

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

October 17, 2006

6:00 PM

CALL TO ORDER: Mizzell

INVOCATION: Jeter

PLEDGE OF ALLEGIANCE: Jeter

ADOPTION OF THE AGENDA: Two items were added to the agenda:

1. Columbia City Ballet Presentation
2. Administrator Search Update (Executive Session)

The agenda was adopted as amended.

PRESENTATIONS: **Columbia City Ballet: Teresa McWilliams:**
McWilliams made a request for \$5,000 for the Columbia City Ballet.

CITIZEN'S INPUT: No one spoke.

APPROVAL OF MINUTES

Regular Session: October 3, 2006: The Adoption of the Minutes was moved to the end of the agenda, immediately after Executive Session.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

1. **Floodplain Overlay:** Pending Litigation
2. **Attorney General Opinion (re: CMRTA):** Legal Advice
3. **Administrator Search Update:** Contractual Matter
4. **TIF Update:** Legal Advice / Contractual Matter
5. **Animal Care:** Contractual Matter

REPORT OF THE COUNTY ADMINISTRATOR:

1. **TIF Update:** Mr. Pope informed Council that the TIF Update will be given during Executive Session.
2. **Animal Care Report:** Mr. Pope gave a brief update, as did Mary Dennis Cauthen, member of the Citizens' Subcommittee on Animal Care. October 10, 2007 is the proposed ribbon-cutting date for the expansion of the new wing at the City shelter.
3. **Retreat Subcommittee:** Mr. Pope was directed to meet with Mr. Pearce regarding the upcoming Retreat. **ACTION: ADMINISTRATION**
4. **Budget Book:** Mr. Pope informed Council that the budget books were at their desks, and he thanked the budget staff for their work on this year's successful budget process.

REPORT OF THE CLERK OF COUNCIL:

1. **November 7th Council Meeting [Election Day]:** Council voted to have the first meeting in November on November 14, 2006.
2. **Mayor's Corporate Citizen Luncheon, October 24th 12:00 noon:** Ms. Finch needs to know which Council members plan to attend.
3. **Urban League Annual Dinner:** Ms. Finch reminded Council that the dinner will take place Thursday, October 26 at 6:00 p.m. at Seawell's, and Council is asked to RSVP to her ASAP.

REPORT OF THE CHAIRMAN:

1. **Administrator Search Update:** Chairman Mizzell stated that an update will be presented during Executive Session.

OPEN/CLOSE PUBLIC HEARINGS: 1f, 1g, 1h, 1i. Fifteen (15) people spoke regarding 1f. No one spoke on the remaining items.

APPROVAL OF CONSENT ITEMS: The following items were approved for the Consent Agenda and adopted by motion of the County Council: 1b, 1c, 1d, 1e, 1h, 2a, 2b, 2c, 2d, 2e, 2f, 2h. 1g was removed from the Consent agenda.

1. THIRD READING ITEMS

- a. **06-39MA; Parker Jennings; RU to PDD; Mixed Use Development; TMS #01500-02-09; 1300 Peace Haven Road:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to PDD, with the following amendments: Screening will be extended to Peace Haven Road, and no heavy industrial vehicles / equipment will be permitted after the construction phase. Planning staff is to determine tonnage requirements. **ACTION: PLANNING, LEGAL**

- b. **06-41MA; Seven Acre Cut, LLC; M-1 to GC; Retail; TMS #14600-03-59; Killian Road and I-77 [CONSENT]:** Council gave third reading to the zoning map amendment changing the zoning designation from M-1 to GC. **ACTION: PLANNING, LEGAL**
- c. **06-42MA; Steven Odom; RU/LI to RC; Business Offices; TMS #21614-01-25 & 25(p) and TMS #21613-01-01; Lower Richland Boulevard [CONSENT]:** Council gave third reading to the zoning map amendment changing the zoning designation from RU/LI to RC. **ACTION: PLANNING, LEGAL**
- d. **06-43MA; Stonemont Phase 2; RU to RS-MD; Residential Development; TMS #04100-01-09; Koon Road [CONSENT]:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to RS-MD. **ACTION: PLANNING, LEGAL**
- e. **06-44MA; Brody Pointe; RU to RS-LD; Residential Use; TMS #01413-01-04/07; 137 & 139 Brody Road [CONSENT]:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to RS-LD. **ACTION: PLANNING, LEGAL**
- f. **An Ordinance Amendment to the Richland County Road Paving Program to permit reordering of the road priority list [PUBLIC HEARING]:** Council deferred this item to the November 14, 2006 Council meeting. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS**
- g. **An Ordinance Authorizing a quit claim deed to Wardell Wallace for a 15' Right-of-Way on Bluff Oaks Road [PUBLIC HEARING] [Legal is requesting that this item be tabled]:** Council tabled this item. **ACTION: LEGAL**
- h. **An Ordinance Authorizing a quit claim deed to Jerry L. Tucker purported Right-of-Way on Moon Rise Street [PUBLIC HEARING]:** Council gave third reading to the ordinance. **ACTION: LEGAL**
- i. **An Ordinance Amending the Fiscal Year 2006 – 2007 General Fund Annual Budget to Allocate a Portion of the County's Road Maintenance Towards Expenditures on Specific Projects [PUBLIC HEARING]:** Council gave third reading to the ordinance amendment. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, BUDGET**
- j. **06-23MA; Bluegrass Villages; RU to PDD; Single Family S/D and Related Commercial; 12600-02-01; Blythewood Road & Muller Road [CONSENT]:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to PDD, with a blended neighborhood commercial component. **ACTION: PLANNING, LEGAL**

2. **SECOND READING ITEMS**

- a. **An Ordinance Amending the FY 2006 – 2007 General Fund Annual Budget to Establish a Road Plan Inspection Fee of \$350.00 per Inspection and Appropriate \$82,200.00 for Hiring Two Inspectors in the Engineering Department [CONSENT]:** Council gave second reading to the ordinance amendment. **ACTION: ADMINISTRATION, PUBLIC WORKS, LEGAL, BUDGET**
- b. **Sheriff's Budget Amendment: Homeland Security Coordinator FTE (\$28,250.00) [CONSENT]:** Council gave second reading to the ordinance amendment. **ACTION: ADMINISTRATION, SHERIFF'S DEPARTMENT, LEGAL, BUDGET**
- c. **Sheriff's Department School Resource Officer FTE (\$29,719.00; previously \$42,566.00) [CONSENT]:** Council gave second reading to the ordinance amendment. **ACTION: ADMINISTRATION, SHERIFF'S DEPARTMENT, LEGAL, BUDGET**
- d. **Ordinance Authorizing the Sale and Issuance of Up to \$4 Million General Obligations for the Purchase of Sheriff Vehicles [CONSENT]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, SHERIFF'S DEPARTMENT, LEGAL, BUDGET**
- e. **Budget Amendment: Transportation Consultant (Carter Goble Lee \$56,400) [CONSENT]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, PROCUREMENT**
- f. **Ordinance Authorizing the Sale and Issuance of Up to \$7,000,000.00 Hospitality Tax Special Obligation Bond Anticipation Notes for the Purchase of Recreation Property [CONSENT]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET**
- g. **Ordinance Approving the Broad River Regional Wastewater Treatment Rate Adjustment:** Council gave second reading to the ordinance, and requested a work session be held on October 24 at 4:00 p.m. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS / UTILITIES, BUDGET**
- h. **Ordinance Amending the FY 2006-2007 General Fund Annual Budget to Add One Full-Time Position to the Emergency Services Department for an Emergency Management Planner to be Funded Through Grant Funds [CONSENT]:** Council gave second reading to the ordinance.

ACTION: ADMINISTRATION, LEGAL, BUDGET, EMERGENCY SERVICES

**3. REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE
[DEFERRED FROM 9/26 Meeting]**

- a. Approval of MOU with the Renaissance Foundation for Funding of the Bethel Cultural Arts Center:** Council approved the MOU with the following amendment: (2) Richland County agrees to award the Renaissance Foundation the sum of One Hundred Thousand (\$100,000.00) Dollars for each of the fiscal years 2006 / 2007 through 2010 / 2011, which shall equal a total of Five Hundred Thousand (\$500,000.00) Dollars over five years, subject to conditions as outlined in paragraph six (6) below. Such funds are to be used as program operating funds and shall only be applied towards tourism related activities, as in accordance with §6-1-730, S.C. Code 1976, as amended. **ACTION: ADMINISTRATION, LEGAL, BUDGET**

4. REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. Notification of Vacancies on Boards, Commissions, and Committees

- a. Board of Zoning Adjustments and Appeals – 1:** This position is to be advertised. **ACTION: CLERK OF COUNCIL**
- b. Employee Grievance Committee – 1:** This position is to be advertised. **ACTION: CLERK OF COUNCIL**

II. Items for Discussion

- a. Farmers' Market Committee:** This item remains in committee. **ACTION: CLERK OF COUNCIL, ADMINISTRATION**
- b. Lexington / Richland Alcohol and Drug Abuse Council:** This item remains in committee. **ACTION: CLERK OF COUNCIL**

5. REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

- a. An Ordinance Consenting to an Assignment to HOLO (SC) QRS 16-91, INC or Other Applicable Entity of Certain Rights and Obligations of Holopack International Corp.:** Council gave first reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL**
- b. Ordinance Authorizing Deed to L-J, Inc. for Lots 18 and 19 (Approximately 14.14 Acres Total) in the Richland Northeast Industrial Park, a Portion of Richland County TMS #25800-04-01:** Council gave first reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL**

6. APPROVAL OF RESOLUTION

- a. **A Resolution to Appoint and Commission Roger Myers as a Code Enforcement Officer for the Proper Security, General Welfare, and Convenience of Richland County:** Council approved the resolution.
ACTION: CLERK OF COUNCIL, LEGAL

7. EXECUTIVE SESSION:

1. **Floodplain Overlay:** Pending Litigation: No action was taken.
2. **Attorney General Opinion (re: CMRTA):** Legal Advice: No action was taken.
3. **Administrator Search Update:** Contractual Matter: No action was taken.
4. **TIF Update:** Legal Advice / Contractual Matter: Council gave first reading by title only to the ordinance which would support an agreement with the City of Columbia subject to terms to be negotiated by the staff which would include an agreement according to the terms we have discussed with legal counsel, the dispute regarding the TIF that would require the City Council to pass an ordinance and give reading concurrent with the County Council, giving Third Reading approval that would require both parties to accept the outcome of the decision according to the process and to set that process in motion. **ACTION: LEGAL, ADMINISTRATION, BUDGET**
5. **Animal Care:** Contractual Matter: No action was taken.

8. APPROVAL OF MINUTES:

Regular Session: October 3, 2006: The minutes were adopted as submitted.

9. **CITIZENS INPUT:** No one spoke.

10. MOTION PERIOD:

- a. **Diversity Training at 2007 Retreat** – Ms. Scott requested that diversity training be placed on the agenda for the upcoming Retreat. **ACTION: ADMINISTRATION**
- b. **Policy on Acceptance of Invitations Requiring Expenditures** – Ms. Smith referred to the Rules & Appointments Committee the establishment of a policy on the acceptance of invitations that require the expenditure of funds.
ACTION: CLERK OF COUNCIL
- c. **Broad River Regional Wastewater Work Session** – Ms. Smith requested that a work session be held on October 24th at 4:00 p.m. regarding the sewer rates.
ACTION: ADMINISTRATION, PUBLIC WORKS / UTILITIES, BUDGET, LEGAL

- d. **Township Auditorium** – Mr. Livingston requested that the Township Auditorium project be placed on the November 14th agenda. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
 - e. **Hospitality Tax Ordinance Report** – Ms. Scott requested a copy of the Hospitality Tax Ordinance. **ACTION: ADMINISTRATION**
 - f. **POINT OF PERSONAL PRIVILEGE** – Mr. Pearce recognized that Mr. Jeter received the Outstanding Public Service Award from the Friends of the South Carolina Libraries.
 - g. **Kester Freeman Resolution Presentation** – Mr. Livingston requested that the presentation of the resolution be placed on the November 14th agenda. **ACTION: CLERK OF COUNCIL**
11. **ADJOURNMENT:** Council adjourned at 9:45 p.m.