

# **RICHLAND COUNTY GOVERNMENT**



**Office of the County Administrator**

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

**September 18, 2012**

**6:00 p.m.**

**Call to Order:** Washington

**Invocation:** Jeter

**Pledge of Allegiance:** Jeter

### **Presentation of Resolution**

- a. **Resolution honoring Tige Watts for outstanding services to the community [Jackson]**

### **Approval of Minutes**

- a. **Regular Session: September 11, 2012:** Approved as published.

**Adoption of the Agenda:** Approved as published.

### **Report of the Attorney for Executive Session Items**

- a. **Richland County Public Library:** Referred to the Executive Session at the end of the meeting.

**Citizens' Input:** No one spoke.

### **Report of the County Administrator**

- a. **Hiring Freeze Update:** Mr. McDonald stated that the targeted amount of savings had been reached, so the previously mandated 4-month hiring freeze (July 1 – October 31) would be lifted immediately.

### **Report of the Clerk of Council**

- a. **MUSC's request to brief Council on a project entitled "Ethno-Cultural Barriers to Health Literacy/Disease Management in African**

**Americans living in the Upper Piedmont, Blue Ridge, Pee Dee/Sand Hill, Central Midlands/Lower Piedmont, and Coastal Plains of South Carolina":** The Clerk is to schedule a date for this to be presented.

**ACTION: CLERK OF COUNCIL**

- b. **Green Code/Development Roundtable Recommendations and Ordinance Work Session is scheduled for September 25<sup>th</sup>, 4:00-5:00 PM**
- c. **Regional Recreation Complex Council Work Session is scheduled for October 16th at 4:00-5:00 PM**
- d. **Proposed McEntire Tour will be scheduled in the future**

**Report of the Chairman:** No report.

#### **Public Hearings**

- a. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to appropriate \$44,500 of General Fund Undesignated Fund Balance for Sheriff's Department Grant Position Pick-up:** No one spoke.
- b. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to appropriate \$289,000 of General Fund Balance for Sheriff's Department Salary Fringe Funds:** No one spoke.
- c. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to appropriate \$34,004 of General Fund Undesignated Fund Balance for Additional Personnel for Blythewood Magistrate:** No one spoke.
- d. **An Ordinance Amending the Fiscal Year 2012-2013 Neighborhood Improvement and Community Development Fund Annual Budgets to appropriate \$53,655 of Neighborhood Improvement Undesignated Fund Balance for transfer to the Community Development Fund for the CDBG and HOME Administrative Shortfall:** No one spoke.
- e. **Amending Exhibit A to Ordinance No. 048-08HR Authorizing the Recreation Commission of Richland County on behalf of the Recreation District of Richland County, South Carolina, to issue General Obligation Bonds in the principal amount of not exceeding \$50,000,000; and other matters relating thereto enacted by the County Council of Richland County, South Carolina on September 9, 2008:** No one spoke.

1. Consent Items

- a. **12-24MA**  
**Martin Fridy**  
**Grands Investment Company, LLC**  
**M-1/MH to GC (9.9 Acres)**  
**108 Fore Ave.**  
**22914-06-01(p)/03/04/05/06/07/08/16/17 [Third Reading]:** Council gave third reading approval to this item. **ACTION: ADMINISTRATION, PLANNING, CLERK OF COUNCIL, LEGAL**
  
- b. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to appropriate \$289,000 of General Fund Undesignated Fund Balance for Sheriff's Department Salary Fringe Funds [Third Reading]:** Council gave third reading approval to a General Fund budget amendment in the amount of \$289,000 to fund the fringe costs associated with the \$1.7 million department salary increase approved in the FY 12-13 Sheriff's Department budget. **ACTION: FINANCE, SHERIFF, ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES, LEGAL**
  
- c. **An Ordinance Amending the Fiscal Year 2012-2013 Neighborhood Improvement and Community Development Fund Annual Budgets to appropriate \$53,665 of Neighborhood Improvement Undesignated Fund Balance for transfer to the Community Development Fund for the CDBG and HOME administrative shortfall [Third Reading]:** Council gave third reading approval to a budget amendment in the amount of \$53,665 of Neighborhood Improvement Undesignated Fund Balance for transfer to the Community Development Fund for the CDBG and HOME administrative shortfall. If future CDBG / HOME funding cuts take effect, positions will either be eliminated or funded from a dedicated County funding source beginning in FY 13-14. **ACTION: FINANCE, COMMUNITY DEVELOPMENT, ADMINISTRATION, CLERK OF COUNCIL, LEGAL, PLANNING**
  
- d. **Amending Exhibit A to Ordinance No. 048-08HR Authorizing the Recreation Commission of Richland County on behalf of the Recreation District of Richland County, South Carolina, to issue General Obligation Bonds in the principal amount of not exceeding \$50,000,000; and other matters relating thereto enacted by the County Council of Richland County, South Carolina on September 9, 2008 [Third Reading]:** Council gave third reading approval to an ordinance amending Exhibit A of the ordinance authorizing the Recreation Commission of Richland County on behalf of the Recreation District to issue General Obligation Bonds not to exceed \$50,000,000. Soccer fields will be replaced by baseball fields (\$5,941,000) at the Kelly Mill Complex

for a no-cost increase. **ACTION: FINANCE, ADMINISTRATION, CLERK OF COUNCIL, LEGAL**

- e. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to appropriate \$730,000 of General Fund Restricted Fund Balance for Economic Development Projects [Second Reading]:** Council gave second reading approval to an ordinance amending the Industrial Park budget to appropriate \$730,000 of General Fund restricted Fund Balance for economic development projects. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, FINANCE, LEGAL, ECONOMIC DEVELOPMENT**

## 2. Third Reading Items

- a. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to appropriate \$44,500 of General Fund Undesignated Fund Balance for Sheriff's Department Grant Position Pick-Up:** Council gave third reading approval to a General Fund budget amendment in the amount of \$44,500 to fund the position from the Alternatives to Detention grant in the Sheriff's Department. **ACTION: FINANCE, SHERIFF, ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES, GRANTS, LEGAL**
- b. **An Ordinance Amending the Fiscal Year 2012-2013 General Fund Annual Budget to appropriate \$34,004 of General Fund Undesignated Fund Balance for additional personnel for Blythewood Magistrate:** Council gave third reading approval to a General Fund budget amendment in the amount of \$34,004 to cover personnel costs and associated non-capital items in the Blythewood Magistrate's office **ACTION: FINANCE, MAGISTRATES, ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES, LEGAL**

## 3. Second Reading Item

- a. **An Ordinance Amending the Fiscal Year 2012-2013 Hospitality Tax Budget to appropriate \$1,217,201 of Hospitality Tax Restricted Fund Balance for the Recreation Sports Complex:** Council gave second reading approval to appropriate \$1,217,201 of Hospitality Tax Restricted Fund Balance for Work Authorizations #3 and #4. **ACTION: ADMINISTRATION, FINANCE, CLERK OF COUNCIL, LEGAL**

## 4. Report of the Economic Development Committee

- a. **Approval of McEntire Produce Set Aside Fund Grant:** Council approved the set aside fund grant. **ACTION: ADMINISTRATION, FINANCE, GRANTS, ECONOMIC DEVELOPMENT**

**5. Report of the Rules and Appointments Committee**

**a. Notification Of Appointments**

- i. Airport Commission-3; applications were received from: Jeff Allen; James E. Christopher, Jr.\*; Tom Clark; Dennis L. Dabney\*; Mattie Davis, Ph.D; and Robert C. Pulliam\* (\* Eligible for reappointment): Christopher, Dabney, and Pulliam were appointed. ACTION: CLERK OF COUNCIL**
- ii. Richland County/City of Columbia Animal Care Advisory Committee-2; applications were received from: Patrick Greg Brown; Louise C. Emmott\*; Joel Osmelowski; Peggy Wilson\*: Emmott and Wilson were appointed. ACTION: CLERK OF COUNCIL**
- iii. Appearance Commission-2 (positions needed are Horticulturalist and Landscape Architect); applications were received from Ryan Nevius and Kenneth B. Simmons: Simmons was appointed for the Landscape Architect position. Nevius withdrew her application. Roblee is the Horticulturalist appointment. ACTION: CLERK OF COUNCIL**
- iv. Business Service Center Appeals Board-3 (1 position is for a CPA); applications were received from: Nancy Kauffman; Robert A. Leichtle, CPA: Kauffman (Other) and Leichtle (CPA) were appointed. ACTION: CLERK OF COUNCIL**
- v. Community Relations Council-2; applications were received from: Mattie Davis, Ph.D and Josephine A. McRant: McRant was appointed. The other position was held and is to be re-advertised. ACTION: CLERK OF COUNCIL**
- vi. East Richland Public Service Commission-1; one application was received from William H. Hancock (deferred from July 24, 2012 meeting): Hancock was appointed. ACTION: CLERK OF COUNCIL**

**b. Discussion From Rules And Appointments Committee**

- i. Agendas-FOIA Compliance: Deferred. ACTION: CLERK OF COUNCIL**
- ii. Appearance Commission [Malinowski]: Deferred to the 10-16-12 Council meeting. ACTION: CLERK OF COUNCIL**

- a. **Determine what constitutes a quorum for the Appearance Commission and have the Ordinance reflect that.**
- b. **Require all Council members appoint a representative to the Appearance Commission by the July 31, 2012 Council meeting.**
- iii. **Council Individual Discretionary Account:** Remains in Committee for additional information. **ACTION: CLERK OF COUNCIL**
- iv. **I move Council consider allowing Master Gardners to fulfill the roles of Landscaper and Horticulturalist on the Appearance commission, in the event that no licensed Landscaper or Horticulturalist can be recruited for the Commission. I also encourage all Council members to appoint their candidates to this Commission, and request staff inform Council of vacancies [Hutchinson]:** Remains in Committee. **ACTION: CLERK OF COUNCIL**
- v. **Due to recent issues with the Chair making announcements and having meetings on behalf of Richland County and County Council without Council's approval I move that we have a workshop on the rules of the Chair. The do's and don'ts of the Chair. This will help with the problem and the chaos we are having on County Council. [Jackson]** Remains in Committee. **ACTION: CLERK OF COUNCIL**
- vi. **Add to Section 4.1 of Council Rules: "No standing committees of Council shall be scheduled at the same time." [Livingston]** Approved as amended to reflect that standing committees should not be scheduled at the same time, unless emergency situations prevent otherwise. **ACTION: CLERK OF COUNCIL, LEGAL**
- vii. **That all items currently listed at the end of the A&F and D&S Committee agendas as "Items Pending Analysis" be cleared up within 90 days. There is no reason some action should not be taken, even if it means to table it for now. [Malinowski]:** Deferred to the 10-16-12 Council meeting. **ACTION: CLERK OF COUNCIL**
- viii. **Reviewing Committee Qualifications:** Deferred, as Staff is to provide the Committee with the requested documentation regarding recommended departmental audits at the next R&A

Committee. **ACTION: CLERK OF COUNCIL,  
ADMINISTRATION**

**6. Report of the Joint Transportation Committee: Action below. ACTION:  
ADMINISTRATION**

**a. Oversight/Accountability Committee:** Council approved the following for the Transportation Penny Advisory Committee (TPAC):

- 15 Members
- Citizens only (ie, no elected officials)
- Goal of having representation from all 3 transportation modes (Transit, Bicycle / Pedestrian / Greenways, Roadway)
- Appointments to be made by January 31, 2013
- A “State of the Penny Address” would occur annually.
- Members will provide quarterly reports to each respective jurisdiction from which they are appointed.
- Richland County: 7 (Minimum of 5 from Unincorporated Richland County)
- Columbia: 3
- Irmo: 1
- Forest Acres: 1
- Blythewood: 1
- Arcadia Lakes: 1
- Eastover: 1
- Staggered 5-year terms (with no term limits) as follows:
  - Richland County
    - 2 3 years
    - 3 4 years
    - 2 5 years
  - Columbia
    - 1 3 years
    - 1 4 years
    - 1 5 years
  - Arcadia Lakes
    - 1 3 years
  - Blythewood
    - 1 4 years
  - Eastover
    - 1 4 years
  - Forest Acres
    - 1 4 years
  - Irmo
    - 1 5 years

- Duties / Responsibilities

### **General**

- The Transportation Penny Advisory Committee (TPAC) will review, comment on, and provide recommendations on the Transportation Penny to Richland County Council.
- Appointments would be made no later than January 31, 2013.
- A “State of the Penny Address” would occur annually.

### **Membership**

- TPAC will consist of 15 members, appointed by the County / City / Town Councils (Parties) of each Richland County jurisdiction, and will serve at the pleasure of the Party that appointed such member(s).
- Each Party will use its best efforts to ensure that the overall membership of TPAC is diverse with respect to ethnicity, culture, and gender, as well as expertise or knowledge in one or more of the three transportation modes (roadways; bike / pedestrian / greenways; CMRTA – bus system).
- The TPAC shall establish rules and procedures for the conduct of its business, and shall appoint a chairman, vice-chairman, and secretary. The TPAC shall hold regular meetings at least once a quarter, and shall be entitled to call special meetings as set forth in its procedures. The TPAC must ensure compliance with the requirements of the Freedom of Information Act.
- Members would have 5-year staggered terms, with no term limits.

### **Duties / Responsibilities**

- Any modifications to the projects list consistent with the generic description of the project(s) shall not require a recommendation of the TPAC. (ie, minor revisions to a project on the projects list not impacting the overall scope of the project)
- Any modification to the projects list **not** consistent with the generic description of the project(s) shall require a recommendation of the TPAC. (ie, the addition of new projects not currently on the projects list; etc.)
- TPAC members will recommend any reordering of the prioritization (if applicable) of the projects list.
- TPAC members will review the proposals for the Program Management Firm(s), and will provide feedback to Richland County Council.



- TPAC members will provide feedback to Richland County Council regarding the race-and gender-neutral Small Local Business Enterprise program.
    - TPAC members will provide quarterly reports to each respective jurisdiction from which they are appointed.
  - b. Partnership Type/Level with DOT:** Council approved proceeding with a partnership type and level similar to that of Beaufort and York Counties. An Intergovernmental Agreement will be voted on by Council at a later date.
  - c. Project/Program Management:** Council directed staff to develop an RFQ / RFP re: Project / Program Management.
  - d. Small/Local/Minority Firms:** Once recommendations are received from Tydings and Rosenberg, the Joint Transportation Committee will meet to make recommendations to Council.
- 7. Report of the Regional Recreation Complex Ad Hoc Committee:** All items were received as information.
- a. Work Authorizations #3 and #4 Update**
  - b. RFQ - Management/Operations of Soccer Program Update**
  - c. Full Council Work Session: Proposed - October 16, 4:00-5:00 PM**
- 8. Report of the Airport Commission**
- a. Curtiss-Wright Hangar:** Council directed staff to negotiate and bring back an agreement for purchase. Staff is to come back to Council before any funds above and beyond the normal course of doing business are spent on this project. **ACTION: ADMINISTRATION, AIRPORT, LEGAL**
- 9. Citizen's Input:** No one spoke.
- 10. Executive Session**
- a. Richland County Public Library:** Council authorized Legal to proceed as discussed in Executive Session. **ACTION: LEGAL**
- 11. Motion Period**
- a. Motion to have a water line installed on Larger Street [Kennedy]:** Forwarded to the October D&S Committee. **ACTION: ADMINISTRATION, UTILITIES**

- b. To direct Public Works to design an educational label to be placed on the "Herbie Curbie" containers to inform the responsible person of their responsibility and consequences for leaving containers curbside for days. [Dickerson]: Forwarded to the October D&S Committee. ACTION: ADMINISTRATION, SOLID WASTE**
  - c. Resolution for Bishop Norris: Approved. ACTION: CLERK OF COUNCIL**
- 12. Adjournment:** Council adjourned at 8:59 p.m.