

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

**May 16, 2006
6:00 PM**

CALL TO ORDER: Mizzell

INVOCATION: Rev. Preston Winkler

PLEDGE OF ALLEGIANCE: Lower Richland Lady Diamonds Basketball Team

PRESENTATIONS: **Lower Richland Lady Diamonds Basketball AAAA SC State Champions:** Mizzell and Scott, on behalf of Council, presented the team and coaches with a resolution congratulating them on their championship.

Rev. Preston Winkler, Executive Director, Community Relations Council: Mr. Winkler updated Council on CRC's activities, and invited them to the annual luncheon on 6/14 at 12:30 p.m. at Seawells.

Proclamation Honoring Public Works Week: McEachern, on behalf of Council, presented the resolution honoring Public Works Week. John Hixon and Teresa Smith spoke.

Mr. Bill Clark, Orangeburg County Administrator; Mr. Rickenbaker, Orangeburg County Chairman; All America City: Mr. Clark and Mr. Rickenbaker presented information regarding their designation as an All America County, and offered their support to Richland County on its quest for the title.

ADOPTION OF THE AGENDA – The agenda was adopted as amended.

Four items were added under the Report of the County Attorney:

1. Contractual Matter: Columbia / Richland Count TIF
2. Pending Litigation: Kershaw County / Palmetto Utilities

3. Contractual Matter: Owens Field
4. Pending Litigation: Davis / Recreation Commission

Item 2g was amended to reflect the correct Tax Max Number, 17400-11-03.

CITIZEN'S INPUT – No one spoke.

APPROVAL OF MINUTES

Zoning Public Hearing: April 25, 2006 – The minutes were approved as submitted.

Regular Session: May 2, 2006 – The minutes were approved as submitted.

Budget Work Session: May 4, 2006 – The minutes were approved as submitted.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

1. Contractual Matter: Columbia / Richland Count TIF: No action was taken.
2. Pending Litigation: Kershaw County / Palmetto Utilities: No action was taken.
3. Contractual Matter: Owens Field: No action was taken.
4. Pending Litigation: Davis / Recreation Commission: The County Attorney was directed to send a letter to the Governor regarding the removal of Recreation Commission Members for misconduct. **ACTION: LEGAL, ADMINISTRATION**

REPORT OF THE COUNTY ADMINISTRATOR: There was no report.

REPORT OF THE CLERK OF COUNCIL

1. **Voter Registration Resolution:** Ms. Finch asked Council members for the youngest and oldest registered voters in their districts. Council suggested Voter Registration assist in this matter.

REPORT OF THE CHAIRMAN: There was no report. (Mizzell had to leave the meeting for a previous engagement.)

OPEN/CLOSE PUBLIC HEARINGS – 2f (Ordinance Authorizing Development Agreement with Bright-Myers 2001, LLC). No Public Hearing was held. Staff requested Council defer the Public Hearing and Second Reading on the ordinance until the June 6, 2006 meeting to allow staff time to work further on the Development Agreement.

APPROVAL OF CONSENT ITEMS – The following items were approved for the Consent Agenda and adopted by motion of the County Council: 1a; 1b; 1c; 1d; 1e; 1f; 1g; 1h; 1i; 1j; 2a; 2b; 2c; 2d; 2e; 4a; 4b; 4c. Items 1k, 1l, and 3b were removed from the consent agenda.

1. THIRD READING ITEMS

- a. **An ordinance amending the Fiscal Year 2005-2006 Industrial Park Budget to add Forty Thousand (\$40,000) Dollars to provide funds for KOLORPRO:** Council gave third reading to the budget ordinance amendment. **ACTION: ADMINISTRATION, BUDGET, LEGAL**
- b. **An ordinance extending the moratorium on either the approval or denial of floodplain management permits for development or construction within a portion of the Congaree River Floodplain:** Council gave third reading to the ordinance extending the moratorium with regards to floodplain management permits within a portion of the Congaree River Floodplain for another 60 days. **ACTION: LEGAL, PLANNING**
- c. **Ordinance authorizing an amendment to the I-77 Fairfield / Richland County Regional Industrial Park Master Agreement: Expand Boundaries of Park to Include Guardian Fiberglass, Inc.:** Council gave third reading approval to the ordinance. **ACTION: LEGAL, ADMINISTRATION**
- d. **Ordinance authorizing an amendment to the I-77 Fairfield / Richland County Regional Industrial Park Master Agreement: Expand Boundaries of Park to Include Elite ES, LLC:** Council gave third reading approval to the ordinance. **ACTION: LEGAL, ADMINISTRATION**
- e. **05-112MA; Bob Alexander; RU to GC; 1.7 acres; General Commercial; 03300-03-19 & 03300-01-08; Dutch Fork and Broad River Road:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**
- f. **05-117MA; Tom Milliken; RU to LI; 61 acres; Develop a Light Industrial Park; 16200-04-18(P); Harlem Street and Sparkman Drive:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to LI. **ACTION: PLANNING, LEGAL**
- g. **06-13 MA; Sunshine House of South Carolina; RU to OI; 3.6 acres; Construct a Sunshine House Facility; 02416-01-05; Across from Bickley Road Elementary School:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to OI. **ACTION: PLANNING, LEGAL**
- h. **06-14MA; Sam Agee; RU to GC; Construct a Hotel; 17109-02-07; SW**

Quadrant of Two Notch Road and I-77: Council gave third reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**

- i. **06-15MA; Otha Gibson; RM-HD to OI; Construct a Day Care Facility; 16911-02-10; Kneece Road near O'Neil Court and Decker Boulevard:** Council gave third reading to the zoning map amendment changing the zoning designation from RM-HD to OI. **ACTION: PLANNING, LEGAL**
- j. **06-16MA; Herbet Hobgood; RU to RC; Retail & Food Services; 06700-01-03; NW Quadrant of Monticello Road and Montgomery Road:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to RC. **ACTION: PLANNING, LEGAL**
- k. **06-07MA; Rhonda Jacobs; Westcott Development Co.; M-1RU to RM-MD; 82 acres; Multi-Family Residential Project; 02600-09-04; Broad River Road and Bookie Richardson Road:** Council deferred this item to the June 6, 2006 meeting. **ACTION: PLANNING, LEGAL**
- l. **06-06MA; Rhonda Jacobs; Westcott Development Co.; RU to RS-MD; 73 acres; Single Family Residential S/D; 01600-06-01 & 02600-09-01/08/09(P); Broad River Road and Bookie Richardson Road:** Council deferred this item to the June 6, 2006 meeting. **ACTION: PLANNING, LEGAL**

2. SECOND READING ITEMS

- a. **Ordinance Authorizing Deed to Tripoint Development Company (Public Sale of County Property Located at 401 Powell Road):** Council gave second reading to the ordinance. **ACTION: LEGAL, ADMINISTRATION, BUDGET**
- b. **Ordinance Authorizing the Legal Department Budget Amendment:** Council gave second reading to the budget amendment ordinance in the amount of \$100,000. **ACTION: LEGAL, ADMINISTRATION, BUDGET**
- c. **Ordinance authorizing the sale and issuance of \$5,200,000 Hospitality Tax Special Obligation Bond Anticipation Note:** Council approved second reading of the ordinance for the \$5.2 million dollar Hospitality Tax BAN. **ACTION: ADMINISTRATION, LEGAL, BUDGET**
- d. **Ordinance amending Chapter 17, Article II, Section 17-10 (Parking in Residential Zones of the County) to include restrictions on the**

parking of inoperable vehicles and trailers in residential zoning districts for more than 30 consecutive days: Council gave second reading to the ordinance amendment. **ACTION: LEGAL, PLANNING**

- e. **Ordinance prohibiting careless driving and driving across property to avoid a traffic control device:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, SHERIFF'S DEPARTMENT**
- f. **Ordinance Authorizing Development Agreement with Bright-Myers 2001, LLC:** Council deferred this item to the June 6, 2006 meeting. Scott abstained. **ACTION: LEGAL, PLANNING**
- g. **06-09MA; Bright-Myers 2001, LLC; Robert Fuller; M-1 & RU to GC; Walmart and Associated Development; 17400-11-03 & 14781-04-14/13/12:** Council deferred this item to the June 6, 2006 meeting. Scott abstained. **ACTION: PLANNING, LEGAL**

3. **FIRST READING ITEMS**

- a. **FY 2006 – 2007 Millage Ordinance:** Council approved first reading of the 2006 – 2007 Millage Ordinance. **ACTION: LEGAL, BUDGET**
- b. **Ordinance Authorizing the Sale and Issuance of Bond Anticipation Note for the Broad River Regional Wastewater Treatment Plant Construction:** Council gave first reading to the BAN, not to exceed \$12,000,000. **ACTION: ADMINISTRATION, LEGAL, BUDGET**

4. **REPORT OF ECONOMIC DEVELOPMENT COMMITTEE**

- a. **Ordinance Authorizing Certain Economic Incentives, Including Payment of a Fee In Lieu of Property Taxes, the Award of Infrastructure Improvement Credits, and other Related Matters, Pursuant to a Fee Agreement between Richland County and McEntire Produce, Inc.:** Council gave first reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL**
- b. **Ordinance Authorizing the Extension of the Project Acquisition Period Under that Certain Lease Agreement by and between Richland County and Sysco Food Services of Columbia, LLC:** Council gave first reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL**
- c. **Resolution Authorizing the Extension of the Investment Period Under the Fee Agreement by and between Richland County and Sysco Food Services of Columbia, LLC:** Council approved the resolution. **ACTION: ADMINISTRATION, LEGAL**

5. APPROVAL OF RESOLUTION

- a. **A Resolution to Appoint and Commission Pamela C. Davis as a Code Enforcement Officer for the Proper Security, General Welfare, and Convenience of Richland County:** Council approved the resolution.
ACTION: LEGAL, BUSINESS SERVICE CENTER

6. CITIZEN'S INPUT: No one spoke.

7. MOTION PERIOD:

- a. **Request that County Council approve \$55,000 from Undesignated Hospitality Tax Funds for the All America City Award. (The funds are appropriated, and therefore, will not require a budget amendment.)** Council approved up to \$55,000 in undesignated Hospitality Tax funds for the All America City Project. An account is to be created for this project. **ACTION: ADMINISTRATION, BUDGET**

8. ADJOURNMENT: Council adjourned at 7:45 p.m.