

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
REGULAR SESSION COUNCIL MEETING
October 21, 2008
6:00 PM**

Call to Order: McEachern

Invocation: Hutchinson

Pledge of Allegiance: Hutchinson

Presentations

- a. **Appearance Commission: Appearance Counts Awards:** Ryan Nevius, Chair, presented an update to Council and introduced this year's recipients.
- b. **Introduction:** Dr. Percy Mack, Richland County School District One Superintendent, introduced himself to Council.

Citizens' Input: No one spoke.

Approval of Minutes

- a. **Regular Session: October 7, 2008:** The minutes were approved as clarified / amended.

Adoption of Agenda: The agenda was adopted as distributed.

Report of the County Attorney for Executive Session Items

- a. **King vs. Richland County**
- b. **Personnel Matter**
- c. **Lower Richland Sewer Update**

Report of the County Administrator

- a. **Smoking Ban Enforcement:** Mr. Pope stated that a meeting was being scheduled with Council members, staff, and the Sheriff regarding the enforcement of the smoking ban. Later during the Clerk's Report, it was stated that this meeting would take place Friday, October 31 at 11:30am in the Administrator's Conference Room. The Council members to attend this meeting include McEachern, Dickerson, and Hutchinson. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, SHERIFF'S DEPARTMENT**
- b. **Election Update:** Mr. Pope informed Council that he has coordinated with Lillian McBride and Mike Cinnamon, and that things have been taken care of with regards to their requested items for the upcoming election. Council wanted to know if absentee ballots could be dropped off in other parts of the County other than 2020 Hampton Street. Council also wanted to know if Council Chambers could serve as an alternate location for Voter Registration duties since there have been massive turnouts so far. **ACTION: ADMINISTRATION**
- c. **Lower Richland Sewer Update:** Mr. Pope stated that staff will be forwarding an MOU to the City by week's end. Mr. Pope will also advise the principals of the status of this item. **ACTION: ADMINISTRATION, LEGAL, UTILITIES**
- d. **Cayce Taxation MOU / Auditor's Office:** Mr. Pope stated that staff has forwarded the MOU regarding taxation to the City of Cayce. Cayce is on the tax bills. **ACTION: ADMINISTRATION, LEGAL, AUDITOR'S OFFICE, ASSESSOR'S OFFICE, TREASURER'S OFFICE, BUDGET, FINANCE**
- e. **Solid Waste Contractual Matter Update:** Mr. Pope stated that the agreement has been signed, and we are awaiting the signed deed(s). **ACTION: ADMINISTRATION, LEGAL, SOLID WASTE, PROCUREMENT**
- f. **Joint Ad Hoc Committee Meetings:** Mr. Pope stated that the Clerk is scheduling the requested joint City / County meetings regarding mass transit and the detention center drop off policy. The mass transit meeting has been scheduled for Thursday, October 30 at 9:30am at the Mayor's Conference Room. **ACTION: CLERK OF COUNCIL, ADMINISTRATION**
- g. **Eastover Sewer Billing / Collections:** Mr. Pope advised Council that he had met with Mayor Faber and a Town representative, and that negotiations are continuing. Current options include Eastover beginning

payment of past debts, or turning over the system to Richland County. Mr. Pope reminded Council that a solution is to be in place by January 2009. **ACTION: ADMINISTRATION**

- h. Special Called Meeting Reminder:** Mr. Pope reminded Council of the Special Called Meeting on Tuesday, October 28 at 6:00pm. Committees will begin at 4:00.
- i. Strategic Planning Visioning Session:** Mr. Pope reminded Council of the Strategic Planning Visioning Session. This meeting will begin Wednesday, October 22 at 1:00pm.
- j. Clerk of Court Audit Update:** Mr. Pope stated that he had met with the auditors, and that a scope has been developed and agreed upon by the auditors, as well as the current and future Clerk of Court. The audit should be completed by January 2009.
- k. Budget Book Presentation:** The budget staff handed out the FY 09 Budget Books to Council, and the budget staff was introduced.
- l. Budget Reductions:** Mr. Pope stated that the requested 1.5% departmental reductions have been achieved. Money has been extracted from departments' budgets.

Report of the Clerk of Council

- a. Retreat:** Deferred to the November 18, 2008 Meeting. **ACTION: CLERK OF COUNCIL**
- b. IT Training:** Council may attend agenda software training on October 30 from 9am – 5pm if desired.
- c. Smoking Ban Meeting:** The meeting has been scheduled for Friday, October 31 at 11:30am in the Administrator's Conference Room. The Council members to attend this meeting include McEachern, Dickerson, and Hutchinson.
- d. CMRTA Public Hearing:** October 30 at 6:00 pm.
- e. Columbia Urban League Annual Gala:** October 30 at 6:00 pm.
- f. Benedict College Ground Breaking:** Community Development Corporation Building; Thursday, October 23, 1:30 pm – 2:30 pm.

Report of the Chairman

- a. **Personnel Matter:** Executive Session matter.

Open / Close Public Hearing Items: 1b, 2a, 2b: No one spoke.

Approval of Consent Items: The following items were approved: 1b, 1c, 1d, 1e, 1f, 1g, 2a, 2c. The stricken item was removed from the consent agenda.

1. Third Reading Items

- a. **08-01MA; Stan Mack; OI to PDD (9 Acres); Construction Company & Commercial Mixed Use; 03300-07-06; Farming Creek Road:** Council gave third reading approval to the zoning map amendment changing the zoning designation from OI to PDD. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- b. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Section 26-104, FP Floodplain Overlay District; Subsection (d), Standards in the Floodplain, Paragraph (2), Specific Standards; Subparagraph (j), Fill; so as to allow the use of fill in the floodplain [PUBLIC HEARING] [CONSENT]:** Council gave third reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- c. **08-24MA; Frank Chapman; M-1 to GC (.70 Acres); Commercial; 22914-06-34; 10240 Two Notch Road [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from M-1 to GC. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- d. **08-25MA; New Covenant Church; RU to OI (3.30 Acres); Multi-Use Family Life Center; 04913-03-03 & 10; Piney Woods & Piney Grove Road [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from RU to OI. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- e. **An ordinance amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-52, Amendments; Subsection (d), Staff Review; so as to clarify the application submission process [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- f. **An ordinance authorizing deed to Clemson NE Associates, LLC, for certain parcels of land known as Lot 18 and a portion of Lot 17**

(approximately 7.55 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS #25800-04-01 [CONSENT]: Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, CLERK OF COUNCIL**

- g. Project Walter (Holopack): Ordinance Authorizing the Extension of the Investment Period under each of the revised and restated fee agreements; (1) Amendment to Fee Agreement; (2) Amendment to Fee Agreement [CONSENT]:** Council gave third reading approval to the ordinance, which includes two amendments. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, AUDITOR'S OFFICE, TREASURER'S OFFICE, ASSESSOR'S OFFICE, CLERK OF COUNCIL**

2. Second Reading Items

- a. An ordinance amending the Richland County Code of Ordinances; Chapter 12, Garbage, Trash and Refuse; Article II, Collection and Disposal; Section 12-16, Yard Trash and Other Household Articles [PUBLIC HEARING] [CONSENT]:** Council deferred this item, and requested that staff bring back recommendations for alternatives to bagging. **ACTION: PUBLIC WORKS, PLANNING, LEGAL, CLERK OF COUNCIL**
- b. An ordinance to amend the Richland County Code of Ordinances; Chapter 19, Offenses; Section 18-6, Smoking of Tobacco Products; so as to decrease the fine for an infraction [PUBLIC HEARING]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL**
- c. An Ordinance Authorizing a utility easement to SCE&G on property identified as TMS #24700-09-06 [CONSENT]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL**

3. Report of the Development and Services Committee

- a. An ordinance amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article III, Administration; Section 26-34, Development Review Team; Subsection (A), Establishment/Duties; and Article IV, Amendments and Procedures; Section 26-59, Planned Development Review/Approval; Subsections (D) and (K), so as to remove the requirement of Development Team Review prior to PDD approval and to specify that when a PDD district expires, it reverts to the previous zoning district classification:**

Council gave first reading to the ordinance, which states that when a PDD expires, it will remain with the PDD designation, and forwarded the item to the Planning Commission. The item will come back on the Council agenda as a second reading item. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

- b. An ordinance amending the Richland County Code of Ordinances; Chapter 26, Land Development; so as to improve Richland County's water quality, protect the environment, and comply with the county's National Pollution Discharge Elimination System (NPDES) permit requirements:** Council gave first reading to the ordinance, and forwarded the item to the Planning Commission. The item will come back on the Council agenda as a second reading item. **ACTION: PUBLIC WORKS, PLANNING, LEGAL, CLERK OF COUNCIL**
- 4. Report of the Economic Development Committee**
 - a. Village at Sandhill Improvement District Annual Assessment Levy Resolution:** Council approved the Resolution. **ACTION: ADMINISTRATION, AUDITOR'S OFFICE, ASSESSOR'S OFFICE, TREASURER'S OFFICE, FINANCE, BUDGET, CLERK OF COUNCIL**
- 5. Report of the Rules and Appointments Committee**
 - a. Rule Change: Usage for Council Members' Discretionary Accounts:** This item was held in Committee.
- 6. Report of the Hospitality Tax Ad Hoc Committee**
 - a. Hospitality Tax Ordinance Amendments:** Council gave first reading approval to the ordinance amendments. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE**
- 7. Citizens' Input:** No one spoke.
- 8. Executive Session**
 - a. King vs. Richland County:** Received as information.
 - b. Personnel Matter:** Received as information.
 - c. Lower Richland Sewer Update:** Received as information.

9. Motion Period

- a. Malinowski:** Any information relating to a matter on Council's Agenda must be provided to each Council member by Friday at 5:00pm. This will allow members time to review the information and be able to vote in a responsible and informed manner. Information provided on any matter beyond that time will cause the item to be deleted from the agenda or go forward as written in the agenda. Referred to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**
 - b. Malinowski:** Request staff to determine how H4745 (SC Residential Improvement District Act) can be used to the benefit of Richland County in funding construction and maintenance of infrastructure and improvements related to new development. Referred to the November D&S Committee. **ACTION: ADMINISTRATION, LEGAL, PLANNING**
- 10. Homelessness Initiative:** Mr. Pope stated that a request has come in regarding the \$100,000 reserved in fund balance for the previous homelessness initiative. This item will be sent to the October A&F Committee. **ACTION: ADMINISTRATION**
- 11. Adjournment:** Council adjourned at 8:30pm.