

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

October 18, 2011

6:00 p.m.

Call to Order: Livingston

Invocation: Pearce

Pledge of Allegiance: Pearce

Presentation of Resolutions

- a. **Resolutions Honoring Judge William Womble, Judge Clevette Hudnell, and Judge Samuel Peay on their retirement and service to Richland County [Livingston]**
- b. **Donella Brown Wilson [Rose]**
- c. **Robert Arial [Rose]**

Approval of Minutes

- a. **Regular Session: October 4, 2011:** Approved as amended. The following item was reconsidered: Condemnation of Private Property for Use as a Drainage Easement. Council voted to pay \$600.00 to the property owner. **ACTION: LEGAL, PUBLIC WORKS, FINANCE**

Adoption of the Agenda: Adopted as amended.

Report of the County Attorney

- a. **Potential Litigation (2 items)**

Citizens' Input: Two people spoke.

Report of the County Administrator

- a. **EECBG Update:** As the lighting project has been underway at 2020 Hampton Street (Administration Complex), the project team has been meeting to discuss options for remaining grant funds for lighting. The team is moving forward with Phase II of the lighting project. This will fund the remainder of the 2020 complex including LED exit signs, the garage, and outdoor lighting. Phase I is projected to finish in February 2012, and Phase II will start at that time. Additional incentives are available through SCE&G's Energy Wise program that the County will be looking into and applying for.
- b. **Eastover Water – Sewer Negotiations Update:** Mr. Pope stated that staff met with Eastover's legal counsel last week, and that Eastover is to forward a proposal before Thanksgiving. He will keep Council updated.
ACTION: ADMINISTRATION
- c. **Business Services Reform Task Force Update:** Mr. Pope stated that the public forum was held Monday, October 17. The next meeting date of the Business Services Reform Task Force will be forwarded to Council.
ACTION: ADMINISTRATION
- d. **2012 Retreat: January 26 – 27, 2012:** The 2012 Council Retreat will be held Thursday and Friday, January 26 – 27, 2012. The location is TBD.
ACTION: ADMINISTRATION, CLERK OF COUNCIL
- e. **Fire Ad Hoc Committee Update:** The previously scheduled meeting had to be rescheduled for October 24, 2011 at 4:00 p.m. An update will be provided to Council afterwards. **ACTION: ADMINISTRATION**
- f. **Regional Recreation Complex Ad Hoc Committee Update:** The Committee has requested the consultant prepare a scope of services for the next phase of the project. The next meeting will be held Tuesday, November 1 at 3:30 p.m. A report will be forwarded to Council that evening. **ACTION: ADMINISTRATION**

Report of the Clerk of Council: No report.

Report of the Chairman

- a. **RCRC Meeting:** Council is requested to forward potential dates for the Meet and Greet with the RCRC to the Clerk's Office.
- b. **Clerk's Office Analysis:** Mr. Livingston appointed the following Council members to the committee: Mr. Pearce, Mr. Manning, Ms. Dickerson, and Mr. Jeter.

Presentation

- a. **CMRTA Update:** Ms. Heizer informed Council that the CMRTA has hired an outside accountant to complete agreed upon procedures; Board restructuring is currently underway; and 4 potential Executive Director candidates were identified, but this search has temporarily been placed on hold because of ongoing discussions with Veolia.

1. Public Hearings

- a. **An Ordinance amending Section 12 of the Fiscal Year 2011 – 2012 Annual Budget Ordinance (Administrative Service Fee):** No one spoke.
- b. **An Ordinance Authorizing Certain Economic Incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a fee agreement between Richland County, South Carolina, and Sensor Electronic Technology, Inc., pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended; and other related matters:** No one spoke.

2. Consent Items

- a. **An Ordinance amending Section 12 of the Fiscal Year 2011 – 2012 Annual Budget Ordinance (Administrative Service Fee) [Third Reading]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL, SHERIFF'S DEPARTMENT, FINANCE**
- b. **11-11 MA, Dan Douglas/Kenneth D. Richardson, RU to GC (2.50 acres), TMS# 01506-01-08, Highway 76 [Third Reading]:** Council gave third reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- c. **11-12 MA, Edward Holcombe, PDD to GC (2.26 acres), TMS# 02505-02-09/14, 1016 Rauch Metz Road [Third Reading]:** Council gave third reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- d. **11-13 MA, Fred Gantt, III, RM-MD to LI (4.4 acres), TMS# 11115-01-01/02/03/04/05/06/07, Simmons Street [Third Reading]:** Council gave third reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- e. **11-16 MA, Margaret Smith, RM-HD to NC (0.414 acres), TMS# 14215-09-08, 6624 Shakespeare Road [Third Reading]:** Council gave

third reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- f. **11-17 MA, Josh Williamson/Margaret Grimsley, RM-MD to GC (1.0 acres), TMS# 11115-05-05(p), 1840 Bluff Road [Third Reading]:** Council gave third reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
 - g. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-173, Off-Street Parking Standards; Subsection (D), Design of Parking Areas; Paragraph (4), Accessible Spaces; so as to comply with ADA Access Requirements [Third Reading]:** Council gave third reading approval to the amended ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
 - h. **An Ordinance Authorizing Certain Economic Incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a fee agreement between Richland County, South Carolina, and Sensor Electronic Technology, Inc., pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended; and other related matters [Third Reading]:** Council gave third reading approval to the ordinance. **ACTION: AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL, ADMINISTRATION, ECONOMIC DEVELOPMENT**
 - i. **An Ordinance Authorizing (1) the execution and deliver of a fee in lieu of tax and incentive agreement between Richland County, South Carolina and Pure Power Technologies, LLC, acting for itself, one or more affiliates or other project sponsors, in connection with the expansion of certain facilities in the County; (2) the County to covenant in such agreement to accept certain negotiated fees in lieu of ad valorem taxes with respect to the Expansion Project; (3) special source credits to reimburse the Company for a portion of certain costs incurred in connection with the Expansion Project; (4) the benefits of a multi-county park to be made available to the Company and the Expansion Project; and (5) other matters relating thereto [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL, ADMINISTRATION, ECONOMIC DEVELOPMENT**
3. **Third Reading Item**
- a. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article X, Subdivision Regulations;**

so as to add a new section that permits private road subdivisions in the RU (Rural) Zoning Districts [Third Reading]: Council approved the ordinance providing for a 50-foot right of way, and also approved the hold harmless agreement provision. **ACTION: ADMINISTRATION, PLANNING, CLERK OF COUNCIL, LEGAL, PUBLIC WORKS**

4. Second Reading Item

- a. **An Ordinance Amending the Fiscal Year 2011 – 2012 Neighborhood Improvement and Community Development Fund Annual Budgets to appropriate \$48,641 of Neighborhood Improvement Undesignated Fund Balance for transfer to the Community Development Fund for the CDBG and HOME administrative shortfall [Second Reading]:** Council gave second reading approval to the request to transfer \$48,641 from Neighborhood Improvement to the Community Development Department. **ACTION: COMMUNITY DEVELOPMENT, PLANNING, NEIGHBORHOOD IMPROVEMENT, FINANCE, LEGAL, CLERK OF COUNCIL**

5. Report of the Economic Development Committee

- a. **An Ordinance Authorizing an Amendment to the Master Agreement governing the I-77 Corridor Regional Industrial Park by and between Richland County, South Carolina, and Fairfield County, South Carolina, to expand the boundaries of the park to include certain real property located in Richland County and related to Project Cyrus; and other related matters [First Reading]:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, ASSESSOR, AUDITOR, TREASURER, ECONOMIC DEVELOPMENT, FINANCE**
- b. **An Ordinance Authorizing a Deed to Cohn & Cohn Investments, LLC, for approximately 4.94 acres of land, constituting a portion of Richland County TMS #25800-04-01 [First Reading]:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, ECONOMIC DEVELOPMENT, FINANCE**

6. Report of Rules and Appointments Committee

- a. **Notification of Appointments**
 - i. **Midlands Workforce Development Board – 5 appointments:** Council approved the appointments. **ACTION: CLERK OF COUNCIL**

- a. **TANF Agency, Allen Carter – Richland County DSS**
 - b. **Vocational Education, Vann Gunter – Midlands Technical College**
 - c. **Education, David Prigge – Richland County School District One, CATE**
 - d. **Community Action Agency, Julia Lawson – Wateree Community Action Agency**
 - e. **Private Sector, Jeri Boysia – Companion Property & Casualty Group; Dennis hunter – Manpower Group**
- b. **Discussion from Rules and Appointments Committee**
- i. **When speaking during the citizen’s input portion of council meetings, persons currently serving on Richland County Commissions of any kind are not allowed to use their title or the commission name unless they have received unanimous consent from the commission to do so [Malinowski]:** This item remains in Committee. **ACTION: CLERK OF COUNCIL, LEGAL**
 - iii. **CMRTA Appointments:** Council appointed Jennifer Harding, Mac Bennett, and Councilman Washington. **ACTION: CLERK OF COUNCIL**
7. **Caughman Property Feasibility Study:** Council directed staff to perform a feasibility study on the property. **ACTION: ADMINISTRATION**
8. **CMRTA IGA Ratification:** Council approved the IGA, and will ask the City to fund the approximately \$25,000 Wilbur Smith Study from another source other than the franchise fee. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
9. **Citizen’s Input:** No one spoke.
10. **Executive Session**
- a. **Potential Litigation (1):** Received as information.
 - b. **Potential Litigation (2):** Council directed the County Attorney to proceed as discussed in Executive Session. **ACTION: LEGAL**

11. Motion Period

- a. Richland County should standardize the reimbursement practices for all County grant programs to allow grantees to draw down grant funds up front. Currently, County grant programs are administered in different ways – some allowing up front drawdowns, others are on a reimbursement basis. All grantees are held responsible for spending and reporting on County funds according to program grant guidelines, rules and regulations. Grantees who do not follow these rules and regulations jeopardize receiving funds from the County in the future. [Washington] Forwarded to the A&F Committee. **ACTION: ADMINISTRATION****
- b. I would like to make a motion base the historical, recent agreements and amendments regarding Richland County’s participation with Central Midlands Regional Transit Authority (CMRTA) as well as the City of Columbia of which I am including for your review to pursue the procedures process to dissolve the CMRTA as it is currently known and transfer all operational, administrative and managerial ownership to the City of Columbia; whereby the public transportation system will be known as the City of Columbia Metropolitan Transit Authority. And that, Richland County be allowed to purchase services based on the needs of the unincorporated area. [Dickerson] Forwarded to the D&S Committee. **ACTION: ADMINISTRATION****
- c. In order to ensure that Richland County can better recruit and retain qualified Sheriff’s Deputies in this region, I hereby move that the Council increase the current pay for deputies commensurate with the pay for deputies employed by the City of Columbia and Lexington County. [Manning, Jackson] Forwarded to the A&F Committee. **ACTION: ADMINISTRATION****

12. Adjournment: Council adjourned at 8:57 p.m.