

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
REGULAR SESSION COUNCIL MEETING
March 4, 2008
6:00 PM**

Call to Order: McEachern

Invocation: Jeter

Pledge of Allegiance: Jeter

Adoption of Agenda: The agenda was adopted as amended. "Pending Litigation: Splash, Inc., et al. v. Richland County" was removed from the agenda.

Citizens' Input: No one spoke.

Approval of Minutes

Regular Session: February 19, 2008: Approved as submitted.

Special Called Meeting: February 26, 2008: Approved as submitted.

Zoning Public Hearing: February 26, 2008: Approved as submitted.

Report of the County Administrator

- a. **Clarification of EMS Stations Budget Amendment:** Mr. Pope previously clarified for Mr. Malinowski the change in dollar amounts from first reading to second reading. No other Council members had questions regarding the item.
- b. **Farmers' Market Update:** Mr. Pope stated that the revised joint resolution is in the agenda packets. He also stated that a letter is ready Mr. McEachern's signature regarding the Legislative Delegation's support of Representative Bales' amendments to the resolution. **ACTION: ADMINISTRATION**

- c. **C-Funds:** Correspondence from the CTC is included in the agenda packets. As previously noted, the County's paving and resurfacing projects are on hold until further notice. A meeting is to be arranged with staff, Council members, and the Legislative Delegation to discuss this matter. The Clerk's Office is to schedule this meeting. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- d. **Animal Care MOU with Lexington County:** Mr. Pope stated that a meeting will be held next week with Lexington County staff to complete the RFP, develop a timeline, and work on an MOU regarding the operational agreement. **ACTION: ADMINISTRATION, ANIMAL CARE, LEGAL**
- e. **Digital Billboards:** Mr. Pope informed Council that a side-by-side comparison of the three ordinances before Council this evening is included in their agenda packets. However, a revised document is at their desks.
- f. **Riverside Property:** Mr. Pope stated that another entity has purchased the property from the current owners. Mr. Pearce requested further clarification on this item during Executive Session.
- g. **Report on a Pending Claim:** This item was deferred to the March 18, 2008 Council agenda. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- h. **Recreation Commission Update:** A meeting was held February 6, 2008 with members from the Recreation Commission, its staff, County staff, and the Recreation Commission ad hoc Council committee. Items discussed included: shared responsibility and accountability; the merger of certain RCRC function with the County; a shared vision; RCRC is to forward immediate needs to Council; have a professional needs assessment completed. Ms. Smith stated that she will propose a work session on this matter.

Report of the County Attorney for Potential Executive Session Items

- a. **Personnel Matter**
- b. **Riverside Property**

Report of the Clerk of Council

- a. **COG Luncheon: March 5, 2008:** Ms. Finch reminded Council of tomorrow's luncheon at COG regarding water supply issues.

Report of the Chairman: There was no report.

Open / Close Public Hearing Items: Public Hearings were held for the following items: 1a, 1b, 1c, 1d, 1e, 1f, 1g, 1h, 1i, 1j, 1k, 2a, 2b, and 2c.

Approval of Consent Items: The following consent items were approved: 1a, 1b, 1c, 1d, ~~1e~~, 1f, 1g, 1h, 1i, ~~2d~~, 2e, 2f, ~~2g~~, ~~2h~~, 4a, 4b, 4c, and 4d. The stricken items were removed from the consent agenda.

1. Third Reading Items

- a. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 12, Garbage, Trash, and Refuse; Article III, Construction, Modification, Expansion, and/or Operation of Solid Waste Management Facilities, Beneficial Landfills, and Composting Facilities, so as to Repeal Certain Provisions [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS**
- b. **Ordinance Authorizing a Quit-Claim Deed for 62 Square Feet on Hastings Alley [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: LEGAL**
- c. **An Ordinance Amending Chapter 23 Regarding Hospitality Tax Sections 23-67 and 23-73 [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, BUDGET, FINANCE**
- d. **An Ordinance Amending Chapter 16 Regarding Peddlers' Licenses [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, BUDGET, FINANCE**
- e. **An Ordinance Amending Ordinance 96-096HR Regarding Tourism Development Fee [PUBLIC HEARING] [~~CONSENT~~]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, BUDGET, FINANCE**
- f. **A Budget Amendment to Transfer Interest Earned on the Vista TIF Funds to the General Fund and Appropriate an Increase in the General Fund Budget for Legal and Accounting Fees by the Amount of Money Previously Spent to Finalize the TIF Agreement with the City of Columbia [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the budget amendment. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, TREASURER'S OFFICE**

- g. An Ordinance Amending the Fiscal Year 2007 – 2008 Budget to Transfer Funds for the Elders Pond Station Construction for \$1,722,000 and Transfer Funds for the Horrell Hill Station Construction for \$550,244 to a Capital Project Fund from the Fire Fund and General Fund [PUBLIC HEARING] [CONSENT]:** Council gave third reading to the budget amendment. **ACTION: ADMINISTRATION, EMERGENCY SERVICES, PUBLIC WORKS, PROCUREMENT, LEGAL, BUDGET, FINANCE, INFORMATION TECHNOLOGY**
- h. A Budget Amendment to Increase the Board of Voter Registration Department Budget by \$20,000 for the Purpose of Providing for Part-Time Employees [PUBLIC HEARING] [CONSENT]:** Council gave third reading to the budget amendment. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, VOTER REGISTRATION**
- i. An Ordinance Amending the Richland County Code of Ordinances; Chapter 2, Administration; Article V, County Departments; Division 4, Planning and Development Services; and to Add a New Division Entitled “4.A. Building Codes and Inspections;” so that a New County Department Will be Created [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, PLANNING, HUMAN RESOURCES**
- j. An Ordinance Calling for a Referendum and Ballot Question to Authorize the South Carolina Department of Revenue to Issue Temporary Permits for Off-Premises Sales of Beer and Wine without Regard to the Days or Hours of Sales [PUBLIC HEARING]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL**

2. Second Reading Items

- a. An Ordinance Amending the Richland County Code of Ordinances, Development; Article V, Zoning Districts and Special Requirements, and Special Exceptions; “Manufacturing, Mining, and Industrial Uses” of Table 26-V-2; and Article VI Supplemental Use Standards; Section 26-152, Special Exceptions; So As to Permit a Limited Number of Digital Billboards in the GC, M-1, L1, HI Zoning District as Special Exceptions (One of Three Versions of This Ordinance) [PUBLIC HEARING]:** This item was tabled.

- b. **An Ordinance Amending the Richland County Code of Ordinances Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; So As to Create a New Section that Would Allow Digital Display Devices [Savannah Version] (One of Three Versions of This Ordinance) [PUBLIC HEARING]:** This item was tabled.
- c. **An Ordinance Amending the Richland County Code of Ordinances Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; So As to Create a New Section that Would Allow Digital Display Devices [Industry Version] (One of Three Versions of This Ordinance) [PUBLIC HEARING]:** This item was tabled.
- d. **08-01MA; Stan Mack; OI to PDD (9 acres); Construction Company & Commercial Mixed Use; 03300-07-06; Farming Creek Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designation from OI to PDD. This item is to be held for third reading until Planning meets with the developer regarding Council's concerns. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- e. **08-02MA; David Gantt; NC to RU (1 acre); Landscape and Horticultural Service; 15200-01-09 (p) & 15200-01-12 (p); Blythewood Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designation from NC to RU. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- f. **Decker Boulevard Redevelopment Overlay Zone: An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-83, Establishment of Zoning Districts; Subsection (d) Overlay Districts; So As to Provide for a "CRD Corridor Redevelopment Overlay District" [CONSENT]:** Council gave second reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- g. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (c), Standards; Paragraph (66) Sexually Oriented Businesses; So As to Amend Requirements Pertaining to Sexually Oriented Businesses [CONSENT]:** Per the County Attorney, this item was removed from the agenda.

- h. Ordinance Amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; Article 1, in General, so as to Amend Requirements Pertaining to Sexually Oriented Businesses, and Make Clarifications Pertaining to All Businesses [CONSENT]:** Per the County Attorney, this item was removed from the agenda.

- 3. Report of Development and Services Committee:** There were no items for action. Therefore, there are no recommendations to report. Mr. Pope, however, reminded Council about the upcoming enforcement of on premises sign regulations. Zoning is to compile a report outlining the approximate number of offenders; types of facilities offending the regulations; locations of the offending signs; tax map numbers, etc. This report is to be presented at the March 18, 2008 Council meeting under the Report of the County Administrator. **ACTION: ADMINISTRATION, PLANNING / ZONING, CLERK OF COUNCIL**

- 4. Report of Administration and Finance Committee**

 - a. Request to Approve a Contract with Honeywell, Inc., in the Amount of \$246,991.99 for the Purpose of Updating HVAC Controls and Smoke Evacuation System at the Alvin S. Glenn Detention Center [CONSENT]:** Council approved the contract. **ACTION: ADMINISTRATION, LEGAL, PROCUREMENT, DETENTION CENTER, BUDGET, FINANCE, PUBLIC WORKS**

 - b. Smoking Policy for County Facilities and Vehicles [CONSENT]:** Council authorized the Administrator to implement a policy banning smoking in county facilities and vehicles, and identify appropriate smoking areas. **ACTION: ADMINISTRATOR, LEGAL**

 - c. An Ordinance Authorizing Deed to the City of Columbia for Certain Water Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04 (p) [CONSENT]:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**

 - d. An Ordinance Authorizing Deed to the City of Columbia for Certain Sewer Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04 (p) [CONSENT]:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**

- e. **Draft Intergovernmental Agreement for Detention Center Services:**
This item was referred back the A&F Committee for further discussion. Staff is to formulate a proposal based on Council's comments at the meeting. **ACTION: ADMINISTRATION, LEGAL**
- 5. **Report of the Rules and Appointments Committee:** There was no report.
- 6. **Application for Locating a Community Residential Care Facility in an Unincorporated Area of Richland County**
 - a. **Brenda C. Price**
4724 Faulkland Road
Columbia, SC 29210
[DICKERSON]
Council did not object to the location. **ACTION: ADMINISTRATION**
- 7. **Lower Richland Sewer Service:** Mr. Pope reviewed Clif Kinder's letter and bond counsel's letter with Council. After a lengthy discussion, Council directed staff to work with the developers and McEntire ANG to secure funding for the project. Staff is then to make funding recommendations to backfill the necessary amount to complete the project. Funding recommendations may include the use of fund balance, the creation of a special tax district, or other mechanisms. **ACTION: ADMINISTRATION, UTILITIES, LEGAL, BUDGET, FINANCE**
- 8. **Report of the Northeast Sports Complex Committee:** Mr. Montgomery directed staff to pursue the design development phase, and to develop an RFP for a public-private partnership for the project. **ACTION: ADMINISTRATION, PROCUREMENT**
- 9. **Citizens' Input:** No one spoke.
- 10. **Executive Session**
 - a. **Personnel Matter:** Received as information.
 - b. **Riverside Property:** Received as information.
- 11. **Motion Period**
 - a. **Scott:** Forwarded to D&S (Action) the Bluff Road / Blair Road intersection project. **ACTION: ADMINISTRATION**
 - b. **Scott:** Forwarded to D&S (Information / Discussion) the issue of manufactured homes being relocated without appropriate permits. **ACTION: PLANNING**

- c. **Jackson:** Requested a resolution honoring the Lower Richland High School Girls' Basketball Team for winning the championship. **ACTION: CLERK OF COUNCIL**
 - d. **Jeter:** Requested staff to follow up with Time Warner Cable about a Richland County channel. **ACTION: ADMINISTRATION**
 - e. **Smith:** Requested a work session regarding recreation matters to be held on March 25 at 4:00 pm. Legal issues, policy options, governance issues, and bond / construction issues are to be discussed. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL**
 - f. **Dickerson:** Requested staff contact Columbia Housing Authority regarding property maintenance. **ACTION: ADMINISTRATION**
 - g. **Jackson:** Forwarded to A&F (Information / Discussion) the possibility of working with the City to construct a homeless facility.
12. **Adjournment:** Council adjourned at 9:23 pm.