

REVISED

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
COUNCIL CHAMBERS
JUNE 5, 2007
6:00 P.M.**

**CALL TO ORDER Honorable Joseph McEachern,
Chairman**

INVOCATION Honorable Michael Montgomery

**PLEDGE OF ALLEGIANCE
Honorable Michael Montgomery**

CITIZEN'S INPUT

APPROVAL OF MINUTES

Regular Session: May 15, 2007 [Pages 6-16]

Budget Public Hearing: May 22, 2007 [Pages 17-19]

Zoning Public Hearing: May 22, 2007 [Pages 20-22]

Regular Session: My 24, 2007 [Pages 23-31]

ADOPTION OF AGENDA

**REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE
SESSION ITEMS**

a. TIF Update

REPORT OF THE COUNTY ADMINISTRATOR

REPORT OF THE CLERK OF COUNCIL

a. NACo Conference July 13-17, 2007

- b. Community Relations Council Annual Luncheon, Seawells, June 13th at 12:30 p.m.**

REPORT OF THE CHAIRMAN

- a. Comprehensive plan regarding non-attainment air quality EPA Standards**
- b. Work Session on June 19th regarding Recreation Complex in Northeast Richland County**

APPROVAL OF PUBLIC HEARING ITEMS

1.a., 1.b., 1.c.

APPROVAL OF CONSENT ITEMS

1.a., 1.b., 1.c., 2.c., 2.d., 2.d., 3.a., 3.c., 3.d., 3.e., 3.f., 4.a., 4.b., 4.c.

1. THIRD READING ITEMS

- a. Ordinance amending the FY 2006-2007 General Fund Budget to add one million sixty five thousand dollars to the budgets of Risk Management, The Ombudsman's Office and Central Services [PUBLIC HEARING] [CONSENT] [Pages 32-33]**
- b. Ordinance amending the FY 2006-2007 General Fund Budget to add \$50,000 to the Coroner's Budget [PUBLIC HEARING] [CONSENT] [Pages 34-35]**
- c. Ordinance authorizing the issuance of revenue refunding bonds and revenue bonds for the benefit of International Paper Company and related matters in connection therewith [PUBLIC HEARING] [CONSENT] [Pages 36-42]**
- d. FY 2007-2008 Budget Ordinance [Pages 43-49]**

2. SECOND READING ITEMS

- a. **Recommendation from Planning Commission to amend the Comprehensive Plan by incorporating “The Renaissance Plan for the Decker Boulevard/Woodfield Park Area” into the I-20 Corridor subarea plan [Pages 50-51]**
 - b. **07-26MA
Dovetail Development
RM-MD to RM-HD
Multi-Family Dwellings
TMS #13607-02-01
Shop Road [Page 52]**
 - c. **07-28MA
Bunch/Lower Richland PDD
RU to PDD
Mixed Use Development
TMS #21800-01-06
Garners Ferry Road & Lower Richland Boulevard
[CONSENT] [Pages 53-56]**
 - d. **07-29MA
Farrow Road Joint Venture
HI to GC
TMS #17200-03-101(p)/13/21/28/29 and
TMS #17211-01-01(p)/07/09 and
TMS #17206-02-01
I-77 & Farrow Road
[CONSENT] [Pages 57-66]**
 - e. **Citadel Foundation/Northpoint Industrial Park/Land Purchase [Pages 67-76]**
 - f. **Midlands Technical College: Request for Multi-County Industrial Park Status [Pages 77-85]**
- 3. REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE [Pages 86-87]**

- a. **Request to approve posting of the Civil Rights Act 1968 in County-occupied buildings [CONSENT]**
 - b. **An ordinance providing for entering into a tax-exempt lease purchase transaction of not exceeding \$3,700,000 and a sublease with Allen University, to prescribe the purposes for which the proceeds shall be expended, to provide for the payment thereof, and other matters pertaining thereto [Page 88]**
 - c. **Memorandum of Understanding relating to the interim financing of the Central Midlands Regional Transit Authority [CONSENT]**
 - d. **An ordinance amending the Richland County Code of Ordinances; Chapter 18, Offenses; so that all business establishments within the unincorporated areas of Richland County with gasoline and diesel fuel pumps shall require full payment in advance for any quantity of gasoline or diesel sold {Committee Recommended Denial} [CONSENT] [Pages 89-90]**
 - e. **Detention Center: Request to approve expenditure in the amount of \$99,290.00 to Honeywell, Inc. for full maintenance coverage on the fire and security system for the Bluff Road Facility [CONSENT]**
 - f. **Detention Center: Request to approve the expenditure in the amount of \$135,492.00 to W. B. Guimarin & Company, Inc. for maintenance of the Bluff Road Facility Housing and Energy Plant [CONSENT]**
- 4. REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE [Page 91]**
- a. **An ordinance authorizing the amendment of a development agreement between Richland County, South Carolina and Lake Carolina Development, Inc.**

to reflect the addition of land to the Lake Carolina PUD-2 [CONSENT] [Pages 92-93]

- b. Ordinance authorizing the granting of a sanitary sewer easement to the City of Columbia across county-owned property on Elder's Pond Drive [CONSENT] [Page 94]**
- c. Ordinance authorizing the granting of a water line easement to the City of Columbia across county-owned property on Elder's Pond Drive [CONSENT] [Page 95]**
- d. Request to consider a petition to close a portion of Hobart Road**
- e. Ordinance authorizing the use of fill in floodplain areas [Pages 96-98]**

5. REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE

- a. Ordinance authorizing Special Source Revenue Bonds not to exceed \$1,000,000 payable from fee-in-lieu of tax revenues generated from properties within the I-77 Corridor Regional Industrial Park; the proceeds to be used to finance improvements in the Northpoint Industrial Park [Page 99]**

6. CITIZEN'S INPUT

7. MOTION PERIOD

- a. Conservation Overlay District regarding Crane Creek Water Shed [MCEACHERN]**
- b. Resolution recognizing Tamara Abraham as a West Point Cadet [JACKSON]**

8. ADJOURNMENT

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, MAY 15, 2007 6:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Joseph McEachern
Vice Chair	Valerie Hutchinson
Member	Joyce Dickerson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Kit Smith

OTHERS PRESENT - Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Stephany Snowden, Jennifer Dowden, Tamara King, Joe Cronin, Larry Smith, Amelia Linder, Michael Criss, Jennie Sherry-Linder, Anna Almeida, Audrey Shifflett, Teresa Smith, Bill Peters, Sandra Haynes, Daniel Driggers, Andy Metts, John Hixon, Tiaa Rutherford, Pam Davis, Chief Harrell, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:01 p.m.

Mr. McEachern stated that one of the presentations was inadvertently left off the agenda and would need to be added by unanimous consent. Ms. Scott moved, seconded by Mr. Malinowski to add this presentation to the agenda. The vote in favor was unanimous.

INVOCATION

The Invocation was given by the Honorable L. Gregory Pearce, Jr.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable L. Gregory Pearce, Jr.

POINT OF PERSONAL PRIVILEGE – Mr. McEachern congratulated Mr. Pearce on the birth of his grandson.

PRESENTATIONS

Public Works Week, May 19-26, 2007 – Ms. Scott and Ms. Hutchinson presented Ms. Teresa Smith with a proclamation in honor of Public Works Week.

Transportation Study Commission Update – Mr. Bill Leidinger gave a report on the progress the commission has made since its creation. Mr. Leidinger stated that there are four upcoming meetings scheduled: Lower Richland—May 29th at Lower Richland High School; Northeast—May 31st at Ridgeview High School; Northwest—June 4th at St. Andrews Middle School; and Downtown—June 7th at the Richland County Library.

Mr. Ernie Bowman, Project Manger, from Parker Brinkerhoff gave a brief update from the consultants.

Mr. Livingston suggested that the Transportation Study Commission make the same presentation they made to County Council to the Columbia City Council.

CITIZEN'S INPUT

No one signed up to speak.

LEGAL REVIEW OF SANITARY SEWER EXTENSION AGREEMENTS FOR:

(1) Rothstein Tract, (2) Eagles Rest Subdivision, and (3) River Shoals Subdivision

Mr. Smith stated that legal staff reviewed the sanitary sewer extension agreements and have amended the agreements consistent with the motion that was made at the previous meeting and believe they are consistent with the 1995 Court Order. Mr. Smith further stated that he needed direction regarding the life of the taps certificates provision that is referenced in the Rothstein Agreement. A discussion took place.

Mr. Montgomery moved, seconded by Ms. Scott, to reconsider the agreements. The vote in favor was unanimous.

Mr. Montgomery moved, seconded by Ms. Scott, to approve to the three agreements with the following change to the Rothstein Agreement: the words "are entered into as a result of a court order" stricken just so it deals with the prior agreements or written between the parties and that with all three of the agreements having a tap certificate life of ten years, as opposed to five. The vote was in favor.

APPROVAL OF MINUTES

Zoning Public Hearing: April 24, 2007 – Ms. Hutchinson moved, seconded by Mr. Pearce, to approve the minutes as distributed. The vote in favor was unanimous.

Regular Session: May 1, 2007 – Mr. Malinowski stated there was a grammatical error at the end of page 10 that needed to be corrected.

Mr. Pearce moved, seconded by Ms. Hutchinson, to approve the minutes as corrected and reconsidered. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. McEachern stated that Item 1.e. needed to be removed from the agenda.

Ms. Finch stated that Item 1.c. needed to be removed from the consent agenda.

Mr. McEachern stated that Item 6.a. needed to be removed from the agenda.

Mr. Smith stated that the TIF Update needed to be added under the Report of the County Attorney for Executive Session.

Mr. McEachern requested that Executive Session be held after Citizens Input.

Mr. Pearce moved, seconded by Ms. Scott, to approve the agenda as amended. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

The following items were potential Executive Session items:

- a. **N. E. Sanitary Landfill Lawsuit**
- b. **TIF Update**
- c. **Employee Grievances**

REPORT OF THE COUNTY ADMINISTRATOR

Employee Grievances – Ms. Smith moved, seconded Mr. Montgomery, to uphold the Administrator's recommendation. The vote in favor was unanimous.

Animal Care Recommendations – This item is on the agenda for action.

Employee Recognition – Mr. Pope presented Ms. Roxanne Matthews with a dozen roses in recognition of her service to the County upon her departure from the County.

Transportation Public Forum – Mr. Cronin reiterated when the transportation public forums would be taking place.

REPORT OF THE CLERK OF COUNCIL

Celebrate Freedom – Ms. Finch stated that she had received VIP parking passes for this event.

REPORT OF THE CHAIRMAN

Wellness Program – Mr. McEachern stated the USC and Palmetto Health have collaborated on a wellness program. There may be an opportunity for Richland County to also collaborate with them.

Planning Summit – Mr. McEachern reminded Council of the Planning Summit on Thursday, May 17th at the Convention Center.

PUBLIC HEARING ITEMS

- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges, Article 1, in general; Section 21-11, Traffic Engineering; so as to permit the construction and maintenance of electric traffic signalization devices for County maintained roads** – Mr. Ed Vraniac spoke in favor of this item.
- **Emergency Services: Request for Approval of Stretcher and EKG Equipment Purchases** – No one signed up to speak.
- **Ordinance Authorizing the Granting of a Sanitary Sewer Right-of-Way Easement to the City of Columbia Across Property Identified as a Portion of TMS # 17400-09-15, to Serve the Killian Crossroads Development** – No one signed up to speak.
- **Sheriff's Department Budget Amendment for Special Duty Pay and Request for One Additional FTE** – No one signed up to speak.
- **Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Boards and Commissions created and recognized; so as to create a Business Service Center Appeals Board** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

Mr. Montgomery moved, seconded by Mr. Livingston, to approve the following consent items:

- **07-15MA, Keith Moore, RU to NC (2.15 Acres), Neighborhood Commercial Use, 25700-02-02, Spears Creek Church Road [Third Reading]**
- **07-16MA, Brad Lail, RU/NC to GC (11.26 Acres), General Commercial Use, 17104-02-02/03/04, Parklane Rd. & Legrand Road [Third Reading]**
- **Emergency Services: Request for Approval of Stretcher and EKG Equipment Purchases [Third Reading]**
- **Ordinance Authorizing the Granting of a Sanitary Sewer Right-of-Way Easement to the City of Columbia Across Property Identified as a Portion of TMS #17400-09-15, to serve the Killian Crossroads Development [Third Reading]**
- **Sheriff's Department Budget Amendment for Special Duty Pay and Request for One Additional FTE [Third Reading]**
- **Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Board and Commissions Created and Recognized; so as to Create a Business Service Center Appeals Board [Third Reading]**
- **Request to Approve a Budget Amendment for Risk Management, Ombudsman, and Central Services [Second Reading]**
- **Request to Approve a Budget Amendment for the Coroner's Office [Second Reading]**
- **Ordinance Authorizing the Issuance of Revenue Refunding Bonds and Revenue Bonds for the Benefit of International Paper Company and Related Matters in Connection Therewith [Second Reading]**

The vote in favor was unanimous.

THIRD READING

An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges, Article 1, in general; Section 21-11, traffic engineering; so as to permit the construction and maintenance of electric traffic signalization devices for County maintained roads – Ms. Hutchinson moved, seconded by Mr. Montgomery, to approve this item. A discussion took place.

The vote was in favor. Ms. Scott opposed.

FIRST READING

Recommendation from Planning Commission to Amend the Comprehensive Plan by Incorporating "The Renaissance Plan for the Decker Boulevard/Woodfield Park

Area" into the I-20 Corridor Sub-Area Plan – Mr. Montgomery moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

Animal Care Recommendation – Mr. Pope briefed Council on their options and also provided them with his recommendation regarding this item.

A discussion took place.

Mr. Jeter moved, seconded by Ms. Hutchinson, to approve option #1 to partner with the City of Columbia to build the Columbia Animal Shelter Annex. The vote in favor was unanimous.

Mr. Montgomery moved, seconded by Ms. Dickerson, to refer the second part of the Administrator's recommendation regarding capital grants back to the D&S committee for the purpose of addressing an amendment to our Animal Registration Ordinance to create a structure which will have separate licensing fees for unspayed and unneutered and spayed, neutered and micro-chipped animals and then would work with Lexington County and Project Pet to develop a bond ordinance to use those fees to retire the bond debt.

Mr. Jeter recommended the following amendment: to have the Chairman appoint a special committee to work with Lexington County Council to move this matter along.

Mr. Montgomery accepted Mr. Jeter's amendment. The vote in favor was unanimous.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Proposed Traffic Signal Prioritization Policy – Ms. Hutchinson moved, seconded by Mr. Malinowski, to approve prioritization by using the South Carolina Department of Transportation criteria. A discussion took place.

The vote was in favor. Ms. Scott opposed.

Funding Options for Electric Signals – Ms. Smith moved, seconded by Ms. Dickerson, to take up the options for funding in the next budget year. A discussion took place.

Ms. Smith withdrew her motion.

Ms. Hutchinson moved, seconded by Mr. Malinowski, to refer the options for funding to the current budget process to identify funding for electric signals for the coming fiscal year. A discussion took place.

The vote was in favor. Ms. Scott opposed.

Request to Approve the Installation and Maintenance of a Traffic Signal at the Intersection of Summit Parkway and Summit Ridge Drive – Ms. Hutchinson moved, seconded by Mr. Jackson, to approve the traffic signal with the funding to consist of \$45,000 from the County Transportation Committee and necessary additional funds from the 2007 traffic calming account with the Public Works Department.

Ms. Smith made a substitute motion, seconded by Ms. Dickerson, to refer this item to the Public Works Department for evaluation with other requests by July 1st using the prioritization criteria. A discussion took place.

<u>In Favor</u>	<u>Oppose</u>
Pearce	Malinowski
Jeter	Jackson
Livingston	Hutchinson
Dickerson	McEachern
Smith	
Scott	
Montgomery	

The substitute motion passed.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

Citadel Foundation/Northpoint Industrial Park—Land Purchase – Mr. Jeter stated that the committee recommended approval of this item. The vote in favor was unanimous.

Midlands Technical College: Request for Multi-County Industrial Park Status – Mr. Jeter stated that the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

- I. **NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS AND COMMITTEES**
 - a. **Board of Assessment Appeals—1** – Mr. Montgomery stated that the committee recommended that staff advertise for this vacancy. The vote in favor was unanimous.
 - b. **Board of Zoning Appeals—1** – Mr. Montgomery stated that the committee recommended that staff advertise for this vacancy. The vote in favor was unanimous.

II. NOTIFICATION OF VACANCIES

- a. **Central Midlands RTA—4** – Mr. Montgomery stated that Mr. Livingston requested the Clerk to advise the committee of the policies that other agencies appointing to the RTA are using so we can make sure that Richland County's representatives are not adversely affected by our term policies. The appointments are being held pending the receipt of this information.
- b. **Employee Grievance Committee—2** – Mr. Montgomery stated there was two applicants and two vacancies. The committee's recommendation was to appoint Ms. Deborah Jordan and Mr. Llewlyn Walters. The vote in favor was unanimous.
- c. **Internal Audit Committee—1** – Mr. Montgomery stated there was one applicant and one vacancy. The committee's recommendation was to appoint Mr. Ulice Lance. The vote in favor was unanimous.
- d. **Township Auditorium—2** – Mr. Montgomery stated there were nine applicants and two vacancies.

No one voted for Ms. Patricia Williams.

No one voted for Mr. Luther Thomas, Jr.

Mr. McEachern voted for Ms. Tre Tailor.

No one voted for Mr. Willie Simons.

Ms. Hutchinson voted for Ms. Shannon Pouser.

No one voted for Mr. John Pincelli.

Ms. Smith voted for Mr. Steven Larkin.

Mr. Pearce, Mr. Malinowski, Mr. Jackson, Mr. Jeter, Ms. Hutchinson, Mr. Livingston, Ms. Dickerson, Ms. Scott and Mr. Montgomery voted for Ms. Angela Kirby.

Mr. Pearce, Mr. Malinowski, Mr. Jackson, Mr. Jeter, Mr. Livingston, Ms. Dickerson, Ms. Smith, Ms. Scott and Mr. Montgomery voted for Ms. Tara Robertson Hart.

Ms. Angela Kirby and Ms. Tara Robertson Hart were appointed.

POINT OF PERSONAL PRIVILEGE – Mr. Livingston recognized that Ms. Sally Roach, Director of Township Auditorium, was in the audience.

III. Amendments to Council Rules

- a. **Section 1.7 – Agenda** – The committee recommended amending Item b.2. under Section 1.7 of the Council Rules to read: any item defeated, tabled or not acted on by committee within 90 days of that item having been placed on the committee's agenda may be placed on the agenda when the Clerk's Office has received a written request signed by three members of Council.
- b. **Section 4.6 – Reports** – The committee recommended amending the second paragraph of Section 4.6 of the Council Rules to read: All items presented to Council by committee must carry the committee's disposition of the item, whether that disposition be to recommend approval, to recommend denial, to make no recommendation at all, or to make any other disposition with respect to the item. Any item defeated, tabled, or no acted on by committee within 90 days of that item having been placed on the committee's agenda may be placed on the Council agenda when the Clerk's Office has received a written request signed by three members of Council.
- c. **Section 5.21 – Voting** – This item was held in committee.
- d. **Composition of Planning Commission** – This item was held in committee.

CITIZEN'S INPUT

No one signed up to speak.

EXECUTIVE SESSION ITEMS

Mr. Pearce moved, seconded by Mr. Montgomery, to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 9:07 p.m. and came out at approximately 10:01 p.m.
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Mr. Livingston moved, seconded by Mr. Pearce, to come out of Executive Session. The vote in favor was unanimous.

- a. **N. E. Sanitary Landfill Lawsuit** – Mr. Livingston moved, seconded by Ms. Dickerson, to move forward as discussed in Executive Session. The vote in favor was unanimous.
- b. **TIF Update** – Mr. Livingston moved, seconded by Ms. Scott, to move forward as discussed in Executive Session. The vote in favor was unanimous.

MOTION PERIOD

Free and Fair Trade Resolution – Mr. Jeter referred to the D&S Committee a draft resolution dealing with free and fair trade.

Review of Sign Ordinance – Mr. Jackson referred to the D&S Committee the review of the County's sign ordinance.

Request to Place Sewer Extension Authority under Richland County Council – Mr. Malinowski moved, seconded by Mr. Norman Jackson, to place the sewer extension authority under Richland County Council, to initiate a study to determine whether to eliminate the current policy of allowing developers to extend sewer lines in exchange for taps, that administration conduct a study and make recommendations to Council as soon as possible, that Richland County suspend sewer extension agreements until this particular study has been completed and that Council has acted on those recommendations of staff, and the adoption of an ordinance or resolution that establishes a life of up to five years for all taps so that all developers have the same benefit. The requested study should include the growth plan for the entire county, a review of the consent of the older items, the provision for establishment of a Richland County service area for both water and sewer.

A discussion took place. The vote in favor was unanimous.

Wellness Program – Mr. McEachern authorized Mr. Pope to proceed with this program.

ADJOURNMENT

The meeting adjourned at approximately 10:10 p.m.

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

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Tuesday, May 15, 2007
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Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

**RICHLAND COUNTY COUNCIL
BUDGET PUBLIC HEARING
MAY 22, 2007
6:00 P.M.**

PRESENT: Joe McEachern, Chair; Valerie Hutchinson, Vice-Chair; Joyce Dickerson, Norman Jackson, Damon Jeter, Paul Livingston, Bill Malinowski, Mike Montgomery, L. Gregory Pearce, Jr.; Bernice G. Scott, Kit Smith

OTHERS PRESENT: Milton Pope, Tony McDonald, Angie McInchok, Stephany Snowden, Jennifer Dowden, Teresa Smith, Lashedra Pontoon, Joe Cronin, Monique Walters, Daniel Driggers, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:05 p.m.

1. 2006/2007 Budget Public Hearing

The floor to the public hearing was opened.

The following persons signed up to speak:

- Rick Wheeler
- Ronnie Burkett
- Jim Smith
- Shellie Webb
- Eboni Johnson
- William Starrett
- Teresa McWilliams
- Chandler Sharpe
- Robert Liming
- Jordhan Irvine
- Joseph Randall
- Patrick Cobb
- Lill Mood
- Eve Wilson
- Josiah Washington
- Gene Retske
- Raj Aluri
- Juliette Greenlee
- Lloyd Dunham
- Susan Mazur
- Suzy Allred
- Chloe Rothstein
- Kathleen Brantner
- Jonathan Sanchez
- Alexis Dokter
- Lorine Boykin

- Johna Sutton
- Lisa Harwell

Ms. Scott moved, seconded by Ms. Hutchinson, to recess the public hearing. The public hearing recessed at approximately 7:00 and reconvened at approximately 7:02.

- Vickie Powell
- Lee Edens
- Laura Thompson
- Michael Staward
- Keano Crouch
- Sally Lowery
- Jack Sellers
- Allen Lott
- Rev. Sammy Wade
- Katherine Bruce

The floor to the public hearing was closed.

ADJOURNMENT

Mr. Perce moved, seconded by Ms. Dickerson, to adjourn the meeting at approximately 7:17 p.m. The vote in favor was unanimous.

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, MAY 22, 2007 7:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Joseph McEachern
Vice-Chair	Valerie Hutchinson
Member	Joyce Dickerson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Kit Smith

OTHERS PRESENT: Milton Pope, Amelia Linder, Anna Almeida, Suzie Haynes, Geo Price, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 7:00 p.m.

Mr. Montgomery moved, seconded by Ms. Scott, to recess. The meeting recessed at approximately 7:01 p.m.

Mr. Montgomery moved, seconded by Mr. Livingston to reconvene. The meeting reconvened at approximately 7:29 p.m.

ADDITIONS/DELETIONS TO AGENDA – Ms. Almeida stated there were no changes.

MAP AMENDMENTS

07-22MA, William Patterson, RS-LD to RM-HD (2.23 Acres), Residential, 11707-02-46, 5747 Weston Ave.

Mr. Jeter stated that the applicant had requested a withdrawal.

Mr. Jeter moved, seconded by Ms. Hutchinson, to accept the withdrawal. The vote in favor was unanimous.

07-23MA, Stan Mack, OI to PDD (3.51 Acres), Equipment Storage & Servicing, 03300-07-06, Farming Creek Rd.

Mr. McEachern opened the floor to the public hearing.

Mr. Stan Mack and Mr. Karl Becker spoke in favor of this item.

The floor to the public hearing was closed.

Mr. Malinowski moved, seconded by Mr. Jackson, to deny the re-zoning. The vote in favor was unanimous.

Ms. Smith moved, seconded by Ms. Dickerson, to reconsider this item. The vote was in favor. A discussion took place.

Ms. Smith moved, seconded by Mr. Malinowski, to deny the re-zoning. The vote was in favor.

07-26MA, Dovetail Development, RM-MD to RM-HD (26.45 Acres), Multi-Family Dwellings, 13607-02-01, Shop Rd.

Mr. McEachern opened the floor to the public hearing.

The citizen that signed up to speak in favor of this item declined to speak at this time.

The floor to the public hearing was closed. A discussion took place.

Ms. Scott moved, seconded by Mr. Jeter, to approve the re-zoning request for First Reading. The vote was in favor.

07-28MA, Bunch/Lower Richland PDD, Kenneth Simmons Associates, RU to PDD (178.9 Acres), Mixed Use Development, 21800-01-06, Garners Ferry Rd. & Lower Richland Blvd.

Mr. McEachern opened the floor to the public hearing.

Mr. Ken Simmons spoke in favor of this item.

Ms. Joann Campbell, Ms. Linda Amason, and Ms. Alix Hay spoke against this item.

The floor to the public hearing was closed.

Mr. Jackson moved, seconded by Mr. Malinowski, to approve the re-zoning request for First Reading with the following stipulations: to adhere to the Southeast Neighborhood Master Plan with the multi-family residential unit of eight units per acre with architectural review of conformity to the Master Plan, to adapt staff's recommendation of Item #5 and eliminate of Item #2, to include a list of uses of the commercial piece prior to Second Reading. The vote in favor was unanimous.

07-29MA, Farrow Rd. Joint Venture, Alan Kahn, HI to GC (116.8 Acres), Mixed Use, 17200-03-01(p)/13/21/28/29 & 17211-01-01(p)/07/09 & 17206-02-01, I-77 & Farrow Rd.

Mr. McEachem opened the floor to the public hearing.

Mr. Robert Fuller spoke in favor of this item.

Mr. John Norcia spoke against this item.

The floor to the public hearing was closed.

Mr. Livingston moved, seconded by Ms. Scott, to approve the re-zoning request for First Reading. The vote in favor was unanimous.

ADJOURNMENT – The meeting adjourned at approximately 7:58 p.m.

Submitted respectfully by,

Joseph McEachem
Chair

The minutes were transcribed by Michelle M. Onley

MINUTES OF



**RICHLAND COUNTY COUNCIL
REGULAR SESSION
THURSDAY, MAY 24, 2007
6:00 p.m.**

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Joseph McEachern
Vice Chair	Valerie Hutchinson
Member	Joyce Dickerson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Absent	Mike Montgomery Kit Smith

OTHERS PRESENT: Milton Pope, Tony McDonald, Angie McInchok, Daniel Driggers, Joe Cronin, Larry Smith, Teresa Smith, Jim Wilson, Stephany Snowden, Jennifer Dowden, James Hayes, Lashedra Pontoon, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:00 p.m.

INVOCATION

The Invocation was given by the Honorable Joseph McEachern

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Joseph McEachern

ADOPTION OF AGENDA

Ms. Hutchinson moved, seconded by Mr. Jackson, to adopt the agenda. The vote in favor was unanimous.

CONSENT ITEMS

Ms. Hutchinson moved, seconded by Mr. Pearce, to approve the following consent items:

- School District Two: \$92,116,750 (FY07 appropriated \$80,012,448; EIA: \$88,314,825; Requested: \$92,116,750; Cap: \$93,789,500)
- Recreation Commission: \$9,477,646 (FY07 appropriated \$9,060,812; Requested: \$10,642,690; Cap: \$9,477,646)
- Midlands Technical College: \$3,811,130 (FY07 appropriated \$3,682,764; Requested: \$3,811,130; Cap: \$3,817,823)
- Midlands Technical College-Capital: \$1,225,000 (Requested value of 1 mill, approve funding level)
- Midlands Technical College-Capital Debt Service: \$612,500 (Requested value of .5 mill, approve funding level)
- Library: \$17,168,622 (FY07 appropriated \$16,331,228; Requested: \$17,335,359; Cap: \$17,168,622)
- Riverbanks Zoo: \$1,646,618 (FY07 appropriated \$1,598,056; Requested: \$1,646,618; Cap: \$1,649,110)
- Mental Health: \$1,576,145 (FY07 appropriated \$1,539,014, Requested: \$1,588,262; Cap: \$1,576,145)
- Conservation Commission: \$640,000 (Requested .5 mill, approve funding level)
- Conservation Commission: Approve Capital Acquisition Program that would allow for reservation of fund balance to be used for purchase of land
- Neighborhood Redevelopment: \$640,000 (Requested .5 mill, approve funding level)
- Solid Waste: \$21,130,131 (Approve Funding Level—includes no fee increase or change in tax rate; includes 1 new position partially funded between other sources)
- Broad River Sewer System: \$5,093,812 (Approve Funding Level—includes two loans to Lower Richland & Hopkins Utility Systems)
- Lower Richland Sewer System: \$274,062 (Approve Funding Level—includes loan from Broad River system of \$181,632)
- Pond Drive Water System: \$8,270 (Approve Funding Level)
- Hopkins Utility System: \$52,740 (Approve Funding Level—includes loan from Broad River System of \$54,342)
- Parking Garage: \$219,850 (Approve Funding Level—includes no change in user rate)
- Stormwater Management: \$2,770,543 (Approve Funding Level—includes no change in tax rate; included six new positions—two are partially funded between other sources)

- Roads & Drainage: \$5,270,000 (Approve Funding Level—includes no change in fee; includes 1 new position partially funded between other sources [This item was reconsidered])
- Probate Court Advertising: \$42,999 (Approve Funding Level)
- Temporary Alcohol Permit: \$100,500 (Approve Funding Allocation—Solicitor: \$35,560; Appearance Commission: \$8,840; River Alliance: \$56,100)
- Title IV-D Civil Process: \$64,107 (Approve Funding Level)
- Solicitor Drug Court: \$56,436 (Approve Funding Level)
- Emergency Telephone System: \$1,398,000 (Approve Funding Level)
- Hospitality Tax: Approve \$10,000 of the \$35,000 Undesignated County Promotions for International Friendship Ministries/International Festival
- Hospitality Tax: Approve Funding Distribution—County Promotions [This item was reconsidered]
- Hospitality Tax: \$5,700,000 (Approve Funding Allocation)
- Industrial Park: \$1,054,424 (Approve Funding Allocation)
- Discretionary Grant (Approve Funding Allocation)
- All Departments: Amend budget based on current salary reports [This item was reconsidered]

SECOND READING ITEMS

FY 2007-2008 Budget Ordinance – Ms. Scott moved, seconded by Mr. Pearce, to approve this item as amended for 2nd Reading. The vote in favor was unanimous.

FY 2007-2008 Millage Ordinance – Mr. Jeter moved, seconded by Mr. Jackson, to approve this item as amended for 2nd Reading. The vote in favor was unanimous.

Richland School District One: \$154,576,000 (FY07 appropriated \$149,722,082; EIA: \$156,609,298; Requested: \$160,327,584; Cap: \$154,576,000) – A discussion took place.

Ms. Scott moved, seconded by Mr. Livingston, to approve \$154,576,000 for this item and have staff contact the Association of Counties for an opinion regarding the ramification of exceeding the cap. The vote in favor was unanimous.

Recreation Commission: Recreation Commission appropriation in excess of five mills is made w/ the following conditions; the appropriated fund use must include \$151,937 for the continuation of the free after-school programs JUMPS, Fighting Back and Tutorial – Ms. Scott moved, seconded by Mr. Jackson, to approve this item. The vote was in favor.

Conservation Commission: Approve directing Conservation Commission to provide funding assistance to the Gills Creek Watershed group by providing match money for proposed Federal planning grant up to \$50,000 – Ms. Scott moved, seconded by Mr. Malinowski, to approve this item. The vote in favor was unanimous.

Owens Field: Subsidizes \$71,125 grant match from general fund undesignated fund balance; would be no rate increase – A discussion took place.

Mr. Pearce moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

Owens Field: \$341,430 (Approve Funding Level—includes 30% hanger rental rate increase) – Mr. Pearce moved, seconded by Mr. Jackson, to eliminate this item.

The motion was amended to approve the funding level, but eliminate the 30% rate increase. The vote in favor of the amended motion was unanimous.

Accommodations Tax: \$555,000 (Approve Funding Distribution) – Mr. Livingston moved, seconded by Ms. Scott, to approve Mr. Livingston's proposed recommendations list which totals \$555,000.

The allocations were as follows: Access Leisure - \$4,000; Auntie Karen - \$4,000; Black Pages International - \$25,000; Celebrate Freedom—Air & Ground Show - \$8,000; Chick-fil-A Classic - \$5,000; Columbia City Ballet - \$10,375; Columbia Classical Ballet - \$10,375; Columbia International Festival - \$7,500; Columbia Metro Convention & Visitor Bureau - \$215,000; Columbia Museum of Art - \$10,000; Columbia Music Festival - \$15,000; Columbia Regional Sports Council - \$5,000; Columbia Regional—Rowing Center - \$5,000; Cultural Council—Richland and Lexington Counties - \$10,000; Historic Columbia - \$20,000; Humanities Council SC - \$5,000; Lake Murray Tourism - \$100,000; Midlands Intertribal Empowerment - \$2,000; Riverbanks Zoo - \$50,000; S. C. State Museum - \$4,000; SC Philharmonic - \$14,375; Township Theatre - \$25,000; and Administrative Costs - \$375. A discussion took place.

The vote in favor was unanimous.

Victim's Assistance: \$444,352 (Approve Funding at current revenue level—requires personnel reduction plan) – Mr. Malinowski moved, seconded by Ms. Hutchinson, to approve this item at the current revenue level. A discussion took place.

The vote in favor was unanimous.

Roads & Drainage: \$250,000 (Approve the use of undesignated fund balance as a one-time appropriation for the installation of up to four electric traffic signals. Alternate funding options will be identified for funding this program in future years.) – Ms. Hutchinson moved, seconded by Mr. Malinowski, to approve this item. A discussion took place.

The vote in favor was unanimous.

Roads & Drainage: \$240,000 (Approve Alternative Paving feasibility study—use undesignated fund balance) – Mr. Jackson moved, seconded by Ms. Scott, to approve this item. A discussion took place.

The vote in favor was unanimous.

Mass Transit: \$4,284,000 (Approve Funding Level—includes no change in fee) – Mr. Livingston moved. The motion died for lack of a second.

Mr. Malinowski moved, seconded by Mr. Jackson, to reduce the transit fee from \$16 to \$10 per vehicle on residential and \$24 to \$18 per vehicle on commercial, to have the fee assessed on only one vehicle per person, and to have staff assess the fee and report back to Council at the 3rd Reading of the Budget to insure that continuity of the transit system is maintained. A discussion took place.

The vote in favor was unanimous.

Roads & Drainage: \$5,270,000 (Approve Funding Level—includes no change in fee; includes 1 new position partially funded between other sources) – Ms. Scott moved, seconded by Ms. Hutchinson, to reconsider this item. The vote in favor was unanimous.

The vote was in favor of approving \$5,760,000 for this item.

Tourism Development: \$1,050,000 (Approve Funding Level) – Mr. Pearce moved, seconded by Ms. Hutchinson, to approve this item. The vote in favor was unanimous.

Fire Service: \$17,260,500 (Approve .5 mill increase to fund 8 positions at Gadsden and Blythewood stations) – The vote in favor of approving \$17,260,500 was unanimous.

Fire Service: \$16,793,849 (Approve Funding Level—includes no change in tax rate) – Mr. Livingston moved, seconded by Ms. Scott, to table this item. The vote in favor was unanimous.

Hospitality Tax: \$40,000 (Approve funding for high impact project: beautification/improvement to entrance of Fort Jackson from undesignated hospitality tax funds) – Ms. Hutchinson moved, seconded by Mr. Malinowski, to approve this item. A discussion took place.

The vote in favor was unanimous.

Hospitality Tax: \$150,000 (Southeast Rural Community Outreach Ministry—one-time from undesignated hospitality tax funds) – A discussion took place.

Ms. Scott moved, seconded by Mr. Jackson, to approve this item. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. McEachern recognized that Wendy Brawley, Chair of Richland School District One and Paul Brawley, Auditor-elect were in the audience.

Hospitality Tax: \$50,000 (Montieth School—Complete Renovations of the school—one-time from undesignated hospitality tax funds) – Mr. Jeter moved, seconded by Ms. Scott, to approve this item. A discussion took place.

The vote in favor was unanimous.

Hospitality Tax: \$550,000 (Designated a minimum of \$25,000 and not more than \$50,000 annually to each Council Member for at least one project in their respective district with a 501-C3 rating from the undesignated hospitality tax funds. This would be contingent on Council's approval of the project. This will allow Council members the opportunity to formulate and organize their projects. The same procedures used for county promotions requests during the fiscal year will be applicable to these projects.) – Ms. Dickerson moved, seconded by Mr. Jackson, to send this item to the A&F Committee to formulate a policy regarding this item. The vote in favor was unanimous.

Hospitality Tax: Any undesignated h-tax dollars will be reflected as unappropriated reserved funds in the final budget – A discussion took place.

Mr. Jeter moved, seconded by Ms. Hutchinson, to send this item to the A&F Committee. The vote in favor was unanimous.

Hospitality Tax: Approve Funding Distribution—County Promotions – Mr. Livingston moved, seconded by Ms. Scott, to reconsider this item. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Ms. Scott, to approve Mr. Livingston's proposed recommendations list which totals \$317,481.

The allocations were as follows: Access Leisure - \$5,750; Auntie Karen - \$4,500; Capital City /Lake Murray Country RTB - \$34,500; Celebrate Freedom Foundation - \$12,650; Columbia Classical Ballet - \$4,806; Columbia Metro Convention & Visitor Bureau - \$25,300; Columbia Music Festival Association - \$17,250; Cultural Council—Richland and Lexington Counties - \$15,000; Epilepsy Foundation of South Carolina - \$2,500; Greater Columbia Chamber of Commerce - \$15,000; Greater Columbia Education Advancement Foundation - \$10,000; Northeast Fair Inc. - \$23,000; Palmetto Capital City Classic - \$25,000; Riverbanks Zoo & Garden - \$34,500; S.C.O.R.E. (Dodgeball) - \$2,300; S.C.O.R.E. (Inline Hockey) - \$11,500; S.C.O.R.E. (Lacrosse) - \$2,875; Scarborough-Hamer Foundation - \$4,300; South Carolina Philharmonic - \$5,000; South Carolina State Museum - \$11,500; South East Rural Community Outreach Ministry - \$17,250; Spring Valley High School - \$10,000; and Township Auditorium - \$23,000. The vote in favor was unanimous.

Council Services: \$100,000 (Governmental Affairs Liaison) – A discussion took place.

Mr. Pearce moved, seconded by Ms. Scott, to send this item to the A&F Committee. The vote in favor was unanimous.

Eau Claire Cooperative Health Center—Completion of Maternal Healthcare Center at 1228 Harden Street—\$100,000 – Mr. Livingston moved, seconded by Ms. Scott, to appropriate \$100,000 for Eau Claire Cooperative Health Center. A discussion took place.

Mr. Pearce proposed the following amendment: that Palmetto Health review and modify their agreement regarding the allocation of funds.

The vote in favor was unanimous.

Human Resources: \$46,353 (Wellness Coordinator position) – Mr. Jeter moved, seconded by Ms. Scott, to approve this item and to have the Administrator bring back funding recommendations by Third Reading. A discussion took place.

The vote was in favor.

Sheriff: \$45,000 (Richland District 5 School Board approved the hiring of one additional SRO at a cost of \$45,000. This would require approval of the position and an increase to SRO revenue of \$45,000 to offset cost.) – Mr. Pearce moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

Auditor: \$87,750 (Assistant Auditor Position—salary and associated benefits) – Mr. Jackson moved, seconded by Ms. Scott, to approve this item. A discussion took place.

The vote in favor was unanimous.

Discretionary Grant: \$5,000 (Fully fund Odyssey Golf Foundation request—will require reduction of other agency) – Mr. Jackson moved, seconded by Ms. Scott, to approve \$10,000 for this item and bring back a recommendation for adjustment before Third Reading. A discussion took place.

The vote in favor was unanimous.

Outside Agencies: (\$8,750) (Capital Senior Center: Original funding was provided as a capital grant and not for operating and has been reduced each year since FY03. Recommend 5% reduction in funding consistent with previous Council agreement.) – Mr. Pearce moved, seconded by Ms. Scott, to remove this item. The vote in favor was unanimous.

Outside Agencies: (\$10,000) (American Red Cross—FY07 outside agency funding was one-time. The agency is included in Discretionary Grant recommendation for FY08 for \$5,000. Recommend reduction of \$10,000 in outside agency funding.) – Mr. Pearce moved, seconded by Ms. Scott, to remove this item. The vote in favor was unanimous.

Outside Agencies: Approve funding distribution – Mr. Pearce moved, seconded Mr. Jackson, to transfer \$5,000 to the discretionary grants. The vote in favor was unanimous.

All Departments: Amend budget based on current salary reports [This item was reconsidered] – Mr. Jackson moved, seconded by Ms. Hutchinson, to reconsider this item. The vote in favor was unanimous.

Mr. Jackson moved, seconded by Mr. Malinowski, to reduce one Assistant Administrator position. A discussion took place.

Ms. Scott made a substitute motion, seconded by Mr. Livingston, to approve the Administrator's budget recommendation.

Mr. Jeter made a second substitute motion, seconded by Ms. Scott, to approve the Administrator's budget recommendation and have the Administrator bring back to Council an ordinance clarifying the Assistant Administrator position that is in question.

Ms. Scott withdrew her substitute motion.

The vote in favor of the substitute motion was unanimous.

Sheriff—Continuation of Administrative Fee – Ms. Scott moved, seconded Ms. Dickerson, to approve the \$5.00 per hour fee. The vote in favor was unanimous.

Hospitality Tax: Library Request – Mr. Malinowski moved, seconded by Ms. Dickerson, to appropriate \$168,000 from the undesignated hospitality tax funds to expand and open the Ballentine branch. A discussion took place.

Mr. Malinowski amended his motion to read: that the library's undesignated hospitality tax funds request for \$168,000 be considered and approved. The vote in favor was unanimous.

Council Discretionary Grant – Ms. Hutchinson moved, seconded by Mr. Malinowski, to return the funding level to \$50,000. A discussion took place.

Ms. Hutchinson withdrew her motion.

Capital City /Lake Murray Country – Mr. Malinowski moved, seconded by Mr. Jackson, to appropriate \$65,500 from the undesignated hospitality tax funds for this item.

<u>In Favor</u>	<u>Oppose</u>
Pearce	Jeter
Malinowski	Livingston
Jackson	Dickerson
Hutchinson	
McEachern	
Scott	

The vote was in favor.

Council Member Salaries – Mr. Jeter moved, seconded by Ms. Scott, to refer this item to the A&F Committee. The vote in favor was unanimous.

Total Budget: \$127,675,653 (Approve Funding Level—includes addition of 16.33 FTE and 2.2 mill increase) – Mr. Pearce moved, seconded by Ms. Scott, to approve this item as amended. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 8:50 p.m. The vote in favor was unanimous.

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND ANNUAL BUDGET TO ADD ONE MILLION SIXTY FIVE THOUSAND DOLLARS (\$1,065,000.00) TO THE BUDGETS OF RISK MANAGEMENT, THE OMBUDSMAN, AND CENTRAL SERVICES FOR THE PURPOSE OF PROVIDING ADDITIONAL BUDGET DOLLARS TO COVER FY07 EXPENDITURES.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. That the amount of One Million Sixty-Five Thousand Dollars (\$1,065,000.00) be appropriated to the FY 2006-2007 Budgets of Risk Management, the Ombudsman, and Central Services. Therefore, the Fiscal Year 2006-2007 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2006 as amended:	\$120,443,265
Appropriation of Unrestricted General Fund Balance:	465,000
Appropriation of Restricted General Fund Balance:	<u>600,000</u>
Total General Fund Revenue As Amended:	\$121,508,265

EXPENDITURES

Expenditures appropriated July 1, 2006 as amended:	\$120,443,265
Increase in Risk Management Budget:	1,000,000
Increase In Ombudsman Budget:	15,000
Increase in Central Services Budget:	<u>50,000</u>
Total General Fund Expenditures As Amended:	\$121,508,265

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE ____ DAY
OF _____, 2007

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

First Reading: May 1, 2007
Second Reading: May 15, 2007
Public Hearing: June 5, 2007 (tentative)
Third Reading: June 5, 2007 (tentative)

Draft

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND ANNUAL BUDGET TO ADD FIFTY THOUSAND DOLLARS (\$50,000.00) TO THE CORONER'S BUDGET FOR BODY REMOVAL SERVICES.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. That the amount of Fifty Thousand (\$50,000.00) be appropriated to the FY 2006-2007 Coroner budget. Therefore, the Fiscal Year 2006-2007 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2006 as amended:	\$121,508,265
Appropriation of Unrestricted General Fund Balance:	<u>50,000</u>
Total General Fund Revenue As Amended:	\$121,558,265

EXPENDITURES

Expenditures appropriated July 1, 2006 as amended:	\$121,508,265
Increase in Coroner's Budget:	<u>50,000</u>
Total General Fund Expenditures As Amended:	\$121,558,265

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE ____ DAY

OF _____, 2007

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

First Reading: May 1, 2007
Second Reading: May 15, 2007
Public Hearing: June 5, 2007 (tentative)
Third Reading: June 5, 2007 (tentative)

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AUTHORIZING RICHLAND COUNTY, SOUTH CAROLINA (THE "ISSUER") TO ISSUE UP TO \$30,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF ITS ENVIRONMENTAL IMPROVEMENT REVENUE REFUNDING BONDS, 2007 SERIES A (INTERNATIONAL PAPER COMPANY PROJECT) (THE "REFUNDING BONDS"), THE PROCEEDS OF WHICH WILL BE USED TO REFUND A PORTION OF THE ISSUER'S ENVIRONMENTAL IMPROVEMENT REVENUE REFUNDING BONDS, 2002 SERIES A (INTERNATIONAL PAPER COMPANY PROJECT) PURSUANT TO SECTION 48-3-10 ET SEQ. OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, AND TO ISSUE UP TO \$2,500,000 IN AGGREGATE PRINCIPAL AMOUNT OF ITS ENVIRONMENTAL IMPROVEMENT REVENUE BONDS, 2007 SERIES A (INTERNATIONAL PAPER COMPANY PROJECT) (THE "NEW MONEY BONDS," AND TOGETHER WITH THE "REFUNDING BONDS," THE "BONDS"), PURSUANT TO SECTION 4-29-10 ET SEQ. OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED; AUTHORIZING THE EXECUTION AND DELIVERY OF CONTRACTS OF PURCHASE PROVIDING FOR THE ISSUANCE AND SALE OF SUCH BONDS; AND AUTHORIZING THE ISSUANCE OF THE BONDS AND THE EXECUTION OF NECESSARY DOCUMENTS AND THE TAKING OF ANY OTHER ACTION NECESSARY TO BE TAKEN BY THE ISSUER TO CAUSE THE ISSUANCE AND SALE OF SUCH BONDS.

WHEREAS, the Issuer issued its Environmental Improvement Revenue Refunding Bonds, 2002 Series A (International Paper Company Project) (the "Prior Bonds") to refinance the costs of acquisition, construction, installation and equipping of certain pollution control facilities and/or sewage and solid waste disposal facilities (the "Prior Project"), operated by International Paper Company, a New York corporation (the "Company"), at the Company's paper mill located within the geographical boundaries of Richland County, South Carolina (the "County"), pursuant to the authorization of Section 48-3-10 et seq. of the Code of Laws of South Carolina 1976, as amended (the "Pollution Control Facilities Act"). The Company has now advised the Issuer that it is desirable that the Issuer issue, sell and deliver its refunding revenue bonds to be designated as Richland County, South Carolina Environmental Improvement Revenue Refunding Bonds, 2007 Series A (International Paper Company Project) (the

“Refunding Bonds”) pursuant to Section 48-3-100 of the Pollution Control Facilities Act, the proceeds of which will be used to defray the cost of refunding the Prior Bonds; and

WHEREAS, the Company has also advised the Issuer that it is desirable that the Issuer issue, sell and deliver its revenue bonds to be designated as Richland County, South Carolina Environmental Improvement Revenue Bonds, 2007 Series A (International Paper Company Project), the proceeds of which will be used to finance certain solid waste disposal facilities and waste water treatment facilities (the “New Project,” together with the “Prior Project,” the “Projects”) at the Company’s paper mill located within the geographical boundaries of the County, pursuant to the authorization of Section 4-29-10 et seq. of the Code of Laws of South Carolina 1976, as amended (the “Industrial Development Act,” and together with the “Pollution Control Facilities Act,” the “Acts”); and

WHEREAS, the County Council of Richland County, South Carolina (the “County Council”), the governing body of the Issuer, did resolve to submit its petition (the “Petition”) to the State Budget and Control Board of South Carolina (the “State Board”) seeking the approval of the State Board of an undertaking by the Issuer (i) to issue up to \$30,000,000 in aggregate principal amount of its Refunding Bonds to be designated as Environmental Improvement Revenue Refunding Bonds, 2007 Series A (International Paper Company Project) (or such other designation as shall be approved by the Chairman in accordance with Section 2 hereof) the proceeds of the sale of which will be applied to defray the cost of refunding the Prior Bonds pursuant to the Pollution Control Facilities Act, and (ii) to issue up to \$2,500,000 in aggregate principal amount of its New Money Bonds to be designated as Environmental Improvement Revenue Bonds, 2007 Series A (International Paper Company Project) (or such other designation as shall be approved by the Chairman in accordance with Section 3 hereof) pursuant to the

Industrial Development Act, the proceeds of the sale of which will be applied to finance the New Project; and

WHEREAS, the Company has heretofore requested the Issuer to (a) issue the Bonds subject to the approval by the State Board of the Petition and receipt by the Issuer of appropriate evidence of such approval, (b) authorize the issuance of the Bonds, from time to time or at one time and in one or more issues or series, each such Bond bearing interest at a rate not in excess of nine percent (9.00%) per annum and each such Bond maturing not later than forty (40) years from the date of issuance of the Bonds, (c) authorize the execution and delivery of all documents necessary to the consummation of the transaction described above containing substantially the terms as contained in those forms of documents presented to the County Council prior to the third reading of this Ordinance (the "Documents"), and (d) sell the Bonds pursuant to the Contracts of Purchase (the "Contracts") to be entered between the Issuer, the Company and an underwriter or underwriters as shall be designated by the Company, at a price not less than ninety-five (95) percent of the aggregate principal amount of the Bonds to which the Contracts relate; and

WHEREAS, the Department of Health and Environmental Control of South Carolina has certified that (i) the Prior Project is necessary and (ii) the design thereof will result in the elimination, mitigation and prevention of air and/or water pollution, and that the Prior Project, as designed, is in furtherance of the purpose of abating or controlling atmospheric pollutants or contaminants or water pollution; and

WHEREAS, the County Council has determined to undertake the issuance of the Bonds and authorize the other actions herein described.

NOW, THEREFORE, BE IT FOUND, RESOLVED AND ORDAINED BY THE COUNTY COUNCIL ON BEHALF OF RICHLAND COUNTY, SOUTH CAROLINA:

1. The execution and delivery of the Documents presented to the County Council prior to the third reading of this Ordinance, in substantially the forms presented with such changes as the executing officers shall approve (their execution to be conclusive evidence of such approval) on behalf of the Issuer, are hereby authorized and directed. The Documents shall be executed and delivered on behalf of the Issuer by the Chairman of the County Council and attested by the Clerk of the County Council or, in either of their absences, by such other officers as shall be permitted by rule of the County Council.

2. Upon the execution and delivery of the Documents, and subject further to the approval by the State Board of the Petition and the receipt by the Issuer of appropriate evidence thereof, the Refunding Bonds in an aggregate principal amount not to exceed \$30,000,000 are hereby authorized to be issued, from time to time or at one time, in one or more issues or series, and the proceeds of the Refunding Bonds shall be used to refinance the Prior Project and refund the Prior Bonds in the manner and according to the terms of the Documents. The Refunding Bonds shall be designated as Richland County, South Carolina Environmental Improvement Revenue Refunding Bonds, 2007 Series A (International Paper Company Project), or by such other designation as the Chairman of the County Council may provide and approve, and shall be issued in one or more issues or series, each such issue or series designated alphabetically and by year (2007 Series A, 2007 Series B, etc.) and each such Refunding Bond shall be dated as of a particular day of the month in which such Refunding Bond is issued (or a prior month), which date shall be before December 31, 2007, and shall mature not later than forty (40) years from the date of issuance of each such Refunding Bond, and bear interest at a rate not in excess of nine

percent (9.00%) percent per annum, and shall be subject to redemption as provided in the Documents. The Refunding Bonds shall be in one or more forms as are permitted by the Documents, and prior to delivery, shall be authenticated by a trustee as prescribed in the Documents.

3. Upon the execution and delivery of the Documents, and subject further to the approval by the State Board of the Petition and the receipt by the Issuer of appropriate evidence thereof, the New Money Bonds in an aggregate principal amount not to exceed \$2,500,000 are hereby authorized to be issued, from time to time or at one time, in one or more issues or series, and the proceeds of the New Money Bonds shall be used to defray the costs of the New Project in the manner and according to the terms of the Documents. The New Money Bonds shall be designated as Richland County, South Carolina Environmental Improvement Revenue Bonds, 2007 Series A¹ (International Paper Company Project), or by such other designation as the Chairman of the County Council may provide and approve, and shall be issued in one or more issues or series, each such issue or series designated alphabetically and by year (2007 Series A, 2007 Series B, etc.) and each such Bond shall be dated as of a particular day of the month in which such New Money Bond is issued (or a prior month), which date shall be before December 31, 2008, and shall mature not later than forty (40) years from the date of issuance of each such New Money Bond, and bear interest at a rate not in excess of nine percent (9.00) per annum, and shall be subject to redemption as provided in the Documents. The New Money Bonds shall be in one or more forms as are permitted by the Documents, and prior to delivery, shall be authenticated by a trustee as prescribed in the Documents.

4. The sale of the Bonds, upon the request of the Company to such underwriter or underwriters as shall be designated by the Company, for a price as specified by the Company of

not less than ninety-five (95) percent of the aggregate principal amount of the Bonds to which the Contracts relate, together with accrued interest to the date of issue of each such Bond, and otherwise in accordance with the Contracts to be approved by the Company and submitted to the Issuer, is hereby approved. The Chairman of the County Council and its Clerk or, in either of their absences, such other officers as shall be permitted by rule of the County Council, are hereby authorized to execute and deliver the Contracts and are fully authorized and empowered to take such further action, to cause the preparation and distribution of such appropriate marketing documents, including a preliminary official statement and an official statement, and to execute and deliver such closing documents all as may be necessary and proper to effect the marketing, sale, issuance and delivery of the Bonds in accordance with the terms and conditions of the Contracts, and the action of such officers or any of them in executing and delivering any of such documents in such forms as the executing officer or officers shall approve is hereby authorized.

5. When received, the proceeds of the Bonds shall be paid directly to the trustee appointed in the Documents and thereafter disposed of by such trustee in accordance with the terms and provisions of the Documents and not otherwise.

DONE AND RATIFIED AT COLUMBIA, SOUTH CAROLINA this ____ day of _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chairman

ATTEST THIS THE ____ DAY
OF _____, 2007

Michielle R. Cannon-Finch
Clerk of County Council

First Reading: May 1, 2007
Second Reading: May 15, 2007
Public Hearing: June 5, 2007
Third Reading: June 5, 2007

WS16100.4

STATE OF SOUTH CAROLINA
 COUNTY COUNCIL FOR RICHLAND COUNTY
 ORDINANCE NO. ____-07HR

AN ORDINANCE TO RAISE REVENUE, MAKE APPROPRIATIONS, AND ADOPT A BUDGET FOR RICHLAND COUNTY, SOUTH CAROLINA FOR FISCAL YEAR BEGINNING JULY 1, 2007 AND ENDING JUNE 30, 2008.

WHEREAS, 4-19-120 and 4-9-130 of the Laws of South Carolina require that a County Council shall adopt an annual budget, and shall act by Ordinance to adopt a budget and levy taxes.

NOW THEREFORE, be it ordained by County Council of Richland County in Council, duly assembled, and by the authority of the same:

SECTION 1. That the following appropriations by activity be, and the estimated revenue to support these appropriations, as well as other supporting documents contained in the recommended budget are hereby adopted, such supporting documents being made part thereof and incorporated herein by reference:

<u>REVENUES</u>	<u>APPROPRIATION</u>
General Operations	\$121,971,079
Capital Replacement	3,733,562
Victims Assistance Surcharge/Assessments	444,352
Temporary Alcohol Permits	100,500
Title IV Civil Process	64,107
Solicitor Drug Court	56,436
Emergency Telephone System	1,008,965
Accommodations Tax	555,000
Road Maintenance	5,270,000
Mass Transit	2,752,980
Hospitality Tax	5,700,000
Conservation Commission	640,000
Neighborhood Redevelopment	640,000
Tourism Development	1,050,000
Probate Court Advertising	42,999
Storm Water Management	2,770,543
Solid Waste -- including Landfill	21,130,131
Owens Field Airport	270,305
Broad River Sewer System	5,093,812
Lower Richland Sewer System	274,062
Pond Drive Water System	8,270
Hopkins Utility System	52,740

Budget Ordinance

DRAFT

Parking Garage	119,850
School District No. 1 – Operations	154,576,000
School District No. 2 – Operations	92,116,750
Recreation Commission – Operations	9,477,646
Fire Service - Operations	15,113,518
Midlands Technical College - Operations	3,811,130
Midlands Technical College – Capital (1 mill)	1,225,000
Midlands Technical College – Debt Service (.5 mill)	612,500
Columbia Area Mental Health	1,576,145
Library	17,168,622
Riverbanks Zoological Park – Operations	1,646,618
School District No. 1 – Debt Service	29,734,397
School District No. 2 – Debt Service	27,827,903
General County Debt Service	13,472,760
Fire Service – Debt Service	589,969
East Richland Public Service District – Debt Service	926,841
Riverbanks Zoological Park – Debt Service	1,721,800
Recreation Commission – Debt Service	<u>1,664,533</u>
TOTAL REVENUES	547,011,825

FUND BALANCE AND OTHER SOURCES

General Fund	894,878
Emergency Telephone System	389,035
Road Maintenance	490,000
Fire Service	1,446,982
Parking Garage	100,000
Industrial Park	<u>1,054,424</u>
TOTAL FUND BALANCE AND OTHER SOURCES	4,375,319

TRANSFERS IN

To Owens Field from General Fund	71,125
To Emergency Telephone System from General Fund	1,221,134
To Emergency Telephone System from Fire Service	<u>700,000</u>
TOTAL TRANSFERS	1,992,259

TOTAL SOURCES

\$553,379,403

EXPENDITURES

General Operations	
Capital Replacement	

APPROPRIATIONS

\$ 122,365,248
4,234,271

Victims Assistance Surcharge/Assessments	444,352
Temporary Alcohol Permits	100,500
Title IV Civil Process	64,107
Solicitor Drug Court	56,436
Emergency Telephone System	3,319,134

Budget Ordinance**DRAFT**

Accommodations Tax	555,000
Road Maintenance	5,760,000
Mass Transit	2,752,980
Hospitality Tax	5,700,000
Conservation Commission	640,000
Neighborhood Redevelopment	640,000
Tourism Development	1,050,000
Probate Court Advertising	42,999
Storm Water Management	2,770,543
Industrial Park	1,054,424
Solid Waste – including Landfill	21,130,131
Owens Field Airport	341,430
Broad River Sewer System	5,093,812
Lower Richland Sewer System	274,062
Pond Drive Water System	8,270
Hopkins Utility System	52,740
Parking Garage	219,850
School District No. 1 – Operations	154,576,000
School District No. 2 – Operations	92,116,750
Recreation Commission – Operations	9,477,646
Fire Service - Operations	16,560,500
Midlands Technical College - Operations	3,811,130
Midlands Technical College – Capital (1 mill)	1,225,000
Midlands Technical College – Debt Service (.5 mill)	612,500
Columbia Area Mental Health	1,576,145
Library	17,168,622
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School District No. 1 – Debt Service	29,734,397
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General County Debt Service	13,472,760
Fire Service – Debt Service	589,969
East Richland Public Service District – Debt Service	926,841
Riverbanks Zoological Park – Debt Service	1,721,800
Recreation Commission – Debt Service	<u>1,664,533</u>
TOTAL EXPENDITURES	553,379,403
TOTAL USES	<u>\$553,379,403</u>

SECTION 2. Mileage rate paid to County employees shall be the same as the U.S. Federal reimbursement rate per mile for the fiscal period stated above.

SECTION 3. All fees previously approved by the County Council, either through budget ordinances or ordinances apart from the budget, will remain in effect unless and until the County Council votes to amend those fees.

SECTION 4. The annual Capital Improvement Plan review is incorporated with the budget process and has been revised based on County Council priorities subject to availability of funding. The fiscal year 2008 plan covers the next five (5) year's priority capital concerns. Upon adoption of the budget, the County Administrator shall be charged with the responsibility of administering the capital plan, including any property acquisitions, sales or divestitures and leases, necessary to achieve the ultimate goals as established by County Council.

SECTION 5. At fiscal year end, June 30, 2007, any funds budgeted for capital purchases which have not been completed and said funds have not been budgeted to other capital projects, other County Council road improvement and grant funds which have not been expended, funds for capital items authorized by purchase order but not received, accommodations tax funds approved by the Accommodations Tax Committee and County Council which have not been expended, and appropriated funds unspent in the Neighborhood Improvement fund shall reflect as a designation of fund balance in the Comprehensive Annual Financial Report and shall be brought forward in the fiscal year 2008 as budgeted fund balance and not requested in the approved revenue and expenditure budget amounts. This automatic re-budgeting shall not require a supplemental budget ordinance.

SECTION 6. At fiscal year end, June 30, 2007, any appropriated funds unspent in the Conservation Commission fund shall reflect as a reservation of fund balance in the Comprehensive Annual Financial Report to be used for future purchase of land.

SECTION 7. This ordinance directs the Conservation Commission to provide funding assistance to the Gills Creek Watershed Group by providing match money for a proposed Federal planning grant up to \$50,000 from the fiscal year 2008 appropriation for the Conservation Commission.

SECTION 8. Continuation grants and those with no personnel or match requests are considered approved as presented with budget adoption up to available budgeted match dollars. All other grants will require individual Council approval prior to award acceptance.

SECTION 9. Commensurate with budget authority, the County Administrator may approve purchases in the amount of one hundred thousand dollars (\$100,000) or less. Purchases in excess of one hundred thousand dollars (\$100,000) shall be reviewed and approved by the County Council prior to acceptance.

SECTION 10. Designated fund balance allocated in prior years for the establishment of an emergency disaster fund, economic development fund and an insurance reserve fund shall remain so designated, but only to the extent of available fund balance as approved by the County Administrator.

SECTION 11. The minimum undesignated General Fund balance should be maintained at a level sufficient to maintain a prudent level of financial resources to protect against reducing service levels or raising taxes and fees because of temporary revenue shortfalls or unpredicted one-time expenditures. As a financial goal, the General Fund balance for GASB 34 Reporting purposes should equal at last 15% of the total audited General Fund expenditures for the previous fiscal year. The cash portion of the reported General Fund balance should equal at least 4 months (\$36M) operating expenditures. Currently, General Fund operating expenditures average \$9M per month. These funds are needed in the County's general operating cash account for the purpose of funding the County's operations throughout the fiscal year.

Any General Fund balance determined to be in excess of the financial goals for fund balance and for investment strategies may be available for expenditure, but only under specific qualifications. These qualifications include uses for one-time capital and special project costs and should never be used to fund operating costs. One-time capital and special projects should be carefully considered to insure that they add to the efficiency, development or cost effectiveness of the County. Unpredicted, one-time expenditures directly caused by and related to natural or man-made disasters may be considered necessary for prudent use of excess fund balance.

SECTION 12. All Accommodation's Tax funding provided by Richland County to Outside Agencies shall be recognized as program operating funds and should be applied toward the ongoing operational funding of approved programs and should not be in part or full used to cover debt service payments for past or future program expenditures.

SECTION 13. All One-percent funds collected through established Multi-County Industrial Park agreements or the funds from the completed sale of any county-owned property in a multi-county park shall be placed in the Richland County Industrial Park Fund and be immediately appropriated for the purpose of continued Economic Development. This appropriation shall not require a supplemental budget ordinance.

SECTION 14. Funds allocated but unspent during the fiscal year in capital accounts designated in the County Administrator's Recommended Budget shall be recognized as part of a multi-year capital projects funding and be carried forward and transferred to a capital projects fund for the purpose of providing partial funding for approved major capital projects. The amount to be carried forward shall not exceed the line item appropriated amount without approval from County Council.

SECTION 15. Funds awarded to the Sheriff's Department through forfeiture are not included as part of this ordinance, but Council designates, as the governing body, that the Sheriff shall maintain these funds in accordance with Federal, State and County guidelines. All forfeited funds will be audited along with the General Fund and posted at that time.

SECTION 16. This ordinance hereby authorizes the County Administrator to enter into a short-term promissory note with the Richland County Public Library based

on Library cash flow needs from July 1 – December 31 of the current year. The note shall be issued at an interest rate at prime rate plus 2% or a reasonable rate as determined by the County Administrator. The decision shall be made by the County Administrator after reviewing the current financial status of the County and shall have the authority not to issue the note if the issuance creates any adverse cash flow problem for the County.

SECTION 17. Revenue from Owens Field (Hangar Rental, FBO Rent, Fuel sales, etc...) in excess of the amount required for annual maintenance cost will be used to repay or accelerate the repayment of General Obligation Debt Service for Payments made in conjunction with bonds issued by the County for the \$3,000,000 Capital Improvement General Obligation Bond. An administrative report shall be generated each year (due by April 30th of each year) addressed to County Council that projects revenue over expenditures and an amount used to repay or accelerate debt repayment. The designated revenue shall be transferred at the end of each fiscal year and shall not require a budget amendment.

SECTION 18. Funds received as an Application Processing Fee within the Richland County Down payment/Closing Cost Assistance Program, excluding those refunded due to disqualification, will be carried forward and reallocated within the existing program for the purpose of administration expenditures and/or to benefit additional applicants with down payment/closing cost assistance. The amount to be carried forward shall be designated only after all decisions have been made in reference to qualification and refund amounts. This shall increase the original appropriated budget and shall not require a separate budget amendment.

SECTION 19. This ordinance shall establish the County to be self-funded against tort claim liability and shall no longer carry an excess liability insurance policy. Funding shall be established through the annual automatic re-budgeting of the County Self Funded account (1615.5256.06). The amount to be carried forward shall not exceed the unspent portion of the current year appropriation and shall be used only to cover tort liability claims against the County. This shall increase the original appropriated budget and shall not require a separate budget amendment.

SECTION 20. Funds generated by the additional .5 mill appropriated for Midlands Technical Capital is to be distributed contingent upon approval and funding from Lexington County for the proposed economic development projects. If funds are not appropriated by Lexington County, the additional funds are to be limited to use on projects within the boundaries of Richland County.

SECTION 21. Recreation Commission appropriation in excess of five mills is made with the following condition; the appropriated fund use must include \$151,937 toward the continuation of the free after-school programs JUMPs, Fighting Back and Tutorial.

SECTION 22. This ordinance gives the authority for the Broad River Utility System to loan \$181,632 to the Lower Richland Sewer system and \$54,342 to the Hopkins Utility System in fiscal year 2008.

SECTION 23. Richland County hereby enacts the implementation of an Administrative Service Fee of \$5.00 per hour, to be collected by the Sheriff from parties who request special duty services, and which are authorized by the Sheriff for the duration of fiscal year 2007-2008 only. Funds collected by the Sheriff that are derived from the \$5.00 per hour administrative fee for special duty services shall be deposited directly into a Sheriff Administrative Fee revenue account in the General Fund. This revenue will be to offset the cost of the additional use of petrol oil and lubricants, and for the cost of administrative management of special duty assignments. The Sheriff and Finance Director will assess the status of fees collected through the Special Duty Program prior to the end of fiscal year 2008. All excess funds collected over cost shall reflect as a designation of fund balance and shall be brought forward in the following fiscal year as budgeted fund balance. This automatic re-budgeting shall not require a supplemental budget ordinance. Continuation of the Special Duty Program and associated fees shall be evaluated each year during the budget process.

SECTION 24. Conflicting Ordinances Repealed. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 25. Separability. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION 26. Effective Date. This Ordinance shall become effective July 1, 2007.

RICHLAND COUNTY COUNCIL

BY: Joseph McEachern, Chair

First Reading:	May 01, 2007
Second Reading:	May 24, 2007
Third Reading:	June 5, 2007

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE AMENDING THE IMAGINE RICHLAND 2020 COMPREHENSIVE PLAN, ADOPTED ON MAY 3, 1999, BY INCORPORATING "THE RENAISSANCE PLAN FOR THE DECKER BOULEVARD/WOODFIELD PARK AREA" INTO THE I-20 CORRIDOR SUB-AREA PLAN.

WHEREAS, on May 3, 1999, Richland County Council adopted the Imagine Richland 2020 Comprehensive Plan pursuant to S.C. Code Section 6-29- 310, et al. (Ordinance No. 013-99HR); and

WHEREAS, Section 6-29-520 (B) of the South Carolina Code of Ordinances 1976, as amended (South Carolina Local Government Comprehensive Planning and Enabling Act of 1994, as amended), requires that recommendations for amendments to the Comprehensive Plan must be by Resolution of the Planning Commission; and

WHEREAS, the Richland County Planning Commission has unanimously approved a Resolution recommending that County Council adopt "The Renaissance Plan for the Decker Boulevard/Woodfield Park Area", dated March 5, 2007; and

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, be it enacted by the County Council for Richland County as follows:

SECTION I. The Imagine Richland 2020 Comprehensive Plan is hereby amended by the incorporation of "The Renaissance Plan for the Decker Boulevard/Woodfield Park Area" (dated March 12, 2007) into the I-20 Corridor Sub-area Plan; a copy of which is on file in the Richland County Planning and Development Services Department, and is incorporated herein by reference.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE ____ DAY

OF _____, 2007

Michielle R. Cannon-Finch
Clerk of Council

First Reading: May 15, 2007
Second Reading: June 5, 2007 (tentative)
Public Hearing:
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (TMS # 13607-02-01) FROM RM-MD (RESIDENTIAL, MULT-FAMILY, MEDIUM DENSITY DISTRICT) TO RM-HD (RESIDENTIAL, MULTI-FAMILY, HIGH DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 13607-02-01 from RM-MD (Residential, Multi-Family, Medium Density District) zoning to RM-HD (Residential, Multi-Family, High Density District) zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

Public Hearing: May 22, 2007
First Reading: May 22, 2007
Second Reading: June 5, 2007 (tentative)
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 21800-01-06 FROM RU (RURAL DISTRICT) TO A PDD (PLANNED DEVELOPMENT DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property described as TMS # 03300-07-06 from OI (Office and Institutional District) zoning to a PDD (Planned Development District) zoning, as described herein.

Section II. PDD Site Development Requirements. The following site development requirements shall apply to the subject parcels:

- a) The applicant shall comply with the Master Plan (dated March 1, 2007) prepared for George, Robert, Ansel, and William Bunch by K.B. Simmons Associates, LLC, which was submitted to, and is on file in, the Richland County Planning & Development Services Department (hereinafter referred to as "PDSD"), and is incorporated herein by reference, except as otherwise amended herein; and
- b) The site development shall be limited to:
 1. 1 - Forty-four (44) acre site for single-family detached dwellings with a net density of four (4) units per acre; and
 2. 1 - Twelve (12) acre site for single-family attached dwellings with a net density of eight (8) units per acre; and
 3. 1 - Eighteen (18) acre site for multi-family residential with a new density of eight (8) units per acre; and
 4. 1 - Thirty (30) acre site with a net density of 16 units per acre; and
 5. 2 - Commercial sites, one of which shall be limited to sixteen (16) acres and the other shall be limited to thirty-one (31) acres, both of which shall be limited to the permitted use table, which is attached hereto as Exhibit A; and
 6. 1 - Seven (7) acre open space area; and
- c) The applicant shall provide a minimum five percent (5%) open space per development, with a minimum ten (10) foot wide buffer, with connectivity to all open space provided throughout the site; and
- d) A reservation of a fifty (50) foot wide strip for the development on the west side of the parcel for an extension of future development, or it shall remain as a natural vegetated buffer; and
- e) The applicant shall be limited in the number of curb cuts to the site, as follows:

1. No more than three (3) curb cuts on Garners Ferry Road; and
2. No more than two (2) curb cuts on Lower Richland Boulevard; and
3. No more than four (4) curb cuts on Rabbit Run Road; and
- f) The main entrances on all roadways shall align with the entrances of other existing or proposed developments; and
- g) The applicant shall provide sidewalks along all external roadways; and
- h) Unless otherwise provided herein, all development shall conform to all relevant land development regulations in effect at the time a permit application is received by the PDSB; and
- i) Proposed changes to the Master Plan shall be subject to the requirements of Section 26-59(j)(1) of the Richland County Land Development Code; and
- j) If applicable, prior to approval of the preliminary subdivision plans, the applicant shall submit to the PDSB written evidence of:
 - a. The U.S. Army Corps of Engineers' approval of the wetlands delineation and/or encroachment permit, and
 - b. FEMA's approval of the 100 year flood elevation statement; and
- k) Richland County shall not be responsible for the enforcement of any deed restrictions imposed by the applicant, the developer, or their successors in interest; and
- l) All site development requirements described above shall apply to the applicant, the developer, and/or their successors in interest; and

Section III. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section IV. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section V. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

Public Hearing: May 22, 2007
First Reading: May 22, 2007
Second Reading: June 5, 2007 (tentative)
Third Reading:

Exhibit A
Permitted Uses

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED AS TMS # 17200-03-01(P)/13/21/28/29 AND TMS # 17211-01-01(P)/07/09 AND TMS # 17206-02-01 FROM HI (HEAVY INDUSTRIAL DISTRICTS) TO GC (GENERAL COMMERCIAL DISTRICTS); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real properties described as TMS#17200-03-01(p)/13/21/28/29 and TMS#17211-01-01(p)/07/09 and TMS#17206-02-01, all as described in Exhibit A attached hereto, from HI (Heavy Industrial Districts) zoning to GC (General Commercial District) zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

Public Hearing: May 22, 2007
First Reading: May 22, 2007
Second Reading: June 5, 2007 (tentative)
Third Reading:

Exhibit A

Legal Descriptions

TMS 17200-03-01 (Portion)

Portion of Parcel No. 5 (a/k/a Parcel "B" on boundary survey prepared for Beach Equity Investments, LLC) (Now or Formerly Farrow Road Joint Venture)

Commencing at a point located in the northern quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Business Park Boulevard, thence turning and running along the southwestern margin of the right-of-way of Business Park Boulevard for the following bearings and distances: N41°43'16"W for a distance of 98.98 feet; thence N41°43'16"W for a distance of 357.24 feet; thence N41°46'08"W for a distance of 115.22 feet; thence N41°44'04"W for a distance of 379.98 feet; thence continue northwesterly along said line for a distance of 99.44 feet; thence N46°57'12"W for a distance of 51.50 feet; thence N56°37'32"W for a distance of 51.71 feet; thence N69°44'14"W for a distance of 66.48 feet; thence N86°50'53"W for a distance of 162.21 feet; thence S75°09'40"W for a distance of 121.09 feet; thence continue westerly along said line for a distance of 144.99 feet; thence S75°12'16"W for a distance of 117.51 feet; thence S74°56'16"W for a distance of 195.17 feet to a point, said point being the POINT OF BEGINNING; thence continuing along said right-of-way for the following bearings and distances: thence along a curve to the left, of which the radius point lies S13°04'46"E for a radial distance of 383.00 feet; thence southwesterly along the arc, through a central angle of 34°00'16" for a distance of 227.31 feet; thence S42°54'57"W for a distance of 182.45 feet; thence along a non tangent curve to the right, of which the radius point lies N47°11'46"W for a radial distance of 317.00 feet; thence southwesterly along the arc, through a central angle of 19°12'27" for a distance of 106.27 feet; thence turning and running along the remaining portion of Lot No. 5 (a/k/a Parcel "A") N28°49'13"W for a distance of 632.01 feet; thence turning and running along property of now or formerly Leroy Outing N60°28'32"E for a distance of 25.82 feet; thence running along property of now or formerly Benjamin Adams N60°11'56"E for a distance of 308.49 feet; thence running along property of now or formerly Townsmen's Club, Inc. for the following bearings and distances: N61°25'35"E for a distance of 252.58 feet; thence N62°29'17"E for a distance of 80.70 feet; thence turning and running along property of now or formerly Warehouse, Inc. for the following bearings and distances: S00°06'14"E for a distance of 434.11 feet; thence S42°30'21"E for a distance of 180.86 feet to the POINT OF BEGINNING.
Containing 7.1 acres, more or less.

TMS 17200-03-01 (Portion)

Parcel No. 6 (Now or Formerly Farrow Road Joint Venture)

Commencing at a point located at the intersection of the sight triangle of Farrow Road (SC Hwy. No. 555) and Business Park Boulevard, thence turning and running along the southwestern margin of the right-of-way of Business Park Boulevard for the following bearings and distances: N41°43'16"W for a distance of 170.00 feet; thence N41°42'28"W for a distance of 338.20 feet; thence N29°42'14"W for a distance of 67.32 feet; thence N41°45'10"W for a distance of 440.00 feet; thence continue northwesterly along said line, a distance of 39.44 feet to the point of curve of a non tangent curve to the left, of which the radius point lies S48°13'00"W for a radial distance of 244.55 feet; thence westerly along the arc, through a central angle of 63°01'53", a

distance of 269.03 feet; thence S75°11'56"W for a distance of 213.83 feet; thence S75°10'40"W for a distance of 163.35 feet; thence S75°13'45"W for a distance of 80.43 feet; thence continue westerly along said line, a distance of 134.29 feet to the point of curve of a non tangent curve to the left, of which the radius point lies S16°11'24"E For a radial distance of 317.00 feet; thence southwesterly along the arc, through a central angle of 27°35'02", a distance of 152.61 feet to the end of the curve, said point being the POINT OF BEGINNING; thence turning and running along Parcel No. 8 S35°49'25"E For a distance of 567.74 feet; thence turning and running along parcel No. 7 S73°13'03"W for a distance of 1,003.51 feet; thence turning and running along property of now or formerly Beach Providence Park, LLC N14°47'19"W for a distance of 563.35 feet; thence turning and running along the southern margin of the right-of-way of Business Park Boulevard for the following bearings and distances: along a non tangent curve to the right, of which the radius point lies S04°34'33"E For a radial distance of 317.00 feet; thence easterly along the arc, through a central angle of 19°54'03", a distance of 110.11 feet; thence S74°27'28"E For a distance of 150.03 feet; thence along a non tangent curve to the left, of which the radius point lies N15°14'17"E For a radial distance of 383.00 feet; thence easterly along the arc, through a central angle of 62°24'53", a distance of 417.22 feet; thence N42°54'57"E For a distance of 182.45 feet; thence along a non tangent curve to the right, of which the radius point lies S47°05'04"E For a radial distance of 317.00 feet; thence northeasterly along the arc, through a central angle of 03°18'38", a distance of 18.32 feet to the point of the end of the curve, said point being the POINT OF BEGINNING.

Containing 9.5 acres, more or less.

TMS 17200-03-01 (Portion)

Parcel No. 7 (Now or Formerly Farrow Road Joint Venture)

Commencing at a point located in the western quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Business Park Boulevard, thence turning and running along the southwestern margin of the right-of-way of Business Park Boulevard for the following bearings and distances: N41°43'16"W for a distance of 170.00 feet; thence N41°42'28"W for a distance of 338.20 feet to the POINT OF BEGINNING; thence turning and running along property of now or formerly Stern Business Center, Inc. S49°16'02"W for a distance of 551.93 feet; thence running along property of now or formerly Blue Cross & Blue Shield of SC for the following bearings and distances: S49°13'49"W for a distance of 353.06 feet; thence S43°33'02"W for a distance of 243.50 feet; thence S09°01'39"W for a distance of 361.15 feet; thence turning and running along the center line of Cumbess Branch (now or formerly Gateway Associates) for the following bearings and distances: S78°21'45"W for a distance of 145.84 feet; thence N83°45'06"W for a distance of 172.14 feet; thence N79°13'05"W for a distance of 55.55 feet; thence N79°39'53"W for a distance of 96.78 feet; thence N79°45'42"W for a distance of 129.89 feet; thence N85°53'25"W for a distance of 191.88 feet; thence S86°00'51"W for a distance of 196.75 feet; thence S89°59'34"W for a distance of 109.97 feet; thence N83°29'02"W for a distance of 84.03 feet; thence N78°49'57"W for a distance of 40.65 feet; thence N77°53'05"W for a distance of 50.28 feet; thence N74°57'39"W for a distance of 116.08 feet; thence N65°57'15"W for a distance of 236.27 feet; thence N64°09'01"W for a distance of 114.04 feet; thence N67°20'25"W for a distance of 191.81 feet; thence turning and running along eastern margin of the right-of-way of Interstate Highway No. I-77 for the following bearings and distances: N14°56'30"W for a distance of 92.21 feet; thence N16°18'16"W for a distance of

128.22 feet; thence turning and running along property of now or formerly Beach Providence Park, LLC for the following bearings and distances: S76°42'54"E For a distance of 510.00 feet; thence N61°36'26"E For a distance of 470.00 feet; thence turning and running along Parcel No. 6 and Parcel No. 8 N73°13'03"E For a distance of 1,162.28 feet; thence turning and running along property of now or formerly Southwind Partners, LP N35°46'42"E For a distance of 378.01 feet; thence turning and running along property of now or formerly Ram Automotive Company for the following bearings and distances: S41°44'55"E For a distance of 440.00 feet; thence N49°16'27"E For a distance of 355.03 feet; thence turning and running along the southwestern margin of the right-of-way of Business park Boulevard S29°46'12"E For a distance of 67.30 feet to the POINT OF BEGINNING.

Containing 32.7 acres, more or less.

TMS 17200-03-01 (Portion)

Parcel "A" (Now or Formerly Farrow Road Joint Venture)

Beginning at a property corner located in the southwestern quadrant of the intersection of Farrow Road (SC Hwy. No. 555) and Hard Scrabble Road, said property Corner being the POINT OF BEGINNING; thence turning and running along the western margin of the right-of-way of Farrow Road for the following bearings and distances: S35°42'40"E For a distance of 79.70 feet; thence S17°51'10"W for a distance of 374.23 feet; thence turning and running along property of now or formerly GPI Properties, Inc. for the following bearings and distances: N74°25'59"W for a distance of 146.00 feet; thence N84°05'48"W for a distance of 448.48 feet; thence S88°15'16"W for a distance of 235.59 feet; thence S04°37'01"W for a distance of 413.66 feet; thence turning and running along Parcel "G" for the following bearings and distances: N47°46'06"W for a distance of 561.56 feet; thence S26°48'11"W for a distance of 210.81 feet to the point of curve of a non tangent curve to the right, of which the radius point lies S68°06'11"W for a radial distance of 50.00 feet; thence southerly along the arc, through a central angle of 42°14'52", a distance of 36.87 feet; thence continue southwesterly along said curve through a central angle of 42°14'52", a distance of 36.87 feet to a point of reverse curve to the left having a radius of 40.00 feet and a central angle of 35°47'43"; thence southwesterly along the arc, a distance of 24.99 feet; thence turning and running along property of now or formerly FSD, LLC S26°49'23"W for a distance of 344.27 feet; thence turning and running along the northeastern margin of the right-of-way of Business Park Boulevard N69°44'14"W for a distance of 66.48 feet; thence turning and running along property of now or formerly Brock Contract Services, Inc. for the following bearings and distances: N26°49'02"E For a distance of 269.07 feet; thence N85°30'04"W for a distance of 402.87 feet; thence turning and running along property of now or formerly Park Boulevard, LLC. S89°45'41"W for a distance of 139.35 feet; thence turning and running along property of now or formerly Warehouse, Inc. N00°04'25"W for a distance of 393.21 feet; thence turning and running along property of now or formerly Geraldine Brown N63°46'02"E For a distance of 179.23 feet; thence turning and running along property of now or formerly Harvey Rosen, Joseph Rosen, Janet Brownstein and Joanne Brownstein N62°55'47"E For a distance of 411.71 feet; thence turning and running along the southern margin of the right-of-way of Hard Scrabble Road for the following bearings and distances: along a non tangent curve to the left, of which the radius point lies N05°13'59"E For a radial distance of 3,282.92 feet; thence easterly along the arc, through a central angle of 06°24'59", a distance of 367.64

feet; thence N88°49'01"E For a distance of 365.08 feet; thence N89°10'31"E For a distance of 205.06 feet; thence N89°48'54"E For a distance of 648.44 feet to the POINT OF BEGINNING.
Containing 23.3 acres, more or less.

TMS 17200-03-13

Now or formerly Warehouse, Inc.

Commencing at a point located in the northern quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Business Park Boulevard, thence turning and running along the southwestern margin of the right-of-way of Business Park Boulevard for the following bearings and distances: N41°43'16"W for a distance of 98.98 feet; thence N41°43'16"W for a distance of 357.24 feet; thence N41°46'08"W for a distance of 115.22 feet; thence N41°44'04"W for a distance of 379.98 feet; thence continue northwesterly along said line for a distance of 99.44 feet; thence N46°57'12"W for a distance of 51.50 feet; thence N56°37'32"W for a distance of 51.71 feet; thence N69°44'14"W for a distance of 66.48 feet; thence N86°50'53"W for a distance of 162.21 feet; thence S75°09'40"W for a distance of 121.09 feet; thence continue westerly along said line for a distance of 144.99 feet to the POINT OF BEGINNING; thence continuing along said right-of-way for the following bearings and distances: S75°12'16"W for a distance of 117.51 feet; thence S74°56'16"W for a distance of 195.17 feet; thence turning and running along Parcel No. 5 for the following bearings and distances: N42°30'21"W for a distance of 181.91 feet; thence N00°06'14"W for a distance of 434.11 feet; thence turning and running along property of now or formerly Townsman's Club, Inc. and Geraldine Brown for the following bearings and distances: N61°52'14"E for a distance of 10.40 feet; thence N60°55'00"E for a distance of 449.80 feet; thence continue northeasterly along said line for a distance of 25.85 feet; thence turning and running along Parcel "A" S00°04'25"E for a distance of 393.21 feet; thence running along property of now or formerly Dixie Bearings, Inc. S00°04'25"E for a distance of 330.38 feet to the POINT OF BEGINNING.

Containing 6.2 acres, more or less.

TMS 17200-03-21

Now or Formerly Kahn Family Seventy/Seven Building, LLC

Commencing at a point located in the northern quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Business Park Boulevard, thence turning and running along the southwestern margin of the right-of-way of Business Park Boulevard N41°43'16"W for a distance of 98.98 feet to the POINT OF BEGINNING; thence continuing along said right-of-way N41°43'16"W for a distance of 357.24 feet; thence turning and running along Parcel "G" for the following bearings and distances: N84°10'47"E for a distance of 77.35 feet; thence N62°11'02"E for a distance of 116.44 feet; thence N55°26'43"E for a distance of 547.81 feet; thence N73°16'46"E for a distance of 65.19 feet; thence S84°15'45"E for a distance of 65.76 feet; thence S67°33'51"E for a distance of 69.27 feet; thence turning and running along the western margin of the right-of-way of Farrow Road along a non tangent curve to the right, of which the radius point lies N62°23'32"W for a radial distance of 2,784.05 feet; thence southwesterly along the arc, through a central angle of 15°56'23", a distance of 774.52 feet; thence N88°53'32"W for a distance of 136.79 feet to the POINT OF ENDING.

Containing 5.1 acres, more or less.

TMS 17200-03-28**Parcels No. "8B" (Now or Formerly Dr. Joel P. Sussman)**

Commencing at a point located at the intersection of the sight triangle of Farrow Road (SC Hwy. No. 555) and Business Park Boulevard, thence turning and running along the southwestern margin of the right-of-way of Business Park Boulevard for the following bearings and distances: N41°43'16"W for a distance of 170.00 feet; thence N41°42'28"W for a distance of 338.20 feet; thence N29°42'14"W for a distance of 67.32 feet; thence N41°45'10"W for a distance of 440.00 feet; thence continue northwesterly along said line, a distance of 39.44 feet to the point of curve of a non tangent curve to the left, of which the radius point lies S48°13'00"W for a radial distance of 244.55 feet; thence westerly along the arc, through a central angle of 63°01'53", a distance of 269.03 feet; thence S75°11'56"W for a distance of 213.83 feet; thence S75°10'40"W for a distance of 163.35 feet; thence S75°13'45"W for a distance of 80.43 feet; thence continue westerly along said line, a distance of 134.29 feet; thence turning and running along Lot No. "8A" and Southwind Partners, LP S31°28'02"E for a distance of 281.79 feet to the POINT OF BEGINNING; thence running along property of now or formerly Southwind Partners, LP for the following bearings and distances: S31°28'14"E for a distance of 183.01 feet; thence continue southeasterly along said line for a distance of 139.20 feet; thence turning and running along Lot No. 7, property of now or formerly Farrow Road Joing Venture, for the following bearings and distances: S77°34'13"W for a distance of 158.83 feet; thence N31°27'10"W for a distance of 87.39 feet; thence continue northwesterly along said line for a distance of 183.01 feet; thence turning and running along Lot No. "8A" N58°31'52"E for a distance of 150.06 feet to the POINT OF BEGINNING.

Containing 1.0 acres, more or less.

TMS 17200-03-29**Parcel "G" (Now or formerly Farrow Road Joint Venture)**

Commencing at a point located in the northern quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Business Park Boulevard, thence turning and running along the southwestern margin of the right-of-way of Business Park Boulevard for the following bearings and distances: N41°43'16"W for a distance of 98.98 feet; thence N41°43'16"W for a distance of 357.24 feet to the POINT OF BEGINNING; thence continuing along said right-of-way N41°46'08"W for a distance of 115.22 feet; thence turning and running along property of now or formerly Cadle's Business Park, LLC for the following bearings and distances: N48°16'49"E For a distance of 335.00 feet; thence N41°44'02"W for a distance of 380.06 feet; thence turning and running along property of now or formerly FSD, LLC N47°19'34"W for a distance of 328.32 feet; thence turning and running along Parcel "A" for the following bearings and distances: along a non tangent curve to the right, of which the radius point lies S62°21'58"E For a radial distance of 40.00 feet; thence northeasterly along the arc, through a central angle of 34°57'52", a distance of 24.41 feet to a point of reverse curve to the left having a radius of 50.00 feet and a central angle of 42°14'52"; thence northeasterly along the arc, a distance of 36.87 feet; thence continue northerly along said curve through a central angle of 42°14'52", a distance of 36.87 feet; thence N26°48'11"E For a distance of 210.81 feet; thence S47°46'06"E For a distance of 561.56 feet; thence turning and running along property of now or formerly GPI Properties,

Inc. for the following bearings and distances: S04°37'01"W for a distance of 145.47 feet; thence S85°48'50"E for a distance of 680.14 feet; thence turning and running along the western margin of the right-of-way of Farrow Road S25°49'36"W for a distance of 169.39 feet; thence turning and running along property of now or formerly Kahn Family Seventy/Seven Building, LLC for the following bearings and distances: N67°33'51"W for a distance of 69.27 feet; thence N84°15'45"W for a distance of 65.76 feet; thence S73°16'46"W for a distance of 65.19 feet; thence S55°26'43"W for a distance of 547.81 feet; thence S62°11'02"W for a distance of 116.44 feet; thence S84°10'47"W for a distance of 77.35 feet to the POINT OF BEGINNING.

Containing 9.4 acres, more or less.

TMS 17211-01-09 & 17211-01-01 (Portion) (Combined)

Parcel "C" (Now or formerly Dr. Carl Lockwood & Farrow Road Joint Venture - Combined)

Commencing at a point located in the eastern quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Flint Lake Drive, thence running along the eastern margin of the right-of-way of Farrow Road for the following bearings and distances: N44°38'56"E for a distance of 46.86 feet; thence N44°38'56"E for a distance of 95.16 feet; thence N42°38'56"E for a distance of 100.95 feet; thence N40°38'56"E for a distance of 100.95 feet; thence N38°38'56"E for a distance of 50.98 feet; thence continue northeasterly along said line for a distance of 49.97 feet; thence N36°38'56"E for a distance of 100.96 feet; thence N34°38'56"E for a distance of 43.80 feet to the POINT OF BEGINNING; thence continuing along said right-of-way for the following bearings and distances: thence N33°50'36"E for a distance of 30.92 feet; thence N32°55'05"E for a distance of 127.17 feet; thence N42°37'59"E for a distance of 155.88 feet; thence N17°35'58"E for a distance of 275.25 feet; thence turning and running along property of now or formerly the City of Columbia: S72°25'05"E for a distance of 49.94 feet; thence N17°58'55"E for a distance of 50.08 feet; thence N72°28'31"W for a distance of 49.97 feet; thence running along the eastern margin of the right-of-way of Farrow Road N18°13'50"E for a distance of 676.93 feet; thence turning and running along now or formerly David Tucker / Corner Pantry S71°43'54"E for a distance of 216.73 feet; thence turning and running along property now or formerly Southern Railway for the following bearings and distances: S07°56'01"W for a distance of 565.07 feet; thence along a non tangent curve to the right, of which the radius point lies N83°17'11"W for a radial distance of 1,469.45 feet; thence southerly along the arc, through a central angle of 27°28'13" for a distance of 704.52 feet; thence S31°09'47"W for a distance of 104.46 feet; thence S31°58'55"W for a distance of 30.95 feet; thence turning and running along property of now or formerly Dianne C. Davidson N58°02'52"W for a distance of 372.31 feet to the POINT OF BEGINNING.

Containing 9.7 acres, more or less.

TMS 17211-01-07

Parcel "C" (Now or Formerly M.B. Kahn Construction)

Commencing at a point located in the eastern quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Flint Lake Drive, thence running along the eastern margin of the right-of-way of Farrow Road N44°38'56"E for a distance of 46.86 feet to the POINT OF BEGINNING; thence continuing along said right-of-way for the following bearings and

distances: N44°38'56"E for a distance of 95.16 feet; thence N42°38'56"E for a distance of 100.95 feet; thence N40°38'56"E for a distance of 100.95 feet; thence N38°38'56"E for a distance of 50.98 feet; thence turning and running along property of now or formerly Dianne C. Davidson S58°02'52"E for a distance of 387.75 feet; thence turning and running along property of now or formerly Southern Railway S32°09'56"W for a distance of 375.00 feet; thence turning and running along the northern margin of the right-of-way of Flint Lake Drive for the following bearings and distances: N80°02'04"W for a distance of 89.90 feet; thence N75°07'23"W for a distance of 61.75 feet; thence N67°43'04"W for a distance of 45.95 feet; thence N60°43'04"W for a distance of 45.95 feet; thence N53°43'04"W for a distance of 45.95 feet; thence N46°43'04"W for a distance of 45.95 feet; thence N42°55'04"W for a distance of 90.97 feet; thence N00°51'56"E for a distance of 67.67 feet to the POINT OF BEGINNING.

Containing 4.0 acres, more or less.

TMS 17206-02-01

Portion of Parcel "F" (Now or formerly Branch Banking & Trust, Co.)

Commencing at a point located in the southern quadrant of the intersection (sight triangle) of Farrow Road (SC Hwy. No. 555) and Flint Lake Drive, thence running along the eastern margin of the right-of-way of Farrow Road S43°11'39"E for a distance of 49.72 feet to a point, said point being the POINT OF BEGINNING; thence running along the southwestern margin of the right-of-way of Flint Lake Drive for the following bearings and distances: S43°11'39"E for a distance of 94.30 feet; thence along a non tangent curve to the left, of which the radius point lies N46°28'18"E for a radial distance of 432.62 feet; thence southeasterly along the arc, through a central angle of 19°07'05", a distance of 144.35 feet; thence turning and running through Lot "F" for the following bearings and distances: S47°43'11"W for a distance of 333.46 feet; thence N42°16'49"W for a distance of 285.00 feet; thence turning and running along the southeastern margin of the right-of-way of Farrow Road for the following bearings and distances: N47°41'32"E for a distance of 247.00 feet; thence N88°18'04"E for a distance of 76.38 feet to the POINT OF BEGINNING.

Containing 2.0 acres, more or less.

TMS 17211-01-01 (Portion) & TMS 17200-03-01 (Portion)

Portion of Parcel "F" (Now or formerly Farrow Road Joint Venture)

Beginning at the southwestern most point of the sight triangle located at the intersection of the southeastern right-of-way margin of Farrow Road and the southwestern right-of-way margin of Flint Lake Drive thence running along the southeastern right-of-way margin of Farrow Road for a distance of 247.09 feet to a point, said point being the POINT OF BEGINNING; thence turning and running S 42°16'05" E along property now or formerly BB&T for a distance of 284.81 feet; thence turning and running N 47°44'59" E along property now or formerly BB&T for a distance of 333.41 feet; thence turning and running in a curved line of length 138.27 feet along the southwestern right-of-way of Flint Lake Drive (curve of radius 432.62 feet, chord bearing of S 71°43'26" E, chord distance of 137.69 feet); thence turning and running S 79°42'22" E along the southwestern right-of-way of Flint Lake Drive for a distance of 63.83 feet; thence turning and running S 31°55'39" W along property now or formerly Southern Railway for a distance of 595.33 feet; thence turning and running N 77°07'28" W along property now or formerly Gateway

Associates for a distance of 236.30 feet; thence turning and running N 73°07'35" W along property now or formerly Gateway Associates for a distance of 135.78 feet; thence turning and running N 73°17'44" W along property now or formerly Gateway Associates for a distance of 252.88 feet; thence turning and running N 73°55'07" W along property now or formerly Gateway Associates for a distance of 106.02 feet; thence turning and running N 47°42'32" E along the southeastern right-of-way of Farrow Road for a distance of 523.58 feet to the POINT OF BEGINNING.

Containing 6.8 acres, more or less.

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

AGREEMENT TO SELL AND BUY

This Agreement, entered into this _____ day of _____, by and between The Citadel Foundation (hereafter "Seller"), and Richland County or assigns (hereafter "Buyer").

WITNESSETH: That for and in consideration of the sum of Five and No/100 Dollars, to be applied as part of the cash portion of the purchase price, and the conditions and terms hereinafter mentioned, the Seller agrees to sell and the Buyer agrees to buy 94 plus or minus acres located within the Northpoint Industrial Park, to include all rights, easements, access agreements and other pertinent materials, said property more particularly described as follows:

SEE ATTACHMENT A

Sale to be consummated upon the further payment of Nine Hundred Eighty Seven Thousand (\$987,000.00) Dollars from Buyer to Seller after Buyer's completion of any appraisals, tests, studies, inspections and upon expiration of the "Feasibility Period" set forth herein, and approval of the Richland County Council, Buyer's Governing Body.

It is herein agreed that for a period ending ninety (90) days after execution of this Agreement (the "Feasibility Period"), Seller grants Buyer permission to have its engineers, employees, contractors, agents and also potential tenants of the Property enter upon the Property for the purpose of conducting surveys, engineering, environmental and other tests, market studies and other items deemed necessary by Buyer in connection with its proposed purchase of the Property. Buyer agrees to indemnify and hold Seller harmless from any injury, loss or damage including any costs and attorney's fees, as a result of Buyer's access to, or activities upon, the real estate as provided hereunder.

At any time during the Feasibility Period or its extensions, Buyer may rescind and cancel this Agreement for any or no reason by giving written notice to the Seller of its desire to do so and this Agreement shall be terminated, null and void and neither party shall thereafter have any further obligation to the other hereunder.

Prior to date of closing, Seller shall have prepared, at its expense, a current plat and survey of the subject property. Seller shall be responsible for the payment of any Documentary Stamps associated with this transaction.

The Seller hereby covenants and agrees to convey the above described property to the Buyer, its heirs or assigns in fee by proper deed, with covenant of general warranty, free from all

defects and encumbrances, except such as are herein agreed to be assumed. Seller shall pay for preparation of deed and for all statutory deed recording fees.

The above described property shall be conveyed subject to applicable zoning ordinances and valid recorded easements, restrictions and covenants provided the foregoing do not make the title unmarketable or prohibit Buyer from using the property for its intended lawful purposes.

Upon tender of such deed at the time below provided, the Buyer agrees to comply fully with the terms of this Agreement.

All taxes, rents, water rents, paving assessments and interest to be prorated to date of completion of sale. Hazard insurance to be prorated or canceled at the option of buyer.

This sale and purchase to be completed within thirty (30) days of the expiration of the Feasibility Period.

Buyer shall not be responsible to pay any portion of any real estate commission associated with the transaction contemplated in this agreement unless expressly agreed to by Buyer in a separate agreement with any real estate agent chosen by Buyer.

This Agreement is binding upon ourselves, our heirs, executors, administrators, successors or assigns.

It is understood that this written Agreement constitutes the entire contract between the parties hereto.

Witness our Hands and Seals the day and year first above written.

Accepted this _____ day of _____ 2007.

In the presence of:

SELLER: The Citadel Foundation

By: _____

Its: _____

BUYER: Richland County

By: _____

Its: _____

RESOLUTION

A RESOLUTION MAKING APPLICATION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA FOR APPROVAL OF THE ISSUANCE BY RICHLAND COUNTY, SOUTH CAROLINA, OF ITS SPECIAL SOURCE REVENUE BOND, SERIES 2007, IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,000,000, PURSUANT TO THE PROVISIONS OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, TITLE 4, CHAPTERS 1 AND 29

WHEREAS, Richland County, South Carolina (the "County"), acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of the Constitution of the State of South Carolina of 1895, as amended (the "Constitution"); the Code of Laws of South Carolina 1976, as amended (the "Code"); and the case law of the Courts of the State of South Carolina, to offer and provide certain privileges, benefits, and incentives to prospective industries as inducements for economic development within the County; is authorized and empowered under and pursuant to the provisions of Article VIII, Section 13 of the South Carolina Constitution, in conjunction with other portions and provisions of Title 4 of the Code of Laws of South Carolina including, without limitation, Chapters 1 and 29, as amended (collectively the "Act") to jointly develop an industrial or business park with other counties wherein the area comprising the parks and all property having a situs therein is exempt from all ad valorem taxation but, instead, pays fees in lieu of tax; and, to issue special source revenue bonds secured by such payments for the purpose of paying the cost of designing, acquiring, constructing, improving, or expanding the infrastructure serving the issuer and for improved or unimproved real estate used in the operation of a manufacturing or commercial enterprise in order to enhance the economic development of the issuer and costs of issuance of the bonds; and

WHEREAS, the County is contemplating purchasing certain acreage (the "Property") owned by the Citadel Foundation and located in Northpoint Industrial Park (the "Park") for a purchase price of \$987,000; and

WHEREAS, in addition to the purchase price of the Property, the County anticipates the cost of improving the Property, including clearing, providing roads, curbing, gutters, storm drainage and other like improvements (the "Improvements" and, together with the Property, the "Project"), will cost approximately \$900,000; and

WHEREAS, the County contemplates that upon completion of such land and infrastructure improvements, the Project can and will be used for further industrial development; and

WHEREAS, the County Council believes that the Project would directly and substantially benefit the general public welfare of the County by providing an area for future industrial development and the creation of jobs and employment, the increase of *ad valorem* tax base, service, employment, recreation or other public benefits not otherwise provided locally; and, that the Project gives rise to no pecuniary liability of the County or a charge against the County's general credit or taxing power; and that the purposes to be accomplished by the purchase of the Property, i.e. economic development, creation or retention of jobs, and addition to the tax base of the County, are proper governmental and public purposes and that the inducement of the location or expansion within the Park which is located in the County and State is of paramount importance to the County and that the Project's benefits to the County will be greater than the costs; and

WHEREAS, the County is authorized by Section 4-29-68 and Section 4-1-175 of the Code (the "Bond Act") to issue its special source revenue bonds, secured by and payable solely from revenues of the County from payments in lieu of taxes pursuant to Section 13(D), Article VIII of the Constitution, for the purpose of paying the cost of designing, acquiring, constructing, improving, or expanding the infrastructure serving the County and for improved or unimproved real estate used in the operation of a manufacturing or commercial enterprise in order to enhance the economic development of the issuer and costs of issuance of the bonds; and

WHEREAS, the County proposes to issue, subject to the approval of the State Budget and Control Board of South Carolina (the "Budget and Control Board"), its Special Source Revenue Bond Series 2007 (the "Bond") in the principal amount of not exceeding \$1,000,000 to defray the costs of acquiring, constructing, improving, or expanding the infrastructure serving the Project used in the operation of a manufacturing or commercial enterprise in order to enhance the economic development of the issuer and costs of issuance of the bonds, as defined in Section 4-29-68(A)(2); and

WHEREAS, all properties located in the Park are also a part of the I-77 Corridor Regional Industrial Park, a Multi-County Joint Regional Industrial Park developed between the County and Fairfield County in an agreement dated on or about April 15, 2003, as amended (the "Master Park Agreement"); and

WHEREAS, pursuant to the provisions of the Master Park Agreement all properties located within the Park make payments in lieu of taxes ("Fee Payments") to the County; and

WHEREAS, pursuant to the provisions of the Bond Act and the terms of the decision rendered by the South Carolina Supreme Court on September 4, 2001, in the case of *Horry County School District v. Horry County and the City of Myrtle Beach*, 346 S.C. 621, 552 S.E.2d 737 (2001) (the "Horry Decision"), the County Council is vested with the authority to exercise discretion over the distribution of FILOT payments received from properties located within a multi-county park, and such distribution is not required to be made in accordance with the pro-rata distribution scheme applied to normal *ad valorem* taxes.

WHEREAS, it is now deemed advisable by the County Council to file with the Budget and Control Board, in compliance with Section 4-29-140 of the Code, the Petition of the County requesting approval of the issuance of the Bond by the State Budget and Control Board; and

NOW, THEREFORE, BE IT RESOLVED by the County Council of Richland County, South Carolina, as follows:

Section 1. Findings and Determinations. It is hereby found, determined and declared as follows:

(a) The Project will constitute "infrastructure" as such term is referred to in Section 4-29-68 of the Bond Act, and the issuance of the Bond in the principal amount of not exceeding \$1,000,000 to defray the cost of infrastructure development will serve the purposes and in all respects conform to the provisions and requirements of the Bond Act.

(b) The amounts necessary in each year to pay the principal of and interest on the Bond are set forth in a Bond Ordinance to be enacted by the County Council. The Bond Ordinance will provide terms and conditions which govern (i) the issuance and repayment of the Bond payable from the Fee Payments to be made pursuant to the provisions of the Master Park Agreement and (ii) the issuance and repayment of the Bond.

Section 2. Submission of Petition. There be and is hereby authorized and directed the submission on behalf of the County of a Petition requesting the approval of the proposal of the County to issue the Bond by the Budget and Control Board pursuant to the within-referenced provisions of the Code; the Petition, which constitutes and is hereby made a part of this Resolution, to be in substantially the form attached hereto.

Section 3. Execution of Petition. The Chairman of the County Council and the Administrator of the County shall be and are hereby authorized and directed to execute the Petition in the name of and on behalf of the County; and the Clerk to the County Council shall be and is hereby authorized and directed to attest the same and thereafter to submit an executed copy of this Resolution to the Budget and Control Board in Columbia, South Carolina.

Section 4. Effect of Resolution. All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this Resolution shall take effect and be in full force from and after its passage and approval.

Adopted this ____ day of _____, 2007.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Joseph McEachem, Chair
Richland County Council,
Richland County, South Carolina

(SEAL)

ATTEST:

Michielle Cannon-Finch, Clerk to County Council
Richland County, South Carolina

STATE OF SOUTH CAROLINA)
)
RICHLAND COUNTY)

TO THE STATE BUDGET)
AND CONTROL BOARD OF)
SOUTH CAROLINA)

P E T I T I O N

This Petition of Richland County, South Carolina (the "County"), pursuant to South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), and specifically Section 4-29-140 thereof, respectfully shows:

1. The County Council of Richland County (the "County Council") is the governing body of the County and as such is the "governing board" of the County referred to in the Act.

2. The County, acting by and through the County Council, is authorized and empowered under and pursuant to the provisions of the Constitution of the State of South Carolina of 1895, as amended (the "Constitution"); the Code of Laws of South Carolina 1976, as amended (the "Code"); and the case law of the Courts of the State of South Carolina, to offer and provide certain privileges, benefits, and incentives to prospective industries as inducements for economic development within the County; is authorized and empowered under and pursuant to the provisions of Article VIII, Section 13 of the South Carolina Constitution, in conjunction with other portions and provisions of Title 4 of the Code of Laws of South Carolina including, without limitation, Chapters 1 and 29, as amended (collectively the "Act") to jointly develop an industrial or business park with other counties wherein the area comprising the parks and all property having a situs therein is exempt from all ad valorem taxation but, instead, pays fees in lieu of tax; and, to issue special source revenue bonds secured by such payments for the purpose of paying the cost of designing, acquiring, constructing, improving, or expanding the infrastructure serving the issuer and for improved or unimproved real estate used in the operation of a manufacturing or commercial enterprise in order to enhance the economic development of the issuer and costs of issuance of the bonds; and

3. The County is contemplating purchasing certain acreage (the "Property") owned by the Citadel Foundation and located in Northpoint Industrial Park (the "Park") for a purchase price of \$987,000. All of the properties located in the Park are also a part of the I-77 Corridor Regional Industrial Park, a Multi-County Joint Regional Industrial Park developed between the County and Fairfield County in an agreement dated on or about April 15, 2003, as amended (the "Master Park Agreement").

4. The County anticipates the cost of improving the Property, including clearing, providing roads, curbing, gutters, storm drainage and other like improvements (the "Improvements" and, together with the Property, the "Project"), will cost approximately \$900,000.

5. The County proposes to issue, subject to the approval of the State Budget and Control Board of South Carolina (the "Budget and Control Board"), its Special Source Revenue Bond Series 2007 (the "Bond") in the principal amount of not exceeding \$1,000,000 to defray the costs of constructing the improvements.

6. Pursuant to Section 4-29-140 of the Act, the County sets forth the following information:

(a) The Project consists of the acquisition and improvement of property within the Park. The County has found that the Project would be directly and substantially beneficial to the County, the taxing entities of the County, and the citizens and residents of the County, and that the Project would directly and indirectly benefit the general residents of the County, and that the Project would directly and indirectly benefit the general public welfare and serve a public purpose of the County by providing services, employment, recreation, promotion of tourism, or other public benefits not otherwise provided locally; and, that the Project gives rise to no pecuniary liability of the County or incorporated municipality, or a charge against the general credit or taxing power of either; that the purposes to be accomplished by the Project, i.e., economic development and welfare, creation of jobs, promotion of tourism, and addition to the tax base of the County, are proper governmental and public purposes and that the inducement of the location or expansion of the Project within the County and State is of paramount importance and that the benefits of the Project will be greater than the cost. It is estimated that the Project, at completion, will involve the investment of not exceeding \$1,000,000.

(b) The Bond will be issued pursuant to a Bond Ordinance to be enacted by the County Council. The Bond, together with the interest thereon, will be payable solely from and secured equally and ratably by a pledge of a portion of the Revenues (as defined in the Bond Ordinance) received and retained by the County under the Master Park Agreement, which shall be irrevocably pledged to the payment of the principal of and interest on the Bond; The amount of the annual Revenue is based upon the total millage rate within the taxing entities within whose jurisdiction the Project falls. The Bond, and the interest thereon is, (i) payable solely from all or a specifically described part of the Revenues received and retained by the County under the Master Park Agreement; (ii) not secured by, or in any way entitled to, a pledge of the full faith, credit, or taxing power of the County; (iii) not an indebtedness of the County within the meaning of any state constitutional provision or statutory limitation but are payable solely from a special source that does not include revenues from any tax or license; and (iv) not a pecuniary liability of the County or a charge against the County's general credit or taxing power.

Upon the basis of the foregoing, the County respectfully requests that the Budget and Control Board:

1. Accept the filing of this Petition;
2. Conduct such review as it considers advisable;
3. If it finds that the proposal of the County is intended to promote the purposes of the Act, approve the proposal of the County to execute and deliver the Bond pursuant to the Act

to defray the cost of the Infrastructure (including changes in any details of the said financing as finally consummated which do not materially affect the undertaking of the County); and

4. Give published notice of its approval in the manner set forth in Section 4-29-140 of the Act.

[Signatures on following page]

Respectfully submitted,

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Joseph McEachern, Chair
Richland County Council,
Richland County, South Carolina

(SEAL)

ATTEST:

Michielle Cannon-Finch, Clerk to Richland County Council
Richland County, South Carolina

Dated: _____, 2007



May 10, 2007

Via Hand Delivery

J. Milton Pope
Richland County Administrator
2020 Hampton Street, 4th Floor
Columbia, SC 29202

RE: Multi-County Park Status for Northeast (Enterprise) Campus

Dear Milton:

On behalf of the Midlands Technical College Commission, we ask that County Council enact an ordinance to include our Northeast (Enterprise) Campus in the multi-county park covered by the agreement between Richland County and Fairfield County. Bounded in part by Pisgah Church Road and Powell Road, our Northeast (Enterprise) Campus is approximately 150 acres and is the location of the MTC Center of Excellence for Technology. We are now in the process of providing for the operation, maintenance and development of the Enterprise Campus through the Midlands Technical College Enterprise Campus Authority ("Authority").

In 2004, the General Assembly passed legislation creating the Authority for the purpose of developing the Northeast Campus as the Enterprise Campus. It is our vision that the Enterprise Campus will be the future home for businesses that seek a close relationship with the College. As we go about the development of the Enterprise Campus, status of the property as a multi-county park will be a valuable tool in the recruitment of businesses. It is for this reason that we ask County Council to include this property in a multi-county park.

Enclosed please find a draft ordinance, by title only, and a Request of Action document. In addition, a brief summary of the Enterprise Campus has been included.

We appreciate Council's consideration and look forward to working with you on this matter. If you have any questions or need additional information, please contact Sonny White at 738-7600.

Sincerely,

Robert F. Dozier, Jr.
Chair
Midlands Technical College Commission

Marshall (Sonny) White, Jr.
President
Midlands Technical College

Enclosures

RECEIVED
07 APR - 0 PH 2:38
RICHLAND COUNTY
ADMINISTRATORS OFFICE

Richland County Council Request of Action

Subject: Multi-County Park Status for Midlands Technical College Northeast (Enterprise) Campus

A. Purpose

State what it is that Council is specifically being requested to do.

County Council is requested to pass an ordinance approving the addition of Midlands Technical College's Northeast (Enterprise) Campus to the multi-county park covered by the agreement between Richland County and Fairfield County.

B. Background / Discussion

Provide any relevant history of the situation.

Midlands Technical College has begun the process of developing its Northeast Campus or Enterprise Campus. The Enterprise Campus consists of 149.72 acres, more or less, and is bounded in part by Pisgah Church Road and Powell Road. The college's Center of Excellence for Technology is now located on the property and construction on the Business Accelerator Building will begin in the near future.

In 2004, the General Assembly passed legislation providing for the operation, management and development of the Enterprise Campus through a new legal entity – the Midlands Technical College Enterprise Campus Authority. Part of the vision for the development of the Enterprise Campus is recruitment of businesses that have a strong need for our training, students and technical resources. One of the tools that will be important in the recruitment of businesses will be the status of this property as a multi-county park. It is for this reason that Midlands Technical College requests County Council to designate the Enterprise Campus as a multi-county park.

C. Financial Impact

Inclusion of the Enterprise Campus in the multi-county park at this time will have no financial impact associated with it. As the property is developed in the future, it is expected that fee-in-lieu of tax revenues will be collected, but at this time there are no estimates on what the amount might be.

D. Alternatives

List the alternatives to the situation. There will always be at least two alternatives:

1. Approve the request to include the Enterprise Campus in the multi-county park.
2. Do not approve the request to include the Enterprise Campus in the multi-county park.

E. Recommendation

State which alternative you recommend. Be sure to include your name, department, and date.

It is the recommendation of the Midlands Technical College Commission for County Council to pass an ordinance to include the Enterprise Campus in the multi-county park covered by the agreement between Richland County and Fairfield County.

F. Reviews

(Please replace the appropriate box with a ✓ and then support your recommendation in the Comments section before routing on. Thank you!)

Finance

Reviewed by (Finance Director):

Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

Reviewed by (Budget Director):

Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

Procurement

Reviewed by:

Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

Grants

Reviewed by:

Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

Legal

Reviewed by:

Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

Administration

Reviewed by:

Recommend Council approval

Comments regarding recommendation:

Date:

Recommend Council denial

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___ - __ HR

AUTHORIZING AN AMENDMENT TO THE MASTER AGREEMENT GOVERNING THE I-77 CORRIDOR REGIONAL INDUSTRIAL PARK BY AND BETWEEN RICHLAND COUNTY, SOUTH CAROLINA AND FAIRFIELD COUNTY, SOUTH CAROLINA, IN ORDER TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE THE NORTHEAST (ENTERPRISE) CAMPUS PROPERTY OF MIDLANDS TECHNICAL COLLEGE AND OTHER MATTERS RELATED THERETO.

WHEREAS, Richland County, South Carolina ("Richland") and Fairfield County, South Carolina ("Fairfield") (collectively, the "Counties"), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (the "Act"), have jointly developed the I-77 Corridor Regional Industrial Park (the "Park"); and,

WHEREAS, in response to requests from companies seeking to invest in either Richland or Fairfield, the Counties have heretofore expanded the boundaries of the Park to include additional property, which inclusion has afforded the requesting companies additional tax benefits under South Carolina law; and

WHEREAS, the Counties have entered into separate agreements to reflect each new phase of expansion of the Park ("Phase Agreements"); and

WHEREAS, on April 15, 2003, the Counties entered into an agreement entitled "Master Agreement Governing the I-77 Corridor Regional Industrial Park" (the "Master Agreement"), the provisions of which replaced all existing Phase Agreements and now govern the operation of the Park; and

WHEREAS, Midlands Technical College ("College") has requested that the Counties expand the boundaries of the Park to include its property located in Richland County and described in the attached Exhibit A (hereafter, the "Property"); and

WHEREAS, the Counties now desire to expand the boundaries to include the College's Northeast (Enterprise) Campus property.

NOW, THEREFORE, BE IT ORDAINED BY THE RICHLAND COUNTY COUNCIL AS FOLLOWS:

Section 1. Expansion of Park Boundaries.

Section 2. Removal of Property from Park.

Section 3. Savings Clause.

Section 4. General Repealer.

Section 5. Effectiveness. This Ordinance shall be effective after third and final reading.

RICHLAND COUNTY, SOUTH CAROLINA

Chairperson, County Council
Richland County, South Carolina

(SEAL)

ATTEST:

Michielle Cannon-Finch, Clerk to
County Council, Richland County,
South Carolina

READINGS:

First Reading: _____
Second Reading: _____
Third Reading: _____
Public Hearing: _____

EXHIBIT A

DESCRIPTION OF PROPERTY

The property of Midlands Technical College bounded in part by Pisgah Church Road and Powell Road consisting of 149.72 acres, more or less, and referred to as either the Northeast Campus or Enterprise Campus.

Tax Map Number: 14500-02-24.

Deed Book 1064 at Page 97.

EXHIBIT B
MASTER AGREEMENT

The MTC Enterprise Campus *A Partnership for Economic Vitality*

.....

The Enterprise Campus at Midlands Technical College consists of 150 acres providing a unique environment for companies to accelerate their development through collocation with the college.

Corporate benefits include prime location, proximity to regional transportation infrastructure and research institutions, use of the college's technology resources and faculty expertise, and access to college students who are training for careers in the technology jobs of the future.



Learn differently. Work differently.



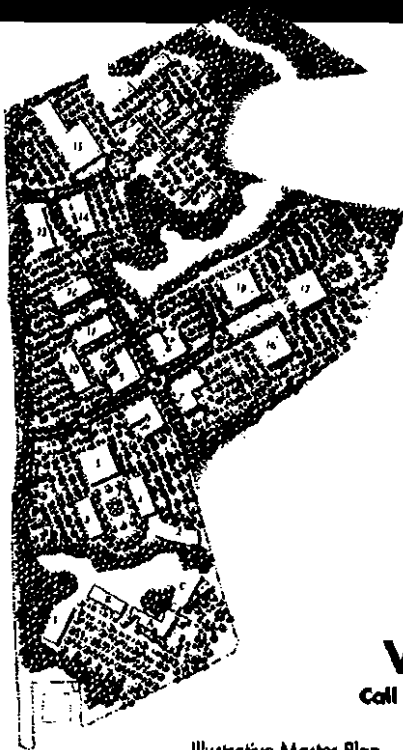
**THE
ENTERPRISE
CAMPUS**

AT MIDLANDS TECHNICAL COLLEGE

.....

PO Box 2408 • Columbia, SC 29202 • (803) 691-3885
MTCENTERPRISECAMPUS.COM

Learn differently. Work differently.



Illustrative Master Plan

Midlands Technical College is offering a unique environment for business and education to co-locate on the 150 acre Enterprise Campus at Midlands Technical College. This partnership between the college and the private sector provides an innovative space where work blends with education in a manner found nowhere else in the country.

The MTC Enterprise Campus presents an opportunity for synergy with the University of South Carolina's Innovista research and development vision.

The initial phase of the MTC Enterprise Campus, a business accelerator facility, will be available for occupancy in 2008. Phase One of the Enterprise Campus master plan is ready for your consideration.

With more than 15,000 credit students annually, MTC is the principal supplier of associate degree-level technical employees and health care professionals in the region.

Visit the future.

Call or go online for more information.



**THE
ENTERPRISE
CAMPUS**

AT MIDLANDS TECHNICAL COLLEGE

803.691.8533

mtcenterprisecampus.com

RICHLAND COUNTY COUNCIL ADMINISTRATION AND FINANCE COMMITTEE

Kit Smith, Chair
District 5

Mike Montgomery
District 8

Paul Livingston
District 4

Greg Pearce
District 6

Damon Jeter
District 3

*Tuesday, May 22, 2007
3:45 PM*

Recommendations

I. ITEMS FOR ACTION

- Consent** **A. Request to approve posting of the Civil Rights Act 1968 in County-occupied buildings** – The committee recommended that council approve the request to post a Civil Rights Act of 1968 poster in county-occupied buildings. The vote in favor was unanimous.
- B. An ordinance providing for entering into a tax-exempt lease purchase transaction of not exceeding \$3,700,000 and a sublease with Allen University, to prescribe the purposes for which the proceeds shall be expended, to provide for the payment thereof, and other matters pertaining thereto** – The committee voted to refer this item to the Bond Review Committee for consideration. The committee also voted to forward this item on a dual track to the full council without recommendation. The vote in favor was unanimous.
- Consent** **C. Memorandum of Understanding relating to the interim financing of the Central Midlands Regional Transit Authority** – The committee recommended that council approve the MOU between Richland County and the CMRTA. The vote in favor was unanimous.
- Consent** **D. An ordinance amending the Richland County Code of Ordinance; Chapter 18, Offenses; So that all business establishments within the unincorporated areas of Richland County with gasoline or diesel fuel pumps shall require full payment in advance for any quantity of gasoline or diesel sold (COMMITTEE RECOMMENDATION TO DENY)** – The committee recommended that council deny the request to pass an ordinance requiring pre-payment prior to the sale of gasoline. The vote in favor was unanimous.
- Consent** **E. Detention Center: Request to approve expenditure in the amount of \$99,290.00 to Honeywell, Inc. for full maintenance coverage on the fire and security system for the Bluff Road Facility** – The committee recommended that council approve the

request for maintenance coverage on the fire and security system at the Detention Center. The vote in favor was unanimous.

Consent **F. Detention Center: Request to approve the expenditure in the amount of \$135,492.00 to W.B. Guimarin & Company, Inc. for maintenance of the Bluff Road Facility Housing and Energy Plant** – The committee recommended that council approve the request for of the Bluff Road Facility Housing and Energy Plant. The vote in favor was unanimous.

Staffed by Joe Cronin

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT EXCEEDING \$3,700,000 RICHLAND COUNTY, SOUTH CAROLINA, EDUCATIONAL FACILITIES REVENUE BONDS, SERIES 2007 (ALLEN UNIVERSITY PROJECT), TO PRESCRIBE THE PURPOSES FOR WHICH THE PROCEEDS SHALL BE EXPENDED, TO PROVIDE FOR THE PAYMENT THEREOF, AND OTHER MATTERS PERTAINING THERETO.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 18, OFFENSES; SO THAT ALL BUSINESS ESTABLISHMENTS WITHIN THE UNINCORPORATED AREAS OF RICHLAND COUNTY WITH GASOLINE OR DIESEL FUELS PUMPS SHALL REQUIRE FULL PAYMENT IN ADVANCE FOR ANY QUANTITY OF GASOLINE OR DIESEL FUEL SOLD.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. The Richland County Code of Ordinances; Chapter 18, Offenses; is hereby amended by the addition of a new section, to read as follows:

Sec. 18-6. Motor fuel payment in advance required.

(a) All establishments that sell gasoline, diesel, or other motor fuel in the unincorporated areas of Richland County shall require full payment in advance for any motor fuel sold. The establishment and its representatives are required to receive payment in full prior to activating the gasoline, diesel, or motor fuel pumps. Payment includes purchase by any legal means, including, but not limited to, cash, debit card, credit card, check, or other payment method acceptable to the establishment

(b) Any person or business establishment who violates this section shall be deemed guilty of a misdemeanor.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE ____ DAY

OF _____, 2007

Michelle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: June 5, 2007 (tentative)
Second Reading:
Public Hearing:
Third Reading:

RICHLAND COUNTY COUNCIL DEVELOPMENT AND SERVICES COMMITTEE

Bernice G. Scott
District 10

Joyce Dickerson
District 2

Norman Jackson, Chair
District 11

Bill Malinowski
District 1

Val Hutchinson
District 9

*Tuesday, May 22, 2007
3:00 PM*

Recommendations

I. ITEMS FOR ACTION

- Consent** **A. An ordinance authorizing the amendment of a development agreement between Richland County, South Carolina and Lake Carolina Development, Inc. to reflect the addition of land to the Lake Carolina PUD-2** – The committee recommended that council give first reading approval to an ordinance authorizing an amendment to the development agreement between Richland County and Lake Carolina Development, Inc. The vote in favor was unanimous.
- Consent** **B. Ordinance authorizing the granting of a sanitary sewer easement to the City of Columbia across county-owned property on Elder’s Pond Drive** – The committee recommended that council give first reading approval to an ordinance authorizing the granting of a sanitary sewer easement to the City of Columbia across county-owned property on Elder’s Pond Drive. The vote in favor was unanimous.
- Consent** **C. Ordinance authorizing the granting of a water line easement to the City of Columbia across county-owned property on Elder’s Pond Drive** – The committee recommended that council give first reading approval to an ordinance authorizing the granting of a water easement to the City of Columbia across county-owned property on Elder’s Pond Drive. The vote in favor was unanimous.
- D. Request to consider a petition to close a portion of Hobart Road** – The committee recommended that council approve the request to close a portion of Hobart Road. The vote was in favor.
- E. Discussion of the use of fill in floodplain areas** – The committee forwarded this item to council without recommendation.

Staffed by Joe Cronin

~ DRAFT ~

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AUTHORIZING THE AMENDMENT OF A DEVELOPMENT AGREEMENT BETWEEN RICHLAND COUNTY, SOUTH CAROLINA AND LAKE CAROLINA DEVELOPMENT, INC. TO REFLECT THE ADDITION OF LAND TO THE LAKE CAROLINA PUD-2.

WHEREAS, the South Carolina Local Government Development Agreement Act, South Carolina Code Annotated, Title 6, Chapter 31 (1976), as amended (the "Act"), authorizes local governments to enter into development agreements with a developer as therein defined; and

WHEREAS, Lake Carolina Development, Inc. (the "Owner"), owner of certain land in northeast Richland County being developed as a mixed-use retail, office, and residential community, as well as other land uses appropriate to the property, zoned Lake Carolina PUD-2, and the County entered into a Development Agreement dated September 4, 2001, Effective As Of July 1, 2001, and recorded in the Office of Richland County Register of Deeds in Deed Book 00563 Page 0123 (the "Development Agreement") with respect to such Lake Carolina PUD-2 land; and

WHEREAS, the Development Agreement contemplates the amendment of the Development Agreement to take into account the addition of any land to the Lake Carolina PUD-2; and

WHEREAS, pursuant to Ordinance No. 038-07HR, additional land comprising 167.10 acres, adjacent to the Lake Carolina Development was added to the Lake Carolina PUD-2;

WHEREAS, the County has determined that the coordinated development of the land added by Ordinance No. 038-07HR to the original acreage of the Lake Carolina Development in the Development Agreement will assist in the County's planning for suitable growth in northeast Richland County, consistent with the comprehensive plan and land development regulations; and

WHEREAS, pursuant to the Act, the County is authorized to amend the Development Agreement to add to the property therein described the land added to the Lake Carolina PUD-2 by Ordinance No. 038-07HR; and

WHEREAS, the County and the Owner are mindful to amend the Development Agreement for Lake Carolina;

NOW, THEREFORE, pursuant to the authority granted by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. The First Amendment to the Development Agreement between Richland County, South Carolina and Lake Carolina Development, Inc., a copy of which is attached hereto and

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incorporated herein, is hereby approved, and the chair of County Council is authorized to execute same.

SECTION II. Severability. If any section, subsection, or clause of this Ordinance shall be held by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such finding shall not affect the validity of the remaining sections, subsections, and clauses of this Ordinance.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION IV. Effective Date. This Ordinance shall be enforced from and after _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE _____ DAY

OF _____, 2007

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: June 5, 2007 (tentative)
Second Reading:
Public Hearing:
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE AUTHORIZING THE GRANTING OF A SANITARY SEWER RIGHT-OF-WAY EASEMENT TO THE CITY OF COLUMBIA ACROSS PROPERTY IDENTIFIED AS A PORTION OF TMS NUMBER 20212-07-02, TO SERVE "THE SHORES AT ELDER'S POND F/K/A COLUMBIA APARTMENTS".

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a sanitary sewer right-of-way easement to the City of Columbia across property identified as a portion of 20212-07-02 to serve "The Shores at Elder's Pond f/k/a Columbia Apartments", as specifically described in the Easement, a copy of which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: June 5, 2007 (tentative)
Second Reading:
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE AUTHORIZING THE GRANTING OF A WATER LINE RIGHT-OF-WAY EASEMENT TO THE CITY OF COLUMBIA ACROSS PROPERTY IDENTIFIED AS A PORTION OF TMS NUMBER 20212-07-02, TO SERVE "THE SHORES AT ELDER'S POND F/K/A COLUMBIA APARTMENTS".

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a water line right-of-way easement to the City of Columbia across property identified as a portion of 20212-07-02 to serve "The Shores at Elder's Pond f/k/a Columbia Apartments", as specifically described in the Easement, a copy of which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: June 5, 2007 (tentative)
Second Reading:
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; SECTION 26-104, FP FLOODPLAIN OVERLAY DISTRICT; SUBSECTION (D), STANDARDS IN THE FLOODPLAIN; PARAGRAPH (2), SPECIFIC STANDARDS; SUBPARAGRAPH (J), FILL; SO AS TO ALLOW THE USE OF FILL IN THE FLOODPLAIN.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

SECTION I. The Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-104, FP Floodplain Overlay District; Subsection (d), Standards in the Floodplain; Paragraph (2), Specific Standards; Subparagraph (j), Fill; is hereby amended to read as follows:

- j. ~~Fill. Fill is discouraged because its use removes storage capacity from floodplains. Elevating buildings by other methods must be considered. An applicant shall demonstrate, using a registered engineer, that fill is the only alternative to raising the building to at least two (2) feet above the base flood elevation, and that the amount of fill used will not affect the flood storage capacity or adversely affect adjacent properties. Any change to the flood flow within a regulatory floodplain through fill must be approved by FEMA in addition to review by the flood coordinator. If fill is used for new construction in a floodplain to raise the floor of the building to at least two (2) feet above the base flood elevation, the structure must be constructed on properly designed and compacted fill (ASTM D-698 or equivalent) that extends beyond the building walls before dropping below the base flood elevation and has appropriate protection from erosion and scour. The fill design or the fill standard must be approved by a licensed professional engineer. Other alternatives for elevating a structure are: (a) foundation wall with flood vents; or (b) piers and pilings. Any change to the flood flow within a regulatory floodplain through fill must be approved by FEMA in addition to review by the floodplain coordinator.~~
1. *Floodway.* Filling of floodway areas, dumping of salvaged or scrap material, or the placing of material or obstruction within a floodway area in such a manner as to impede free flow of water during a time of flood or in such a manner that the elevation of flood waters will be increased is prohibited.
 2. *Nontidal wetlands or waters.* Fill activities may not take place in nontidal wetlands or waters without the required state and federal permits.
 3. *Dredged material.* Dredged material may be used as fill only upon certification of suitability by a land surveyor, engineer or architect authorized

by law to certify such information. Landfills, rubble fills, dumps, and sanitary fills are not permitted in the floodplain.

4. *Standards.* Fill used to support structures must comply with ASTM Standard D-698, and its suitability to support structures certified by a land surveyor, engineer, or architect authorized by law to certify such information.
5. *Fill slopes.* Fill slopes shall be no greater than two (2) horizontal to one (1) vertical. Flatter slopes may be required where velocities may result in erosion.
6. *Effect on neighboring properties.* The use of fill shall not increase flooding or cause drainage problems on neighboring properties.
7. *Compensating excavations.* The volume of space occupied by any authorized fill below the base flood elevation shall be compensated for and balanced by a hydraulically equivalent volume of excavation taken from below the base flood elevation. All such excavations shall be constructed to drain freely to the watercourse. No area below the waterline of a pond or other body of water can be credited as a compensating excavation.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE ____ DAY

OF _____, 2007

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: June 5, 2007 (tentative)
Public Hearing:
Second Reading:
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AUTHORIZING THE ISSUANCE AND SALE OF SPECIAL SOURCE REVENUE BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$1,000,000, WHICH BONDS SHALL BE PAYABLE SOLELY FROM FEE-IN-LIEU OF TAX REVENUES GENERATED FROM PROPERTIES LOCATED WITHIN THE I-77 CORRIDOR REGIONAL INDUSTRIAL PARK; THE PROCEEDS OF SUCH BONDS SHALL BE USED TO FINANCE THE ACQUISITION OF LAND AND THE CONSTRUCTION OF CERTAIN INFRASTRUCTURE IMPROVEMENTS THEREUPON IN THE NORTHPOINT INDUSTRIAL PARK.