

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

April 21, 2009

6:00 PM

Call to Order: Livingston

Invocation: Washington, Sr.

Pledge of Allegiance: Washington, Sr.

Presentations:

- a. **DHEC Recycling Award Presentation:** Paul Alcantar was presented with the award, and a brief overview was given of America Recycles Day.
- b. **Richland County Recreation Commission \$50,000,000 Bond Status:** Bob Redfern, Interim Executive Director, and Frannie Heizer, Bond Counsel, gave a brief update on the bond. There are seven properties to be purchased. Tracts on Garners Ferry Road, Marley Drive, and Parklane Road have been purchased. One tract is under contract. The RFQ has gone out for construction management, and Architecture and Engineering services. The financing plan is on track. The first long term bond issue should occur around August 2009.

Citizens' Input: No one spoke.

Approval of Minutes

Regular Session: April 7, 2009: The minutes were approved as submitted.

Adoption of Agenda: The agenda was adopted as amended. The Farmers' Market item under the County Administrator's Report was removed.

Report of the County Attorney for Executive Session Items

- a. **CMRTA Intergovernmental Agreement**

- b. **HBA v. Richland County**
- c. **Fire Contract**

Report of the County Administrator

- a. **Employee Grievance (3):** Council voted to uphold the Administrator's recommendations. **ACTION: ADMINISTRATION, HUMAN RESOURCES**
- b. **Stimulus Update:** Mr. Pope provided council with an update on the county's effort to secure federal funding from the American Recovery and Reinvestment Act of 2009. The Stimulus Ad Hoc Committee (Livingston, Jeter, Dickerson, Jackson, and Pearce) has established a regular meeting schedule. During the last meeting on Thursday, April 16th, staff provided the committee with an update of funds received to date, an overview of pending formula funds, a report from the Sheriff and Community Development Departments, and a discussion of potential grant programs of interest to the county. Mr. Pope stated that staff would forward an update electronically to all members of council. **ACTION: ADMINISTRATION**
- c. **FY 10 Motions List:** Mr. Pope informed Council that the Budget Motions List will be emailed to Council in advance of his budget presentation. **ACTION: ADMINISTRATION, FINANCE, BUDGET**
- d. **NACO Prescription Card Update:**
 1. The NACO card has been used on 28,054 Prescriptions since the program began in July 2006.
 2. County residents have saved a total of \$310,013.46 since the program began.
 3. The average savings per prescription is 24%.
 4. The card has been used by 7,789 citizens since the program began.
 5. Our program is the third largest in the state based on the number of monthly users.
- e. **Public Input Process: Stormwater and Bagging of Leaves:** It has been proposed that there should be 1 – 2 additional public input sessions in order to provide the Development Roundtable with further information. **ACTION: ADMINISTRATION, PLANNING, STORMWATER**
- f. **Fire Contract:** To be discussed in Executive Session.

Report of the Clerk of Council: No report.

Report of the Chairman: No report.

1. Public Hearing Items

- a. **A Resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Lexington-Richland Alcohol and Drug Abuse Council, Inc. Project) Series 2009, pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$4,500,000: No one spoke.**

2. Approval of Consent Items

- a. **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 amend Subsection (E), Prohibited Signs, and to create a new subsection for the purpose of enforcement [THIRD READING]: Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, PLANNING, LEGAL, CLERK OF COUNCIL****
- b. **A Resolution in support of the issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Lexington-Richland Alcohol and Drug Abuse Council, Inc. Project) Series 2009, pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended, in the aggregate principal amount of not exceeding \$4,500,000: The resolution was approved. **ACTION: CLERK OF COUNCIL, BUDGET, FINANCE, LEGAL****

3. Third Reading Items

- a. **An Ordinance amending the Fiscal Year 2008 – 2009 Road Maintenance and Mass Transit Budget Ordinance, so as to reinstate the Mass Transit portion of the Road Maintenance fee and appropriate such increase in funds for Mass Transit: Council gave third reading to the ordinance and Intergovernmental Agreement (after Executive Session). **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE****
- b. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; Article I, in general; Section 5 and Section 7 to authorize motor vehicle trade-ins as an allowable deduction; Section 16-19, Appeals; and Section 16-22, Penalties; so as to amend the appeals process and to allow the waiver of penalties in certain limited circumstances: Council approved third reading of the ordinance. **ACTION: ADMINISTRATION,****

**BUSINESS SERVICE CENTER, LEGAL, CLERK OF COUNCIL,
BUDGET, FINANCE**

- c. **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:** Council deferred this item until a work session is held. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, PUBLIC WORKS**

4. Second Reading Items

- a. **An Ordinance repealing sections of the Richland County Code of Ordinances, specifically the provisions of Article VIII, entitled “Personnel Regulations,” of Chapter 2, entitled “Administration”:** Council gave second reading approval to the ordinance. If Council has questions, they are to forward those to staff for a response. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, HUMAN RESOURCES**
- b. **An Ordinance consenting to an assignment to TRC Propco, Inc. of all rights and obligations of HOLO (SC) QRS 16-91, Inc. relative to all interests in real property and improvements, and all personal property, under a lease agreement, an inducement and millage rate agreement and a fee agreement with Richland County and approving related amendments and restatements of the terms and conditions of the existing lease agreement and fee agreement between HOLO (SC) QRS 16-91, Inc. and Richland County to reflect the assignment of such terms and conditions and approving the terms and conditions of a consent and subordination agreement to be entered into among TRC Propco, Inc., its lender and Richland County and matters thereto related:** Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, TREASURER, AUDITOR, ASSESSOR**

5. First Reading Items

- a. **An Ordinance Adopting a Comprehensive Plan for the County of Richland, pursuant to the State of South Carolina Comprehensive Planning Enabling Act of 1994:** Council gave first reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

6. Report of the Economic Development Committee

- a. **An Ordinance Authorizing, Pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as Amended, the execution and delivery**

of a fee agreement between Richland County, South Carolina and Trane U.S. Inc. (formerly named American Standard Inc.) and matters relating thereto: Council gave first reading approval to the ordinance and fee agreement. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, TREASURER, AUDITOR, ASSESSOR, BUDGET, FINANCE**

7. **Citizens' Input:** One person spoke.
8. **Executive Session:**
 - a. **CMRTA Intergovernmental Agreement:** Received as information.
 - b. **HBA v. Richland County:** Received as information.
 - c. **Fire Contract:** Received as information.
9. **Motion Period**
 - a. **Due to the recession, delay implementation of reassessment for one year [Jackson]:** May A&F **ACTION: ADMINISTRATION, CLERK OF COUNCIL, ASSESSOR'S OFFICE, BUDGET, FINANCE, LEGAL**
 - b. **[Manning and Kennedy]: Draft Proposal for a Richland County #2 "Changeable Copy Sign Ordinance" December 5, 2007:** May D&S **ACTION: ADMINISTRATION, CLERK OF COUNCIL, PLANNING, LEGAL**

Section 26-180. Signs.

The following language would be inserted as the section immediately following Section 26-180(o) of the Richland County ordinances.

(p) Changeable copy signs. Legal nonconforming off-premise signs in Commercial, Manufacturing and Industrial Districts may be replaced in whole or in part by surface area displaying changeable static images controlled by electronic communications (hereinafter digital) as provided by this section.

(1) A permit to replace legal nonconforming off-premise sign display surface area with digital surface area shall first be obtained as provided in Sec. 26-180 (a) (2).

(2) A digital sign as provided by this section shall not be considered flashing or blinking for the purposes of this section when the copy shall remain fixed for a period of at least 6 seconds between

changes. The interval between copy changes shall be no longer than 1 second.

(3) Digital shall not include animated, continuous, moving, rolling, or scrolling messages or video displays.

(4) Digital shall have an automatic dimmer and a photo cell sensor to adjust the illumination intensity or brilliance of the sign so that it shall not cause glare or impair the vision of motorists, and shall not interfere with any driver's operation of a motor vehicle. In addition, digital shall not exceed a maximum illumination of 7,500 nits (candelas per square meter) during daylight hours and a maximum illumination of 500 nits between dusk to dawn as measured from the sign's face at maximum brightness. Digital shall not be permitted within 300 feet of any residential district towards which the sign is oriented.

(5) This permissibility does not include the replacement of, or some other substantial alteration to, the sign support structure, except that existing metal sign support structures may be replaced with new metal sign support structures pursuant to a permit to erect digital.

(6) A digital sign may be reestablished after damage or destruction by an act of God, where the estimated expense of reconstruction does not exceed fifty percent (50%) of the appraised replacement cost of the sign structure, exclusive of the value of any digital display device.

(7) There shall be 1000' spacing of digital on same side of the road; there shall also be 1000' spacing of digital on opposite side of the road for digital if facing the same direction.

(8) Digital shall be allowed only on 'arterial' streets as defined in Richland County ordinances.

- c. [Washington] A motion to amended "Imagine Richland County 2020 Comprehensive Plan" for the rural portions of the Lower Richland area, to incorporate the following study: "Growing Together: Thriving People for a Thriving Columbia" a study prepared by The Center for Social Inclusion: May D&S **ACTION: ADMINISTRATION, CLERK OF COUNCIL, PLANNING, LEGAL**
- d. [Washington] "I move to initiate the rezoning process for parcel of land – TMS number 11203-01-02 from RU (Rural) to NC (Neighborhood Commercial) zoning; and that the request shall go to the next available Planning Commission meeting for consideration and a recommendation.": May D&S **ACTION: ADMINISTRATION, CLERK OF COUNCIL, PLANNING, LEGAL**

10. **Adjournment:** Council adjourned at 7:53pm.