

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

November 16, 2010

6:00 p.m.

Call to Order: Livingston

Invocation: Kennedy

Pledge of Allegiance: Kennedy

Presentation of Resolution: Resolution Honoring Chief Deputy Wash James of the Richland County Sheriff's Department on His Promotion to Chief Deputy of the Uniformed Division: Ms. Kennedy and Mr. Jackson presented the Reverend Chief Deputy Wash James with a Resolution.

Approval of Minutes

Regular Session: November 9, 2010: Approved as published.

Adoption of the Agenda: Approved as amended. An Addendum to the CMRTA IGA was added to the Report of the County Attorney, and a Personnel Matter was added to the Report of the Chairman.

Report of the County Attorney

- a. Lease / Sale of County Property**
- b. Addendum to the CMRTA IGA**
- c. Personnel Matter**

Citizens' Input: No one spoke.

Report of the County Administrator: No report.

Report of the Clerk of Council: No report.

Report of the Chairman

a. Personnel Matter

Presentation: Ric Luber, Midlands Authority for Conventions, Sports, and Tourism: Mr. Luber showed a video presentation to Council.

1. Public Hearing Items

- a. **An Ordinance Amending the Fiscal Year 2010 – 2011 Hospitality Tax Annual Budget to Appropriate \$100,000 of Hospitality Tax Undesignated Fund Balance to the Renaissance Foundation:** No one spoke.
- b. **An Ordinance Amending the Fiscal Year 2010 – 2011 General Fund Annual Budget to appropriate \$37,741 of General Fund Undesignated Fund Balance to Voter Registration for additional funding of part-time employment:** No one spoke.

2. Consent Items

- a. **An Ordinance Amending the Fiscal Year 2010 – 2011 Hospitality Tax Annual Budget to Appropriate \$100,000 of Hospitality Tax Undesignated Fund Balance to the Renaissance Foundation [Third Reading]:** Council gave third reading approval to a budget amendment for the Renaissance Foundation from the Hospitality Tax fund balance in the amount of \$100,000. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, GRANTS**
- b. **An Ordinance Amending the Fiscal Year 2010 – 2011 General Fund Annual Budget to appropriate \$37,741 of General Fund Undesignated Fund Balance to Voter Registration for additional funding of part-time employment [Third Reading]:** Council gave third reading approval to a budget amendment for the Board of Voter Registration Department for \$37,741 to cover part-time employment for the November 2, 2010 General Election. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, VOTER REGISTRATION**
- c. **An Ordinance amending Chapter 26; Section 26-141, Table of Permitted Uses with Special Requirements, and Special Exceptions; “Institutional, Educational, and Civic Uses” of Table 26-V-2; and Section 26-151, Permitted Uses with Special Requirements; so as to Permit Cemeteries and Mausoleums in the RU Rural District, with Special Requirements [Third Reading]:** Council gave third reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

- d. **A Budget Amendment to adjust the budgets for Richland County School District One and Richland County Public Library [Second Reading]:** Council gave second reading approval to the budget amendment. **ACTION: ADMINISTRATION, BUDGET, FINANCE, AUDITOR, LEGAL, CLERK OF COUNCIL**
- e. **An Ordinance Authorizing Certain Economic Development Incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a fee agreement between Richland County, South Carolina, and Owen Steel Company, Inc., pursuant to Title 12, Chapter 44, Code of Laws of South Carolina 1976, as amended, for a project involving an investment of not less than \$5,000,000 [Second Reading]:** Council gave second reading approval to the ordinance and associated documents. **ACTION: ADMINISTRATION, FINANCE, BUDGET, TREASURER, AUDITOR, ASSESSOR, LEGAL, CLERK OF COUNCIL**

3. Third Reading Item

- a. **To amend the ordinance dealing with Loitering:** Council gave third reading approval to the ordinance. **ACTION: SHERIFF'S DEPARTMENT, LEGAL, CLERK OF COUNCIL**

4. Second Reading Item

- a. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-1, Discharge of Firearms in Certain Areas Unlawful; so as to clarify when firearms discharge is allowed:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, CLERK OF COUNCIL**

5. Report of the Development and Services Committee

- a. **An Ordinance Amending the Richland county Code of Ordinances; Chapter 5, Animals and Fowl, so as to specify authority of officer, conditions of impoundment and redemption of animals, and make clarifications pertaining to owner responsibilities [First Reading]:** Council gave first reading approval to the ordinance. Revisions will be presented at Second Reading. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, ANIMAL CARE**
- b. **An Ordinance Authorizing Quit-Claim Deed to the Palmetto Trust for Historic Preservation for a portion of certain tracts of unimproved land now or formerly known as Laurelwood Lane and Campbell Road, Richland County [First Reading]:** Council gave first reading

approval to the quit claim. **ACTION: ADMINISTRATION, PUBLIC WORKS, LEGAL, CLERK OF COUNCIL**

- c. **An Ordinance authorizing quit-claim deed to Jack A. Bryant for a portion of the right of way for an unimproved section of Lake Dogwood Circle, Richland County [First Reading]:** Council gave first reading approval to the quit claim, with payment. The dollar amount will be presented to Council before Third Reading. **ACTION: ADMINISTRATION, PUBLIC WORKS, LEGAL, CLERK OF COUNCIL**

6. Report of the Economic Development Committee

- a. **Annual Richland County Economic Development Ambassador Nomination:** Council approved the recommendation of George Thibeault, Jr., President & CEO of Constantia Hueck Foils, LLC. Mr. Pearce also stated that Council would play a more prominent role in future years' nominations. **ACTION: ADMINISTRATION**
- b. **Governmental Affairs / Political Representative Services Contract Extension:** Council approved the contract extension through December 31, 2011. Council members are urged to submit potential 2011 legislative items to the Administrator to be forwarded to the Governmental Affairs / Political Representative Services team. The Governmental Affairs / Political Representative Services team will also attend Council's Annual Retreat in January 2011 to determine Council's Legislative Agenda for the year. **ACTION: ADMINISTRATION, LEGAL, PROCUREMENT, BUDGET, FINANCE**

7. Report of Rules and Appointments Committee

- a. **Notification of Vacancies:** Advertise i - v. **ACTION: CLERK OF COUNCIL**
 - i. **Board of Assessment Appeals – 1:** Tim Miles, December 18, 2010*
 - ii. **Building Codes Board of Adjustments and Appeals – 1:** David Cook, November 20, 2010*
 - iii. **Central Midlands Council of Governments – 1:** Earl Brown, September 11, 2010
 - iv. **Lexington/Richland Alcohol Drug and Abuse Council – 2:** Chris Brownlee, December 31, 2010; Wendell Price, December 31, 2010

- v. **Richland Memorial Hospital Board – 5:** Virginia Leaman Crocker, December 31, 2010; Roslyn Woodson Frierson, December 31, 2010*; George S. King, Jr., December 31, 2010*; F. Xavier Starks, December 31, 2010*; James E. (Rick) Wheeler, December 31, 2010*

b. Notification of Appointments

- i. **Accommodations Tax Committee, Hospitality – 2** [None] Advertise. **ACTION: CLERK OF COUNCIL**
- ii. **Appearance Commission, Landscaper / Landscape Architect – 1** [None] Advertise. **ACTION: CLERK OF COUNCIL**
- iii. **Building Codes Board of Adjustments and Appeals, Licensed Contractor – 1** Advertise. **ACTION: CLERK OF COUNCIL**
- iv. **Community Relations Council – 1** [Bethany Human] Human was appointed. **ACTION: CLERK OF COUNCIL**
- v. **Employee Grievance Committee – 3** [Deborah Jordan, Detention Center*] Jordan was appointed. The remaining 2 vacancies are to be advertised. **ACTION: CLERK OF COUNCIL**
- vi. **Internal Audit Committee – 2** [None] Advertise. **ACTION: CLERK OF COUNCIL**
- vii. **Riverbanks Park Commission – 1** [Lloyd S. Liles*] Liles was appointed. **ACTION: CLERK OF COUNCIL**

c. Discussion from Rules and Appointments Committee

- i. **Attorney General’s Opinion regarding Voter’s Registration and the Election Commission [reported out from the Joint Rules and Appointments and the Legislative Delegation Meeting, November 10, 2010]:** Following a discussion from the Rules and Appointments Committee, the Administrator, and members of the Delegation, this item was forwarded back to the Rules and Appointments Committee. Representative Todd Rutherford said this item will be up for discussion at the next Delegation meeting, scheduled for December 9, 2010. A report will be forwarded to the Rules and Appointments Committee. The Rules and Appointments Committee will take action on this item once the report is received from the Delegation. **ACTION: CLERK OF COUNCIL**

- ii. **Council will schedule at a minimum Quarterly ½ day work sessions to coincide with the receipt of the 50 plus page Quarterly Strategic Plan Update and 24 associated annual goals or dispose of the plan and subsequent reports. [Manning]:** Council voted to hold an update session for feedback one additional time per year prior to a Council Meeting at a date to be determined by Council. **ACTION: CLERK OF COUNCIL, ADMINISTRATION**

- 8. **A Resolution to appoint and commission Shandon Edwards and Dorris Taylor as Code Enforcement Officers for the proper security, general welfare, and convenience of Richland County:** Council approved the Resolutions. **ACTION: CLERK OF COUNCIL, LEGAL, BUSINESS SERVICE CENTER**

- 9. **Medicare Retiree Insurance:** Council gave first reading approval to a budget amendment in the amount of \$250,000. The funding source is fund balance. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL, BUDGET, FINANCE, HUMAN RESOURCES**

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

- 11. **Executive Session**
 - a. **Lease / Sale of County Property:** Council authorized the Administrator to negotiate the item and bring the item back to Council for approval. **ACTION: ADMINISTRATION, LEGAL**

 - b. **Addendum to the CMRTA IGA:** Council authorized staff to negotiate the item, including the points discussed in Executive Session, and bring the item back to Council for approval. **ACTION: ADMINISTRATION, LEGAL**

 - c. **Personnel Matter:** Verbatim Motion is as follows: “In light of the fact that the Council’s existing employment agreement with the Clerk of Council ends on December 13, 2010 and the new evaluation instrument to be used by Council to formally assess the Clerk’s performance is not yet available to us, I move to continue Ms. Cannon-Finch’s employment as the Clerk of Council on a month to month basis beginning December 14th at her current salary and benefits until such time as the Council and the Clerk can decide how they wish to move forward with this matter.”

12. Motion Period

- a. I move to request the Chair of County Council request and schedule a joint meeting with Lexington County officials to consider the feasibility of a collaborative impact fee study for both counties [Hutchinson]:** The item was forwarded to the December A&F Committee. **ACTION: ADMINISTRATION, PLANNING**
- b. Visit Term Limits for Boards and Committees [Jackson]:** The item was forwarded to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**

13. Adjournment: Council adjourned at 8:33 p.m.