



RICHLAND COUNTY COUNCIL REGULAR SESSION AGENDA

**SEPTEMBER 1, 2009
6:00 PM**

CALL TO ORDER **HONORABLE PAUL LIVINGSTON, CHAIR**

INVOCATION **HONORABLE NORMAN JACKSON**

PLEDGE OF ALLEGIANCE **HONORABLE NORMAN JACKSON**

Citizen's Input

1. For Items on the Agenda Not Requiring a Public Hearing

Adoption Of The Agenda

Report Of The Attorney For Executive Session Items

2.
 - Legal Update
 - Farmers' Market Update
 - Columbia Renaissance Redevelopment Plan

Report Of The County Administrator

3.
 - Schedule Work Session re: Mitigation Bank and Comprehensive Land Use Plan
 - Township Property Purchase Update
 - Columbia Renaissance Redevelopment Plan
 - Stimulus Update
 - Transportation/CMRTA Update
 - Richland 101
 - Palmetto Utilities Update
 - Tax Study Committee
 - Legal Update

Report Of The Clerk Of Council

Report Of The Chairman

4.
 - Follow-up from Legislative Delegation Meeting: Voter Registration / Election Commission--Schedule Committee Meeting

Open/Close Public Hearings

5. An ordinance amending the Richland County Code of Ordinances, Chapter 6, Buildings and building regulations; Article III, Building codes, Section 6-82 (A); so as to adopt the 2006 Edition of the International Residential Code
6. Council Motion (Manning): An ordinance to amend the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of tobacco products; In order to establish regulations and requirements relating to designated smoking areas
7. An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$50,000 of General Fund Undesignated Fund Balance to the Master-in-Equity
8. An ordinance amending the Richland County Code of Ordinances; Chapter 18, Offenses, so as to clarify requirements pertaining to the smoking of tobacco products in the unincorporated area of Richland County

Approval Of Consent Items

9. An ordinance amending the Richland County Code of Ordinances, Chapter 6, Buildings and building regulations; Article III, Building codes, Section 6-82 (A); so as to adopt the 2006 Edition of the International Residential Code [**THIRD READING**] [**PAGES 14-17**]
10. Council Motion (Manning): An ordinance to amend the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of tobacco products; In order to establish regulations and requirements relating to designated smoking areas [**THIRD READING**] [**PAGES 19-23**]
11. A resolution to endorse and support a “Complete Streets” policy to provide safe and convenient access for all users of arterial streets [**PAGES 25-41**]
12. Request to approve the establishment of a list of qualified engineering and surveying firms with whom Richland County may negotiate and award contracts on an “as-needed” basis [**PAGES 43-44**]
13. Request to authorize the Procurement Director to determine the vendor deemed most advantageous by a Procurement Evaluation Team for a professional services contract for governmental affairs / political representation services [**PAGES 46-48**]
14. A resolution authorizing Richland County’s consent to an amended agreement re-creating a Regional Transit Authority within the geographic area of Richland County and the municipalities therein to be known as the Central Midlands Regional Transit Authority [**PAGES 50-63**]
15. Request to consider a property donation and purchase (\$2 million) proposal from South Capital Group, Inc. for approximately 189 acres of property located on Ridge Road in the Lower Richland Community [*Recommendation for Denial*] [**PAGES 65-68**]

Third Reading Items

16. An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$50,000 of General Fund Undesignated Fund Balance to the Master-in-Equity [**PAGES 70-71**]

First Reading Items

17. A Budget Amendment to adjust the budgets for Richland County School District 1 and Richland County School District 2 to the amount which will be yielded by an assessment of the millage cap pursuant to Act 388 [**PAGES 73-75**]

Report Of Development And Services Committee

18. An ordinance amending the Richland County Code of Ordinances; Chapter 18, Offenses, so as to clarify requirements pertaining to the smoking of tobacco products in the unincorporated area of Richland County [**PAGES 77-82**]

Report Of Economic Development Committee

19. Minority Enterprise Development Week [**PAGE 84**]

Report Of Rules And Appointments Committee

1. Notification Of Vacancies

20. Central Midlands Regional Transit Authority-3
21. Employee Grievance Committee-1
22. Internal Audit Committee-1
23. Midlands Development Workforce Board

2. Notification Of Appointments

24. Board of Assessment Appeals-1 [No applications were received]
25. Business Service Center Appeals Board-1 [No applications were received]
26. Community Relations Council-1 [No applications were received]
27. Internal Audit Committee-1

3. Discussion From Rules And Appointments Committee

28. Central Midlands Regional Transit Authority-New Committee Agreement
29. Employee Grievance Committee Guidelines/Procedures

Other Items

30. Council Motion (Jackson, Malinowski, & Kennedy): To remove from the D&S Committee and

present to full Council the funding of Alternate Paving with \$2 million from the Road Maintenance Fee and \$1 million from the CTC bond to fund paving roads in three years max (starting in 2009)

31. Purchase offer for property owned by Richland County [RECOMMENDATION TO DENY]

32. Report of Recreation Ad Hoc Committee

1. NE Recreation/Entertainment Complex

33. Richland County/City of Columbia Animal Care Advisory Committee/Approval of June 16th Minutes [PAGES 97-105]

Citizen's Input

34. Must Pertain to Items Not on the Agenda

Executive Session

Motion Period

35. • To draft a uniform Countywide letterhead to be utilized by all Richland County Departments [KENNEDY]
- The Public Information staff has completed work on a proposed lobby display for the Hamilton-Owens Airport designed to honor the two individuals for which the airport is named. This Motion requests that the Chair refer the proposed display to a committee of his choice for approval/disapproval of the design and discussion/recommendation of funding options [PEARCE]
- Resolution recognizing L. Gregory Pearce, Jr. for his service to the SC Association of Counties [MANNING, LIVINGSTON, JETER, DICKERSON, HUTCHINSON, KENNEDY, SMITH, JACKSON, MALINOWSKI, AND WASHINGTON]
- To have Council support and host the Multi Modal Transportation Conference [DICKERSON]

Adjournment



Richland County Council Request of Action

Subject

For Items on the Agenda Not Requiring a Public Hearing

Richland County Council Request of Action

Subject

- Legal Update
- Farmers' Market Update
- Columbia Renaissance Redevelopment Plan

Richland County Council Request of Action

Subject

- Schedule Work Session re: Mitigation Bank and Comprehensive Land Use Plan
- Township Property Purchase Update
- Columbia Renaissance Redevelopment Plan
- Stimulus Update
- Transportation/CMRTA Update
- Richland 101
- Palmetto Utilities Update
- Tax Study Committee
- Legal Update

Richland County Council Request of Action

Subject

- Follow-up from Legislative Delegation Meeting: Voter Registration / Election Commission--Schedule Committee Meeting

Richland County Council Request of Action

Subject

An ordinance amending the Richland County Code of Ordinances, Chapter 6, Buildings and building regulations; Article III, Building codes, Section 6-82 (A); so as to adopt the 2006 Edition of the International Residential Code

Notes

D&S 06/23/2009: The committee recommended that council give first reading approval to the ordinance. The vote in favor was unanimous.

First Reading: July 7, 2009
Second Reading: July 21, 2009
Third Reading:
Public Hearing:

Richland County Council Request of Action

Subject

Council Motion (Manning): An ordinance to amend the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of tobacco products; In order to establish regulations and requirements relating to designated smoking areas

Notes

D&S 06/23/2009: The committee voted to give first reading approval to the ordinance. The vote in favor was unanimous.

First Reading: July 7, 2009
Second Reading: July 21, 2009
Third Reading:
Public Hearing:

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$50,000 of General Fund Undesignated Fund Balance to the Master-in-Equity

Notes

First Reading: July 7, 2009
Second Reading: July 21, 2009
Third Reading:
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Richland County Council Request of Action

Subject

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Richland County Council Request of Action

Subject

An ordinance amending the Richland County Code of Ordinances, Chapter 6, Buildings and building regulations; Article III, Building codes, Section 6-82 (A); so as to adopt the 2006 Edition of the International Residential Code
[THIRD READING] [PAGES 14-17]

Notes

D&S 06/23/2009:The committee recommended that council give first reading approval to the ordinance. The vote in favor was unanimous.

First Reading: July 7, 2009
Second Reading: July 21, 2009
Third Reading:
Public Hearing:

Richland County Council Request of Action

Subject: Adoption of the 2006 edition of the International Residential Code.

A. Purpose

To adopt the 2006 edition of the International Residential Code as the standard for all residential construction.

B. Background/Discussion

The Building Codes and Inspections Department is currently enforcing the 2003 International Residential Code for all one- and two-family dwelling structures.

State Law enables the South Carolina Building Codes Council to regulate the adoption and enforcement of building codes in the state of South Carolina. The Building Codes Council has mandated that the 2006 International Residential Code be adopted by July 1, 2009. In order to be in compliance with the S.C. Building Codes Council's mandate and to ensure that the most current code series is being enforced, the 2006 International Residential Code should be adopted.

In addition, staff recommends that Chapter 1 (Administration) also be adopted.

C. Financial Impact

There is no financial impact associated with this request.

D. Alternatives

- 1.) To continue to enforce the outdated 2003 International Residential Code – in violation of the S.C. Building Codes Council's mandate.
- 2.) To amend Section 6-82 (a) of the Richland Council Code of Ordinances to adopt the 2006 International Residential Code.

E. Recommendation

It is recommended that County Council adopt the 2006 International Residential Code for all one- and two-family construction so that the most current codes can be enforced in Richland County, as well as to ensure compliance with the mandate of the S.C. Building Codes Council.

Recommended by: Donny Phipps **Department:** Building Codes and Inspections **Date:** 6/1/09

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date:

Recommend Approval

Item# 9

Attachment number 1
Page 1 of 4

- Recommend Denial
 - No Recommendation
- Comments:

Legal

Reviewed by: Larry Smith

Date:

- Recommend Approval
 - Recommend Denial
 - No Recommendation
- Comments:

Administration

Reviewed by: Sparty Hammett

Date:

- Recommend Approval
 - Recommend Denial
 - No Recommendation
- Comments:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-09HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS; ARTICLE III, BUILDING CODES, SECTION 6-82 (A); SO AS TO ADOPT THE 2006 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE.

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 6, Buildings and Building Regulations; Article III, Building Codes; Section 6-82, Adopted; Paragraph (a); is hereby amended to read as follows:

(a) There is hereby adopted by the County Council the 2006 International Residential Code, including Chapter 1 (Administration), and all amendments thereto, as published by the International Code Council, Inc. The construction, alteration, repair, or demolition of every one- and two- family dwelling structure and accessory structures shall conform to the requirements of this Code.

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 July 1, 2009.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE ____ DAY
OF _____, 2009

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: July 7, 2009 (tentative)
Public Hearing:
Second Reading:
Third Reading:

Richland County Council Request of Action

Subject

Council Motion (Manning): An ordinance to amend the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of tobacco products; In order to establish regulations and requirements relating to designated smoking areas **[THIRD READING] [PAGES 19-23]**

Notes

D&S 06/23/2009: The committee voted to give first reading approval to the ordinance. The vote in favor was unanimous.

First Reading: July 7, 2009
Second Reading: July 21, 2009
Third Reading:
Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-09HR

AN ORDINANCE TO AMEND THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 18, OFFENSES; SECTION 18-6, SMOKING OF TOBACCO PRODUCTS; IN ORDER TO ESTABLISH REGULATIONS AND REQUIREMENTS RELATING TO DESIGNATED SMOKING AREAS.

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 Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of tobacco products; is hereby amended to read as follows:

Section 18-6. Smoking of tobacco products.

(a) Findings. As an incident to the adoption of this Section, the County Council ("County Council") of the County of Richland, South Carolina (the "County") makes the following findings:

- (1) Secondhand smoke is the third leading cause of preventable death in the United States, killing 53,000 Americans prematurely each year; and
- (2) The U.S. Environmental Protection Agency, U.S. Centers for Disease Control and Prevention, National Toxicology Program's Report on carcinogens, National Cancer Institute, and the International Agency for Research and cancer have all reported that secondhand smoke is a group A human carcinogen, a cancer causing substance, of which there is no safe level of exposure; and
- (3) The health consequences of involuntary smoking have been reported by the U.S. Surgeon General to be a cause of disease, including lung cancer, in healthy non-smokers; and
- ~~(4) The U.S. Surgeon General has concluded that a simple separation of smokers and non-smokers within the same airspace does not eliminate the exposure of non-smokers; and~~
- (5) Numerous medical and scientific studies show substantial levels of exposure to secondhand smoke among the United States population, and over the past two decades, the health hazards resulting from exposure to secondhand smoke have been increasingly recognized; and
- (6) Secondhand smoke increases the risk of developing breast cancer in younger, pre-menopausal women; and when inhaled by pregnant women, secondhand smoke increases the risk for low-weight babies, pre-term delivery, and Sudden Infant Death Syndrome (SIDS); and
- (7) Exposure to secondhand smoke by children leads to decreased lung function, asthma, pneumonia, ear infections, bronchitis and even sudden infant death syndrome; and
- (8) Studies of hospital admissions for acute myocardial infarction in Helena, Montana and Pueblo, Colorado before, during, and after a local law eliminating smoking in workplaces and public places was in effect, has determined that laws to enforce smoke-free workplaces and public places may be associated with a reduction in morbidity from heart disease; and

- (9) Workplaces have been shown to be locations of significant exposure to secondhand tobacco smoke by employees working in the unincorporated areas of Richland County; and
- (10) There are laws, ordinances, and regulations in place that protect workers from other environmental hazards, including Class A carcinogens, asbestos, arsenic and benzene, but none which regulate exposure to secondhand smoke; and
- (11) The South Carolina General Assembly at Section 44-95-10 et seq. (the "Clean Indoor Air Act of 1990") imposed certain limitations on smoking. For example, it limited smoking in Government Buildings (the definition of which includes County-owned buildings) except where the owner of such building shall designate smoking areas;

County Council has now determined that additional regulation of smoking in areas beyond those addressed in the Clean Indoor Air Act of 1990 is appropriate in furtherance of its duty to protect the health of its citizens and employees in the workplace and therefore enacts this Section.

(b) Intent. County Council finds that it is in the best interest of the people of the unincorporated areas of the County to protect nonsmokers from involuntary exposure to secondhand smoke in the workplace. Therefore, County Council declares that the purpose of this act is: 1) to preserve and improve the health, comfort, and environment of the people of the unincorporated areas of the County by limiting involuntary exposure to secondhand smoke in the workplace; and 2) to guarantee the right of nonsmokers to breathe smoke-free air, and to recognize that the need to breathe smoke-free air shall have priority over the desire to smoke.

(c) Definitions.

- (1) "Employee" means any person who performs services for an employer in return for wages, profit or other valuable consideration, and/or a person who volunteers his or her services for a non-profit entity.
- (2) "Employer" means any person, partnership, association, corporation, trust, school, college, university or other educational institution, nonprofit entity or other organization, including any public or private employer, any manager, supervisor, and all other persons charged with control, supervision, and operation of any Workplace, Work Space, or Work Spaces as defined herein, that employs one (1) or more persons.
- (3) "Enclosed" means a space bounded by walls (with or without windows), a ceiling or roof, and enclosed by doors, including but not limited to, offices, rooms, foyers, waiting areas and halls.
- (4) "Secondhand smoke" is the complex mixture formed from the escaping smoke of a burning tobacco product (termed as "sidestream smoke") and smoke exhaled by the smoker. Exposure to secondhand smoke is also frequently referred to as "passive smoking," "secondhand smoking" or "involuntary smoking".
- (5) "Retail Tobacco Store" means any establishment which is not required to possess a retail food permit whose primary purpose is to sell or offer for sale to consumers, but not for resale, tobacco products and paraphernalia, in which the sale of other products is merely incidental, and in which the entry of persons under the age of eighteen (18) is prohibited at all times.

- (6) "Smoking" means the inhaling, exhaling, burning, lighting or carrying of a lighted cigarette, cigar, pipe, or similar device or any other lighted tobacco product.
- (7) "Smoking Materials" includes cigars, cigarettes and all other manner of smoking devices intended to be used for the purpose of inhaling, burning, carrying or exhaling lighted tobacco products.
- (8) "Workplace" means any enclosed indoor area, structure, building or facility or any portion thereof at which one (1) or more employee(s) perform services for their employer, including but not limited to: retail food stores, retail stores, restaurants, bars, cabarets, cafes, public or private clubs, pool halls, and bowling alleys.
- (9) "Work space" or "work spaces" means any enclosed area occupied by an employee during the course of his or her employment, including but not limited to: offices, customer service areas, common areas, hallways, waiting areas, restrooms, lounges, and eating areas.

(10) "Designated Smoking Area" means an area of a workplace or work space which is separate and distinct from other areas and in which smoking of tobacco products is permitted.

(d) Prohibition of Smoking in the Workplace.

- (1) All employers shall provide a smoke-free environment for all employees working in any work space or workplace as those terms are defined herein. Further, the employer shall prohibit any persons present in any work space or workplace that is not a Designated Smoking Area from smoking tobacco products therein.
- (2) No person shall smoke or possess a lighted tobacco product in any work space or workplace that is not a Designated Smoking Area.

(e) Exceptions. Notwithstanding the provisions of subsection (d) herein, smoking may be permitted in the following places under the following circumstances:

- (1) Private residences;
- (2) Hotel and motel rooms that are rented to guests and are designated as smoking rooms; provided, however, that not more than twenty-five (25%) of rooms rented to guests in a hotel or motel may be so designated. All smoking rooms on the same floor must be contiguous and smoke from these rooms must not infiltrate into areas where smoking is prohibited under the provisions of this Section. The status of rooms as smoking or nonsmoking may not be changed, except to add additional nonsmoking rooms;
- (3) Retail tobacco stores as defined herein; and
- (4) Religious ceremonies where smoking is part of the ritual.

(5) Designated Smoking Area. An employer which desires to operate a portion of its workplace or work space as an area within which smoking is permitted, may apply to the Richland County Business Service Center for a Designated Smoking Area, certify compliance with air quality standards of the current mechanical code in effect in Richland County, and provide a certification by a licensed HVAC provider that the air handling equipment is in good working order. The Designated Smoking Area and non-smoking areas shall be separate and have separate HVAC air quality systems, and notice of permitted

smoking within that space shall be prominently displayed at every entrance. The business shall have in effect employee applications advising prospective employees of the fact of their employment environment as smoking or non-smoking, and receive from such employee at the time of employment an acknowledgement of agreement to work in a Designated Smoking Area. No employee shall be required to work in a Designated Smoking Area on even a temporary or substitute basis unless such employee shall have executed a required acknowledgement of waiver of objection to employment in the Designated Smoking Area. Such acknowledgement shall be kept on file on the workplace at all times and be available. A violation of this subpart shall constitute a violation of this ordinance punishable under subsection (h)(3).

(f) Posting of Signs. The owner, manager or person in control of a Workplace shall post a conspicuous sign at the main entrance to the Workplace, which shall contain the words "No Smoking" and the universal symbol for no smoking. If a Designated Smoking Area has been established, the owner, manager or person in control of a Workplace shall post a conspicuous sign at every entrance of the Designated Smoking Area denoting it as a Designated Smoking Area.

(g) Reasonable Distance. Smoking outside a Workplace, and any other indoor area where smoking is prohibited, shall be permitted, provided that tobacco smoke does not enter any Work Spaces and/or Workplaces through entrances, windows, ventilation systems, or other means.

(h) Jurisdiction, Enforcement and Penalties.

1) A person who owns, manages, operates, or otherwise controls a Workplace or Work Space and who fails to comply with the provisions of this Section shall be deemed guilty of an infraction.

2) A person smoking or possessing a lighted tobacco product in any Work Space or Workplace, which is not a Designated Smoking Area, shall be guilty of an infraction.

3) An infraction is punishable by a fine of twenty-five (\$25) dollars. Each day on which a violation of this Section occurs shall be considered a separate and distinct infraction. A violation of this Section is furthermore declared to be a public nuisance.

(i) Governmental Agency Cooperation. The County Administrator shall appropriately request other governmental and educational agencies having facilities with the unincorporated areas of the County to establish local operating procedures in cooperation and compliance with this Section. This includes urging all Federal, State, County, City, and School District agencies to update their existing smoking control regulations to be consistent with the current health findings regarding secondhand smoke.

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 October 1, 2008.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY

OF _____, 2009

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:
Second Reading:
Public Hearing:
Third Reading:

Richland County Council Request of Action

Subject

A resolution to endorse and support a "Complete Streets" policy to provide safe and convenient access for all users of arterial streets [**PAGES 25-41**]

Richland County Council Request of Action

Subject: Approval of a Resolution in support of a “Complete Streets” policy

A. Purpose

To approve a Resolution to endorse and support a “Complete Streets” policy to provide safe and convenient access for all users of roadways.

B. Background/Discussion

A complete street is a roadway that is designed, and operated, to be safe for pedestrians, bicyclists, drivers, transit vehicles and users of all ages and abilities. The Complete Streets Concept does not just concern individual roads, but is focused on changing the road design, building and decision-making process. Essentially, the idea is to reorient the transportation planning, operation philosophy and practice from maximizing personal vehicle traffic flow to maximizing the use of all alternative modes of transportation.

More than 50 jurisdictions throughout the country have adopted Complete Streets policies and regulations. The City of Greenville, SC adopted a Complete Streets Policy in November 2008. A Complete Streets resolution is pending in the City of Columbia. Charlotte, NC adopted Urban Streets Design Guidelines in October 2007. The City of Anderson adopted a similar resolution in May 2009.

On January 14, 2003, the South Carolina Department of Transportation Commission passed a resolution that “...requires South Carolina counties and municipalities to make bicycling and pedestrian improvements an integral part of their transportation planning and programming where State or Federal Highway funding is utilized...”

The federal Safe and Complete Streets Act of 2008 (HR 5951 & S 2686) was introduced by Congresswoman Matsui last summer. Upon enactment, it would ensure that federal funding will require state DOTs and MPOs to create appropriate and safe transportation facilities for motorists, transit vehicles and riders, bicyclists and pedestrians of all ages. The bill also authorizes needed research and dissemination of complete street best practices. Passage, in some form, is expected in 2009.

Among the benefits cited in support of this legislation are:

- Helps fight climate change and reduce our dependence on foreign oil by reducing the number of personal vehicle trips – 50 % of all metropolitan trips are 3 miles or less and 28 % are less than one mile – BUT 65% of those metro trips are made by vehicle
- Improves pedestrian safety – 33 % of Americans do not drive – one study found that simply installing raised medians and redesigning intersections and sidewalks reduces pedestrian accidents by 28 %
- Increase the capacity of the whole transportation system by giving people a viable choice of travel modes

- Encourages a more healthy lifestyle by providing safe pedestrian and bicycling opportunities
- Promote economic growth and vitality

The Complete Streets concept was re-affirmed on December 4, 2008, when the South Carolina Department of Transportation Commission adopted the policy "...that SCDOT's federal transportation enhancement funds be exclusively used for pedestrian facilities, bicycle facilities, streetscaping and rail corridor preservation, with the first three categories being applied specifically to the MPO and non-MPO programs and that beginning with the 2009 cycle, the funding cap for non-MPO projects be increased to \$ 400,000 with a minimum 20 % match..."

In the Spring of 2008, the Richland County Transportation Study (RCTS) [aka the 1 cent sales tax study] presented its report to the County Council. One of the RCTS recommendations was the adoption of a "Complete Streets and Beyond" program. The RCTS also contained more specific Complete Streets Concepts (CSC) recommendations such as transit-oriented development, traditional neighborhood design ideas, walkable streets, bus turnouts, etc.

In March 2009, the County Council adopted a Strategic Plan. The Plan includes a series of Strategic Priorities, Goals and Desired Outcomes. The Desired Outcomes are milestones by which to measure progress in achieving the Strategic Priorities. One of the Desired Outcomes under the Improve Transportation Infrastructure Strategic Priority is that "...A Complete Streets initiative will be implemented to ensure that alternative modes of transportation, such as bike lanes and sidewalks, are integrated into all new major transportation improvements..."

The Complete Streets Coalition, the premier complete streets advocate in the country, is constantly developing new information regarding this idea. The information ranges from very serious scientific and academic research results to practical program experience summaries.

The Coalition recommends that a good Complete Streets program will:

- Specify that the term "all users" clearly includes pedestrians, bicyclists, transit vehicles and users, of all ages and abilities
- Create a truly multimodal transportation network
- Recognize that all roadways are different and that its user's needs to be considered
- Be accepted by the relevant agencies involved in providing transportation services
- Apply to both new, and retrofit, projects for the entire right-of-way
- Allows exceptions and establish a clear procedure for exception approvals
- Use best practices and designs
- Establish clear measurable, performance standards
- Restructure transportation policies and procedures to accommodate all users on all projects
- Revise project planning, design and operation manuals

- Retrain engineers and planners to more completely balance the needs of diverse users
- Create new data collection procedures to provide correct data to measure progress

In the next few months, EPA will likely declare a Non-Attainment designation for the central midland areas due to failure to meet the national air quality standards. In the Midlands, the air quality violation is mostly due personal vehicles idling while stuck in traffic congestion. When the designation occurs, each new and major repair, transportation project must prove to DHEC that it will achieve the national air quality standards.

This designation will mean a radical change in the way transportation projects are planned, designed and operated throughout the midlands. Adoption of a true Complete Streets program is a major positive step to meeting the national air quality standards.

C. Financial Impact

There is no financial impact associated with this request.

D. Alternatives

- 1) Approve a Resolution to endorse and support a “Complete Streets” policy to provide safe and convenient access for all users of roadways.
- 2) Do not approve a Resolution to endorse and support a “Complete Streets” policy to provide safe and convenient access for all users of roadways.

E. Recommendation

It is recommended that County Council approve a Resolution to endorse and support a “Complete Streets” policy to provide safe and convenient access for all users of roadways.

Recommended by: Richland County Planning Commission **Date:** 7/6/09

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date: 7/10/09

Recommend Approval

Recommend Denial

No Recommendation

Comments: Recommendation is supportive of the resolution concept. Council should note that while as stated in the financial impact section there is no financial impact with the resolution request, future compliance with the resolution will have some undetermined associated cost.

Legal

Reviewed by: Larry Smith

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Administration

Reviewed by: Sparty Hammett

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments:

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL

A RESOLUTION TO ENDORSE AND SUPPORT A “COMPLETE STREETS” POLICY TO PROVIDE SAFE AND CONVENIENT ACCESS FOR ALL USERS OF ARTERIAL STREETS

WHEREAS, increasing walking and bicycling offers the potential for cleaner air, greater health of the population, reduced traffic congestion, more livable communities, less reliance on fossil fuels and foreign supply sources, and more efficient use of road space and resources; and

WHEREAS, the “Safe, Accountable, Flexible, Efficient Transportation Equity Act” (SAFETEA-LU) calls for the mainstreaming of bicycle and pedestrian projects into the planning, design, and operation of our nation’s transportation system; and

WHEREAS, bicycle and pedestrian projects and programs are eligible for funding from many major Federal-aid funding programs; and

WHEREAS, On January 14, 2003, the South Carolina Department of Transportation Commission passed a resolution that “…requires South Carolina counties and municipalities to make bicycling and pedestrian improvements an integral part of their transportation planning and programming where State or Federal Highway funding is utilized…”; and

WHEREAS, on December 4, 2008, the South Carolina Department of Transportation Commission adopted the policy that SCDOT’s federal transportation enhancement funds be exclusively used for pedestrian facilities, bicycle facilities, streetscaping and rail corridor preservation, with the first three categories being applied specifically to the MPO and non-MPO programs and that beginning with the 2009 cycle, the funding cap for non-MPO projects be increased to \$ 400,000 with a minimum 20 % match; and

WHEREAS, Richland County’s Comprehensive Plan calls for the planning and development of safe and environmentally friendly transportation systems as well as emphasizing transportation choices; and

WHEREAS, the County’s Strategic Plan, adopted by the County Council in March 2009 provides a series of Desired Outcomes to implement the Plan including “…A “Complete Streets” initiative will be implemented to ensure that alternative modes of transportation, such as bike lanes and sidewalks, are integrated into all new major transportation improvements…”; and

WHEREAS, public health experts encourage walking and bicycling to mitigate the epidemic of obesity in South Carolina; and

WHEREAS, research shows that creating walkable streets and lowering automobile speeds on some roads improves economic conditions for residents and business owners; and

WHEREAS, the Richland County Planning Commission met on July 6, 2009 and unanimously voted to endorse the “Complete Streets” policy; and

WHEREAS, Richland County Council affirms that bicycling and walking accommodations will become an integral part of planning, design, construction and operating activities in the operations of our transportation system; and

WHEREAS, Richland County Council endorses the “Complete Streets” policy by encouraging the design, operation, and maintenance of the transportation network to promote safe and convenient access for all users in a manner consistent with, and supportive of, the surrounding community; and

WHEREAS, Richland County Council endorses policies and procedures with the construction, reconstruction, or other changes of transportation facilities on many arterial and collector roads to support the creation of “Complete Streets”, including capital improvements and major maintenance, recognizing that all streets are different and in each case user needs must be balanced;

NOW, THEREFORE, BE IT RESOLVED that the Richland County Council does hereby endorse and support the “Complete Streets” policy as follows:

1. County staff shall revise established regulations, policies, and operating practices, as deemed appropriate and feasible, so that transportation systems are planned, designed, constructed and operated to make bicycling and pedestrian movements an integral part of the County’s transportation planning and programming while promoting safe operations for all users; and
2. County staff shall plan for, design, construct and operate all County transportation improvement projects, unless a construction contract has been executed prior to the date of this Resolution, to provide appropriate accommodation for pedestrians, bicyclists, transit riders, and persons of all abilities, while promoting safe operation for all users, as deemed appropriate and feasible; and
3. The County staff shall immediately incorporate the “Complete Streets Concepts” into the neighborhood master planning and implementation process; and
4. The Public Works Department and the Planning and Development Services Department shall begin implementing the “Complete Streets Concept” process and procedure changes in all other transportation projects as soon as administratively possible after adoption of this Resolution.
5. The Planning and Development Services Department, in consultation with the relevant affected parties, shall prepare draft regulations to implement the “Complete Street Concept” for consideration by the Planning Commission as soon as possible.

ADOPTED THIS the ____ day of _____, 2009.

Paul Livingston, Chair
Richland County Council

ATTEST this ____ day of _____, 2009

Michielle R. Cannon-Finch
Clerk of Council

COMPLETE STREETS PROCESS TALKING POINTS

PROVIDED BY

DHEC - BUREAU OF CHRONIC DISEASE PREVENTION

&

PALMETTO CYCLING COALITION

&

USC SCHOOL OF PUBLIC HEALTH

Presented to

RICHLAND COUNTY PLANNING COMMISSION

July 6, 2009

Support for Passage of Complete Streets Resolution

Link Between Health and the Built Environment

1. Complete streets provide opportunities for increased physical activity by incorporating features that promote regular walking, cycling and transit use into just about every street. A report prepared by the National Conference of State Legislators found that the most effective policy avenue for encouraging bicycling and walking is incorporating sidewalks and bike lanes into community design – essentially, creating complete streets. The continuous network of safe sidewalks and bikeways provided by a complete streets policy is important for encouraging active travel. (The Benefits of Complete Streets 4: Complete Streets Promote Good Health. www.completestreets.org)
2. According to a San Diego State University Study, No matter which country you are in, new research finds those who live in an urban neighborhood are twice as likely to be physically active the those in the suburbs. According to a San Diego State University study published in this month’s American Journal of Preventative Medicine, **the biggest single factor influencing physical activity around the world is accessibility to sidewalks.** SDSU professor and lead author Jim Sallis said this is likely because sidewalks can be used for recreation like jogging and in-line skating as well as for transportation, in lieu of using a car or other means of transportation.
“Designing neighborhoods to support physical activity for recreation and transportation purposes should be a public health priority around the world.” (Gina Jacobs; [City Dwellers Worldwide Healthier Than Suburban Counterparts.](http://newscenter.sdsu.edu/sdsu_newscenter/news.aspx?s=71384) http://newscenter.sdsu.edu/sdsu_newscenter/news.aspx?s=71384)

This viewpoint is also upheld by the National Association of Realtors in their On Common Ground article, “On the Right Path to Better Health”. (By Heidi Johnson-Wright, On the Right Path to Better Health. [On Common Ground](#), Summer 2007)
3. Complete Streets endorsed by:
AARP • American Planning Association • American Public Transportation Association • Campaign to End Obesity • Disability Rights Education and Defense Fund • National Association of REALTORS© • Transportation Equity Network •

Housing Market

4. According the National Association of Realtors (NAR):
 - a) Voters approved 70% of the ballot measures (in 2006) supporting public transportation, voting to spend \$40 billion in new transit-related investments at the local, regional, and state levels. (Presentation by Bob Chauncey, National Center for Bicycling and Walking)
 - b) NAR and Nat’l Assoc. of Home Builders: trails [routes] promoting active transportation ranked as the second most important community amenity. (2002)

- c) Dan Gallagher, transportation planning section manager in Charlotte, N.C., learned about such transformations [Road Diets] when he was working in Orlando, Fla. There, a road diet accomplished on the cheap, mainly with paint, resulted in reduced speeding, a dramatic reduction in crashes and injuries, and an increase in bicycle and pedestrian use. The change helped spur economic development. “All of a sudden there are million-dollar condos, it has become a real restaurant row, and it wasn’t before it got road dieted,” says Gallagher. “Maybe some of that would have happened on its own, but it would not have been to this level without the road diet.” Such economic impact may extend to residential areas— after a road diet in West Palm Beach, Fla., residents reported to planners that it dramatically increased property values. (By Barbara McCann, Complete The Streets for Smart Growth. On Common Ground, Summer 2007

Economics

5. In his 2009 report, Smart Transportation: Economic Stimulation: Infrastructure Investments that Support Strategic Planning Objectives Provide True Economic Development, Todd Litman discusses factors to consider when evaluating transportation economic stimulation strategies.Improving alternative modes (walking and cycling conditions, and public transit service quality) tends to reduce total motor vehicle traffic and associated costs, providing additional long-term economic savings and benefits. Increasing transport system efficiency tends to create far more jobs than those created directly by infrastructure investments. (Todd Litman. Smart Transportation Economic Stimulation: *Infrastructure Investments That Support Strategic Planning Objectives Provide True Economic Development*. February 3, 2009. www.vtpi.org)
6. For every million dollars invested in bicycling improvements and trails, local economies gain 65 jobs and \$50 million to \$100 million in economic activity. Congressman Earl Blumenauer (D-OR)
7. The Portland Region is saving 2.6 billion dollars a year due to it’s “green” lifestyle that includes less commuting, less money spent on gas and automobiles, use of public transportation, and overall “green” land use planning. The money saved is funneled back into the local economy.
8. The Economic Benefits of Walkable Communities: Lodi, 1997
Lodi created pedestrian-oriented project in a local business area (\$4.5 million) Resulting in 60 new businesses, drop in the vacancy rate from 18% to 6%, and the 30% increase in downtown sales tax revenues over next 8 years. For more information: Tony Goehring, Lodi Economic Development Director, (209) 333-6700 e-mail tgoehring@lodi.gov web www.lodi.gov
9. Case Study: Kirkland, WA – exchanged \$3M to add three lanes on busy street for \$400K for intersection improvements. Result: traffic moves well, more sidewalks which are better maintained.



What Are Complete Streets?

Complete Streets are designed and operated so they are safe, comfortable, and convenient for all users - pedestrians, bicyclists, motorists and transit riders of all ages and abilities.




Americans Want to Walk and Bike More

52% of Americans want to bike more than they do now.




America Bikes Poll




About 1/3 of Americans Do Not Drive

This includes:

- 21% of Americans over 65.
- Children under 16.
- Many low income Americans who cannot afford automobiles.



Dan Burden, pedbikeimages.org



Streets Are Inadequate



NO SIDEWALKS



Streets Are Inadequate



TOO NARROW TO SHARE WITH BIKES



Streets Are Inadequate



TOO DANGEROUS TO CROSS ON FOOT



Streets Are Inadequate



UNINVITING FOR BUS RIDERS



Streets Are Inadequate



INACCESSIBLE FOR WHEELCHAIR USERS



Streets Are Inadequate



NO ROOM FOR BIKES OR PEDESTRIANS



Streets Are Inadequate

NO ROOM FOR PEOPLE

Streets Are Inadequate

- 25% of walking trips take place on roads without sidewalks or shoulders
- Bike lanes are available for only about 5% of bike trips

National Survey of Pedestrian & Bicyclist Attitudes & Behaviors, 2003
BTS

Top Pedestrian Complaints Are Incomplete Streets

Percentage of Pedestrians Experiencing Problematic Streets

Complaint	Nondisabled (%)	Disabled (%)
Too Few Sidewalks	~30	~20
Insenitive Drivers	~25	~22
Poor Surface	~22	~20

2002 National Transportation Availability & Use Survey

Top Bicyclist Complaints Are Incomplete Streets

Percentage of Cyclists Experiencing Problematic Streets

Complaint	Nondisabled (%)	Disabled (%)
Too Few Bikeways	~38	~38
Insenitive Drivers	~25	~28
Traffic Too Close	~15	~18

2002 National Transportation Availability & Use Survey

Incomplete Streets Are Unsafe

Pedestrians and Bicyclists...

Metric	Percentage
Receive Federal Funding	1%
Represent Trips	10%
Suffer Fatalities	13%

FMIS, NHTS, FARS federal databases

What Is a Complete Streets Policy?

The entire right of way designed and operated enabling safe access for all users.

Complete Streets Are Consistent with Federal Guidance

2000 FHWA Guidance:

“Bicycling and walking facilities will be incorporated into all transportation projects unless exceptional circumstances exist.”

<http://www.fhwa.dot.gov/environment/bikeped/design.htm>



Some Existing Policies

	State	County	MPO	City
Public: legislation, ordinances, resolutions	FL, IL, MA, MD, NC, OR, RI, South Carolina	Greenville Spartanburg Charleston	Columbus OH Bay Area CA	Summerville Anderson Rock Hill Myrtle Beach Spartanburg Conway
Internal: policies, plans, manuals	CA, KY, MA, PA, TN, VA, VT South		Austin TX Cleveland OH Gulf Coast FL Knoxville TN St. Louis MO	Boulder CO Chicago IL Charlotte NC Decatur GA Ft. Collins CO Santa Barbara CA Scottsdale AZ W. Palm Beach FL



The Best Complete Streets Policies:

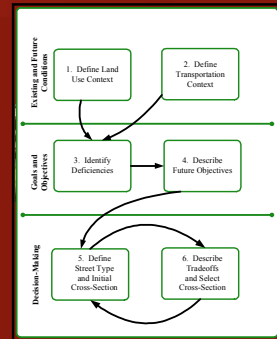
- Apply to all phases of all projects
- Use of the latest and best design standards
- Allow flexibility in balancing user needs
- Specify any exceptions and require high-level approval of them.



Completing the Streets: Local Action

Charlotte NC
Urban Street Design
Standards:

A six step process for
considering and
balancing the needs of
all users.



Implementation: From Policy to Practice

An effective policy should prompt the following changes:

- restructured procedures
- re-written design manuals
- re-trained planners and engineers
- re-tooled measures to track outcomes



The Many Types of Complete Streets



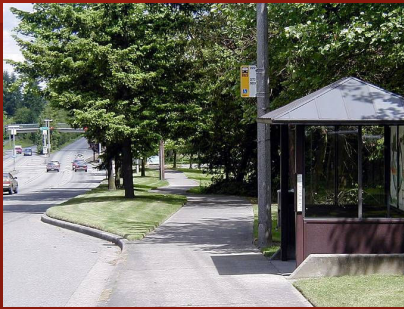
The Many Types of Complete Streets



The Many Types of Complete Streets



The Many Types of Complete Streets



The Many Types of Complete Streets



The Many Types of Complete Streets



The Many Types of Complete Streets



Isn't It Expensive?

"By fully considering the needs of all non-motorized travelers (pedestrians, bicyclists, and persons with disabilities) early in the life of a project, the costs associated with including facilities for these travelers are minimized."

Jeff Morales, former Director, CalTrans



Benefits: Safety

Designing intersections for pedestrian travel can reduce pedestrian risk by **28%**.

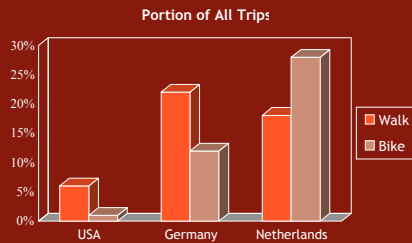


King/Ewing 2003



Benefits: Safety

Europe has more bike and pedestrian travel...

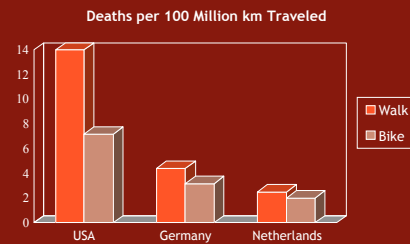


Pucher, AJPH Sept 2003



Benefits: Safety

...and far fewer deaths.



Pucher, AJPH Sept 2003



Bike Lanes Encourage Bike Commuting

Portland, Oregon

Bikeway network symbolized by black lines.

2000



Benefits: Older Americans

- 50% of Americans will be over 55 in 2030.
- More than half of older Americans walk regularly.



Photo: Michael Ronkin, ODOT



Benefits: Older Americans

- 21% of Americans over the age of 65 do not drive.
- More than 50% of non-drivers stay at home on a given day because they lack transportation options.



Photo: Michael Ronkin, ODOT



Benefits: Encouraging Healthy Activity

- Walking and bicycling help prevent obesity, diabetes, high blood pressure, and colon cancer.
- Residents are 65% more likely to walk in a neighborhood with sidewalks.



Benefits: People with Disabilities

- 20% of Americans have a disability that limits their daily activities.
- Complete Streets feature curb cuts and other designs for disabled travelers.
- Complete Streets reduce isolation and dependence.



Benefits: Reducing Traffic

Of all trips taken in metro areas:

- 50% are three miles or less
- 28% are one mile or less
- 65% of trips under one mile are now taken by automobile



2001 NHTS

National Complete Streets Coalition Steering Committee

- AARP
- Active Living by Design
- America Bikes
- America Walks
- American Council of the Blind
- American Planning Association
- American Public Transportation Association
- American Society of Landscape Architects
- Association of Pedestrian and Bicycle Professionals
- City of Boulder
- Institute of Transportation Engineers
- League of American Bicyclists
- McCann Consulting
- National Center for Bicycling and Walking
- Safe Routes to School National Partnership
- Smart Growth America
- Thunderhead Alliance



Richland County Council Request of Action

Subject

Request to approve the establishment of a list of qualified engineering and surveying firms with whom Richland County may negotiate and award contracts on an "as-needed" basis **[PAGES 43-44]**

Richland County Council Request of Action

Subject: Qualified Engineering Firms

A. Purpose

The purpose of this report is to request County Council's consideration of establishing a qualified list of engineering and surveying firms with whom we may negotiate and award a contract- to provide services on an "as-needed" basis for County projects

B. Background / Discussion

An ongoing request for qualification for Engineering and Surveying Services was established under solicitation number RC-005-Q-0708. A total of twenty (20) engineering firms have been evaluated as qualified to date. Each qualification has been evaluated by a selection and evaluation team in determining the different areas in which each firm or company is qualified to assist the County in providing required engineering and surveying service and consulting. Many of the listed firms/companies have been providing services to and conducting business with the County for over ten years; each company is required to update their qualifications at least every three years. The firms/companies evaluated as qualified are listed as follows:

American Engineering Consultants, Inc.
Chao & Associates
Cox & Dinkins
Dyer, Riddle, Mills & Precourt Inc.
Engineering Resources Corporation
Fuss & Oneil
Hybrid Engineering Inc.
Joel E. Woods & Associates
McGill & Associates
Thomas & Hutton Engineering, Co.

BP Barber Engineering & Surveying
Civil Engineering Consulting Services
Dennis Corporation
Earthworks Planning & Design
Florence & Hutchinson, Inc
Genesis Group
Jordan, Jones & Goulding
MACTEC Engineering & Consulting
The LPA Group
Wilbur Smith Associates

C. Financial Impact

The services of the listed recommended firms/companies will be utilize to provide engineering and surveying services at a minimum for enterprise, grants, bond, and C funded projects and any projects directly funded by the County. All cost above the authorized approval threshold of the County Administrator will be brought to County Council prior to award at which time a funding source will be identified.

D. Alternatives

1. Approve establishing a list of qualified engineering and surveying firms from which we can negotiate and award contracts on an as needed basis.

Under this alternative each firm would have the opportunity to compete for projects as they arise.

2. Do not approve; under this alternative, each time there is a need for engineering and surveying services we will have to publish a formal solicitation, conduct an evaluation; and seek County Council approval when needed which could take a minimum of 3 month process.

E. Recommendation

It is recommended that Council approve the request to establish a qualified list of engineers and surveyors thus continuing the streamlining process that as allowed us to have pre-qualified professionals to provide service as needed.

Recommended by: Rodolfo Callwood **Department:** Procurement **Date:** 6/09/09

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Legal

Reviewed by: Larry Smith

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Administration

Reviewed by: Tony McDonald

Date: 6/19/09

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Richland County Council Request of Action

Subject

Request to authorize the Procurement Director to determine the vendor deemed most advantageous by a Procurement Evaluation Team for a professional services contract for governmental affairs / political representation services **[PAGES 46-48]**

Richland County Council Request of Action

Subject: Professional Services Contract for Governmental Affairs / Political Representation

A. Purpose

Council is requested to authorize the Procurement Director to determine the vendor deemed most advantageous by a Procurement Evaluation Team for a professional services contract for governmental affairs / political representation services. It is requested that this item be forwarded to the full council for consideration during its September 15th meeting, at which time the vendor recommendation will be presented to council for contract negotiations and approval.

B. Background/Discussion

During consideration of the FY 2010 budget, council approved a motion submitted by Councilman Damon Jeter (#28a on the motions list) to include funding for the following:

“Professional services to assist the county in governmental relations at both the federal and state level in the amount of \$60,000; source of funds is Industrial Park fund balance.”

Based on this motion, which was adopted by the full council as part of the FY 2010 budget, staff has crafted an RFQ (or RFP?) for governmental affairs / political representation services. The RFQ was scheduled to be published by the Procurement Department on July 16, 2009, and covers the following scope of services:

- Working with council and designated staff to develop and implement a State and Federal Legislative **STRATEGY**;
- Providing bipartisan **ACCESS** for council members and designated staff to key members of Congress, the State Legislature, and representatives from state and federal executive agencies;
- In consultation with council and designated staff, providing **ADVOCACY** on behalf of the county’s interests to key members of Congress, the State Legislature, and representatives from state and federal executive agencies;
- Securing **LEGISLATIVE RESULTS**, including adoption of legislation that is beneficial to the interests of the County, minimizing the impact of Federal and State legislation that is adverse to the County’s interests, and securing access to state and federal funds for county infrastructure projects; and
- Maintaining frequent **COMMUNICATION** with council and designated staff to ensure that county officials and staff are informed of pending legislation and

funding opportunities, as well as providing quarterly reports on the firm's legislative achievements on behalf of the county.

An Evaluation Team will be appointed to review the responses and make a recommendation to council for the vendor that is deemed most advantageous to Richland County. Vendor responses will be scored based on the following criteria:

- Organizational Capacity
- History of Success at the Federal Level
- History of Success in South Carolina
- Personnel Qualifications
- Estimated Cost/Value
- Quality of Work Samples

Because council will not meet during the month of August, it is requested that the committee forward this request to the full council for consideration during its September 15th meeting, at which time the Evaluation Team will present its vendor recommendation to the full council. The table below outlines the timeline for completion:

Action	Completion Date
Publish RFQ	July 16 th
Response Due Date	August 14 th (30 days)
Procurement Review	August 17 th through August 21 st
Responses Delivered to Evaluation Team	August 24 th
Evaluation Team Review	August 24 th through September 8 th
Selection of Vendor	No Later Than September 8 th
Council Approval / Clinch Minutes	September 15 th
Contract Negotiations	September 16 th through September 30 th
Contract Start Date	October 1 st

C. Financial Impact

An exact amount will not be known until all vendor responses have been received; however, the contract amount shall not exceed the amount designated in the FY 2010 budget (\$60,000; source of funds is Industrial Park fund balance) unless authorized by one or more subsequent votes of Richland County Council. Therefore, there is no additional financial impact at this time.

D. Alternatives

1. Approve the request to authorize the Procurement Director to determine the vendor deemed most advantageous by a Procurement Evaluation Team for a professional services contract for governmental affairs / political representation services.
2. Do not approve the request.

E. Recommendation

It is recommended that Council approve the request to authorize the Procurement Director to determine the vendor deemed most advantageous by a Procurement Evaluation Team for a professional services contract for governmental affairs / political representation services. It is further recommended that the committee forward this item to the full council for consideration during its September 15th meeting, at which time the vendor recommendation will be presented to council for contract negotiations and approval.

Recommended by: J. Milton Pope **Department:** Administration **Date:** 7/10/09

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Procurement

Reviewed by: Rodolfo Callwood

Date: 7/23/09

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Legal

Reviewed by: Larry Smith

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments: Approval contingent upon all procurement requirements being satisfied.

Administration

Reviewed by: J. Milton Pope

Date: 7-23-09

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Richland County Council Request of Action

Subject

A resolution authorizing Richland County's consent to an amended agreement re-creating a Regional Transit Authority within the geographic area of Richland County and the municipalities therein to be known as the Central Midlands Regional Transit Authority **[PAGES 50-63]**

Richland County Council Request of Action

Subject: Amended CMRTA Agreement

A. Purpose

Council is requested to approve a resolution authorizing the county's consent to an amended agreement re-creating a regional transit authority within the geographic area of Richland County and its municipalities.

B. Background / Discussion

Under Section 5.06 of the Interim Financing Agreement between Richland County, the City of Columbia, and the Central Midlands Regional Transit Authority (CMRTA), the CMRTA agreed to secure amendments to the existing RTA Agreement and/or CMRTA Bylaws so as to limit voting membership on the CMRTA Board of Directors to jurisdictions that provide an appropriate level of funding based on the cost of providing service within those jurisdictions. Under the terms of the Interim Financing Agreement, an amended RTA agreement must be completed no later than September 30, 2009.

The CMRTA has appointed an ad hoc committee to review and propose changes to the existing RTA Agreement, as well as the CMRTA's bylaws. The members of the ad hoc committee include:

- Kelvin Washington (Richland County)
- J. Milton Pope (Richland County)
- Jenny Screen (Richland County)
- Pat Smith (Springdale)
- Bob Coble (Columbia)
- E.W. Cromartie, II (Columbia)
- Tommy Windsor (Columbia)

The ad hoc committee finalized its recommendations on June 29, 2009 and referred a draft version to the CMRTA Board for approval. The Board is scheduled to take action on the draft agreement during its monthly meeting on July 27, 2009.

A current DRAFT version of the revised agreement is attached. A resolution endorsing the revised agreement is also attached. Please note that the committee agenda packet will be distributed before the CMRTA Board takes action on the amended agreement. If the CMRTA Board makes any changes to the current version, these changes will be provided to council prior to the committee meeting.

This request is being submitted to the A&F Committee in July due to council's recess during the month of August. It is requested that the committee forward the resolution to the full council with a recommendation for approval. The full council may act on the resolution at any time prior to September 30, 2009.

C. Financial Impact

There is no financial impact associated with this request.

D. Alternatives

1. Approve the resolution in support of the amended agreement and allow the CMRTA to proceed with securing the changes as required in the Interim Funding Agreement.
2. Do not approve the resolution. Without Richland County’s consent, the CMRTA will be unable to meet the statutory threshold and the agreement will not be amended as required by the Interim Funding Agreement.

E. Recommendation

It is recommended that Council adopt the resolution in support of the amended agreement.

Recommended by: Joe Cronin **Department:** Administration **Date:** 7/8/09

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date:

- Recommend Approval
- Recommend Denial
- No Recommendation

Comments:

Legal

Reviewed by: Larry Smith

Date:

- Recommend Approval
- Recommend Denial
- No Recommendation

Comments: Council discretion

Administration

Reviewed by: J. Milton Pope

Date: 7-10-09

- Recommend Approval
- Recommend Denial
- No Recommendation

Comments:

require approval from City Council, and reductions in the remaining areas of Richland County, including other municipalities within Richland County, shall require approval from County Council.

5.05 Union Cost Reductions. The CMRTA agrees to pursue union concessions through the system operator in an effort to reduce operating costs. The CMRTA shall present a progress report to City Council and County Council no later than February 1, 2010.

5.06 Amendments to Board Structure and By-Laws. The CMRTA agrees to pursue and secure amendments to the existing RTA Agreement and/or CMRTA Bylaws so as to limit voting membership on the CMRTA Board of Directors to jurisdictions that provide an appropriate level of funding based on the cost of providing service within those jurisdictions. Non-contributing jurisdictions may continue their membership in the CMRTA as non-voting members, and appointees from such jurisdictions may continue to serve on the CMRTA Board in an advisory capacity. Non-contributing jurisdictions may obtain voting membership by providing funding in an amount that is acceptable to the governing bodies of the other voting jurisdictions. The CMRTA agrees to secure said amendments no later than September 30, 2009. The provisions of this section shall not be applicable for any municipality in the County where at least seventy-five (75%) percent of the vehicles registered within the municipality are subject to the County's road maintenance fee, or to appointments made by representatives of the respective Legislative Delegations, as required under South Carolina Code Section 58-25-40.

5.07 Service in Non-Contributing Jurisdictions. The CMRTA agrees to eliminate service in non-contributing jurisdictions once the final payment from SCE&G has been exhausted, but no later than September 30, 2010. The CMRTA may continue such service beyond this date only if those jurisdictions agree to provide financial support to the CMRTA equal to the cost of continuing such service, or if both the City and County consent to the continuation of non-stop commuter service to points of interest to residents and visitors of the City and County (including, but not limited to, the Columbia Metropolitan Airport, Lexington Medical Center, and/or the Midlands Technical College Airport Campus.) The CMRTA may continue to provide DART service in non-contributing jurisdictions if required under federal law; however, no funds provided by the City or County may be used for the continuation of these

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL

A RESOLUTION AUTHORIZING RICHLAND COUNTY'S CONSENT TO AN AMENDED AGREEMENT RE-CREATING A REGIONAL TRANSIT AUTHORITY WITHIN THE GEOGRAPHIC AREA OF RICHLAND COUNTY AND THE MUNICIPALITIES THEREIN TO BE KNOWN AS THE CENTRAL MIDLANDS REGIONAL TRANSIT AUTHORITY

WHEREAS, by February 2002, pursuant to Section 58-25-10 et seq. of the Code of Laws of South Carolina, 1976, as amended, the counties of Richland and Lexington and the municipalities located within these counties approved an Agreement establishing a regional transit authority, known as the Central Midlands Regional Transit Authority (CMRTA), to be operated within their respective jurisdictional areas; and

WHEREAS, absent a long-term local funding source for sustaining local transit service in the Central Midlands area, Richland County, the City of Columbia, and the CMRTA have entered into an Intergovernmental Agreement Relating to the Interim Financing for the Central Midlands Regional Transit Authority, pursuant to which the County and the City have agreed to provide funding for the Authority through June 30, 2011; and

WHEREAS, pursuant to the Intergovernmental Agreement, the CMRTA has agreed to amend the Original Agreement and its Bylaws to reflect changes in the service area, changes in membership of the Authority; and changes in its Board of Directors; and

WHEREAS, as required by state statute, the governing bodies of the municipalities and counties representing 90% of the population in the original service area of the Authority must consent to the amended Agreement; and

WHEREAS, the parties to this Amended Agreement desire to modify the service area, membership, and funding sources of the Authority;

NOW, THEREFORE, BE IT RESOLVED that the Richland County Council does hereby consent to the adoption of an amended agreement re-creating a regional transit authority within the geographic areas of Richland County and the municipalities therein to be known as the Central Midlands Regional Transit Authority; and

BE IT FURTHER RESOLVED that the Richland County Council does hereby authorize the Chairman and/or County Administrator to sign the amended agreement on behalf of Richland County.

ADOPTED THIS the _____ day of _____, 2009.

Paul Livingston, Chair
Richland County Council

ATTEST this ____ day of _____, 2009

Michielle R. Cannon-Finch
Clerk of Council

DRAFT

**AMENDED AGREEMENT RE-CREATING A REGIONAL TRANSIT
AUTHORITY ~~OF~~WITHIN THE GEOGRAPHIC AREA OF
~~LEXINGTON AND RICHLAND COUNTIES~~COUNTY
AND THE MUNICIPALITIES THEREIN
TO BE KNOWN AS THE
CENTRAL MIDLANDS REGIONAL TRANSIT AUTHORITY**

Item# 14

Attachment number 1
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FOR DISCUSSION PURPOSES ONLY

WHEREAS, by February 2002, the counties of Richland and Lexington and the municipalities located within these counties pursuant the Agreement Creating a Regional Transit Authority of the Geographic Areas of Richland County (the “County”) and Lexington County and the Municipalities Therein to be known as the Central Midlands Regional Transit Authority (the “Original Agreement”) created a regional transit authority within the meaning of ~~the South Carolina Regional Transportation Authority Law, Sections~~ Section 58-25-10 et seq. ~~(, Code of Laws of South Carolina, 1976, as amended)~~ (hereinafter ~~sometimes~~ “sometime the “Enabling Act”) to be known as the Central Midlands Regional Transit Authority, hereinafter referred to as “Authority”; and;

~~WHEREAS, the undersigned parties have approved the establishment of a regional transit authority to be operated within their respective jurisdictional areas;~~

WHEREAS, the County, the City of Columbia (the “City”) and the Authority have entered into an Intergovernmental Agreement Relating to the Interim Financing for the Central Midlands Regional Transit Authority (the “IGA”) pursuant to which the County and the City have agreed to provide funding for the Authority through July 1, 2011; and

WHEREAS, pursuant to the IGA, the Authority has agreed to amend the Original Agreement and its Bylaws to reflect changes in the service area, changes in membership of the Authority; and changes in its Board of Director; and

WHEREAS, the governing bodies of the municipalities and counties representing 90% of the population in the original service area of the Authority have consented to this amendment; and

WHEREAS, the parties to this Amended Agreement desire to modify the service area, membership and funding sources of the Authority.

NOW, THEREFORE, the undersigned parties in consideration of the premises and the mutual promises expressed herein, hereby agree to ~~create a regional transit authority to be known as the Central Midlands Regional Transit Authority, hereinafter referred to as “Authority”~~ re-create the Authority, with the powers, duties, and responsibilities hereinafter set forth.

ARTICLE I

PURPOSES AND POWERS

Section I – Purposes: The primary purposes of the Authority shall be:

To provide for public transportation of passengers for hire by means, without limitation, of motor vehicle, motor bus, rail car, or other means of conveyance, operating as a common carrier, initially, only in the territorial area lying within the jurisdiction of the governmental entities which are ~~creating members of~~ the Authority; and with the right to expand its services to cover jurisdictional areas of other governmental entities, as such entities elect to become members of the Authority, as provided herein; but initially limited to the territorial area embraced by ~~the Central Midlands Council of Governments~~ Richland County (the “County”) with limited service being provided within the territorial jurisdiction of Lexington County;

FOR DISCUSSION PURPOSES ONLY

To provide a public transportation system, to include without limitation, a combination of real and personal property, structures, improvements, buildings, equipment, plants, vehicle parking lots or facilities, rights-of-way, and any other appropriate facility, or any combination thereof, necessary or useful for the purposes of public transit.

To implement the plan of service, prepared pursuant to Section 58-25-30(1) of the Enabling Act.

It is specifically recognized that a majority of the governing bodies of general purpose local governments representing the majority of the population within the service area have adopted the plan of service described in (c) above. It is further specifically recognized that this agreement does not provide for imposition of a new source of revenue and therefore the question of creating the Authority need not be submitted for ratification to the qualified electors as contemplated at Section 58-25-30(3) of the Enabling Act.

In pursuit of these purposes, the activities of the Authority shall include, but not be limited to: the operation, coordination, supervision and development of public transit within the ~~regional~~service area of the Authority.

Section 2 – Powers and Duties: The Authority is authorized to exercise those duties enumerated in Section 58-25-50 of the Enabling Act, when and as amended, including but not limited to the following:

To purchase, lease, own, or operate or provide for the operation of transit facilities;

To contract for public transit services;

To plan in concert with any appropriate local or regional planning operation for public transit services;

To work in concert with the metropolitan area Designated Recipient (local entity eligible to receive Federal Transit Administration funding (Central Midlands Council of Governments)) to secure any Federal and State funds available for mass transit use.

To exercise the power of eminent domain limited to right-of-way and contiguous facility acquisition;

To contract with other governmental agencies, private companies, and individuals;

To sue and be sued, implead and be impleaded, complain, and defend in all courts;

To adopt, use and alter at will a corporate seal;

To acquire, purchase, hold, lease as a lessee, and use any franchise of property, real, personal or mixed, tangible or intangible, or any interest therein, necessary or desirable for carrying out the purposes of the Authority, and sell, lease as lessor, transfer, and dispose of any property or interest therein acquired by it;

FOR DISCUSSION PURPOSES ONLY

To fix, alter, change and establish rates, fees, fares, and other charges for services or facilities of the Authority. The rates, fees, and fares set forth in the agreement approved by the electorate may not be increased more frequently than annually. No single increase may exceed fifty percent;

To establish public transit routes and approve the alteration or addition of routes based primarily on a detailed analysis or proposed use and comprehensive cost analysis;

To acquire and operate, or provide for the operation of, transit systems, public or private, within the area, the acquisition of a system to be by negotiation and agreement between the Authority and the operator of the system to be acquired;

To make contracts of every name and nature and execute all instruments necessary or convenient for the carrying on of its business;

To enter into management contracts with any person or organization for the management of a public transit system owned or controlled by the Authority for a period of time, and under compensation and other terms and conditions, as may be considered advisable by the Authority;

To contract for the services of attorneys, engineers, consultants, and agents for any purpose of the Authority;

To borrow money and make and issue negotiable bonds, notes or other evidences of indebtedness;

To accept gifts, grants or loans of money or other property, enter into contracts, leases, or other transactions with, and accept grant funds from federal, state, or local governments, public or semipublic agencies or private individuals or corporations and expend the funds and carry out cooperative undertakings and contracts;

To do all acts necessary for the provision of public transit services;

To provide transit services for residents of the service area to destinations outside the service area;

To promulgate regulations to carry out the provisions of the Enabling Act.

FOR DISCUSSION PURPOSES ONLY

ARTICLE II

MEMBERSHIP AND GOVERNING BODY

Section 1 – Initial Members: As provided at Section 58-25-35 of the Enabling Act, the following local governments:

Arcadia Lakes	Batesburg-Leesville	Blythewood
Cayce	Chapin	City of Columbia
Eastover	Forest Acres	Lexington County
Town of Lexington	Pine Ridge	Richland County
South Congaree	Springdale	West Columbia

shall be the members of the Authority upon local ratification of this agreement in the County and respective ~~counties and~~ municipalities.

Section 2 – Subsequent Members: As provided at Section 58-25-40(3) of the Enabling Act, after activation of the Authority, contiguous counties and municipalities not participating initially may become members of the Authority with the same benefits as the initial members in the procedure set forth in the Enabling Act; provided that such future members provide an appropriate amount of financial support to the Authority.

Section 3 – Governing Body: As provided at Section 58-25-40 of the Enabling Act, the governing body of the Authority shall be a Board of Directors. The Board of Directors shall consist of voting and non-voting members. Voting Board members shall be appointed by the County and municipalities which are members of the Authority. Except as provided in Section 4 of this Article II, the number of ~~directors~~voting Members of the Board shall be ~~thirtytwo~~ (3012) (Attachment A), distributed as follows:

Appointments to the Board of Directors shall be apportioned among the County and member ~~counties and~~ municipalities proportionate to population within the Authority’s service area: provided, however, as set forth at Section 58-25-40(1) “no member government, regardless of population, may have less than one member on the Board;” provided further, that the Authority shall review its compliance with this apportionment-by-population method immediately after receipt of the results of each official decennial census and each special census conducted by the U.S. Census Bureau and shall make such changes to the Board of Directors as are necessary to comply with such new census figures.

An Executive Committee shall be formed from the voting membership of the Board of Directors. The bylaws of the Regional Transit Authority shall direct the composition and size of the Executive Committee.

Section 4 – Other Appointments: As provided at Section 58-25-40(1) of the Enabling Act, in the event that the Authority receives a grant of state funds from the state general fund or the highway fund, then the legislative delegation(s) of the member ~~counties~~County, including resident

FOR DISCUSSION PURPOSES ONLY

Senators, shall by majority vote appoint three additional Board members. Such additionally appointed Board members shall consist of at least one resident from each of the largest county members. Provided, however, if there are no resident senators for a member county, then the provisions of Section 58-25-40(1), as amended, shall apply.

Section 5 – Terms: As provided at Section 58-25-40(1), upon the ~~activation~~effective date of ~~the Authority~~this Agreement, approximately one-third of the Board members shall be appointed by lot for a term of one year, approximately one-third of the Board members shall be appointed by lot for a term of two years, and approximately one-third of the Board members shall be appointed by lot for a term of three years. Thereafter, all appointments to the Board upon the expiration of the initial terms shall be for a term of three years.

Section 6 – Vacancies: If a vacancy in the Authority’s governing body occurs by reason of death, resignation, change of residence, removal, or any other cause, it shall be filled for the duration of the unexpired term in the same manner as was the original appointment.

ARTICLE III

AUTHORITY STRUCTURE

Section 1 – Organization: As provided at Section 58-25-40(4), the Authority’s governing board shall elect one of its members as Chairman, one as Vice-Chairman and other officers as may be necessary to serve for one year in that capacity or until their respective successors are elected.

Section 2 – Quorum: As provided at Section 58-25-40(4), a majority of the members of the Authority’s governing body shall constitute a quorum.

Section 3 – Membership: A vacancy in the membership of the Board of Directors shall not impair the right of the Authority to exercise all of its rights and perform all of its duties. Upon the effective date of a Board member’s appointment, or as soon thereafter as is practicable, each Board member shall enter upon their duties. As provided at Section 58-25-40(5) of the Enabling Act, a Board member of the Authority may be removed from office by the governing body which appointed him for misconduct, malfeasance, or neglect of duty in office. Any vacancy so created shall be filled as provided in Article II, Section 6.

Section 4 - Committees: The Board of Directors of the Authority, in addition to functioning as a whole entity, shall be sub-divided into such ~~other Sub-Committees~~ as the Board deems it appropriate to establish, ~~provided, however, that if an Executive Committee is established, it shall be a committee of the whole comprised of each member of the Board.~~ Other specifications for membership, meeting time, and procedures for the Board, Executive Committee and ~~Sub-Committees~~ shall be designated in the Authority’s By-Laws.

Section 5 – Staffing: As provided at Section 58-25-40(6) of the Enabling Act, the Authority may employ an Executive Director to serve at the pleasure of the Authority. The Executive Director may employ any employees as may be necessary for the proper administration of the duties and functions of the Authority and may determine the qualifications of such persons. The Authority shall adopt a compensation plan for employees. The Authority may contract for the services of

FOR DISCUSSION PURPOSES ONLY

attorneys, engineers, consultants and agents for any purpose of the Authority, including engineering, architectural design, management feasibility, transportation planning, and other studies concerning the design of the facilities and the acquisition, construction, extension, operation, maintenance, regulation, consolidation and financing of transportation systems in the area.

Section 6 – Member Compensation: As provided at Section 58-25-40(1), members of the Board of Directors of the Authority shall be entitled to receive their expenses incurred in connection with their service on the Authority, but they may not receive salaries, per diem or other compensation.

ARTICLE IV

FINANCES

Section 1 – Books, Accounts and Annual Reports: As required by Section 58-25-70 of the Enabling Act, the Authority shall keep books of account, which shall be independently audited at least once in each calendar year. A copy of the audit report must be provided to the Members. The Authority shall submit to the Members the annual operating and capital budget proposed for each fiscal year, at least sixty days prior to the beginning of the fiscal year. In the event a member disagrees with the proposed budget, it may set forth points of disagreement and transmit its statement to the Authority and other governing bodies of the member municipalities and ~~counties~~the County within thirty days of the receipt of the proposed budget. Budgets shall be adopted by a majority of the member governments. In the event a majority of the governing bodies of the member municipalities and ~~counties~~the County do not agree with the proposed budget, the Authority shall convene a meeting of chief elected and administrative officials of member governments to develop a budget which may be acceptable to a majority of the member governments; a majority, for the purposes of this section, includes the governing bodies of the member municipalities and ~~counties~~county representing more than one-half of the service area population. In the event a budget acceptable to a majority of the member governments is not developed prior to the beginning of its fiscal year, the Authority shall continue to operate at the budget levels of the previously adopted budget. In the event the requirements in Sections 58-25-30 and 58-25-60 of the Enabling Act permitting imposition of a vehicle registration fee have been satisfied and such fee is imposed, any budget changes requiring an increase in vehicle registration fees in excess of ten percent during the budget year must be approved as provided above for annual budgets.

Section 2 – Fiscal Support: Funds for the use of the Authority shall be provided by revenues from the Authority's transportation system, government grants, contracts for services, intergovernmental agreements, franchising contracts, contributions from SCANA Corporation and its subsidiary South Carolina Electric & Gas and any other source, and as may be appropriated by the governing bodies of the members of the Authority. As stated at Article I, Section I, paragraph (d), it is specifically recognized that this agreement does not provide for the imposition of a new source of revenue but utilizes existing sources of revenue to fund the Authority.

FOR DISCUSSION PURPOSES ONLY

Notwithstanding the foregoing, nothing herein shall be construed to preclude the use of other local, state or federal funds or sources of revenues which shall subsequently become available, except for state highway construction funds which, pursuant to Section 58-25-60 of the Enabling Act, may not be used. This agreement may be amended specifically to recognize new sources.

Section 3 – Adopting of Program and Budget: Before the first day of ~~July~~October, each year, the Authority shall adopt a program and a proposed budget for the next fiscal year.

Section 4 – Revenues and Funds: The Authority is authorized to expend the monies produced by its system and monies received from any other source:

For the employment of professional staff, contracting professional services, contracting nonprofessional assistants and other employees;

For obtaining office space and for procuring equipment, materials and supplies;

For the acquisition, construction, extension, operation, maintenance, regulation, consolidation and financing of the transportation system;

For such other purposes as the Authority shall determine to be necessary and proper in carrying out the functions of the Authority within the approved budget; and

As set forth in Article I of this agreement.

Section 5 – Termination of Fiscal Support: No member of the Authority which is providing financial support to the Authority shall terminate such ~~additional~~financial support in the fiscal year for which the support has been pledged, and any member intending to withdraw or decrease such ~~additional~~financial support in subsequent fiscal years must notify the Authority, in writing, by July 1 of the then current fiscal year of its intention to withdraw or decrease such additional support.

Section 6 – Definition of Fiscal Year: The fiscal year as used in this agreement shall be understood to mean the period beginning October 1 and ending September 30.

ARTICLE V

GENERAL PROVISIONS

Section 1 – Intent: The express intent of this agreement is to provide for the creation of a regional transit authority consistent with the provisions of the Enabling Act, as amended. As provided at Section 58-25-30(6), this agreement may be revised in whole or in part through the process set forth in the Enabling Act. It is specifically provided that should the Enabling Act be amended, to alter the number of Members of the Authority, Article II, Section 3 herein shall be reconsidered by the governing bodies of the parties hereto.

Section 2 – Ratification: It is not necessary that the question of creating the Authority be submitted for ratification to the qualified electors of the governmental members to this agreement inasmuch as this agreement does not provide for the imposition of a new source of revenue as contemplated at Section 58-25-30(3) of the Enabling Act. The consent of the parties to this

FOR DISCUSSION PURPOSES ONLY

agreement to create the Authority shall be evidenced by Resolution adopted by the governing bodies of such parties.

Section 3 – Entire Agreement: This agreement represents the entire understanding between and among the Authority members.

Section 4 – Dissolution: Dissolution of the Authority shall be in the same manner as of its creation as set forth in Section 58-25-30(5) of the Enabling Act, as the same may, from time to time, be amended.

ARTICLE VI

EFFECTIVE DATE

Because an election is not required, this agreement shall become operational upon the execution of this agreement by the governing bodies of the municipalities and ~~counties~~county which include at least 90% of the population of the proposed service area, and the Authority must be created not less than sixty days after this agreement is executed by the parties to it.

Richland County Council Request of Action

Subject

Request to consider a property donation and purchase (\$2 million) proposal from South Capital Group, Inc. for approximately 189 acres of property located on Ridge Road in the Lower Richland Community ***[Recommendation for Denial]*** **[PAGES 65-68]**

Richland County Council Request of Action

Subject: Southeast Property Donation / Purchase Proposal

A. Purpose

The purpose of this Request of Action is to make a determination as to the acceptance of a donation / purchase proposal from South Capital Group, Inc.

B. Background / Discussion

The purchase of property was discussed in Executive Session at the Regular Session Council Meeting on June 2, 2009. Council forwarded this item to the June A&F Committee.

In correspondence dated May 1, 2009 (attached), the president of South Capital Group, Inc. proposes to donate 90 +/- acres to Richland County, provided that the County purchases 100 additional adjoining acres. The property is located off of Lower Richland Boulevard in the southeast section of the County.

The 100 acres is being offered at \$2,000,000, or \$20,000 per acre. The property has been surveyed, and a phase one environmental has been completed. (Staff does not currently have this information.)

Further, South Capital Group, Inc. has controlling interest in nearly 300 additional acres, should the County desire more land.

C. Financial Impact

The 100 acres is being offered at \$2,000,000, or \$20,000 per acre.

D. Alternatives

1. Accept and proceed with the donation / purchase proposal.
2. Do not accept nor proceed with the donation / purchase proposal.

E. Recommendation

This is a policy decision of Council. This donation / purchase proposal was unsolicited.

F. Reviews

(Please **SIGN** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers

Date: 6/12/09

Recommend Approval

Recommend Denial

✓ No Recommendation

Comments: Approval of alternative one would require the identification of a funding source and may require a budget amendment.

Legal

Reviewed by: Larry Smith

Date:

Recommend Approval

Recommend Denial

✓ No Recommendation

Comments: Council discretion

Administration

Reviewed by: J. Milton Pope

Date: 6-17-09

Recommend Approval

✓ **Recommend Denial**

No Recommendation

Comments: Staff requests clear specific direction from Council regarding the purchase of any future purchases of property for recreational purposes. Council direction should include funding sources for future property purchases.

**South Capital Group, Inc.
29 Governor's Hill
Columbia, SC 29201**

RECEIVED
09 MAY - 8 AM 11:15
RICHLAND COUNTY
ADMINISTRATORS OFFICE

May 1, 2009

J. Milton Pope
Richland County Administrator
2020 Hampton Street
Columbia, SC 29201

Re: 189.182 Acres Ridge Road

Dear Mr. Pope:

Please find this letter as a formal offer to donate 90+/- acres to Richland County, provided, Richland County purchases the 100 adjoining acres in the southeast section of the county.

South Capitol Group is offering to sell this property for \$2,000,000.00.

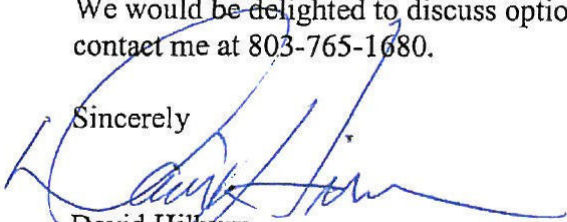
The 189.182 acres is located off Ridge Road, TMS # 24900-07-03. (See attached site map) The property has been surveyed and phase one has been completed.

This site is an excellent site for the proposed Southeast Recreation Facility; easy access and centrally located. The large tract will allow for golf course, ball fields, tennis, swimming facilities and future growth of the facilities.

We have controlling interest of nearly 300 additional acres should Richland County desire more land.

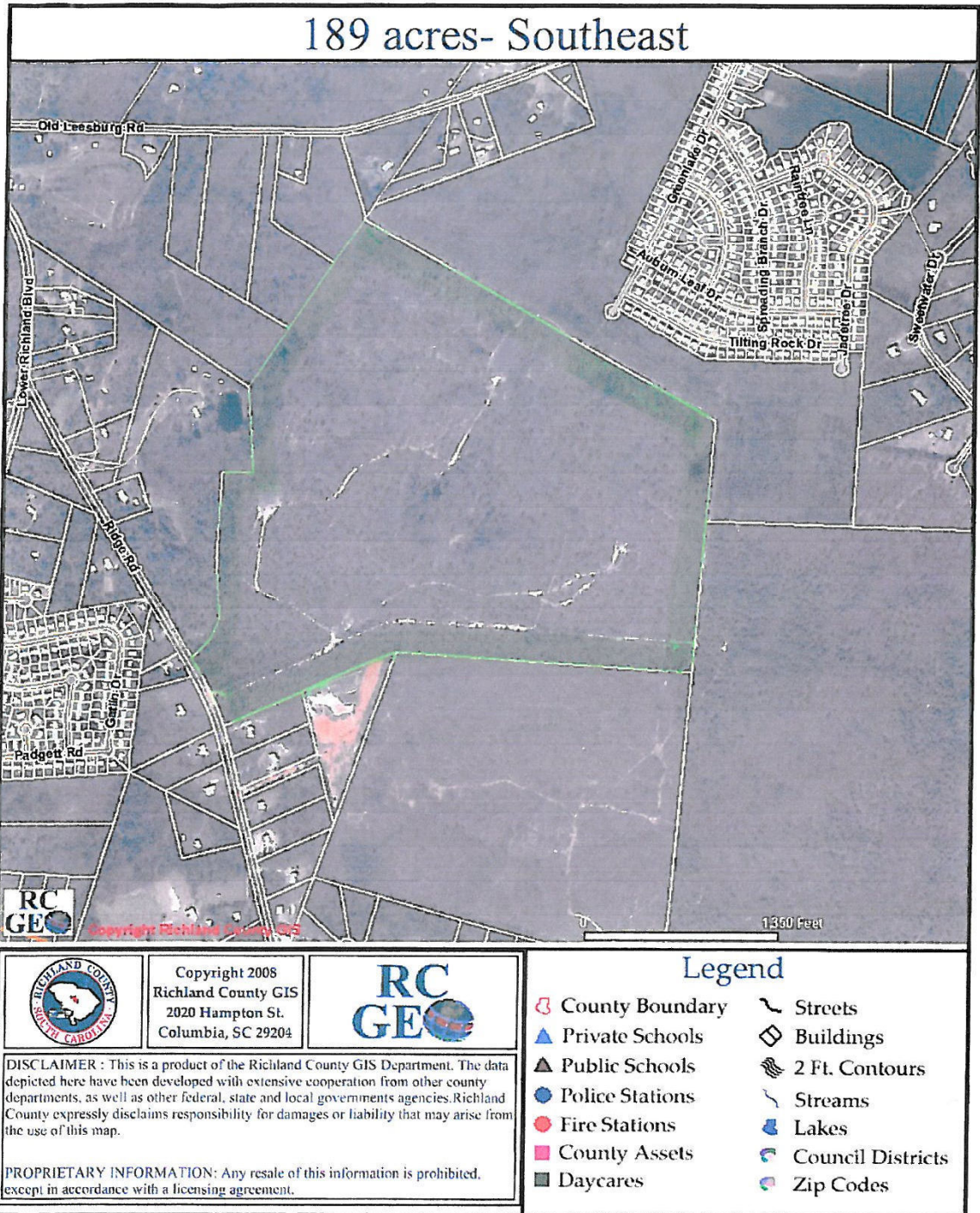
We would be delighted to discuss options and the donation in further detail. Please contact me at 803-765-1680.

Sincerely


David Hilburn
President

Item# 15

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Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$50,000 of General Fund Undesignated Fund Balance to the Master-in-Equity **[PAGES 70-71]**

Notes

First Reading: July 7, 2009
Second Reading: July 21, 2009
Third Reading:
Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-10HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2009-2010 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$50,000 OF GENERAL FUND UNDESIGNATED FUND BALANCE TO THE MASTER-IN-EQUITY.

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) be appropriated to the FY 2009-2010 Master-In-Equity. Therefore, the Fiscal Year 2009-2010 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 133,794,584
Appropriation of General Fund undesignated fund balance	<u>50,000</u>
Total General Fund Revenue as Amended:	\$ 133,844,584

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 133,794,584
Increase to Master-In-Equity:	<u>50,000</u>
Total General Fund Expenditures as Amended:	\$ 133,844,584

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 _____, 2008.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE ____ DAY

OF _____, 2009

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: July 7, 2009

Second Reading:

Public Hearing:

Third Reading:

Richland County Council Request of Action

Subject

A Budget Amendment to adjust the budgets for Richland County School District 1 and Richland County School District 2 to the amount which will be yielded by an assessment of the millage cap pursuant to Act 388 **[PAGES 73-75]**

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __ -10HR

A BUDGET AMENDMENT TO ADJUST THE BUDGETS FOR RICHLAND COUNTY SCHOOL DISTRICT 1 AND RICHLAND COUNTY SCHOOL DISTRICT 2 TO THE AMOUNT WHICH WILL BE YIELDED BY AN ASSESSMENT OF THE MILLAGE CAP PURSUANT TO ACT 388.

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 _____ be appropriated to the FY 2009-2010 budget for School District One and _____ be appropriated to the FY 2009-2010 budget for School District Two.

Therefore, the budget is hereby amended as follows:

SCHOOL DISTRICT ONE

REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 179,424,022
Appropriation of Revenue	_____
Total School District One Revenue as Amended:	\$

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 179,424,022
Increase to School District One Budget:	_____
Total School District One Expenditures as Amended:	\$

SCHOOL DISTRICT TWO

REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 115,741,892
Appropriation of Revenue	_____
Total School District Two Revenue as Amended:	\$

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 115,741,892
Increase to School District Two Budget:	_____
Total School District Two Expenditures as Amended:	\$

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 _____, 2009.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE ____ DAY
OF _____, 2009

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:
Second Reading:
Public Hearing:
Third Reading:

Richland County Council Request of Action

Subject

An ordinance amending the Richland County Code of Ordinances; Chapter 18, Offenses, so as to clarify requirements pertaining to the smoking of tobacco products in the unincorporated area of Richland County **[PAGES 77-82]**

Richland County Council Item for Information / Discussion

Subject: Smoking Ban Ordinance Amendments

A. Purpose

Council is requested to approve the Smoking Ban ordinance amendments as presented to clarify Council's intent and provide policy direction to staff and the public.

B. Background / Discussion

At the March 24, 2009 A&F Committee meeting, the Committee requested the following amendments be made to the smoking ban ordinance.

- 1) Does Council intend for businesses that consistently violate the smoking ban ordinance to have the business' business license denied or revoked? If so, how many violations should be documented prior to this action being initiated? If this is Council's intention, specific language to this effect will be needed to be added as a Smoking Ban ordinance amendment.

A business that consistently violates the smoking ban ordinance is to have its business license denied or revoked. If a business is ticketed four times within 3 months, the business license denial or revocation process will be initiated.

- 2) The \$25 civil penalty will be written by whichever Code Enforcement Officer observes the violation. However, there is no direction as to which department shall collect this penalty. Shall this be an administrative department as the County Administrator deems appropriate, or should this be a responsibility of the County Treasurer? It is recommended that this be clarified within the smoking ban ordinance. All infractions punished according to the smoking ban ordinance shall be adjudicated through the State's normal magisterial judicial process, culminating in the collection of any fines levied.

- 3) The ordinance Section 18-6 (h)(3) currently reads "Each day on which a violation of this Section occurs shall be considered a separate and distinct infraction." Is it Council's intention that, once a person or business is written a ticket on a given day, that person or business may continue to smoke or to allow smoking for the remainder of that day, since no additional tickets may be written?

If this is not Council's intention, it is recommended that Council amend this section of the Smoking Ban ordinance to read, "Each incidence of violation (i.e., each person that a business allows to smoke, or each lighted tobacco product) of this Section shall be considered a separate and distinct infraction." Each incidence of violation by an individual or business is to be considered a separate and distinct infraction.

- 4) The current Smoking Ban ordinance does not indicate how much time an offender has to pay the \$25 civil penalty. How many calendar or business days does Council intend to allow a person to pay the penalty before additional enforcement is initiated? What is Council's intention that the additional enforcement should be - a doubling of the civil penalty every ten days, for example? What is Council's intention that the final enforcement action should be,

if no civil penalties are ever paid by a person or a business for a violation?

Council's intentions regarding the payment and enforcement of the civil penalty needs to be added as a Smoking Ban ordinance amendment. All infractions punished according to the smoking ban ordinance shall be adjudicated through the State's normal magisterial judicial process, culminating in the collection of any fines levied.

- 5) Is it Council's intention that every "Workplace shall post a conspicuous sign at the main entrance to the Workplace, which shall contain the words "No Smoking" and the universal symbol for no smoking", as currently required by the ordinance? If so, is this to be considered an infraction as well, with an associated \$25 fine?

If so, language to this effect needs to be added to the Smoking Ban ordinance. If it is not Council's intention that every workplace in the unincorporated County should have this signage, then it is recommended that this language be removed from the ordinance. The owner, manager, or person in control of a Workplace shall post a conspicuous sign at the main entrance to the Workplace, which shall contain the universal symbol for no smoking. Signs shall be no smaller than five inches by five inches.

- 6) What is Council's intention in Section 18-6(h)(3) that "A violation of this Section is furthermore declared to be a public nuisance"? Is a single violation of this section a public nuisance? What is the consequence to the person or to the business of being considered "a public nuisance"? Council is recommended to clarify in the ordinance its intentions with this "public nuisance" language. Recommend the removal of this language. A violation of this Section is furthermore declared to be a public nuisance.

- 7) What is Council's intention or desire regarding the level of enforcement? If every complaint is to be investigated, i.e., sending an inspector out to determine if a violation is witnessed, this may have consequences on staffing levels as well as overtime costs. The Business Service Center will respond to complaints within seven calendar days. Any staff conducting follow-up involving a visit to a business outside of normal working hours will do such follow-up according to a flexible work schedule so that no overtime pay is earned or required to be paid. However, staff reserves the right to request additional overtime funds if the overtime level of enforcement becomes greater than 5 hours per week.

C. Financial Impact

If a business has its business license revoked or denied, there will be a loss of revenue to the County. That loss cannot be determined until such revocation or denial occurs. The number of infractions will determine the revenue brought in to the County via the magisterial judicial process. That amount cannot be determined until violations are adjudicated. The Business Service Center reserves the right to request overtime funds if the overtime level of enforcement becomes greater than 5 hours per week.

D. Alternatives

1. Amend the Smoking Ban ordinance as presented to clarify Council's intentions and to answer important policy questions.

2. Amend the Smoking Ban ordinance differently than presented.
3. Do not amend the Smoking Ban ordinance at this time. This is not recommended.

E. Recommendation

It is recommended that the Smoking Ban ordinance be amended as presented to answer the policy questions that have been raised.

Recommended by: Roxanne Matthews **Department:** Administration **Date:** 4-1-09

F. Reviews

(Please **SIGN** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Business Service Center

Reviewed by: Pam Davis

Date: 04/13/09

Recommend Approval

Recommend Denial

No Recommendation

Comments: This clarification and amendment to the Smoking Ban ordinance is critical for effective, and consistent, enforcement.

Finance

Reviewed by: Daniel Driggers

Date: 4/13/09

Recommend Approval

Recommend Denial

No Recommendation

Comments:

Legal

Reviewed by: Larry Smith

Date:

Recommend Approval

Recommend Denial

No Recommendation

Comments: Items 1-4 are legally sufficient and are left to Council's discretion. Both items reflecting the use of Magistrate system are highly recommended for Council approval in light of the opinion of the Chief Justice.

Under item 6 it is recommended that this language not be removed from the ordinance.

Item 7 is purely a policy decision and left to the discretion of Council.

Administration

Reviewed by: Roxanne Matthews

Date: April 23, 2009

Recommend Approval

Recommend Denial

No Recommendation

Comments: In light of the comments from Legal, staff recommends that the language in Item 6 not be removed from the ordinance. The other items (1-5 and 7) are recommended for approval.

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. XXX-09HR**

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 18, OFFENSES, SO AS TO CLARIFY REQUIREMENTS PERTAINING TO THE SMOKING OF TOBACCO PRODUCTS IN THE UNINCORPORATED AREA OF RICHLAND COUNTY.

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 Richland County Code of Ordinances, Chapter 18, Offenses, is hereby amended as follows:

Section 18-6. Smoking of tobacco products

(f) Posting of signs The owner, manager, or person in control of a Workplace shall post a conspicuous sign at the main entrance to the Workplace, which shall contain ~~the words “No Smoking” and~~ the universal symbol for no smoking. Signs shall be no smaller than five inches by five inches.

(h) Jurisdiction, Enforcement, and Penalties

3) An infraction is punishable by a fine of twenty-five dollars (\$25). ~~Each day on which a violation of this Section occurs~~ Each incidence of violation of this Section, whether by an individual or by a business, shall be considered a separate and distinct infraction. A violation of this Section is furthermore declared to be a public nuisance. All infractions punished according to this Section shall be adjudicated through the State’s normal magisterial judicial process, culminating in the collection of any fines levied.

4) Businesses that are ticketed four (4) times for any violation(s) of this section within three months are deemed to be habitual offenders and shall have their business license revoked, if one has already been issued, or denied, if a business license application has been received.

SECTION II. Severability. If any section, subsection, or clause of this article 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. All sections of this ordinance shall be effective on and after _____

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY

OF _____, 2009

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 5, 2009 [Tentative]
Second Reading: May 19, 2009 [Tentative]
Public Hearing: May 19, 2009 [Tentative]
Third Reading: June 2, 2009 [Tentative]

Richland County Council Request of Action

Subject

Minority Enterprise Development Week [**PAGE 84**]

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

A RESOLUTION

A RESOLUTION PROCLAIMING MINORITY ENTERPRISE DEVELOPMENT WEEK

WHEREAS, the South Carolina Minority Business Enterprise Center, which is funded by the U.S. Department of Commerce – Minority Business Development Agency, has as its mission to achieve entrepreneurial parity for Minority Business Enterprises (MBEs) by actively promoting their ability to grow and compete in the global economy; and

WHEREAS, in its quest to help increase the growth of Minority Business Enterprises and to strengthen existing ones, whereby making them more profitable and capable of creating new jobs for the state of South Carolina, the South Carolina Minority Business Enterprise Center is one of the strongest entities that minority-owned businesses can count on for assistance; and

WHEREAS, as the minority population in South Carolina is steadily growing and the minority-owned businesses are a vital component of South Carolina’s economy; and

WHEREAS, the South Carolina Minority Business Enterprise Center is addressing the challenges faced by Minority Business Enterprises by developing programs that provide the “keys to entrepreneurial success” through:

1. Access to financing
2. Access to the marketplace
3. Access to education
4. Access to technology; and

WHEREAS, the South Carolina Minority Business Enterprise Center has formed strategic partnerships with Richland County and other municipalities, as well as with government agencies, financial institutions and private businesses throughout South Carolina to collectively work to ensure the success and longevity of minority-owned businesses.

NOW, THEREFORE, in recognition and tribute to the invaluable contributions of all Minority Business Enterprises, Richland County Council does hereby proclaim September 21-25, 2009 as “Minority Enterprise Development (MED) Week” in Richland County, South Carolina.

SIGNED this ___ day of September, 2009 having been duly adopted by the Richland County Council.

Paul Livingston
Richland County Council

ATTEST this _____ day of September 2009

Michielle Cannon-Finch, Clerk of Council

Richland County Council Request of Action

Subject

Central Midlands Regional Transit Authority-3

Richland County Council Request of Action

Subject

Employee Grievance Committee-1

Richland County Council Request of Action

Subject

Internal Audit Committee-1

Richland County Council Request of Action

Subject

Midlands Development Workforce Board

Richland County Council Request of Action

Subject

Board of Assessment Appeals-1 [No applications were received]

Richland County Council Request of Action

Subject

Business Service Center Appeals Board-1 [No applications were received]

Richland County Council Request of Action

Subject

Community Relations Council-1 [No applications were received]

Richland County Council Request of Action

Subject

Internal Audit Committee-1

Richland County Council Request of Action

Subject

Council Motion (Jackson, Malinowski, & Kennedy): To remove from the D&S Committee and present to full Council the funding of Alternate Paving with \$2 million from the Road Maintenance Fee and \$1 million from the CTC bond to fund paving roads in three years max (starting in 2009)

Notes

Council 7/07/09: Council deferred this item until the July 21st meeting.

Richland County Council Request of Action

Subject

Purchase offer for property owned by Richland County [RECOMMENDATION TO DENY]

Notes

A&F 06/23/2009:The committee recommended that council deny the offer to purchase county-owned property. The vote in favor was unanimous.

Council 07/0709: Council deferred this item.

Richland County Council Request of Action

Subject

Report of Recreation Ad Hoc Committee

1. NE Recreation/Entertainment Complex

Richland County Council Request of Action

Subject

Richland County/City of Columbia Animal Care Advisory Committee/Approval of June 16th Minutes [**PAGES 97-105**]



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Michelle Anderson

Home Address: 6 LAKE Mist Ct Columbia, SC 29229

Telephone: (home) 803-661-9476 (work) 803-787-8437

Office Address: 1313 Percival Rd Columbia, SC 29223

Educational Background: BS Business Admin / Finance

Professional Background: Currently office mgr & manage 250 Rental Properties "ColumbiAND Realty"
Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Animal Care Advisory

Reason for interest: Professionally & Personally involved in animal welfare & legislation most of my adult life. I feel this is an urgent topic & individuals with a passion for animals & knowledge need to act locally.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: SERVED ON SEVERAL BOARDS & COMMITTEES FOR PURE BREED DOG CLUBS FOR PAST 20 YEARS

Currently Columbia KC member former P.D. Dog Club of America membership chair, Secretary Patriot Post 1993-2005

Presently serve on any County Board/Commission/Committee? American Kennel Club Delegate

Any other information you wish to give? Meet with AKC 4 times a year as Delegate Discussions & Forums Revolve around animal welfare & legislation

Recommended by Council Member(s): AKC is a great resource & aide when it

Hours willing to commit each month: comes to getting involved with local & national government policies.

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all boards shall be required to abstain from voting or influencing through discussion or debate or any other way, decisions of the board affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Board or Commission, as the County Council, by majority vote of the council, shall elect.

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No

If so, describe: _____

Michelle R. Anderson
Applicant's Signature

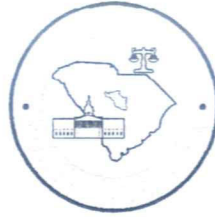
5/27/09
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: L. LYNN BUTT
Home Address: 1303 GEIGER AVE. COLUMBIA, SC 29201
Telephone: (home) 803-252-9984 (work) 803-754-3827
Office Address: 90 ACCESS ROAD GASTON, SC 29053
Email Address: lbutt646@sc.rr.com
Educational Background: ACCOUNTING
Professional Background: ACCOUNTING
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: RICHLAND COUNTY/CITY OF COLUMBIA
ANIMAL CARE ADVISORY COMMITTEE
Reason for interest: WELFARE OF ANIMALS IN OUR COMMUNITY
AND WISE USE OF TAX DOLLARS FOR ANIMAL SERVICES
Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:
I HAVE PREVIOUSLY WORKED IN AN ANIMAL SHELTER
Presently serve on any County Board/Commission/Committee? CITIZENS SUB-COMMITTEE
FOR ANIMAL ISSUES
Any other information you wish to give? _____
Recommended by Council Member(s): PAUL LIVINGSTON
Hours willing to commit each month: 5

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____

No _____

If so, describe: _____

L. Lynn Burt
Applicant's Signature

5/27/09
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Blakely Copeland Cahoon
Home Address: 64 Newport Drive Columbia, SC 29223
Telephone: (home) 803-608-2178 (work) 803-255-0655
Office Address: 1122 Lady Street^{4th Fl}, Columbia SC 29208
Educational Background: See Attached
Professional Background: Attorney, small business owner
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: Animal Care Advisory Committee
Reason for interest: I would like to help improve animal care and encourage and educate on proper pet ownership.
Your characteristics/qualifications which would be an asset to Committee/Board/ Commission:
See Attached

Presently serve on any County Board/Commission/Committee? No
Any other information you wish to give? _____
Recommended by Council Member(s): _____
Hours willing to commit each month: As needed

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No ✓ _____

If so, describe: _____

Blakely Copeland Cahoon 5/21/09
Applicant's Signature Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-5060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

**Continuation Sheet Application for Service on Richland County Committee, Board
or Commission**

Applicant: Blakely Copeland Cahoon

Educational Background:

BA Accounting and Government, Wofford College Spartanburg South Carolina
Juris Doctor, University of South Carolina School of Law
LL.M Taxation University of Florida School of Law

Qualifications for Committee:

I am a dog owner who has adopted from shelter and also owned pure bred dogs. I have been a member in the past of different animal groups but currently do not have an active membership in animal welfare or other group in Richland County. I am interested in helping and encouraging responsible animal/pet ownership while decreasing the number of animals who end up in the shelters. I am highly organized, enjoy committee membership and get along well with other individuals.



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Mrs. Peggy O'N. Wilson

Home Address: 908 Cedar Springs Rd., Blythewood, SC 29016

Telephone: (home) 803 - 754 - 4880 (work) NA

Office Address: NA

Email Address: djwilson@bellsouth.net

Educational Background: Degrees in Education and Library Science from Univ. South Carolina

Professional Background: Head Start teacher; English teacher; public school librarian

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Richland County/City of Cola. Animal Care Advisory

Reason for interest: I would like to continue serving the County as its animal care & control program expands and evolves.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

I have been an active member (chair for several years) of Richland County's Animal Care Committee since formation; am a lifetime member of Columbia Kennel Club and the Greater Columbia Obedience Club; worked with national and local disaster teams helping pet owners with Hurricane Hugo preparations, relief, and recovery.

Presently serve on any County Board/Commission/Committee? Yes - Animal Care Committee

Any other information you wish to give? I have useful information sources in many states.

Recommended by Council Member(s): Ms. Joyce Dickerson

Hours willing to commit each month: As many as needed

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X _____

If so, describe: _____

Peggy O. Wilson
Applicant's Signature

May 27, 2009
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.
Applications are current for one year.

Staff Use Only		
Date Received: _____	Received by: _____	
Date Sent to Council: _____		
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file

Richland County Council Request of Action

Subject

Must Pertain to Items Not on the Agenda

Richland County Council Request of Action

Subject

- To draft a uniform Countywide letterhead to be utilized by all Richland County Departments [**KENNEDY**]
- The Public Information staff has completed work on a proposed lobby display for the Hamilton-Owens Airport designed to honor the two individuals for which the airport is named. This Motion requests that the Chair refer the proposed display to a committee of his choice for approval/disapproval of the design and discussion/recommendation of funding options [**PEARCE**]
- Resolution recognizing L. Gregory Pearce, Jr. for his service to the SC Association of Counties [**MANNING, LIVINGSTON, JETER, DICKERSON, HUTCHINSON, KENNEDY, SMITH, JACKSON, MALINOWSKI, AND WASHINGTON**]
- To have Council support and host the Multi Modal Transportation Conference [**DICKERSON**]