

RICHLAND COUNTY GOVERNMENT



**OFFICE OF THE COUNTY ADMINISTRATOR
COUNCIL ACTIONS REPORT
COUNCIL MEETING
November 19, 2013
6:00 p.m.**

Call to Order: Washington

Invocation: Pearce

Pledge of Allegiance: Pearce

Presentations of Resolutions:

- a. **"Pancreatic Cancer Month" Proclamation [MALINOWSKI].** Mr. Malinowski and several other Council members wore purple wristbands in honor of Pancreatic Cancer month. The proclamation will be presented at a later date.
- b. **Resolution honoring the Richland County Sheriff's Department on being a recipient of the prestigious Freedom Award [MALINOWSKI].** This item will be rescheduled to December 2013.
- c. **Resolution honoring Satch Krantz and the Riverbanks Zoo [LIVINGSTON].** Mr. Livingston, on behalf of Council, presented the Proclamation to Satch Krantz, who recently received the R. Marlin Perkins Award for Professional Excellence by the Association of Zoos and Aquariums, its highest honor. Mr. Krantz is the longest serving zoo director in the country.

Approval of Minutes:

- a. **Regular Session: November 5, 2013.** A motion for reconsideration was approved to amend page 18, item a of the Sewer Ad Hoc Committee Minutes to revise the motion to state that Administration notify Council of the terms of the contract with the consultant, including costs.

The remainder of the Minutes was approved as amended.

Adoption of Agenda: Adopted as published.

Report of the Attorney for Executive Session Items:

- a. **Monticello Road Litigation Update**
- b. **Update on Beta Tract Mitigation Bank (Agenda Item #27b).**

Citizens' Input: No one spoke.

Report of the County Administrator:

- a. **Retreat Format:** Mr. McDonald stated the format will be similar to the last retreat where five or six major themes will be discussed in depth. The proposed list of topics will be sent to Council on November 20, 2013.

Council was requested to forward questions or comments to Mr. McDonald by November 29, 2013.

- b. **Detainee Drop-Off Update:** Mr. McDonald stated the County has been working with the City of Columbia and have mutually agreed to temporarily use the City's winter shelter as a drop off site for released detainees who are unable to arrange their own transportation.

If the arrangement remains successful, the pilot will continue until Spring 2014 when the shelter is expected to close. A permanent solution will be explored subsequent to the shelter's closing next spring.

Mr. McDonald will update Council as developments occur.

Report of the Clerk of Council:

- a. **Retreat Location:** Ms. Onley stated the following locations were proposed for the 2014 Council Retreat:
 - a. **Madren Conference Center, Clemson, SC.** A motion was approved to hold the 2014 retreat at the Madren Conference Center site.
 - b. **Parklane Adult Activity Center, Columbia, SC.**
 - c. **McEntire National Guard Base, Eastover, SC.**
 - d. **Hilton Head Marriott.**
 - e. **Norfolk Southern Conference Center, Dorchester County.**
- b. **2014 Council Meeting Schedule.** Ms. Onley stated the only revisions to the 2014 meeting schedule have been proposed for January 2014. The Agenda items for the meetings will be discussed at the November 26, 2013 D&S Committee meeting.

A motion was unanimously approved to revise January 2014's schedule to hold a Council meeting on January 7, 2014 and the D&S, A&F Committees and Zoning Public Hearing on January 28, 2014. The remainder of the 2014 Council Meeting Schedule was approved as distributed.

- c. **National Guard Museum Tour.** Ms. Onley stated this item was deferred.
- d. **REMINDER: EngenuitySC Ignite, November 20, 2013 5:15 PM-8:00 PM, The Zone-Williams Brice Stadium.** Ms. Onley reiterated the details of the event. Mr. Washington also encouraged Council members to attend.

Report of the Chairman:

- a. **Courthouse Ad Hoc Committee.** Mr. Washington stated the relocation and/or renovations of the site will be discussed on a date to be announced later. The members assigned to the Committee are Councilmen Pearce, Rush and Washington.
- b. **Absence of Councilwoman Dickerson.** Mr. Washington noted Ms. Dickerson was absent because she was traveling.

Presentations:

- a. **Columbia Metropolitan Airport: Dan Mann, Executive Director.** Mr. Dan Mann provided an overview of the Columbia Metro Airport.

1. Open/Close Public Hearings:

- a. **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 Fairfield County; and other related matters.** No one spoke.

2. Consent Items:

- a. **13-28MA**
John Kilmartin
M-1 to RU (14.01 Acres) Broad River Road
02600-09-05(p) [THIRD READING]. Council unanimously gave third reading approval to the map amendment. **ACTION: PLANNING, CLERK OF COUNCIL**
- b. **13-33MA**
Carolyn Peake
RU to GC (4.097 Acres)
10931 & 10901 Two Notch Road
29000-01-01/05 & 29004-01-02 [THIRD READING]. Council unanimously gave third reading approval to the map amendment. **ACTION: PLANNING, CLERK OF COUNCIL**

- c. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-21, Rules of Construction Information; Subsection (b), General Rules of Construction; Paragraph (9), Contiguous [THIRD READING].** Council unanimously gave third reading approval to the ordinance amendment. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- d. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-151, Permitted Uses with Special Requirements; so as to delete manufactured home parks from the M-1 Zoning District [THIRD READING].** Council unanimously gave third reading approval to the ordinance amendment. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- e. **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 (26) Special Congregate Facilities; so as to provide additional requirements for same [THIRD READING].** Council unanimously gave third reading approval to the map amendment. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- f. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article IX, Swimming Pool Code; Section 6-168, Requirements; so as to reference the 2012 Edition of the International Building Code [SECOND READING].** Council unanimously gave second reading approval to the ordinance. **ACTION: CLERK OF COUNCIL**
- g. **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 Fairfield County; and other related matters [SECOND READING].** Council unanimously gave second reading approval to the amendment. **ACTION: ECONOMIC DEVELOPMENT, FINANCE, LEGAL ADMINISTRATION, LEGAL**

2. Third Reading Items:

- a. **An Ordinance Authorizing an Easement to School District 5 of Lexington and Richland Counties for a Sanitary Sewer Line across land owned by Richland County; specifically a portion of TMS# 03300-01-06.** Council unanimously gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, PLANNING, UTILITIES, CLERK OF COUNCIL**
- b. **An Ordinance Amending the Fiscal Year 2013-2014 Hospitality Tax Budget**

to appropriate \$100,000 of Hospitality Tax Unassigned Fund Balance for the EdVenture--Next Exhibit Capital. Council gave third reading approval to the ordinance amendment. **ACTION: GRANTS, FINANCE, ADMINISTRATION, LEGAL, CLERK OF COUNCIL**

3. Second Reading Items:

- a. **13-31MA
Ron Johnson
RU to RS-LD (25.54 Acres)
Longtown Road West
17613-02-08(p)**
Council unanimously gave second reading approval to the map amendment.
ACTION: PLANNING, CLERK OF COUNCIL
- b. **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$615,622.56 of General Fund Unassigned Balance for voting machines and related equipment in the Board of Elections and Voter Registration Department.** Council unanimously gave second reading approval to the ordinance amendment. **ACTION: ELECTIONS AND VOTER REGISTRATION, FINANCE, LEGAL, ADMINISTRATION**
- c. **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 Project Ruby, pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended; and other related matters.** Council unanimously gave second reading approval to the Ordinance. **ACTION: ECONOMIC DEVELOPMENT, FINANCE, LEGAL ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
- d. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 23, Taxation; Article VI, Local Hospitality Tax; Section 23-69, Distribution of Funds, so as to clarify and revise the language therein.** A motion to defer was unanimously approved. **ACTION: GRANTS, ADMINISTRATION, FINANCE, LEGAL**

4. First Reading Items:

- a. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 12, Garbage, Trash and Refuse; Article I, In General; and Article II, Collection and Disposal; Section 12-12, Definitions, and Section 12-16, Conditions for Residential and Small Business Solid Waste Collection-Yard Trash and Other Household Articles; so as to remove reference to "Franchise" and so as to require trash to be bagged in a phased-in manner**
A motion to postpone indefinitely was unanimously approved. **ACTION: PUBLIC WORKS, CONSERVATION, SUSTAINABILITY, LEGAL,**

PLANNING

5. Report of Economic Development Committee:

- a. **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 other related matters [FIRST READING BY TITLE ONLY].** Council unanimously gave first reading approval by title only to the amendment.
ACTION: ECONOMIC DEVELOPMENT, FINANCE, LEGAL PLANNING, ADMINISTRATION

6. Report of Rules and Appointments Committee:

- a. **Notification of Appointments**
 - i. **Planning Commission-2; there are currently two appointments to be made to this commission; applications were received from the following:**

**Marilyn Joyner
Robert A. Lapin
Greg L. Lehman
Edward "Eddie" Yandle**

By individual vote of each Council person in attendance, Council approved the appointments of Marilyn Joyner and Greg Lehman to the Commission. **ACTION: CLERK OF COUNCIL**

7. Other Items:

- a. **Richland Library Referendum Resolution: Declaring the results of the November 5, 2013 referendum.** Council unanimously approved the referendum resolution.
- b. **Report of the Transportation Ad Hoc Committee:**
 - i. **South Carolina Department of Transportation Intergovernmental Agreement (IGA) Discussion.** Mr. Livingston stated the IGA is being revised, will be forwarded to Council and taken up at the first meeting in January.
 - ii. **Update on Beta Tract Mitigation Bank.** Mr. Livingston stated this item will be discussed during Executive Session.
 - iii. **Program Development Team.** Council unanimously approved a substitute motion to hold the presentations of the top three firms, which

will be determined by the Selection Committee, on January 6, 2014 at 9:15 a.m.

8. Citizens' Input: No one spoke.

9. Executive Session:

- a. **Monticello Road Litigation Update.** Council authorized a settlement and directed staff to proceed as discussed in Executive Session. **ACTION: COMMUNITY DEVELOPMENT, FINANCE, LEGAL, RISK MANAGEMENT, ADMINISTRATION**
- b. **Update on Beta Tract Mitigation Bank (Agenda Item #27b).** Council unanimously approved a motion to proceed with the purchase, and directed staff to proceed as discussed in Executive Session. **ACTION: PUBLIC WORKS, FINANCE, LEGAL**

10. Motion Period:

- a. **Due to active interest from several commercial real estate firms in the Huger Street Central Court and Sheriff's Dept. properties, I move that the Administrator move forward to secure an appraisal of the property as a preliminary step in disposing of said property once the Decker Center project is completed in early 2015 [PEARCE].** This item was forwarded to the A&F Committee. **ACTION: ADMINISTRATION, SHERIFF'S OFFICE, PLANNING, FINANCE, LEGAL, CLERK OF COUNCIL**
- b. **In an action taken by Council at its November 5th meeting, the County Administrator was directed to locate an independent consultant to provide Council with further information regarding either the sale or privatization of Richland County's sewer systems. There was no consideration given as to the cost of said consultant. This motion requests that the proposed contract with the yet to be named consultant recommended for this project be presented to Council for consideration prior to approval. [PEARCE].** This item was withdrawn. **ACTION: UTILITIES, ADMINISTRATION, FINANCE, LEGAL**

11. Adjournment: Council adjourned at 7:28 p.m.