



**RICHLAND COUNTY COUNCIL
REGULAR SESSION AGENDA**

**JUNE 21, 2011
6:00 PM**

CALL TO ORDER

HONORABLE PAUL LIVINGSTON, CHAIR

INVOCATION

THE HONORABLE DAMON JETER

PLEDGE OF ALLEGIANCE

THE HONORABLE DAMON JETER

Approval Of Minutes

1. Regular Session: June 7, 2011 [PAGES 6-14]

Adoption Of The Agenda

Report Of The Attorney For Executive Session Items

2. a. Redistricting Ad Hoc Committee Update
b. CMRTA
c. Midland Housing Alliance MOU [PAGES 16-20]

Citizen's Input

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

Report Of The County Administrator

4. a. Decker Mall Update
b. CMRTA Update
c. Legislative Contact Program
d. Employee Recognition

- e. Fire Audit Update

Report Of The Clerk Of Council

Report Of The Chairman

- 5. a. Personnel Matter

Presentations

- 6. a. Palmetto Health [PAGE 25]
- b. Tige Watts, President NUSA

Approval Of Consent Items

- 7. An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; so as to create a new section that would allow off-premise weekend directional signs under certain conditions [THIRD READING] [PAGES 27-29]

Third Reading Items

- 8. An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; and Article VII, General Development, Site, and Performance Standards; Section 26-179, Pedestrian, Bicycle, and Transit Amenities; so as to require new sidewalks to be ADA compliant and to allow for exemptions to the requirement of providing sidewalks under certain conditions [PAGES 31-34]

Second Reading Items

- 9. An Ordinance Amending the Fiscal Year 2010-2011 General Fund Annual Budget to appropriate \$79,000 of General Fund Undesignated Fund Balance to Clerk of Court for the purchase of additional shelving in Family Court, Civil Records, Criminal Records and the Archives Room [PAGES 36-37]

Report Of Rules And Appointments Committee

1. Notification Of Vacancies

- 10. Building Codes Board of Adjustments & Appeals-1 [Victor Snipes, Electrical, July 15, 2011]
- 11. Central Midlands Council of Governments-1 [Sarah Watson, July 15, 2011]
- 12. Employee Grievance Committee-1 [Vivian McCray, April 19, 2014* Resigned]
- 13. Library Board-4 [Gloria Graham Boyd, July 24, 2011; Robert E. Gahagan, July 24, 2011*; Jack Godbold, July 24, 2011*; Kirby Darn Shealy,II, July 24, 2011*]
- 14. Music Festival Commission-1 [Jan M. Baker, July 17, 2011*]

2. Notification Of Appointments

15. Accommodations Tax Committee-5 (1 at Large position, 2 Hospitality, and 2 Lodging positions) [no applications were received]
16. Appearance Commission-2 (1 position for a Horticulturalist and 1 position for a Landscaper)
17. Building Codes Board of Adjustments and Appeals-5 (1 position for a Contractor, 4 positions for fire protection industry persons) [one application was received from Lasenta Lewis-Ellis, Contractor, and Robert K. Foster, III, PE and William Bailey Kauric, for the Fire Protection Board] [**PAGES 46-51**]
18. Business Service Center Appeals Board-1 (no applications were received)
19. Hospitality Tax Committee-2 (1 application was received from Scott M. McCarthy) [**PAGES 54-55**]
20. Internal Audit Committee-1 (no applications were received)

3. Discussion From Rules And Appointments Committee

21. Central Midlands Council of Governments Letter re: Additional Board Member [**PAGES 58-59**]
22. Electronic Participation [**PAGE 61**]

Other Items

23. Memorandum of Understanding between the Columbia Film Society and Richland County, South Carolina [**PAGES 63-67**]
24. Memorandum of Understanding between EdVenture Children's Museum and Richland County, South Carolina [**PAGES 69-73**]
25. Memorandum of Understanding between Historic Columbia Foundation and Richland County, South Carolina [**PAGES 75-79**]
26. Memorandum of Understanding between the Township Auditorium and Richland County, South Carolina [**PAGES 81-85**]
27. Board of Elections and Voter Registration [**PAGES 87-88**]

Citizen's Input

28. Must Pertain to Items Not on the Agenda

Executive Session

Motion Period

29. a. Motion to increase the current starting salary of Detention Officers from \$25,745 to the average salary of the seven largest South Carolina counties (\$28,890 in 2009). This \$3,145 increase would assist the Detention Center in recruiting and retaining quality employees; reduce the number of vacancies; and reduce or eliminate the need for scheduled overtime. (Financial impact to be determined by Administration.) **[JACKSON]**
- b. Motion by Manning - Move that Council establish a committee to determine space and usage allocation for the county Government Complex located in the old Decker Mall on Richland County's International Corridor **[MANNING]**

Adjournment



Richland County Council Request of Action

Subject

Regular Session: June 7, 2011 [**PAGES 6-14**]

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, JUNE 7, 2011 6:00 p.m.

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

MEMBERS PRESENT:

Chair	Paul Livingston
Vice Chair	Damon Jeter
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Bill Malinowski
Member	Jim Manning
Member	L. Gregory Pearce, Jr.
Member	Seth Rose
Member	Kelvin Washington

OTHERS PRESENT – Milton Pope, Tony McDonald, Sparty Hammett, Roxanne Ancheta, Randy Cherry, Stephany Snowden, Tamara King, Larry Smith, Anna Fonseca, Amelia Linder, Daniel Driggers, Dale Welch, Sara Salley, Lillian McBride, John Hixson, Brenda Carter, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:02 p.m.

INVOCATION

The Invocation was given by the Honorable Kelvin E. Washington, Sr.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Kelvin E. Washington, Sr.

APPROVAL OF MINUTES

Regular Session: May 17, 2011 – Mr. Malinowski stated that the second item listed under the Consent Items should reflect that it received Third Reading.

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

Zoning Public Hearing: May 24, 2011 – Mr. Malinowski stated that the vote related to the following text amendment: “An Ordinance Amending the Richland County Code of Ordinances to require new sidewalks to be ADA compliant and to follow for exemptions to the requirement of providing sidewalks under certain conditions” should be in favor and not unanimous.

Ms. Hutchinson moved, seconded by Ms. Dickerson, to approve the minutes as amended. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Smith stated that the Redistricting Ordinance needed to be added to the agenda for First Reading by Title Only.

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

POINT OF PERSONAL PRIVILEGE

Ms. Hutchinson presented a gift from County Council and Council staff to Mr. Rose in honor of his son’s upcoming birth.

Ms. Dickerson recognized that the Clerk of Court, Jeanette McBride was in the audience.

Ms. Kennedy recognized that she had two former students in the audience.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

CMRTA IGA Negotiations – No action was taken.

Redistricting Process – Ms. Dickerson moved, seconded by Ms. Kennedy, to schedule 2nd Reading and Public Hearing on June 28th and schedule 3rd Reading on July 26th. The vote in favor was unanimous.

Personnel Matter – No action was taken.

CITIZENS' INPUT

Ms. Helen Bradley and Mr. Walter Jones spoke regarding "Amending the Heir's Subdivision of Property Ordinance".

REPORT OF THE COUNTY ADMINISTRATOR

Personnel Matter – This item was taken up in Executive Session.

Solicitor's Office – This item was taken up in Executive Session.

Richland 101 – Ms. Snowden recognized the graduates of Richland 101 and two of the students spoke regarding their experiences.

Glory Communications – Mr. Pope recognized Glory Communications on their contributions to the Richland County community.

REPORT OF THE CLERK OF COUNCIL

No report was given.

REPORT OF THE CHAIRMAN

County Administrator's Evaluation – This was taken up in Executive Session.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Section 6-96 and Section 6-97 of Article IV, Electrical Code; and Section 6-192 of Article XI, Energy Conservation Code, so as to codify the 2008 Edition of the National Electrical Code and the 2006 Edition of the International Energy Conservation Code, and to correctly reflect the 2006 International Residential Code in other sections of Chapter 6** – No one signed up to speak.
- **An Ordinance Authorizing a lease to South Carolina Historic Aviation Foundation for temporary use of the Curtiss-Wright Hangar at the Jim Hamilton-LB Owens Airport** – Mr. Larry Yon spoke regarding this item.
- **An Ordinance Authorizing the issuance and sale of not to exceed \$2,000,000 General Obligation Bonds, Series 2011A, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator**

certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto – No one signed up to speak.

- An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; Subsection (C), Standards; so as to delete certain setback requirements for bars and other drinking places – No one signed up to speak.
- An Ordinance Amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; by the addition of Article VI, Equal Enjoyment and Privileges to Public Accommodations; so as to prohibit discrimination in the equal enjoyment and privileges to public accommodations – No one signed up to speak.

APPROVAL OF CONSENT ITEM

- An Ordinance Authorizing the issuance and sale of not to exceed \$2,000,000 General Obligation Bonds, Series 2011A, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [THIRD READING]
- An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Section 6-96 and Section 6-97 of Article IV, Electrical Code; and Section 6-192 of Article XI, Energy Conservation Code, so as to codify the 2008 Edition of the National Electrical Code and the 2006 Edition of the International Energy Conservation Code, and to correctly reflect the 2006 International Residential Code in other sections of Chapter 6 [THIRD READING]
- An Ordinance Amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; by the addition of Article VI, Equal Enjoyment and Privileges to Public Accommodations; so as to prohibit discrimination in the equal enjoyment and privileges to public accommodations [THIRD READING]
- Council Member Expense Account Policy Guidelines
- Emergency Service Purchase Orders for 2011-2012

- **Property Insurance for 2011-2012**
- **Renaissance Foundation MOU Extension**
- **Volunteer Fire Operations Insurance**

Mr. Jeter moved, seconded by Ms. Dickerson, to approve the consent items. The vote in was unanimous.

THIRD READING

An Ordinance Authorizing a lease to South Carolina Historic Aviation Foundation for temporary use of the Curtiss-Wright Hangar at the Jim Hamilton-LB Owens Airport – Mr. Pearce moved, seconded by Mr. Rose, to approve this item with the amendment to charge the lessee a \$1.00 fee. The vote was in favor.

SECOND READING

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; and Article VII, General Development, Site, and Performance Standards; Section 26-179, Pedestrian, Bicycle, and Transit Amenities; so as to require new sidewalks to be ADA compliant and to allow for exemptions to the requirement of providing sidewalks under certain conditions – Mr. Jeter moved, seconded by Mr. Washington, to approve this item with the deletion of Section II. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site and Performance Standards; Section 26-180, Signs; so as to create a new section that would allow off-premise weekend directional signs under certain conditions – Mr. Jeter moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Change in Procedures for Collection of Yard Waste – Ms. Hutchinson stated that the committee recommended to direct staff to explore a higher level of service for each solid waste collection area as the existing contract for each area comes up for renewal, renegotiation or rebid. A discussion took place.

Mr. Malinowski made a substitute motion, seconded by Mr. Rose, to not change the procedures until after the pilot program is completed. A discussion took place.

Ms. Hutchinson made a second substitute motion, seconded by Ms. Dickerson, to approve Alternative #2: "Direct the staff to explore a higher level of service for each

solid waste collection area as the existing contract for each area comes up for renewal, renegotiation or rebid.” The vote in favor was unanimous.

Amending the “Heir’s Subdivision of Property Ordinance” – Ms. Hutchinson stated that the committee recommended to direct staff to remove the hold harmless agreement and restrictive covenants from the ordinance as well as reduce the right of way width from 66 to 50 feet and then send the item to the Planning Commission. A discussion took place.

Mr. Rose made a substitute motion, seconded by Mr. Pearce, to send this item to the Planning Commission with the hold harmless clause included, but to reduce the right-of-way width to 50 feet. A discussion took place.

Mr. Pearce moved, seconded by Mr. Malinowski, to call for the question. The vote in favor was unanimous.

<u>For</u>	<u>Against</u>
Pearce	Jackson
Malinowski	Manning
Hutchinson	Kennedy
Jeter	Washington
Livingston	
Dickerson	
Rose	

The vote was in favor of the substitute motion.

Right of Way Abandonment for Old Clarkson Road – Ms. Hutchinson stated that the committee recommended that Council approve this item after staff determines past ownership of this property and provide the information, as well as a larger map. The vote in favor was unanimous.

Summit Parkway Sidewalk Project – Mr. Pearce moved, seconded by Mr. Jeter, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II, General Traffic and Parking Regulations; so as to prohibit emailing or texting while operating a motor vehicle – Mr. Malinowski moved, seconded by Ms. Dickerson, to defer this item. The motion failed.

Mr. Jeter made a substitute motion to enact a ban on cell phone usage without hand free device subject to legal review. A discussion took place.

<u>For</u>	<u>Against</u>
Malinowski	Pearce
Jeter	Jackson
Dickerson	Hutchinson
Kennedy	Livingston
	Manning
	Rose
	Washington

The motion failed.

Mr. Pearce made a substitute motion, seconded by Ms. Dickerson, to refer this item back to committee. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

An Ordinance Amending the Fiscal Year 2010-2011 General Fund Annual Budget to appropriate \$79,000 of General Fund Undesignated Fund Balance to Clerk of Court for the purchase of additional shelving in Family Court, Civil Records, Criminal Records and the Archives Room – Mr. Pearce moved, seconded by Mr. Manning, to approve this item. The vote was in favor.

Relocation of Sheriff's Department's Region Two Substation to Decker Mall – Mr. Washington moved, seconded by Mr. Jackson, to approve this item. A discussion took place.

Mr. Washington moved, seconded by Ms. Kennedy, to call for the question. The motion failed.

Ms. Kennedy moved, seconded by Mr. Washington, to amend the motion to direct staff to meet with the Greater Columbia Community Relations Council.

The vote in favor of the amended motion was unanimous.

Revise Richland County Human Resources Guidelines for Exit Interviews – Mr. Malinowski moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

FIRST READING

An Ordinance Establishing New Electoral Districts for the Election of Members of Richland County Council pursuant to the United States Census of 2010 and in compliance with Section 4-9-90 of the South Carolina Code of Laws, 1976, as amended – Mr. Malinowski moved, seconded by Ms. Kennedy, to approve this item by Title Only. The vote in favor was unanimous.

CITIZEN'S INPUT

No one signed up to speak.

EXECUTIVE SESSION

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Council went into Executive Session at approximately 8:18 p.m. and came out at approximately 9:29 p.m.
=====

Administrator's Evaluation – No action was taken.

MOTION PERIOD

Motion that Chairman Livingston place on the Economic Development Committee agenda the task of reviewing the Richland County Business license fee and this fees impact on job creation and business recruitment within Richland County. Said Committee to review the competitiveness of our business license fee in regards to both calculation and surrounding/neighborng Counties. Such review to include input and date from the Columbia Chamber of Commerce as well as other relevant entities. The findings from this review to be submitted to full Council once said review is completed [ROSE] – This item was referred to the Economic Development Committee.

There are many issues with the Hospitality Tax use with the current program Richland County has in place. Based on that fact, I move that the Hospitality Tax Committee and Richland County Council review this grant program so that it can be re-vamped with an emphasis on funding projects and programs that bring in true tourists, not community events that pull the majority of their attendance from Richland County residents [MALINOWSKI] – This item was referred to the A&F Committee.

Staff and Richland County Council will create a policy as it relates to sewer tap fees once those fees have been collected. It should provide direction relating to the possibility of refunds, transfers, deadline extensions and anything else that may come into question as it relates to sewer taps from a monetary aspect [MALINOWSKI] – This item was referred to the D&S Committee.

ADJOURNMENT

The meeting adjourned at approximately 9:35 p.m.

Paul Livingston, Chair

Damon Jeter, Vice-Chair

Gwendolyn Davis Kennedy

Joyce Dickerson

Valerie Hutchinson

Norman Jackson

Bill Malinowski

Jim Manning

L. Gregory Pearce, Jr.

Seth Rose

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

- a. Redistricting Ad Hoc Committee Update
- b. CMRTA
- c. Midland Housing Alliance MOU [**PAGES 16-20**]

RESOLUTION NO.: R-2011-039

Authorizing the City Manager to execute an Agreement between the City of Columbia and The Midlands Housing Alliance, Inc. for 2025 Main Street

BE IT RESOLVED by the Mayor and City Council this ____ day of _____, 2011, that the City Manager is authorized to execute the attached Agreement between the City of Columbia and The Midlands Housing Alliance, Inc. for the operation of its facility at 2025 Main Street.

Requested by:

Councilmember Devine

Councilmember Rickenmann

Approved by:

City Manager

Approved as to form:

City Attorney

Mayor

ATTEST:

City Clerk

Introduced:

Final Reading:

subsequent amendments thereto, with the Columbia Downtown Business Improvement District which sets forth the arrangements pertaining to the Columbia Downtown Business Improvement District Yellow Shirts and perimeter security; and,

h) MHA will provide the City with fully executed copies of any written agreements and any subsequent amendments thereto, with any service provider; and,

i) MHA will not accept registered sex offenders with residence restrictions at its facility and will make registration records from the facility available on an on-going basis to community safety officers; and,

j) If all terms, conditions and contingencies having been met, the City will fund MHA in four quarterly installments of up to but not to exceed Sixty-two Thousand Five Hundred and No/100 (\$62,500.00) Dollars per quarter as reimbursement for the expense of security and criminal background and outstanding warrant checks incurred by MHA in the prior quarter and is subject to the appropriation of such funds by Columbia City Council if a quarterly payment is to be made in any fiscal year other than the City's Fiscal Year 2010-2011. The first quarterly reimbursement shall be made during the second quarter of full operation of the facility and is contingent upon MHA providing the City with an accounting which establishes, to the satisfaction of the City, that the expenses incurred by MHA during the prior quarter were for security and criminal background and outstanding warrant checks on all clients. If the City is not satisfied with the accounting, the City may request additional information and make payment when it is satisfied the expenses were for security and criminal background and outstanding warrant checks on all clients, make a partial reimbursement or make no reimbursement at all.

MHA acknowledges and agrees that it is being supported in whole or in part by public funds making it subject to the South Carolina Freedom of Information Act. Any documents or other information provided to the City pursuant to this Agreement shall be deemed as a public record under the South Carolina Freedom of Information Act and made available to the public.

If MHA ceases its operations and/or services at the property, the City shall have the right of first refusal to purchase the property at a price and upon such terms and conditions as the parties may negotiate and mutually agree. MHA will provide the City with written notification of its decision to cease operations and/or services at the property. Within thirty (30) days of receipt of the written notification, the City shall exercise the right of first refusal by to purchase the property by giving written notice to MHA requesting that the parties commence with negotiations as to price and terms and conditions of purchase.

Either party may terminate this Agreement at any time without cause by giving written notice to the other party of such termination and specifying the effective date thereof, at least thirty (30) days before the effective date of such termination.

If MHA fails to comply with any of the aforesaid terms, conditions and contingencies at any time, City will have the right to immediately terminate this Agreement by giving

written notice to MHA of such termination.

If this Agreement is terminated, neither party shall have nor owe any further obligations to the other after the effective date of termination.

The parties may amend this Agreement at any time provided that such amendment is executed in writing and signed by a duly authorized representative of both parties.

In the event any provision(s) of this Agreement are held to be invalid, illegal, or unenforceable for any reason, the remainder of this Agreement, shall remain to be in full force and effect, enforceable in accordance with its terms as if such provision(s) had not been included, or had been modified as provided below, as the case may be. To carry out the intent of the parties hereto as fully as possible, the invalid, illegal or unenforceable provision(s), if possible, will be deemed modified to the extent necessary and possible to render such provision(s) valid and enforceable.

In performing its obligations hereunder, the MHA will comply with all applicable federal, state and local laws, regulations and ordinances.

Nothing contained in this Agreement shall be construed as conferring upon any other party the rights of a third party beneficiary.

Except as otherwise provided herein, all notices required to be given or authorized to be given pursuant to this Agreement shall be in writing and shall be personally delivered or sent by registered or certified mail postage prepaid to:

In the case of the City:

Mayor
City of Columbia
P.O. Box 147
Columbia, SC 29217

With a copy to:

City Manager
City of Columbia
P.O. Box 147
Columbia, SC 29217

In the case of the MHA:

Executive Director
The Midlands Housing Alliance, Inc.

Columbia, SC _____

The City and the MHA, by notice given hereunder, may designate any further or different persons or addresses to which subsequent notices will be sent.

This Agreement shall be construed under the laws of the State of South Carolina. MHA agrees to subject itself to the jurisdiction and venue of the Circuit Courts in Richland County, State of South Carolina as to all matters and disputes arising or to arise under this Agreement and the performance thereof.

Any approvals required from the City will be deemed given if provided by the City Manager or his designated City representative.

This Agreement represents the entire understanding and Agreement between the parties hereto and supersedes any and all prior negotiations, discussions, and agreements, whether written or oral, between the parties regarding same.

The failure of either MHA or the City to insist upon the strict performance of any provision of this Agreement shall not be deemed to be a waiver of the right to insist upon strict performance of such provisions or of any other provision of this Agreement at any other time. Waiver of any breach of this Agreement by MHA or the City shall not constitute waiver of a subsequent breach.

IN WITNESS WHEREOF, the parties have entered into this Agreement which shall have an effective date on the date last signed by an authorized representative of either party.

Witnesses as to City:

CITY OF COLUMBIA

By: _____

Steven A. Gantt,

Its: City Manager

Date: _____

Witnesses as to the MHA:

The Midlands Housing Alliance, Inc.

By: _____

Its: Executive Director

Date: _____

Richland County Council Request of Action

Subject

For Items on the Agenda Not Requiring a Public Hearing

Richland County Council Request of Action

Subject

- a. Decker Mall Update
- b. CMRTA Update
- c. Legislative Contact Program
- d. Employee Recognition
- e. Fire Audit Update

Richland County Council Request of Action

Subject

- a. Personnel Matter

Richland County Council Request of Action

Subject

- a. Palmetto Health [**PAGE 25**]
- b. Tige Watts, President NUSA



Charles D. Beaman, Jr.
Chief Executive Officer

June 14, 2011

The Honorable Paul Livingston
Chair, Richland County Council
2020 Hampton Street
Columbia, SC 29205


Dear Chairman Livingston:


It is with gratitude to Richland County that Palmetto Health acknowledges the \$211,900 award from the EECBG Grant through the Economic Recovery Act. This gift enabled us to add 18 solar panels and a boiler stack economizer to Palmetto Health Richland during our recent energy facility upgrade. We appreciated County Administrator Milton Pope and other members of the County staff who sought us out for opportunities to participate in the federal grant program.

Your contribution to the Solar Thermal Project means we save energy by reducing the quantity of fossil fuel we burn, thus also reducing both greenhouse emission and our carbon footprint. During the three-month construction project, we employed several local and state workers, another key objective of the grant program.

Your inclusion of Palmetto Health in Richland County's grant further demonstrates Richland County's and Palmetto Health's commitment to our community and the environmental stewardship that we exhibit. Thank you for allowing us to be part of the grant.

Sincerely,


Jerome D. Odom
Chairman, Board of Directors


Charles D. Beaman, Jr.
Chief Executive Officer

c: The Honorable Greg Pearce
James C. Reynolds, MD, Chair, RMH Board of Trustees
Mr. Milton Pope, County Administrator

Richland County Council Request of Action

Subject

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; so as to create a new section that would allow off-premise weekend directional signs under certain conditions **[THIRD READING] [PAGES 27-29]**

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-11HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; ARTICLE VII, GENERAL DEVELOPMENT, SITE, AND PERFORMANCE STANDARDS; SECTION 26-180, SIGNS; SO AS TO CREATE A NEW SECTION THAT WOULD ALLOW OFF-PREMISE WEEKEND DIRECTIONAL SIGNS UNDER CERTAIN CONDITIONS.

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

SECTION I. The Richland County Code of Ordinances, Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; is hereby amended to include in the appropriate alphabetical order, the following definition:

Sign, off-premises weekend directional. An off-premise sign not greater than twenty-four (24) inches by twenty-four (24) inches in total size and placed only on the weekend, the purpose of which is limited exclusively to the identification of a use or occupancy located elsewhere and which tells the location of or route to such use or occupancy.

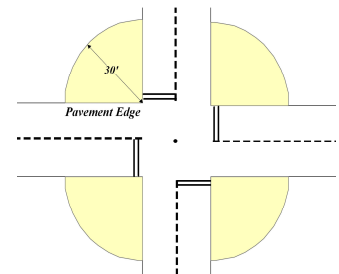
SECTION II. The Richland County Code of Ordinances, Chapter 26, Land Development; Article VII, General development, Site, and Performance Standards; Section 26-180, Signs; Subsection (b), General Standards; Paragraph (2), Standards Applicable to All Permitted Signs; Subparagraph a, Location; is hereby amended to read as follows:

- a. *Location.* Signs shall be located outside of the road right-of-way, behind sidewalk areas, outside of the sight visibility triangle, and no closer than five (5) feet to the front property line; provided, however, off-premises weekend directional signs may be located in a county road right-of-way.

SECTION III. The Richland County Code of Ordinances, Chapter 26, Land Development; Article VII, General development, Site, and Performance Standards; Section 26-180, Signs; is hereby amended to create a new subsection to read as follows:

- (q) *Off-premises weekend directional signs.*
 - (1) Off-premises weekend directional signs are permitted in all zoning districts, with the following restrictions:
 - a. A permit and identification sticker must be obtained from the Planning Department for each sign proposed to be erected; and a permit fee/sticker fee of five (\$5.00) dollars per sign, must be paid. Each permit shall be valid for one (1) year from the date of issuance.

1. The identification sticker must be affixed to the face of the sign, and will identify the permit number and the date of permit expiration.
2. Permits shall only be issued to and held in the name of the:
 - [a] Sign company erecting the sign;
 - [b] Business owner associated with or identified on the sign; or
 - [c] Real estate broker or agent.
- b. The sign area shall not exceed twenty-four (24) inches by twenty-four (24) inches.
- c. A sign shall include no more than three (3) lines of text and a business or company logo, and must include a directional arrow symbol.
- d. Sign height shall not exceed three (3) feet above adjacent grade.
- e. Signs may be placed along county roads in the right-of-way or on private property; provided, however, signs shall not obstruct visibility at any intersection location, nor shall the sign be erected within thirty (30) feet of an intersection (see example at right), nor shall more than two (2) signs per permit holder be allowed at an intersection.
- f. Prior to placing a sign on private property, written consent must be obtained from the property owner(s).
- g. No sign shall be erected on or abutting a road owned and maintained by the state of South Carolina unless specifically allowed by the South Carolina Department of Transportation.
- h. Signs shall be placed at least three (3) feet from the edge of the road pavement.
- i. Signs shall be placed no closer than one-quarter (1/4) of a mile (i.e. 1,320 feet) to another sign giving directions to the same location, unless the sign is placed near an intersection to show that a left or right turn is needed.



- j. No sign permitted in this subsection shall be erected more than one (1) mile from: 1) the site for which directions are being provided or 2) the nearest SCDOT classified collector or arterial road.
 - k. Signs shall not be erected before 5:00 p.m. on Friday evening and shall be completely removed by 11:59 p.m. on Sunday.
 - l. If a sign is damaged or faded, the permit holder may bring in the damaged sign (with permit) and obtain a replacement sticker at no additional cost.
- (2) Violations. Signs found in violation of these provisions shall be subject to immediate removal and disposal. In addition, a permit holder who commits an offense may be subject to the penalty provisions of Section 26-272.

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

SECTION VI. Effective Date. This ordinance shall be effective from and after _____, 2011.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY
OF _____, 2011

Michelle M. Onley
Assistant Clerk of Council

Public Hearing: May 24, 2011
First Reading: May 24, 2011
Second Reading: June 7, 2011 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; and Article VII, General Development, Site, and Performance Standards; Section 26-179, Pedestrian, Bicycle, and Transit Amenities; so as to require new sidewalks to be ADA compliant and to allow for exemptions to the requirement of providing sidewalks under certain conditions [**PAGES 31-34**]

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-11HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; ARTICLE II, RULES OF CONSTRUCTION/ DEFINITIONS; SECTION 26-22, DEFINITIONS; AND ARTICLE VII, GENERAL DEVELOPMENT, SITE, AND PERFORMANCE STANDARDS; SECTION 26-179, PEDESTRIAN, BICYCLE, AND TRANSIT AMENITIES; SO AS TO REQUIRE NEW SIDEWALKS TO BE ADA COMPLIANT AND TO ALLOW FOR EXEMPTIONS TO THE REQUIREMENT OF PROVIDING SIDEWALKS UNDER CERTAIN CONDITIONS.

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 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; is hereby amended to include in the appropriate alphabetical order, the following definitions:

Americans with Disabilities Act (ADA). A federal law enacted in 1990 to protect the civil rights of individuals with physical or mental disabilities from intentional or unintentional discrimination in housing, employment, education, access to public services and telecommunications and to ensure that persons with disabilities have equal access to same.

Planting strip. A strip of land intended to be planted with trees, shrubs, or other vegetation to separate a sidewalk from adjacent curbs or the edge of interior street pavement.

~~SECTION II. The Richland County Code of Ordinances, Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; is hereby amended to delete in their entirety the following definitions:~~

~~*Local commercial road.* A road in a commercial area used primarily for access to abutting properties and to feed traffic to collector roads. This classification includes roads located parallel and adjacent to limited access roads or highways that provide access to abutting commercial properties and protection from through traffic.~~

~~*Local residential road.* A road in a residential area used primarily for access to abutting properties and to feed traffic to collector roads. This classification includes roads located parallel and adjacent to limited access roads or highways that provide access to abutting residential properties and protection from through traffic. Average daily traffic is less than two thousand (2,000) vehicles.~~

SECTION ~~III~~. The Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-179, Pedestrian, Bicycle, and Transit Amenities; is hereby amended to read as follows:

Sec. 26-179. Pedestrian, bicycle, and transit amenities.

(a) *Sidewalks and other pedestrian amenities.*

- (1) ~~Residential districts~~ Institutional developments and major residential subdivisions. All ~~permitted~~ new institutional developments and major residential subdivisions are required to have sidewalks provided along one (1) side of all roads within and abutting the development, except controlled access facilities. The radius of a cul-de-sac shall be exempt from the installation of sidewalks. Sidewalks shall have a minimum width of ~~four (4)~~ five (5) feet along external roads abutting the development and a minimum width of ~~three (3)~~ four (4) feet along internal roads. A median at least three (3) feet wide, consisting of a grassed area or a planting strip, shall be provided to separate all sidewalks from adjacent curbs or the edge of interior street pavement. Sidewalks shall match the grade or elevation of adjacent sidewalks at the property lines. If there is no adjacent sidewalk, then the sidewalk should be six (6) inches above the adjacent edge of the pavement grade at the property line. Adjustments of the grades specified shall be at the judgment of the engineer of record and specifically approved by the County Engineer. All sidewalks shall be constructed to the specifications of the public works department and shall meet the minimum requirements of the Americans with Disabilities Act, which are referenced in the County Engineer's "Design Guidelines Road Standards". Sidewalks that will not be dedicated to the county along private roadways shall have a minimum width of three (3) feet along internal roads, and shall be exempt from ADA compliance if allowed by federal law. The engineer of record shall provide a statement on the plans that certifies that all sidewalks shall be in compliance with ADA standards.
- (2) *Commercial, office, industrial, and PDD districts.* ~~a. Sidewalks.~~ All new development within any commercial, office, industrial, or PDD district is required to provide sidewalks along all sides of abutting roads, except along controlled access facilities. Sidewalks shall have a minimum width of five (5) feet and shall be constructed to the specifications of the public works department. A median strip at least three (3) feet wide, consisting of a grassed area or a planting strip, shall be provided to separate all sidewalks from adjacent curbs or the edge of interior street pavement. The sidewalk shall be six (6) inches above the adjacent edge of the pavement grade at the property line. Adjustments of the grades specified shall be at the judgment of the engineer of record and specifically approved by the County Engineer. The engineer of record shall provide a statement on the

plans that certifies that all sidewalks shall be in compliance with ADA standards.

~~b. *Pedestrian walkways.* Pedestrian walkways must be provided in all parking areas for new developments. It is encouraged that walkways also be provided to adjacent developments.~~

(3) *Access to schools, greenways, parks, and open space areas from residential developments.* In major residential land developments or subdivisions, access ways shall be provided by the developer to public schools, greenways, parks, and open space areas abutting the residential development and to open space or parks provided as part of a development. Such access shall be provided in conformance with the following:

a. *Where required.*

1. Accessways are required when cul-de-sac roads back up to public schools, greenways, parks, or open space areas.
2. Accessways are required where lots within the development back up to public schools, greenways, parks, and open space areas.

b. *Standards.*

1. *Access.* Access to adjacent public schools, greenways, parks, or open space areas, may be accomplished by direct access from a road, direct access from a cul-de-sac, or a designated access between lots.
2. *Width.* Accessways shall be a minimum of fifteen (15) feet in width.
3. *ADA compliant.* Walkways located within an access way shall meet the minimum requirements of the Americans with Disabilities Act.

(4) *Exemptions.* If the South Carolina Department of Transportation (SCDOT) denies sidewalks within their right-of-way due to the lack of connectivity, a written determination letter must be received by the Planning Department prior to the approval of preliminary plans or major land development. Any unusual existing site conditions that would create a safety hazard should also be identified by the engineer of record during the preliminary plan submittal. The County Engineer, in conjunction with the

Planning Director, will make a final determination of exemption from the sidewalk requirement.

- (b) *Bicycle facilities.* Bicycle parking shall be required for all uses requiring over fifty (50) automobile parking spaces. A minimum of five (5) bicycle parking spaces is required. Bicycle parking facilities shall be standard bicycle racks or other secured lockable facilities.
- (c) *Transit facilities.* Any major multi-family land development or major subdivision, and any major commercial, industrial, or office land development (when located along a public transportation transit route) must provide for a transit stop.

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

SECTION VI. Effective Date. This ordinance shall be effective from and after _____, 2011.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

Attest this the _____ day of _____, 2011

Michelle M. Onley
Assistant Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: May 24, 2011
First Reading: May 24, 2011
Second Reading: June 7, 2011
Third Reading: June 21, 2011 (tentative)

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2010-2011 General Fund Annual Budget to appropriate \$79,000 of General Fund Undesignated Fund Balance to Clerk of Court for the purchase of additional shelving in Family Court, Civil Records, Criminal Records and the Archives Room **[PAGES 36-37]**

Notes

The committee recommended that Council approve the request from the Clerk of Court and Family Court to use \$79,000 to purchase additional shelving in Family Court, Civil Records, Criminal Records and the Archives rooms as well as purchase On Base software in order to scan documents in Family Court. The vote in favor was unanimous.

First Reading: June 7, 2011

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-11HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2010-2011 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$79,000 OF GENERAL FUND UNDESIGNATED FUND BALANCE TO CLERK OF COURT FOR THE PURCHASE OF ADDITIONAL SHELVING IN FAMILY COURT, CIVIL RECORDS, CRIMINAL RECORDS AND THE ARCHIVES ROOM.

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 seventy nine thousand dollars (\$79,000) be appropriated to FY 2010-2011 Clerk of Court. Therefore, the Fiscal Year 2010-2011 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2010 as amended:	\$ 138,159,869
Appropriation of General Fund undesignated fund balance	<u>79,000</u>
Total General Fund Revenue as Amended:	\$ 138,238,869

EXPENDITURES

Expenditures appropriated July 1, 2010 as amended:	\$ 138,159,869
Increase to Clerk of Court's Current Budget	<u>79,000</u>
Total General Fund Expenditures as Amended:	\$ 138,238,869

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 _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY

OF _____, 2010

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

Building Codes Board of Adjustments & Appeals-1 [Victor Snipes, Electrical, July 15, 2011]

Richland County Council Request of Action

Subject

Central Midlands Council of Governments-1 [Sarah Watson, July 15, 2011]

Richland County Council Request of Action

Subject

Employee Grievance Committee-1 [Vivian McCray, April 19, 2014* Resigned]

Richland County Council Request of Action

Subject

Library Board-4 [Gloria Graham Boyd, July 24, 2011; Robert E. Gahagan, July 24, 2011*; Jack Godbold, July 24, 2011*; Kirby Darn Shealy,II, July 24, 2011*]

Richland County Council Request of Action

Subject

Music Festival Commission-1 [Jan M. Baker, July 17, 2011*]

Richland County Council Request of Action

Subject

Accommodations Tax Committee-5 (1 at Large position, 2 Hospitality, and 2 Lodging positions) [no applications were received]

Richland County Council Request of Action

Subject

Appearance Commission-2 (1 position for a Horticulturalist and 1 position for a Landscaper)

Richland County Council Request of Action

Subject

Building Codes Board of Adjustments and Appeals-5 (1 position for a Contractor, 4 positions for fire protection industry persons) [one application was received from Lasenta Lewis-Ellis, Contractor, and Robert K. Foster, III, PE and William Bailey Kauric, for the Fire Protection Board] **[PAGES 46-51]**

Monique Walters



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

Applicant must reside in Richland County.

Name: Lasenta Lewis-Ellis _____

Home Address: 377 Grandview Circle, Columbia, SC 29229 _____

Telephone: (home) (803) 788-7272 _____ (work) (803) 409-8100 _____

Office Address: Same as Home Address _____

Email Address: lleconstruction@yahoo.com _____

Educational Background: I have an undergraduate and graduate degree. Working on doctorate.

Professional Background: I have a diverse background in facility, project, and construction.

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

Name of Committee in which interested: Building Codes Board of Adjustments

Reason for interest: Serving on the board will allow me to better serve Richland County and give me the opportunity to apply my knowledge and experience in construction and building codes.

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

Commission: I am a licensed Unlimited General Contractor and I have knowledge of Building Codes and Inspections. I have great communications skills and I'm people-oriented. I'm a good listener, detailed oriented, and I believe in doing what is right.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? I'm reliable and eagered to learn and serve.

Recommended by Council Member(s): _____

Hours willing to commit each month: As much time required to better serve Richland County.

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 Committee, Board or Commission 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 Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission 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 Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No XX _____

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 Committee, Board or Commission?

Yes _____ No XX _____

If so, describe: Not that I'm aware. _____

Lasenta Lewis-Ellis 5/25/11 _____
Applicant's Signature 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, Board or Commission 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	

Item# 17



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

Applicant must reside in Richland County.

Name: Ralph K. Foster , III, PE

Home Address: 1539 Brockwall Drive; Columbia, SC 29206-4410

Telephone: (home) 803-787-4757 (work) Same

Office Address: 1539 Brockwall Drive; Columbia, SC 29206-4410

Email Address: FosterEngr@sc.rr.com

Educational Background: Bachelor of Science in Mechanical Engineering - USC May 1985

Professional Background: Professional Engineer SC # 23127 (Fire Protection Engineering)

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

Name of Committee in which interested: Building Code Board of Adjustments

Reason for interest: Miranda Spivey asked me if I would be willing to serve. I also feel I can bring a unique prospective to the appeal process.

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

Commission: I have over 22 years of experience with the Building Codes, Fire Codes, and NFPA standards. I worked for the State Fire marshal for 19 years and have been consulting since 2006. I am also a Certified Fire Inspector and Fire Plans Examiner.

Presently serve on any County Committee, Board or Commission? 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 Committee, Board or Commission 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 Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission 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 Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No XX _____

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 Committee, Board or Commission?

Yes XX _____ No _____

If so, describe: I am the owner of Foster Engineering & Consulting, LLC. I provide Engineering Services to property owners and contractors through out the state. If one of my clients or projects were involved in an appeal, I would recuse myself from any proceedings.


Applicant's Signature

23-May-2011
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, Board or Commission 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	Item# 17



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Name: WILLIAM BAILEY KAURIC

Home Address: 11341 GARNERS FERRY RD

Telephone: (home) — (work) 803-771-2493

Office Address: 2210 DEVINE STREET, COLUMBIA, S.C.

Educational Background: ARCHITECTURE

Professional Background: ARCHITECT

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

Name of Committee in which interested: —

Reason for interest: BLOG. CODE BOARD OF ADJUSTMENT - FIRE MARSHAL'S BOARD.

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

ARCHITECT

Presently serve on any County Board/Commission/Committee? NO.

Any other information you wish to give? ATTEND MOST BUILDING OFFICIAL CODE CLASSES.

Recommended by Council Member(s): —

Hours willing to commit each month: AS NECESSARY

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.

04/27/11

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 Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission 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 Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No _____

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 Committee, Board or Commission?

Yes _____ No _____

If so, describe: _____

Will BK
Applicant's Signature

06/15/11
Date

(Signature paged signed on this 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, Board or Commission 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	Item# 17

Richland County Council Request of Action

Subject

Business Service Center Appeals Board-1 (no applications were received)

Richland County Council Request of Action

Subject

Hospitality Tax Committee-2 (1 application was received from Scott M. McCarthy) [PAGES 54-55]



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: SCOTT M. MCCARTHY
Home Address: 2041 DOBSON ROAD BLYTHEWOOD, SC 29016
Telephone: (home) 803-786-2340 (work) 803-419-0235
Office Address: 481-2 TOWN CENTER PLACE COLUMBIA, SC 29229
Email Address: SMCCARTHY@KAHNDEVELOPMENT.COM
Educational Background: BSBA - ECONOMICS / MARKETING SLIPPERY ROCK U.
Professional Background: 23+ YRS PROPERTY MANAGER
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: HOSPITALITY TAX
Reason for interest: SERVED 2 YRS SO FAR

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

EXPERIENCE

Presently serve on any County Committee, Board or Commission? YES

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: WHAT'S 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 Committee, Board or Commission 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 Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission 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 Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No ✓ _____

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 Committee, Board or Commission?

Yes _____ No ✓ _____

If so, describe: _____



Applicant's Signature

5-16-11

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, Board or Commission 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

2

Item# 19

Richland County Council Request of Action

Subject

Internal Audit Committee-1 (no applications were received)

Richland County Council Request of Action

Subject

Central Midlands Council of Governments Letter re: Additional Board Member [**PAGES 58-59**]



RECEIVED
2011 MAY -9 AM 11:35
RICHLAND COUNTY
ADMINISTRATOR'S OFFICE

May 3, 2011

The Honorable Paul Livingston
Chairman, Richland County Council
2308 Park Street
Columbia, SC 29201

Dear Chairman Livingston:

After each decennial Census, the Board of Directors of the Central Midlands Council of Governments reviews the number of representatives allocated to each member government, based on the procedure in the COG's Creating Agreement. Enclosed is the new allocation of the CMCOG Board of Directors representation. According to the COG's Creating Agreement, representation will be based upon the 2010 Census data of our member governments. The City of Columbia and Lexington and Richland Counties will each increase by one member based on population growth. All other member governments retain the same number of representatives.

Since Richland County is entitled to one additional representative, please let me know at your earliest convenience the name and contact information for your new representative. Please keep in mind that Richland County has agreed to maintain a total of six minority representatives.

If you have any questions, please contact me at 803-744-5128 or nwhitaker@cmcog.org.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Norman Whitaker".

Norman Whitaker, AICP
Executive Director

NW/fca

Enclosure

CC: Milton Pope

CENTRAL MIDLANDS COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS
Representation of Member Governments

Fairfield County

Two citizen representatives appointed
One elected official appointed

Lexington County

Five citizen representatives appointed
Six elected officials appointed

Newberry County

Two citizen representatives appointed
One elected official appointed

Richland County

Six citizen representatives appointed
Six elected officials appointed

Fairfield County Legislative Delegation

One elected official appointed

Lexington County Legislative Delegation

One elected official appointed

Newberry County Legislative Delegation

One elected official appointed

Richland County Legislative Delegation

One elected official appointed

Town of Batesburg-Leesville

One elected official appointed

City of Cayce

One elected official appointed

City of Columbia

Four citizen representatives appointed
Three elected officials appointed

City of Forest Acres

One elected official appointed

Town of Irmo

One elected official appointed

Town of Lexington

One elected official appointed

City of Newberry

One elected official appointed

Town of Springdale

One elected official appointed

City of West Columbia

One elected official appointed

Town of Winnsboro

One elected official appointed

Richland County Council Request of Action

Subject

Electronic Participation **[PAGE 61]**

Approved Language for Electronic Participation

Rule 1.6 (Quorum); 5.21 (Voting), Electronic Participation

During any Special Called meeting, not held in conjunction with a regularly scheduled Zoning Public Hearing and Planning Meeting, any Council member may participate in the meeting via electronic participation as present for the purposes of a quorum. Any Council member participation electronically shall not be allowed to participate in executive session matters. Should an executive session be held, a council member participating electronically may choose to abstain from a vote on the issue discussed in executive session.

No less than five Council members must be physically present to schedule a Special Called Meeting.

For the purposes of this section, “electronic” participation shall mean videoconferencing or teleconferencing which allows all persons participation in the meeting to hear each other at the same time (and, if videoconferencing, to see each other as well).

Electronic participation shall only be allowed in a Special Called meeting of Council.

Richland County Council Request of Action

Subject

Memorandum of Understanding between the Columbia Film Society and Richland County, South Carolina [**PAGES 63-67**]

NOW, THEREFORE, in consideration of the mutual benefits, covenants and agreements described herein, the parties hereto agree as follows:

- 1) The Columbia Film Society will continue to work towards the restoration of the Fox Theater, attract tourist to the Main Street area and provide media education opportunities for the children of Richland County;
- 2) Richland County agrees to award the Columbia Film Society the sum of Two Hundred Fifty Thousand (\$250,000.00) Dollars for the 2011/2012 fiscal year. Such funds are to be used as capital funds and shall only be applied towards tourism related activities, as in accordance with §6-1-730, S.C. Code 1976, as amended.
- 3) The parties understand that the Columbia Film Society shall submit a budget and statement of tourism impact for the Two Hundred Fifty Thousand (\$250,000.00) Dollar award by July 31, 2011 or before disbursement of any funds
- 4) The Columbia Film Society shall request disbursement of approved funding by submitting a Payment Request Form to the Grants Manager on a quarterly basis, with the quarters being July-September, October-December, January-March and April-June. Each request shall include a balance sheet and detailed list of expenditures for the quarter. The requests for disbursement should be mailed to: Sara Salley, Grants Manager, Richland County Administration, P.O. Box 192, Columbia, SC 29202;
- 5) The parties understand the Columbia Film Society shall submit a mid-year report and required attachments no later than January 31, 2012, and an annual final report and required attachments no later than July 31, 2012. The parties further

- understand that Richland County may conduct a review of the recipient agency;
- 6) The parties understand that Richland County strongly encourages the Columbia Film Society to seek funding from the City of Columbia and any other governmental or private entity in an amount greater than or equal to the amount awarded herein and that such matching funding is vital to the success of the organization;
 - 7) This Agreement shall remain in full force and effect for fiscal year 2011/2012 provided the Columbia Film Society continues to carry out its above-stated mission and uses the award for tourism related activities. If at any time Richland County Council finds that the awarded funds are not being used in accordance with Local Hospitality Tax requirements, as provided in applicable State law and the Richland County Code, Chapter 23, Article 6, Richland County may terminate this Memorandum of Understanding in writing. Upon receipt of written notice, the Columbia Film Society shall have thirty days to provide a written response and to provide an accounting herein;
 - 8) The parties hereto expressly agree that the tendering of this award by Richland County and the acceptance thereof by the Columbia Film Society in no way creates any agency relationship between the parties or any relationship which would subject Richland County to any liability for any acts or omissions of the recipient entity or entities. The Columbia Film Society shall indemnify and hold harmless Richland County, its parent, subsidiaries and affiliates and all their respective directors, council members, officers, agents and employees (hereafter collectively referred to as the "Indemnatee") from liability, damages, losses, costs,

expenses, demands, claims, suits, actions and causes of action on account of illness, personal injury or death to employees or any other persons, damage to property of Richland County or others or other loss or liability arising from or in connection with the Columbia Film Society's performance of any services funded by this award. Further, the Columbia Film Society, at its own expense, shall defend any demand, claim, suit, action or cause of action brought against the Indemnatee where such demand, claim, suit, action or cause of action arises from any cause for which the Indemnatee may be entitled to be indemnified and held harmless pursuant to this agreement, arising from or in connection with such demand, claim, suit, action or cause of action; provided, however, that the Indemnatee shall be entitled to participate in such defense;

- 9) Any such employees, volunteers or persons authorized to conduct or carry out the mission of the Columbia Film Society shall be the sole responsibility of the Columbia Film Society, which shall ensure that such persons comply with all applicable laws, rules, regulations or decisions of any federal, state, county or municipal governmental authority (including all requirements of state, federal or other grant authorities to ensure a drug-free workplace).

IN WITNESS WHEREOF WE THE UNDERSIGNED have this ____ day of June, 2011, set our hand and seal hereon.

COLUMBIA FILM SOCIETY

WITNESSES:

Executive Director

RICHLAND COUNTY COUNCIL

WITNESSES:

Chairman

Richland County Council Request of Action

Subject

Memorandum of Understanding between EdVenture Children's Museum and Richland County, South Carolina [**PAGES 69-73**]

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND) **MEMORANDUM OF UNDERSTANDING**
BETWEEN EDVENTURE CHILDREN’S
MUSEUM AND RICHLAND COUNTY,
SOUTH CAROLINA

THIS MEMORANDUM OF UNDERSTANDING is made and entered into this ___ day of June, 2011, by and between EdVenture Children’s Museum and Richland County, South Carolina.

WHEREAS, Richland County has imposed a local hospitality tax, as provided in §§6-1-700 et seq., S.C. Code 1976, as amended, the funds from which must be used in accordance with State law; and

WHEREAS, EdVenture Children’s Museum is a 501(c)(3) non-profit organization under the United States Internal Revenue Code, was created to inspire children, youth, and the adults who care about them to experience the joy of learning.; and

WHEREAS, EdVenture Children’s Museum will launch the *Next Generation Initiative* that includes upgrading exhibits, building teaching laboratories, and reaching out to unincorporated Richland County through an innovative partnership with the Richland County Public Library; and

WHEREAS, the Richland County Council recognizes the positive contributions EdVenture Children’s Museum can make toward improving the lives of citizens in Richland County and attracting tourism to Richland County, and desires to take full advantage of these contributions; and

WHEREAS, the Richland County Council, in exchange for the aforementioned contributions and services to the community, has determined that it is appropriate to award the sum of Two Hundred Fifty Thousand (\$250,000.00) Dollars to EdVenture Children’s Museum

for the 2011/2012 fiscal year from the Local Hospitality Tax Revenue Fund.

NOW, THEREFORE, in consideration of the mutual benefits, covenants and agreements described herein, the parties hereto agree as follows:

- 1) EdVenture Children's Museum will continue to work towards the *Next Generation Initiative* including upgrading exhibits, building teaching laboratories, and reaching out to unincorporated Richland County;
- 2) Richland County agrees to award EdVenture Children's Museum the sum of Two Hundred Fifty Thousand (\$250,000.00) Dollars for the 2011/2012 fiscal year. These funds are in addition to their annual Hospitality Tax appropriation and are to be used only for the *Next Generation Initiative* mentioned in item One (1), as in accordance with §6-1-730, S.C. Code 1976, as amended.;
- 3) The parties understand that EdVenture Children's Museum shall submit a budget and statement of tourism impact for the Two Hundred Fifty Thousand (\$250,000.00) Dollar award by July 31, 2011 or before disbursement of any funds;
- 4) EdVenture Children's Museum shall request disbursement of approved funding by submitting a Payment Request Form to the Grants Manager on a quarterly basis, with the quarters being July-September, October-December, January-March and April-June. Each request shall include a balance sheet and detailed list of expenditures for the quarter. The requests for disbursement should be mailed to: Sara Salley, Grants Manager, Richland County Administration, P.O. Box 192, Columbia, SC 29202;

- 5) The parties understand EdVenture Children's Museum shall submit a mid-year report and required attachments no later than January 31, 2012, and an annual final report and required attachments no later than July 31, 2012. The parties further understand that Richland County may conduct a review of the recipient agency;
- 6) The parties understand that Richland County strongly encourages EdVenture Children's Museum to seek funding from the City of Columbia and any other governmental or private entity in an amount greater than or equal to the amount awarded herein and that such matching funding is vital to the success of the organization;
- 7) This Agreement shall remain in full force and effect for fiscal year 2011/2012 provided EdVenture Children's Museum continues to carry out its above-stated mission and uses the award for tourism related activities. If at any time Richland County Council finds that the awarded funds are not being used in accordance with Local Hospitality Tax requirements, as provided in applicable State law and the Richland County Code, Chapter 23, Article 6, Richland County may terminate this Memorandum of Understanding in writing. Upon receipt of written notice, EdVenture Children's Museum shall have thirty days to provide a written response and to provide an accounting herein;
- 8) The parties hereto expressly agree that the tendering of this award by Richland County and the acceptance thereof by EdVenture Children's Museum in no way creates any agency relationship between the parties or any relationship which would subject Richland County to any liability for any acts or omissions of the

recipient entity or entities. EdVenture Children's Museum shall indemnify and hold harmless Richland County, its parent, subsidiaries and affiliates and all their respective directors, council members, officers, agents and employees (hereafter collectively referred to as the "Indemnitee") from liability, damages, losses, costs, expenses, demands, claims, suits, actions and causes of action on account of illness, personal injury or death to employees or any other persons, damage to property of Richland County or others or other loss or liability arising from or in connection with EdVenture Children's Museum's performance of any services funded by this award. Further, EdVenture Children's Museum, at its own expense, shall defend any demand, claim, suit, action or cause of action brought against the Indemnitee where such demand, claim, suit, action or cause of action arises from any cause for which the Indemnitee may be entitled to be indemnified and held harmless pursuant to this agreement, arising from or in connection with such demand, claim, suit, action or cause of action; provided, however, that the Indemnitee shall be entitled to participate in such defense;

- 9) Any such employees, volunteers or persons authorized to conduct or carry out the mission of EdVenture Children's Museum shall be the sole responsibility of EdVenture Children's Museum, which shall ensure that such persons comply with all applicable laws, rules, regulations or decisions of any federal, state, county or municipal governmental authority (including all requirements of state, federal or other grant authorities to ensure a drug-free workplace).

IN WITNESS WHEREOF WE THE UNDERSIGNED have this ____ day of

June, 2011, set our hand and seal hereon.

EDVENTURE CHILDREN'S MUSEUM

WITNESSES:

Executive Director

RICHLAND COUNTY COUNCIL

WITNESSES:

Chairman

Richland County Council Request of Action

Subject

Memorandum of Understanding between Historic Columbia Foundation and Richland County, South Carolina [**PAGES 75-79**]

2011/2012 fiscal year from the Local Hospitality Tax Revenue Fund.

NOW, THEREFORE, in consideration of the mutual benefits, covenants and agreements described herein, the parties hereto agree as follows:

- 1) Historic Columbia Foundation will continue to work towards the restoration of the Woodrow Wilson Family Home and the Hampton Preston Mansion;
- 2) Richland County agrees to award Historic Columbia Foundation the sum of Seven Hundred Fifty Thousand (\$750,000.00) Dollars for the 2011/2012 fiscal year. These funds are in addition to their annual Hospitality Tax appropriation and are to be used only for capital funds associated with the restoration work for those county-owned properties mentioned in item One (1), as in accordance with §6-1-730, S.C. Code 1976, as amended.
- 3) The parties understand that Historic Columbia Foundation shall submit a budget and statement of tourism impact for the Seven Hundred Fifty Thousand (\$750,000.00) Dollar award by July 31, 2011 or before disbursement of any funds.
- 4) Historic Columbia Foundation shall request disbursement of approved funding by submitting a Payment Request Form to the Grants Manager on a quarterly basis, with the quarters being July-September, October-December, January-March and April-June. Each request shall include a balance sheet and detailed list of expenditures for the quarter. The requests for disbursement should be mailed to: Sara Salley, Grants Manager, Richland County Administration, P.O. Box 192, Columbia, SC 29202;
- 5) The parties understand Historic Columbia Foundation shall submit a mid-year

report and required attachments no later than January 31, 2012, and a final report and required attachments no later than July 31, 2012. The parties further understand that Richland County may conduct a review of the recipient agency.

- 6) The parties understand that Richland County strongly encourages Historic Columbia Foundation to seek funding from the City of Columbia and any other governmental or private entity in an amount greater than or equal to the amount awarded herein and that such matching funding is vital to the success of Historic Columbia Foundation;
- 7) This Agreement shall remain in full force and effect for fiscal year 2011/2012 provided Historic Columbia Foundation continues to carry out its above-stated mission and uses the award as described in items One (1) and Two (2) above. If at any time Richland County Council finds that the awarded funds are not being used in accordance with Local Hospitality Tax requirements, as provided in applicable State law and the Richland County Code, Chapter 23, Article 6, Richland County may terminate this Memorandum of Understanding in writing. Upon receipt of written notice, Historic Columbia Foundation shall have thirty days to provide a written response and to provide an accounting herein;
- 8) The parties hereto expressly agree that the tendering of this award by Richland County and the acceptance thereof by Historic Columbia Foundation in no way creates any agency relationship between the parties or any relationship which would subject Richland County to any liability for any acts or omissions of the recipient entity or entities. Historic Columbia Foundation shall indemnify and hold harmless Richland County, its parent, subsidiaries and affiliates and all their

respective directors, council members, officers, agents and employees (hereafter collectively referred to as the "Indemnatee") from liability, damages, losses, costs, expenses, demands, claims, suits, actions and causes of action on account of illness, personal injury or death to employees or any other persons, damage to property of Richland County or others or other loss or liability arising from or in connection with Historic Columbia Foundation's performance of any services funded by this award. Further, Historic Columbia Foundation, at its own expense, shall defend any demand, claim, suit, action or cause of action brought against the Indemnatee where such demand, claim, suit, action or cause of action arises from any cause for which the Indemnatee may be entitled to be indemnified and held harmless pursuant to this agreement, arising from or in connection with such demand, claim, suit, action or cause of action; provided, however, that the Indemnatee shall be entitled to participate in such defense;

- 9) Any such employees, volunteers or persons authorized to conduct or carry out the mission of Historic Columbia Foundation shall be the sole responsibility of Historic Columbia Foundation, which shall ensure that such persons comply with all applicable laws, rules, regulations or decisions of any federal, state, county or municipal governmental authority (including all requirements of state, federal or other grant authorities to ensure a drug-free workplace).

IN WITNESS WHEREOF WE THE UNDERSIGNED have this ____ day of _____, 2011, set our hand and seal hereon.

HISTORIC COLUMBIA FOUNDATION

WITNESSES:

Executive Director

RICHLAND COUNTY COUNCIL

WITNESSES:

Chairman

Richland County Council Request of Action

Subject

Memorandum of Understanding between the Township Auditorium and Richland County, South Carolina [PAGES 81-85]

NOW, THEREFORE, in consideration of the mutual benefits, covenants and agreements described herein, the parties hereto agree as follows:

- 1) The Township Auditorium will continue to work as the Midlands' premier entertainment venue;
- 2) Richland County agrees to award the Township Auditorium the sum of Two Hundred Thousand (\$200,000.00) Dollars for the 2011/2012 fiscal year 2011/2012. Such funds are to be used as operating funds and shall only be applied towards tourism related activities, as in accordance with §6-1-730, S.C. Code 1976, as amended.
- 3) The parties understand that the Township Auditorium shall submit a budget, timeline, and statement of tourism impact for the Two Hundred Thousand (\$200,000.00) Dollar award by July 31, 2011 or before disbursement of any funds
- 4) The Township Auditorium shall request disbursement of approved funding by submitting a Payment Request Form to the Grants Manager on a quarterly basis, with the quarters being July-September, October-December, January-March and April-June. Each request shall include a balance sheet and detailed list of expenditures for the quarter. The requests for disbursement should be mailed to: Sara Salley, Grants Manager, Richland County Administration, P.O. Box 192, Columbia, SC 29202;
- 5) The parties understand the Township Auditorium shall submit a mid-year report and required attachments no later than January 31, 2012, and an annual final report and required attachments no later than July 31, 2012. The parties further understand that Richland County may conduct a review of the recipient agency;

- 6) The parties understand that Richland County strongly encourages the Township Auditorium to seek funding from the City of Columbia and any other governmental or private entity in an amount greater than or equal to the amount awarded herein and that such matching funding is vital to the success of the organization;
- 7) This Agreement shall remain in full force and effect for fiscal year 2011/2012 provided the Township Auditorium continues to carry out its above-stated mission and uses the award for tourism related activities. If at any time Richland County Council finds that the awarded funds are not being used in accordance with Local Hospitality Tax requirements, as provided in applicable State law and the Richland County Code, Chapter 23, Article 6, Richland County may terminate this Memorandum of Understanding in writing. Upon receipt of written notice, the Township Auditorium shall have thirty days to provide a written response and to provide an accounting herein;
- 8) The parties hereto expressly agree that the tendering of this award by Richland County and the acceptance thereof by the Township Auditorium in no way creates any agency relationship between the parties or any relationship which would subject Richland County to any liability for any acts or omissions of the recipient entity or entities. The Township Auditorium shall indemnify and hold harmless Richland County, its parent, subsidiaries and affiliates and all their respective directors, council members, officers, agents and employees (hereafter collectively referred to as the "Indemnitee") from liability, damages, losses, costs, expenses, demands, claims, suits, actions and causes of action on account of illness,

personal injury or death to employees or any other persons, damage to property of Richland County or others or other loss or liability arising from or in connection with the Township Auditorium's performance of any services funded by this award. Further, the Township Auditorium, at its own expense, shall defend any demand, claim, suit, action or cause of action brought against the Indemnitee where such demand, claim, suit, action or cause of action arises from any cause for which the Indemnitee may be entitled to be indemnified and held harmless pursuant to this agreement, arising from or in connection with such demand, claim, suit, action or cause of action; provided, however, that the Indemnitee shall be entitled to participate in such defense;

- 9) Any such employees, volunteers or persons authorized to conduct or carry out the mission of the Township Auditorium shall be the sole responsibility of the Township Auditorium, which shall ensure that such persons comply with all applicable laws, rules, regulations or decisions of any federal, state, county or municipal governmental authority (including all requirements of state, federal or other grant authorities to ensure a drug-free workplace).

IN WITNESS WHEREOF WE THE UNDERSIGNED have this ____ day of June, 2011, set our hand and seal hereon.

TOWNSHIP AUDITORIUM

WITNESSES:

Executive Director

RICHLAND COUNTY COUNCIL

WITNESSES:

Chairman

Richland County Council Request of Action

Subject

Board of Elections and Voter Registration **[PAGES 87-88]**

Richland County Council Request of Action

Subject: New Positions

A. Purpose

County Council is requested to approve four new full-time positions for the newly combined Board of Elections and Voter Registration office.

B. Background / Discussion

The Board of Voter Registration and the Board of Election Commission was combined into one entity on May 5, 2011 and was signed by the Governor of South Carolina. In order to provide adequate staffing, the Board of Elections and Voter Registration office has created four new full-time positions: Deputy Director, Election Systems Coordinator, Elections Liaison, and Voter Representative.

C. Financial Impact

There is no financial impact associated with this request.

D. Alternatives

If the request to create four new full-time positions is approved, the voting needs of the citizens of Richland County will be met.

If the request to create four new full-time positions is not approved, the voting needs of the citizens of Richland County will not be met.

E. Recommendation

It is recommended that County Council approve the request to create four new full-time positions in the newly combined Board of Elections and Voter Registration office.

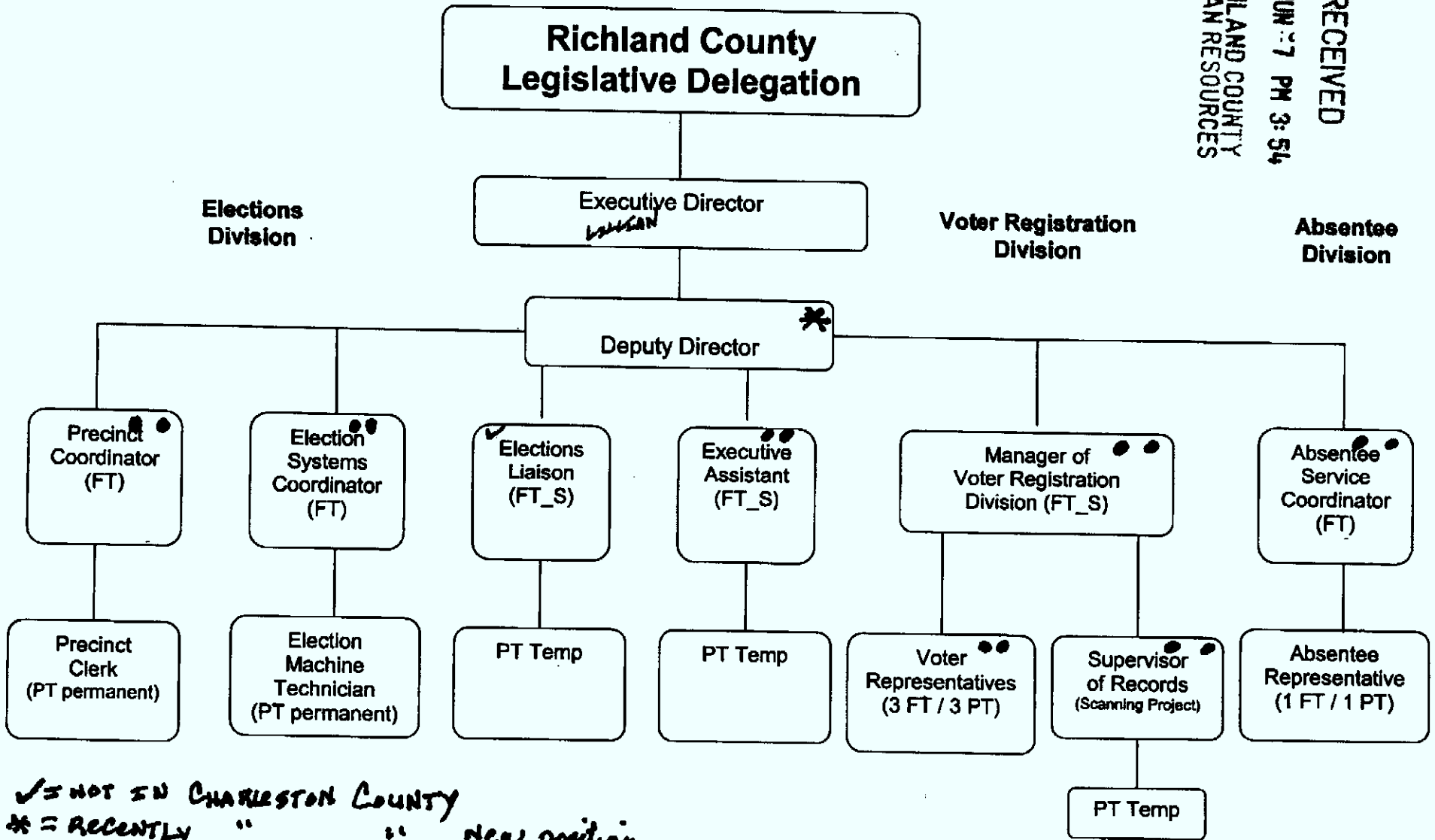
Recommended by:
Lillian McBride

Department:
Board of Elections and Voter Registration

Date:
June 14th 2011

Richland County Board of Elections and Voter Registration

RECEIVED
 2011 JUN 27 PM 3:54
 RICHLAND COUNTY
 HUMAN RESOURCES



✓ = NOT IN CHARLESTON COUNTY
 * = RECENTLY " " NEW POSITION
 ●● = WANT TO FILL FIRST BY JULY 1st

Richland County Council Request of Action

Subject

- a. Motion to increase the current starting salary of Detention Officers from \$25,745 to the average salary of the seven largest South Carolina counties (\$28,890 in 2009). This \$3,145 increase would assist the Detention Center in recruiting and retaining quality employees; reduce the number of vacancies; and reduce or eliminate the need for scheduled overtime. (Financial impact to be determined by Administration.) **[JACKSON]**
- b. Motion by Manning - Move that Council establish a committee to determine space and usage allocation for the county Government Complex located in the old Decker Mall on Richland County's International Corridor **[MANNING]**

Richland County Council Request of Action

Subject

Must Pertain to Items Not on the Agenda