

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

July 20, 2010

6:00 PM

Call to Order: Livingston

Invocation: Pearce

Pledge of Allegiance: Pearce

Presentation of Resolutions

- a. Resolution honoring Jim McCauley for his service as President of the Hickory Ridge Subdivision [Jackson]:** Representative Bales and Mr. Jackson presented Mr. McCauley with resolutions.
- b. Resolution honoring Coach Ray Tanner and the USC Baseball Team for their successful season [Kennedy]:** This resolution was presented earlier in the day at the reception honoring the Coach, the former Mayor, and the current Mayor.
- c. Resolution honoring former Mayor Bob Coble for his years of Service [Kennedy]:** This resolution was presented earlier in the day at the reception honoring the Coach, the former Mayor, and the current Mayor.
- d. Resolution honoring Mayor Steve Benjamin on becoming the first African American mayor of the City of Columbia [Kennedy]:** This resolution was presented earlier in the day at the reception honoring the Coach, the former Mayor, and the current Mayor.

Approval of Minutes

Regular Session: July 6, 2010: Approved as published, with the exception of the deferment of the East Richland Public Service Commission appointments.

ACTION: CLERK OF COUNCIL, LEGAL

Adoption of the Agenda: Approved as amended. A Personnel Matter was added to the agenda for Executive Session.

Report of the County Attorney

- a. **McEntire vs. Richland County**
- b. **Personnel Matter**

Citizens' Input: No one spoke.

Report of the County Administrator

- a. **M-1 Zoning Update:** Mr. Pope stated that Geo Price will provide Council with an update regarding the M-1 zoning designation at the July 27, 2010 Zoning Public Hearing. **ACTION: ADMINISTRATION, PLANNING, ZONING**
- b. **Lower Richland Sewer Update:** Mr. Pope stated that staff has received a non-detailed response from Palmetto Utilities, and that staff will request further information regarding the proposal. USDA has requested that we divide the project into three phases, which has been completed. The preliminary engineering report has been approved and submitted to the State Office for funding. We should hear back from USDA next week. An update will be provided at the Special Called Meeting. **ACTION: ADMINISTRATION, UTILITIES**
- c. **Promotion of CRC 911 Deputy Director Kimberly Gathers to CRC 911 Director:** Ms. Gathers, who has over 25 years of training and experience, was introduced to Council.
- d. **Employee Service Recognition:** Mr. Pope recognized Public Information employee Jennifer Dowden for her years of service with Richland County, and wished her well in her future endeavors.
- e. **NIP: Neighborhood Leadership Training Forum:** Ms. Hink presented individuals with certificates for completing Neighborhood Leadership Training.
- f. **Community Development Annual Action Plan:** Ms. Jackson presented a proposed action plan to Council. This item will be on the Special Called Meeting agenda for action. **ACTION: ADMINISTRATION, COMMUNITY DEVELOPMENT, CLERK OF COUNCIL**
- g. **Animal Contamination Team (ACT):** Mr. Pope recognized the graduates of ACT. These individuals are volunteers who are trained and

equipped to respond to an incident involving contaminated animals. Using equipment and protective suits, the members decontaminate pets following a hazardous materials incident. The members receive over 30 hours of training that includes responding to a simulated incident.

- h. **Richland 101 for Kids:** Thursday, July 29, Dutch Square Mall, 9am – 1pm

Report of the Clerk of Council: No report.

Report of the Chairman

- a. **Richland County Transportation Study Commission:** Mr. Livingston thanked the 39-member Richland County Transportation Study Commission who worked tirelessly to develop the foundation for the transportation sales tax recommendations that are currently before the County. He directed the Administrator to contact these individuals and arrange a forum for a more formal recognition. **ACTION: ADMINISTRATION**
- b. **Reapportionment:** Mr. Livingston stated that he has consulted with the County Attorney regarding reapportionment, and that the process will start soon. A committee will be appointed by the Chairman.

1. Approval of Consent Items

- a. **10-12MA; Richland County Conservation Commission; Jim Wilson; Apply Conservation Overlay to an existing PDD (236 Acres); 17500-03-42; Longtown Road [Third Reading]:** Council gave third reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL, CONSERVATION COMMISSION**
- b. **10-13MA; Richland County Conservation Commission; Jim Wilson; Apply Conservation Overlay to an existing RU (3 Acres); 09411-05-71; Blue Ridge Terrace [Third Reading]:** Council gave third reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL, CONSERVATION COMMISSION**
- c. **10-14MA; Richland County Conservation Commission; Jim Wilson; Apply Conservation Overlay to an existing PDD (3 Acres); 20300-02-40; Rice Creek Farms [Third Reading]:** Council gave third reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL, CONSERVATION COMMISSION**
- d. **10-15MA; Richland County Conservation Commission; Jim Wilson; Apply Conservation Overlay to an existing PDD (7 Acres); 20300-02-**

34; Lee Road [Third Reading]: Council gave third reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL, CONSERVATION COMMISSION**

- e. **10-16MA; Richland County Conservation Commission; Jim Wilson; Apply Conservation Overlay to an existing RM-HD (11 Acres); 17300-02-35; Farrow Road [Third Reading]:** Council gave third reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL, CONSERVATION COMMISSION**
- f. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Section 26-59, Planned Development Review / Approval; so as to correct the section reference for PDD Regulations [Third Reading]:** Council gave third reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL, CONSERVATION COMMISSION**
- g. **An Ordinance Authorizing (1) the execution and delivery of an infrastructure credit and incentive agreement by and among Richland County, South Carolina (the “County”), Navistar, Inc. (“Navistar”), and Pure Power Technologies, LLC (“PPT”), to provide for, in part, special source revenue credits to Navistar, PPT, and their respective affiliates, successors, and assigns, the conveyance by Richland County of certain land and real property improvements, and the inclusion and maintenance of certain property in a joint county industrial or business park; and (2) other matters related thereto [Third Reading]:** Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**
- h. **An Ordinance establishing a policy for grant administrative fees and establishing the amount of such fees [Second Reading]:** Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, GRANTS, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**
- i. **Sheriff’s Vehicles Bond Ordinance [Second Reading]:** Council gave second reading approval to the ordinance authorizing the issuance and sale not to exceed \$2,000,000 in general obligation bonds for the purchase of vehicles for use by the Sheriff’s Department for fiscal year 2010-2011. **ACTION: ADMINISTRATION, SHERIFF, LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE**

2. **Report of Administration and Finance Committee**

- a. **Richland County Freedom of Information Policy:** Council approved the policy with the amendment that Council members will not have to pay the fees associated with the FOIA request if the request pertains to policy issues. **ACTION: ADMINISTRATION, PUBLIC INFORMATION, LEGAL**
- b. **Same Sex Interpersonal Violence Support Group Grant:** The grant and funding source (\$2,250 of line item 201000 5239 (Transportation of Prisoners)) was approved. **ACTION: ADMINISTRATION, SHERIFF, GRANTS, BUDGET, FINANCE**

3. **Report of Economic Development**

- a. **Ordinance authorizing the County to execute and deliver a Master Park Agreement for the creation and maintenance of a multicounty business industrial park between Richland County, South Carolina, and Fairfield County, South Carolina; and other related matters [First Reading]:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**
- b. **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, by and between Richland County, South Carolina, and Verizon Wireless, as sponsor, and one or more sponsor affiliates, to provide for a fee-in-lieu of ad valorem taxes incentive, including the grant of an infrastructure credit; and other related matters [First Reading]:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**
- c. **Ordinance Authorizing Richland County, South Carolina to issue, from time to time or at one time, in one or more issues or series, its revenue bonds, in an aggregate principal amount not to exceed \$20,000,000, the proceeds of which will be used to finance the acquisition, construction and renovation of certain property to be used in connection with the Eastover, South Carolina Mill of International Paper Company, consisting of capital improvements, including, but not limited to, any recovery zone property, pulp mill and power facilities, paper production facilities and related facilities, at the Mill, pursuant to Section 4-29-10 et seq of the 1976 Code of Laws of South Carolina, as amended; authorizing the execution and delivery of a contract of purchase providing for the issuance, sale, and**

purchase of such bonds; and authorizing the issuance of the bonds and the execution of necessary documents and the taking of any other action necessary to be taken by Richland County, South Carolina to cause the issuance and sale of such bonds [First Reading]: Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**

- d. **Resolution confirming the County's intent to use the County's American Recovery and Reinvestment Act of 2009 Bond-Cap Allocations; Authorizing the County Administrator to make determinations with respect to appropriate projects, if any, eligible to use the cap; and other related matters.** Council approved the resolution. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**

4. Report of Rules and Appointments Committee

a. Notification of Appointments

- i. **Midlands Workforce Development Board: 6 [Reginald Abraham, Leonard Cooper, Fredrick B. Davis, Sr., Yvonne H. Manley, Rosalind Miller, and Joann Richardson]:** Held in Committee. **ACTION: CLERK OF COUNCIL**

b. Discussion from Rules and Appointments Committee

- i. **Cultural Council Appointment:** Council voted that this position will be a council liaison position, which will be appointed annually by the Chair. **ACTION: CLERK OF COUNCIL**
- ii. **Bonding attorneys are to limit their presentation to answering the question asked and only providing the facts of a specific bond. They are not to provide support for or forecast possible future need for the item the bond is being sought. No personal opinion or interjection is to be given. [Malinowski]** Held in Committee. **ACTION: CLERK OF COUNCIL**
- ii. **Financial System Access to Council members:** Held in Committee. **ACTION: CLERK OF COUNCIL**

- 5. **Tiered Health Insurance [Manning]:** Deferred until the September 7, 2010 Council Meeting. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES**

6. **Report of Transportation Ad Hoc Committee:** Deferred until the July 27, 2010 Special Called Council Meeting. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
 - a. **Intergovernmental Agreement with SCDOT**
 - b. **Transportation Sales Tax: Consultant and Educational Campaign budget Amendment**
7. **HUD Sustainable Communities Regional Planning Grant / MOU:** Council approved the MOU. Staff will verify that the County will not be held liable monetarily for participation in this MOU. **ACTION: ADMINISTRATION**
8. **Citizens' Input:** No one spoke.
9. **Executive Session:**
 - a. **McEntire vs. Richland County:** Received as information.
 - b. **Personnel Matter:** Received as information.
10. **Motion Period**
 - a. **The subdivision of land for heirs should not be treated and subjected to the same as that of a developer. Subdividing land should identify lots with access but not subject to engineering drawings and paved roads with sidewalks [Jackson]:** Forwarded to the D&S Committee. **ACTION: ADMINISTRATION, PLANNING**
 - b. **(If there are no existing laws prohibiting the county from creating such an ordinance) Staff will work with the Home Builders Association to create an ordinance setting minimum requirements for the completion of infrastructure in new developments within a specified time frame after development has begun or has reached a certain percentage of completion. [Malinowski]:** Forwarded to the D&S Committee. **ACTION: ADMINISTRATION, PLANNING**
 - c. **Review Home Owners Association covenants by developers and the time frame for transfer and the strength of the contracts. [Jackson]** Forwarded to the D&S Committee. **ACTION: ADMINISTRATION, LEGAL**
 - d. **Review all departments and determine possible consolidation and or outsourcing and prioritize them. [Jackson]** Forwarded to the A&F Committee. **ACTION: ADMINISTRATION**

- e. **Richland County will begin negotiations with Columbia to obtain water usage records for water customers served by Columbia and the Broad River Waste Water Treatment Plant and create a sewerage billing system based on that usage. [Malinowski] Forwarded to the D&S Committee. ACTION: ADMINISTRATION, UTILITIES**
 - f. **Motion to direct the County Administrator to review Richland County's Economic Development Strategic Plan and recommend a joint effort process to develop criteria so as to maximize the County's and City's Economic Development resources in a and strategic process. [Jeter] Forwarded to the Economic Development Committee. ACTION: ADMINISTRATION**
 - g. **A Resolution to Promote the Continued Viability of Terrestrial On-Air Radio Broadcasting without the Imposition of Performance Royalties [Jeter]: Approved unanimously. ACTION: CLERK OF COUCNIL**
11. **Adjournment:** Council adjourned at 8:30.