



**RICHLAND COUNTY
GOVERNMENT**
Office of the County Administrator

**Council Actions Report
Regular Session Council Meeting
May 3, 2016
6:00PM**

Call to Order: Rush

Invocation: Jeter

Pledge of Allegiance: Jeter

Approval of Minutes

- a. **Regular Session: April 19, 2016:** Approved as published.
- b. **Zoning Public Hearing: April 26, 2016:** Approved as published.

Adoption of Agenda: Adopted as amended. Item 29, Finance Department: Departments Projected to be over budget for FY16, was moved to item 23a. The Report of the Search Committee was added to the agenda under the Report of the Chair. The language of item 24 was updated to reflect the language included in the public hearing for this item.

Report of the Attorney for Executive Sessions Items:

- a. **Department of Revenue Update**
- b. **Report of the Search Committee**

Citizen's Input: One person spoke.

Report of the County Administrator:

- a. **Richland 101 Graduation:** Beverly Harris, Director of the County Public Information Office, presented information to Council regarding the success of the Richland 101 program and the graduating Class of Spring 2016. Two of the graduates (Suzanne Wright and Sabrina Todd) provided their reflections on the class to Council.
- b. **Public Work Proclamation:** Ismail Ozbek, Director of the County Public Works Department, was presented with a Proclamation from Council honoring the Public Works Department for their efforts and recent achievements.

Report of the Clerk of Council:



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- a. **REMINDER: Budget Work Sessions: May 5 - General Fund; May 12 - Special Revenue, Enterprise, and Millage Agencies; May 17 – Grants:** Ms. Onley reminded Council of the upcoming Budget Work Sessions on May 5 (General Fund), May 12 (Special Revenue, Enterprise and Millage Agencies) and May 17 (Grants).
- b. **REMINDER: Lower Richland (District 10) Budget Input/Town Hall Meeting, May 11, 6:00 PM, Hopkins Park:** Ms. Onley reminded Council of the Lower Richland (District 10) Budget Input/Town Hall Meeting on May 11th at 6:00 PM at Hopkins Park.
- c. **Black Pages Funding Request:** Council denied this request. **ACTION: CLERK OF COUNCIL, FINANCE, GRANTS**

Report of the Chair:

- a. **Report of the Search Committee:** Executive Session item.

Ms. Dixon thanked the County Departments for their participation and support of Denim Day.

Open/Close Public Hearings

- a. **An Ordinance Amending the Fiscal Year 2015-2016 General Fund Annual Budget to appropriate \$62,751 of General Fund Balance to fund the costs for Board of Voter Registration & Elections Commission associated to conduct the Special Election(s) for the vacated District 10 Seat.** No one spoke.

1. Approval of Consent Items

- a. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 2, Administration; Article VII. Boards, Commissions and Committees; Section 2- 332. Boards, Commissions and Committees Created; Subsection (L), Richland County Business Service Center Appeals Board; Paragraph (2), Membership; so as to revise the membership requirements of the Business Service Center Appeals Board:** Council gave second reading approval to the ordinance amendment. **ACTION: CLERK OF COUNCIL, LEGAL, BUSINESS SERVICE CENTER, ADMINISTRATION**
- b. **Sonoco Recycling Agreement for Professional Services:** Council awarded the renegotiated recycling contract to Sonoco Recycling, effective (retroactively) April 1, 2016. **ACTION: FINANCE, SOLID WASTE, PROCUREMENT, LEGAL**



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- c. **Petition to Close Hastings Alley in Olympia:** Council approved the request to close Hastings Alley. **ACTION: PUBLIC WORKS, LEGAL, EMERGENCY SERVICES, PLANNING**

- d. **Petition to Close Portion of Jilda Drive:** Council approved the request to close Jilda Drive. **ACTION: PUBLIC WORKS, LEGAL, EMERGENCY SERVICES, PLANNING**

- e. **Memorandum of Understanding with the City of Forest Acres for Inspections of Commercial Structures:** Council approved the agreement between the City of Forest Acres and Richland County to partner in the provision of required building code inspections. Staff will amend the agreement to reflect that expenses for staff time, material, and legal costs (if any) relative to the agreement will be invoiced to the City of Forest Acres and shall be reimbursed by the City of Forest Acres within 30 days of being invoiced by the County. **ACTION: LEGAL, BUILDING SERVICES, FINANCE, CLERK OF COUNCIL**

- f. **Resolution Regarding the Assessment of Vehicles for Taxation Purposes:** Council directed staff to send a letter to the County's legislative delegation requesting that they propose legislation to amend the South Carolina State Code of Laws, Section 12-37-2680; determination of assessed value of vehicles to allow for the use of the "black book" value as determined on a quarterly basis as the method of assessing the value of vehicles for taxation purposes. **ACTION: ADMINISTRATION**

- g. **Emergency Services Department – Fire Tanker Truck Purchase:** Council awarded the bid to Spartan (Pierce) for four (4) demo/stock tankers in the amount of \$886,052. **ACTION: FINANCE, EMERGENCY SERVICES, LEGAL, PROCUREMENT**

- h. **Conservation Department - Conservation Easement Acquisition Costs:** Council approved the request to pay \$2,591.17 for the partial costs of acquiring two conservation easements providing landowner incentives to permanently protect 311 acres of streams, wetlands and forestland for future environmental and economic benefits. **ACTION: CONSERVATION, FINANCE, PROCUREMENT, LEGAL**

- i. **Conservation Department - County Acquisition of Forfeited Land Parcel:** Council approved the transfer of parcel R16907- 03-08 from the Forfeited Land Commission to Richland County. **ACTION: CONSERVATION, FINANCE, LEGAL, SUPPORT SERVICES**



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- j. County Administration Building and County Public Health Building Flooring**
Contract: Council approved the contract with O'Neal Flooring in an amount not to exceed \$653,167 to provide labor and materials needed to remove the existing flooring in the County Administration and Health Buildings and replace with new flooring materials. **ACTION: FINANCE, LEGAL, SUPPORT SERVICES, PROCUREMENT, CAPITAL PROJECTS**
- k. Council Motion Regarding the Human Resources Director reporting to the County Administrator:** Council postponed any amendments to the County's organizational chart until the new County Administrator is hired. **ACTION: ADMINISTRATION, HUMAN RESOURCES**

2. Third Reading Items

- a. An Ordinance Amending the Fiscal Year 2015-2016 General Fund Annual Budget to appropriate \$62,751 of General Fund Balance to fund the costs for Board of Voter Registration & Elections Commission associated to conduct the Special Election(s) for the vacated District 10 Seat:** Council deferred this item to the May 17, 2016 Council meeting. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, ELECTIONS**

3. First Reading Items

- a. An Ordinance Authorizing the issuance and sale of not to exceed \$29,000,000 General Obligation Bonds, Series 2016A, or such other appropriate series designation, 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 first reading approval to the ordinance. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, ADMINISTRATION**
- b. An Ordinance Authorizing the issuance and sale of not to exceed \$15,500,000 Broad River Sewer System General Obligation Refunding Bonds, Series 2016B, or such other appropriate series designation, 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 first reading approval to the ordinance. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, ADMINISTRATION, UTILITIES**



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- c. **An Ordinance to raise revenue, make appropriations, and adopt a budget for Richland County, South Carolina for Fiscal Year beginning July 1, 2016 and ending June 30, 2017:** Council gave first reading approval by title only to the ordinance. **ACTION: LEGAL, CLERK OF COUNCIL, FINANCE, ADMINISTRATION**
 - d. **An Ordinance Authorizing the levying of ad valorem property taxes, which, together with the prior year's carryover and other State levies and any additional amount appropriated by the Richland County Council prior to July 1, 2016, will provide sufficient revenues for the operations of Richland County Government during the period from July 1, 2016, through June 30, 2017:** Council gave first reading approval by title only to the ordinance. **ACTION: AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL, ADMINISTRATION**
- 4. Report of Administration & Finance Committee**
- a. **Finance Department: Departments Projected to be over budget for FY16:** Council gave first reading approval to the budget amendment in the amount of \$1,528,000. Council requested clarity from the Magistrate regarding the costs / savings associated with the operation of the 24 hour bond court. **ACTION: FINANCE, CORONER, DETENTION CENTER, CLERK OF COUNCIL, LEGAL, MAGISTRATE**
 - b. **Council Motion Regarding Hospitality Tax Revenue:** Council approved to proceed with working with our legislative delegation to widen the scope of allowable uses of Hospitality Tax revenues to provide the County with greater flexibility, which could prove useful in funding other items not specifically outlined in the current legislation. **ACTION: ADMINISTRATION**
 - c. **Conservation Department: Project Agreement with City of Columbia for Owens Field Park Construction:** Council approved the transfer of \$240,065 from the Conservation and Stormwater Department budgets as well as \$170,000 of SCDHEC reimbursable funds to the City of Columbia for construction of the Owens Field Park project, contingent upon Legal review and approval of an agreement with the City of Columbia for the construction of Owens Field Park. **ACTION: LEGAL, CONSERVATION, FINANCE, PROCUREMENT**
 - d. **Council Motion Regarding the Release of Funds:** Council approved the release of funds, in an amount up to \$62,400, being held in the Stormwater fund balance to be allocated for the dredging of silt from Lake Katherine. Any use of these funds for a collaborative effort to dredge the Lake must be done pursuant to an intergovernmental



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agreement between the parties involved. **ACTION: LEGAL, PUBLIC WORKS,
FINANCE, ADMINISTRATION**

5. Report of Economic Development Committee

- a. **Developing a Multi-County Park with Fairfield County; Authorizing the execution and delivery of an agreement governing the Multi-County Park; Authorizing the inclusion of certain property located in Richland County in the Multi-County Park; Authorizing the execution of an intergovernmental agreement; and other related matters:** Council gave first reading approval by title only to the ordinance. **ACTION: ECONOMIC DEVELOPMENT, AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL**
- b. **Authorizing the conversion of a 1996 Fee in Lieu of ad valorem taxes arrangement by and between Richland County, South Carolina and Bose Corporation and other matters related thereto:** Council gave first reading approval to the ordinance. **ACTION: ECONOMIC DEVELOPMENT, AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL**

6. Report of Rules & Appointments Committee

a. Notification of Appointments

- i. **Animal Care Advisory Committee:** Council voted to appoint Tracy Wales and Nicole Howland. **ACTION: CLERK OF COUNCIL**
- ii. **Board of Assessment Appeals:** Council voted to re-appoint John Kososki. **ACTION: CLERK OF COUNCIL**
- iii. **Board of Zoning Appeals:** Council voted to re-appoint Frank Richardson and to appoint Jason C. McLees. **ACTION: CLERK OF COUNCIL**

7. Report of the Ordinance Review Committee

- a. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article VI, Supplemental Use Standards; Section 26- 152, Special Exceptions; Subsection (d), Standards; Paragraph (22), Radio, Television and Other Transmitting Towers; Subparagraph c.; Clause 1; so as to amend the setback requirements for towers abutting residentially zoned parcels:** Council gave first reading approval to the ordinance amendment. **ACTION: CLERK OF COUNCIL, LEGAL, PLANNING**



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8. **Citizen's Input:** One person spoke.

9. **Other Items**

10. **Executive Session**

- a. **Department of Revenue Update:** Council authorized the Richland County legal representative to take whatever steps are necessary including litigation to protect the Transportation Penny. The vote to reconsider failed. **ACTION: LEGAL, TRANSPORTATION, ADMINISTRATION, FINANCE**

Council approved that if the funds are withheld by the Department of Revenue, the County will set aside \$50.9M of the available penny funding to pay the bond participation note, if needed, in October 2016. The vote to reconsider failed. **ACTION: LEGAL, TRANSPORTATION, ADMINISTRATION, FINANCE**

- b. **Report of the Search Committee:** Council approved engaging the Mercer Group to conduct a search for a new County Administrator. **ACTION: LEGAL, ADMINISTRATION, FINANCE, PROCUREMENT, HUMAN RESOURCES**

11. **Motion Period:**

- a. **I move that Council consider approving the following HOAs: (1) Cary Lake [District 8]; (2) Beaver Dam [District 9]; (3) Lower Rocky Ford [District 6]; and (4) Lake Dogwood [District 11] to pursue the creation of special tax districts [PEARCE]:** Council sent this item to the D&S Committee. **ACTION: ADMINISTRATION, FINANCE, LEGAL**
- b. **I move that administration put an immediate freeze on all the funding available for the penny tax program on all invoices that have not been paid. Only funding for operations for staff should be used. The SLBE office at this point should be fully staffed and be ready for full operation to ensure compliance from the PDT and any other company doing business under the program. All contracts pertaining to the Penny Tax Program should be frozen immediately. Failure from staff to carry out council's directive on hiring qualified staff immediately should be terminated. Note: Richland County cannot continue to run a penny tax program without an office fully staffed with the professionals needed to ensure compliance. Council did give staff directive to fully staff that office and so far staff has refused to carry out council's wishes. [JACKSON]:** Council sent this item to the A&F Committee.



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HUMAN RESOURCES**

- c. Any Richland County Department that perceives a budget shortfall needs to advise Administrative staff immediately of that potential problem. When the item appears on a committee agenda it must do so with all backup / justification materials and a representative that department must be present at every meeting to respond to questions that may be asked. [MALINOWSKI]: Council sent this item to the A&F Committee. **ACTION: ADMINISTRATION, FINANCE**

- d. I am requesting a resolution be presented to the Capital City / Lake Murray Country Visitor group in recognition of their 35 years of serving Richland County and the Midlands. [MALINOWSKI]: Council unanimously approved the Resolution. **ACTION: CLERK OF COUNCIL**

12. Adjournment: Council adjourned at approximately 8:21PM.