.
- v. **In the absence of an established Richland County Council policy/rule regarding agency Directors making endorsements of candidates for positions on their respective Boards and/or Commissions appointed by Richland County Council, I move that the Rules & Appointments Committee evaluate this situation and make a recommendation to the full Council to establish a policy on this matter. [Pearce]:** Council approved the item as amended. **ACTION: CLERK OF COUNCIL**

4. **Citizens' Input:** Two people spoke.

5. **Executive Session**

- a. **Pending Litigation:** Council authorized staff to proceed as discussed in Executive Session. **ACTION: ADMINISTRATION, LEGAL**
- b. **Property Acquisition:** Council authorized staff to proceed as discussed in Executive Session. **ACTION: ADMINISTRATION, LEGAL**
- c. **CMRTA IGA:** Council received the item as information.
- d. **Receipt of Legal Advice – Election Commission:** The Chair is to send a letter to the Legislative Delegation per discussions in Executive Session. **ACTION: ADMINISTRATION**
- e. **Proposals – Redistricting Subcommittee:** Council authorized the attorney to proceed with the firm as discussed in Executive Session. **ACTION: LEGAL**

6. **Motion Period**

- a. **Richland County Interstate Off-Ramp Lighting:** Motion that staff conduct analysis and study the feasibility of the installation of interstate lighting at pre-selected interstate off-ramps located in Richland County. The lighting will be used to direct nighttime traffic off of these exists in order to increase business spending at establishments such as hotels, restaurants and convenience stores. Such analysis to encompass working with the Department of Transportation and to acquire studies as to whether such a project

would be successful in capturing hospitality dollars from travelers passing through Richland County. [Rose]: Forwarded to the March D&S Committee. **ACTION: ADMINISTRATION, PUBLIC WORKS**

- b. **Motion that staff research and give alternative options for the transportation of inmates being released from the Alvin S. Glenn Detention Center. Currently, inmates without transportation are being transported and dropped off at the CMRTA bus station on Laurel Street (one block from city Hall and Main Street). [Rose]: Forwarded to the March D&S Committee. **ACTION: ADMINISTRATION, DETENTION CENTER****

 - c. **If Council intends to attempt another try at a Referendum for a penny sales tax increase, all council members shall hold public meetings to get public input before making a final decision whether to move forward or not. Public input shall determine how proceeds from the tax will be spent and the term of the tax. This process should be given enough time to make sure it does not appear rushed or at the last minute. Reason: If approved, the citizens will be paying for this and we are only the representatives of the people's will and so we shall do everything that's in the best interest of the people we serve. Transparency: This process whether it is approved and passes or not will give comfort to our constituents that we are not hiding anything by revealing up front everything that would be done with that tax. [Jackson]: Forwarded to the March Rules & Appointments Committee. **ACTION: CLERK OF COUNCIL****

 - d. **We would like to make a motion to review Council's rules and regulations regarding the authority of the Chair, seniority, and possible term limitations in positions and rotations. [Dickerson, Jackson, Malinowski, Kennedy]: Forwarded to the March Rules & Appointments Committee. **ACTION: CLERK OF COUNCIL****
7. **Adjournment:** Council adjourned at 10:05 p.m.