

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
REGULAR SESSION COUNCIL MEETING
April 15, 2008
6:00 PM**

Call to Order: McEachern

Invocation: Malinowski

Pledge of Allegiance: Malinowski

Presentation: Gills Creek Watershed Association: Elliott Powell presented information on the Gills Creek Watershed Association. Gills Creek starts at Sesqui, and runs to the Congaree, and impacts 8 Council districts.

Presentation of Resolution: Mrs. Patricia Dennis. Ms. Scott presented Ms. Dennis a resolution thanking her for her assistance with the Lower Richland Sewer project.

Adoption of Agenda: The agenda was adopted as amended. An agenda software update was added under the Clerk's Report.

Citizens' Input: No one spoke.

Approval of Minutes

Regular Session: April 1, 2008: Approved as amended.

Report of the County Administrator

- a. **Contractual Matter: Purchase of Land:** Mr. Pope stated that an appraisal had been completed on the property, and that the item would be discussed in Executive Session.
- b. **Transportation Study Commission Update:** Mr. Pope reminded Council of the upcoming public meetings, and the final report to be presented to Council at the May 20, 2008 Council meeting. A work session has also been requested. **ACTION: ADMINISTRATION**

- c. **Brownfields Grant:** Audrey Shifflett informed Council that Richland County has been awarded \$400,000 in Brownfields Grants, with an emphasis on sites in Ridgewood.
- d. **Budget Calendar:** Mr. Pope reminded Council of the upcoming budget meetings, and stated that he would forward the budget calendar to them as a reminder.
- e. **Census Update:** Brenda Carter presented the LUCA Update to Council.

Report of the County Attorney for Potential Executive Session Items

- a. **Richland County vs. Isaac Cloud**
- b. **Contractual Matter: Purchase of Land**
- c. **Splash vs. Richland County**

Report of the Clerk of Council

- a. **Community Relations Council Annual Luncheon:** The luncheon will take place June 2, 2008 from 12:30 – 2:00 at Brookland Baptist.
- b. **Carolina Scholarships:** The Lifetime Service Award Presentation will take place June 14, 2008 at 7:00 pm at the Convention Center. Ms. Bernice G. Scott will be awarded at this event.
- c. **Agenda Software Update:** IT gave an update on the agenda software. The “go live” date is May 6, 2008.

Report of the Chairman

- a. **Pending Litigation:** Discussed in Executive Session.

Open / Close Public Hearing Item: The public hearing was deferred.

Approval of Consent Items: The following consent items were approved: 1b, 2a, 3. Item 3 was removed from the agenda.

1. Third Reading Items

- a. **08-04MA; David Armstrong, Jr.; RU to GC (1.15 acres); Wash Shed; TMS# 20200-01-02; 600 Longtown Road:** This item was deferred to the May 6, 2008 agenda. **ACTION: PLANNING, LEGAL**

- b. **08-05MA; Baylen Moor; RU to RS-LD (1.39 acres); Residential Low Density; TMS# 01409-03-05, 06, 07 & 01413-01-06; Brody Road [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from RU to RS-LD.
ACTION: PLANNING, LEGAL

2. Second Reading Items

- a. **Budget Amendment for Utilities Construction Services [CONSENT]:** Council gave second reading approval to the budget ordinance amendment. **ACTION: ADMINISTRATION, BUDGET, FINANCE, PROCUREMENT, LEGAL, CLERK OF COUNCIL, PUBLIC WORKS**

- c. **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]:** Council gave second reading approval to the ordinance, with Montgomery's amendments, which follow.

Section 16-6(c)(1)(2):

“(c) Provided, however, that those businesses and individuals defined as "contractor" herein shall be exempt from the provisions of this article in the following manner:

(1) Revenues generated from work done for which a building permit is obtained and a fee paid therefore, pursuant to the provisions of section 6-51 of the county code of ordinances, shall be exempt from the provisions of this article; provided, however, that if all revenue of a contractor is generated from work done for which a building permit fee is paid, said contractor shall be exempt from paying any business license fee. Such an exempt contractor shall file an application in a timely manner setting forth documentation which establishes such contractor's right to an exemption.

(2) Revenue generated from work done for which a permit is not required, such as general repairs, shall be subject to the provisions of this article.”

This item was also referred to Legal for further review. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, PLANNING, ZONING, CLERK OF COUNCIL**

- c. **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]:** Council gave second reading approval to the ordinance, with Malinowski’s amendment to include 15 “business” days on page 51 of the agenda. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, PLANNING, ZONING, CLERK OF COUNCIL**

3. **Public Hearing Regarding a Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of its Not Exceeding \$200,000,000 Hospital Refunding and Improvement Revenue Bonds, in One or More Series, Pursuant to the Provisions of Title 41, Chapter 43 of the Code of Laws of South Carolina as Amended [PUBLIC HEARING]:** This item was deferred. **ACTION: LEGAL**

4. **No Kill Animal Shelter MOU & RFP:** Mr. Pope informed Council that Lexington County has approved the MOU and RFP. Council approved the MOU and RFP. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, PROCUREMENT**

5. **Resolutions Appointing the Following Animal Care Code Enforcement Officers:**
 - a. **Mr. Kevin Reynolds**
 - b. **Mr. Talmadge Clemons**

Council approved the Resolutions appointing Mr. Reynolds and Mr. Clemons as Animal Care Code Enforcement Officers. “September” is listed in the resolutions, but should read “April.” **ACTION: ANIMAL CARE, CLERK OF COUNCIL, LEGAL**

6. **Citizens’ Input:** No one spoke.

7. **Executive Session**
 - a. **Richland County vs. Isaac Cloud:** Staff was directed to release the 2 pieces of property as discussed in Executive Session. **ACTION: ADMINISTRATION, LEGAL**
 - b. **Contractual Matter: Purchase of Land:** Mr. Pope was directed to proceed as directed in Executive Session. **ACTION: ADMINISTRATION**

- c. **Splash vs. Richland County:** Montgomery made a motion to introduce Volume 3 into the record. **ACTION: LEGAL**
 - d. **Pending Litigation:** A work session is to be held immediately following the April 22, 2008 Zoning Public Hearing. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, CLERK OF COUNCIL**
- 8. Motion Period**
- a. **Review of Residential Care Facilities Licensing Requirements and Procedures Work Session [Scott]:** A presentation for the D&S Committee was requested. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
 - b. **Resolution:** Dickerson requested a resolution for the officer who was shot in a drug raid in her district. **ACTION: CLERK OF COUNCIL**
 - c. **Farmers' Market:** Jackson forwarded to the May D&S Committee the exploration of the purchase of the Farmers' Market at the current location, with a partnership with the City of Columbia, and to resell the unused property to USC, but give local entities first choice. **ACTION: ADMINISTRATION, LEGAL**
- 9. Adjournment:** Council adjourned at 8:25pm.