

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
REGULAR SESSION COUNCIL MEETING
December 18, 2007
6:00 PM**

Call to Order: McEachern

Invocation: McEachern

Pledge of Allegiance: McEachern

Presentations

Jim Wilson, Environmental Manager, COWASEE Basin Presentation: Mr. Wilson and a representative from DNR gave a presentation regarding the Congaree, Wateree, and Upper Santee Basin (referred to as COWASEE).

Andy Witt, Cultural Council: Mr. Witt gave an update on the arts industry and requested funding from the hospitality tax in the 2008 – 2009 budget process.

Adoption of the Agenda: The agenda was adopted as amended. Item 1d was listed as a Consent item, but should not have been. Report of the Economic Development Committee was added to the agenda. Pending Litigation: Northeast Sanitary Landfill was added under Executive Session.

Citizens' Input: One person spoke regarding the State Farmers' Market.

Approval of Minutes

Zoning Public Hearing: November 27, 2007
The minutes were approved as presented.

Regular Session: December 4, 2007
The minutes were approved as corrected. 07-61MA (Peak Holdings, LLC) was listed as unanimous, but should have read, "The vote was in favor."

Report of the County Attorney for Executive Session Items

- a. **Project Y (Contractual Matter)**
- b. **Farmers' Market Update (Contractual Matter)**
- c. ~~**Riverside Property (Contractual Matter)**~~
- d. **Clerk's Evaluation (Personnel Matter)**
- e. **Northeast Sanitary Landfill (Pending Litigation)**
- f. **Potential Annexation of Columbia Venture Property by Cayce (Legal Advice)**
- g. **Lower Richland Sewer Service Update (Legal Advice)**

Report of the County Administrator

- a. ~~**Riverside Property Funding Recommendations:**~~
- b. **2008 Council Retreat:** Mr. Pope stated that he will be working with the Chair and Vice-Chair to develop the Retreat agenda. **ACTION: ADMINISTRATION**
- c. **Joint Planning Commission Meeting Report:** Mr. Pope informed Council that Planning staff will be following up with items discussed at the meeting regarding the principles and the Comprehensive Plan update. **ACTION: ADMINISTRATION, PLANNING**
- d. **Lower Richland Sewer Service Update:** Mr. Pope stated that this item would be discussed in Executive Session.
- e. **Potential Annexation of Columbia Venture Property by Cayce:** Mr. Pope stated that this item would be discussed in Executive Session.
- f. **Farmers' Market Update:** Mr. Pope stated that this item would be discussed in Executive Session.
- g. ~~**Offer to Purchase Property:**~~

Report of the Clerk of Council

- a. **NACO Legislative Conference, March 1 – 5, 2008, Washington Hilton & Towers, Washington, D.C.:** Ms. Finch requested Council members inform her if they would like to attend.

- b. **2008 Retreat:** Ms. Finch asked if any Council members would be unable to attend. Mr. Malinowski stated that he wouldn't be able to attend.
- c. **Special Called D&S Committee Meeting:** Ms. Finch stated that on December 10, 2007, Ms. Dickerson left a voice mail stating that she would be unable to attend the Special Called D&S Committee Meeting.
- d. **Funeral Arrangements:** Ms. Finch informed Council of the funeral arrangements for the deceased officer.

Report of the Chairman

- a. **Condolences:** Mr. McEachern offered condolences to the deceased officer's family.
- b. **Holidays:** Mr. McEachern wished everyone happy holidays.

Open / Close Public Hearings: 1h, 1i, and 1j. No one spoke.

Approval of Consent Items: The following consent items were approved: 1b, 1f, 1g, 1i, and 2a. Items 1a, 1c, 1d, 1h, and 1j were removed from the consent agenda.

1. Third Reading Items

- a. **07-52MA; Ashley Oaks Development; Mike Shelley (29.30 acres); M-1 to RS-LD; Single Family Residential; 17700-01-13; Wilson Boulevard & Farrow Road [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from M-1 to RS-LD. **ACTION: PLANNING, LEGAL**
- b. **07-58MA; Jeff Lanham; RM-HD to NC (2.24 acres); Neighborhood Commercial; 06016-09-01; 960 Zimalcrest Drive [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from RM-HD to NC. **ACTION: PLANNING, LEGAL**
- c. **07-59MA; Bruce Oswald; RS-MD to GC (3.47 acres); General Commercial; 11708-06-01 & 06; Fairfield Road & Prescott Road [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from RS-MD to GC. Mr. McEachern requested Planning staff to pay special attention to how development occurs at this location. **ACTION: PLANNING, LEGAL**
- d. **07-61MA; Peak Holdings, LLC; M-1 to GC; General Commercial; 02500-07-05; Peak Exit of I-26:** Council gave third reading approval to

the zoning map amendment changing the zoning designation from M-1 to GC. **ACTION: PLANNING, LEGAL**

- e. **07-43MA; Oak Hills; PDD to Amended PDD; Golf Course with Mixed Use Development; 09600-02-13 & 09600-03-01, 02, 03:** Council gave third reading approval to the zoning map amendment changing the zoning designation from PDD to Amended PDD, contingent upon the consensus of a Development Agreement. **ACTION: PLANNING, LEGAL**
 - f. **Ordinance Authorizing Assignment and Assumption of International Truck and Engine Corporation Fee Agreement and Inducement Agreement and Millage Rate Agreement [CONSENT]:** Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, AUDITOR'S OFFICE, BUDGET, FINANCE**
 - g. **Ordinance to Include KIRCO Property in the I-77 Corridor Regional Industrial Park [CONSENT]:** Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, AUDITOR'S OFFICE, BUDGET, FINANCE**
 - h. **Project Y FILOT Ordinance [CONSENT] [PUBLIC HEARING]:** Council gave third reading to the ordinance after the item was discussed in Executive Session. **ACTION: ADMINISTRATION, LEGAL, AUDITOR'S OFFICE, BUDGET, FINANCE**
 - i. **Ordinance Authorizing the Sale of Lot 10 in the Richland Northeast Industrial Park to The Taylored Window, LLC [CONSENT] [PUBLIC HEARING]:** Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**
 - j. **Amendment to Chapter 23, Taxation: Article VI, Local Hospitality Tax; Sections 23-69 & 23-71 [CONSENT] [PUBLIC HEARING]:** This item was deferred to the January 8, 2008 Council Meeting. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**
2. **Second Reading Items**
- a. **A Budget Ordinance for the 911 System Upgrades [CONSENT]:** Council approved second reading of the ordinance, with \$2,000,000 from the undesignated fund balance of fund 7500765 and \$3,000,000 from the undesignated fund balance of the general fund. **ACTION: EMERGENCY SERVICES, BUDGET, FINANCE, CLERK OF COUNCIL, LEGAL**
3. **Resolution for Farmers' Market:** The resolution was approved as amended, adding the following language: "Now therefore be it resolved that Richland

County Council offers their support to the wholesale and retail vendors currently located at the present site on Bluff Road, or at the currently designated Shop Road site, and supports their continued presence and valuable contributions to Richland County at the current location.” **ACTION: ADMINISTRATION, LEGAL**

4. **Solid Waste Management Plan Amendment:** The item was approved after Executive Session. **ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS**
5. **Report of Rules and Appointments Committee**
 - a. **Notification of Appointments to Boards, Commissions, and Committees**
 1. **Accommodations Tax Advisory Committee: 2:** Brenda L. Parnell was appointed to the Accommodations Tax Advisory Committee, and the vacant position is to be readvertised. **ACTION: CLERK OF COUNCIL**
 2. **Airport Commission: 3:** J. Russell Goudelock, II; Merrill Donahoo; and Don Purcell were appointed to the Airport Commission. **ACTION: CLERK OF COUNCIL**
 3. **Board of Assessment Appeals: 1:** Timothy R. Miles was appointed to the Board of Assessment Appeals. **ACTION: CLERK OF COUNCIL**
 4. **Business Service Center Appeals Board: 5:** No applications were received. Staff is to come up with innovative advertising mechanisms to recruit members to the Board. If no applications are received by January, the Rules Committee is requested to revisit the ordinance comprising the requirements of the board members. **ACTION: ADMINISTRATION, BUSINESS SERVICE CENTER, CLERK OF COUNCIL, LEGAL**
 5. **Employee Grievance Committee: 2:** No applications were received. The vacancies are to be readvertised. **ACTION: CLERK OF COUNCIL**
 6. **Internal Audit Committee: 1:** No applications were received. The vacancy is to be readvertised. **ACTION: CLERK OF COUNCIL**
 7. **Lexington / Richland Alcohol and Drug Abuse Council: 2:** Chris Brownlee and Wendell Price were appointed to the

Lexington / Richland Alcohol and Drug Abuse Council.
ACTION: CLERK OF COUNCIL

8. **Richland Memorial Hospital Board: 4:** Rosalyn Woodson Frierson; James L. Hudgins; Gerald Isreal, Jr.; James C. Reynolds were appointed to the Richland Memorial Hospital Board.
ACTION: CLERK OF COUNCIL
9. **Motions Made During the Motion Period:** Mr. Montgomery stated that the Rules Committee will prepare a rule or form for Council members to use for motions made during the motion period. **ACTION: CLERK OF COUNCIL**

6. **Report of Development and Services Committee Special Called Meeting**

- a. **Sheriff's Department: Request to Approve the Rollover and Expenditure of \$184,909.60 of Special Duty Administrative Fees Billed in FY 2006-2007 and Collected After July 1, 2007 for the Purpose of Purchasing Non-Lethal Taser Equipment and Training:** Council gave first reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, SHERIFF'S DEPARTMENT**
- b. **Amendments to the Richland County Billboard Ordinance:** This item will remain in the D&S Committee until the Planning Commission Work Session on January 7, 2008. **ACTION: ADMINISTRATION, PLANNING, LEGAL**

7. **Report of the Economic Development Committee**

- a. **Project Newfie Grant:** The item was approved. Staff will administer the grant from the State. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE, GRANTS**

8. **Citizens' Input:** One person spoke regarding Sara Matthews Road.

9. **Executive Session**

- a. **Project Y (Contractual Matter):** Received as information. Council gave third reading to item 1h.
- b. **Farmers' Market Update (Contractual Matter):** Council directed staff to proceed as directed in Executive Session. **ACTION: ADMINISTRATION**
- c. ~~**Riverside Property (Contractual Matter):**~~

- d. **Clerk's Evaluation (Personnel Matter):** The Clerk will receive a 4% raise. The Clerk's Office will also be discussed at Retreat.
 - e. **Northeast Sanitary Landfill (Pending Litigation):** Received as information. The settlement agreement has been executed.
 - f. **Potential Annexation of Columbia Venture Property by Cayce (Legal Advice):** Staff is to perform due diligence as more information becomes available regarding the project. **ACTION: ADMINISTRATION, LEGAL**
 - g. **Lower Richland Sewer Service Update (Legal Advice):** The Administrator is to proceed as directed in Executive Session. **ACTION: ADMINISTRATION, LEGAL**
- 10. Motion Period**
- a. **Jeter:** Motion for a work session regarding the Northeast Recreation Facility to be held in January. **ACTION: CLERK OF COUNCIL**
 - b. **Pearce:** Motion for the Kingston Village Sewer Agreement to be placed as an item for action on the January 2008 D&S Committee agenda. **ACTION: ADMINISTRATION, PUBLIC WORKS, LEGAL**
- 11. Adjournment:** Council adjourned at 10:15 p.m.