



**RICHLAND COUNTY COUNCIL
REGULAR SESSION AGENDA**

**JULY 19, 2011
6:00 PM**

CALL TO ORDER

HONORABLE PAUL LIVINGSTON, CHAIR

INVOCATION

THE HONORABLE JIM MANNING

PLEDGE OF ALLEGIANCE

THE HONORABLE JIM MANNING

Approval Of Minutes

1. Regular Session: July 5, 2011 [PAGES 6-13]

Adoption Of The Agenda

Report Of The Attorney For Executive Session Items

2. a. Legal Settlement Update

Citizen's Input

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

Report Of The County Administrator

4. a. Richland 101 for Kids
- b. Joint City-County Consolidation/Privatization Ad Hoc Committee Meeting, July 21st, Columbia City Hall
- c. Register of Deeds Presentation
- d. Fire Contract/Audit Update
- e. Community Development Report
- f. Summer Celebration of Water, Riverfront Park, August 6th, 9:00 a.m.-2:00 p.m.

Report Of The Clerk Of Council

Report Of The Chairman

5. a. CMRTA Update

Presentations

6. a. SCAC - Programs and Services and Legislative Update
- b. 911 Monument Presentation

Open/Close Public Hearings

7. a. 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

Approval Of Consent Items

8. 11-06MA, Pallay R. Desai, RU to NC (.76 Acres), 9401 Wilson Blvd., 14700-03-33 [**THIRD READING**] [**PAGE 21**]
9. 11-07MA, Richland County, TROS to RS-LD (12.49 Acres), Longcreek Plantation, 20406-02-01 (p) [**THIRD READING**] [**PAGE 23-25**]
10. Authorizing and Providing for the issuance of a Hopkins Waterworks System Improvement Revenue Bond, Series 2011, or such other appropriate series designation of Richland County, South Carolina, in an amount not to exceed \$2,033,000; authorizing the County Administrator to determine certain matters relating to the note; providing for form and details of the bond; providing for the payment of the bond; providing for the disposition of the proceeds thereof; and other matters relating thereto [**SECOND READING**] [**PAGES 27-40**]
11. An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article II, Administration; Division 3, Permits, Inspection and Certificate of Approval; Section 6-52, Inspections Required; so as to not require inspection of occupied structures unless there are safety concerns [**SECOND READING**] [**PAGES 42-46**]
12. An Ordinance Authorizing Easement to the City of Columbia for Sanitary Sewer Main to serve the Brookhaven Subdivision; Richland County TMS #17500-03-67 [**SECOND READING**] [**PAGES 48-56**]
13. An Ordinance Amending the Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$91,754 of General Fund Undesignated Fund Balance to the Solicitor for Grant Match Funds [**SECOND READING**] [**PAGES 58-59**]
14. An Ordinance Authorizing Easement to the City of Columbia for a water main to serve the Brookhaven Subdivision; Richland County TMS #17500-03-67 [**SECOND READING**]

[PAGES 61-70]

Third Reading Items

15. 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 72-73]

Second Reading Items

16. An Ordinance Amending the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of Tobacco Products; Subparagraph (G), Reasonable Distance; so as to prohibit smoking within twenty (20) feet of a door used as an entrance to or exit from an enclosed area where smoking is prohibited [PAGES 75-78]

Report Of Administration And Finance Committee

17. Responses from RFP to Employee and Retiree Group Benefit Services [PAGES 80-108]

Report Of Rules And Appointments Committee

1. Notification Of Vacancies

18. Board of Assessment Control-1 [Joseph E. Sharpe, September 9, 2011]
19. Central Midlands Council of Governments-1 [Michael A. Letts, September 9, 2011*]
20. Community Relations Council-3 [Celestine Parker, September 9, 2011, Karen Jenkins, September 9, 2011*, Micheal L. Jacobs, October 7, 2011]

2. Notification Of Appointments

21. Accommodations Tax Committee-5 (positions are for 2 Hospitality, 2 Lodging and 1 At-Large) [Applications were received from the following: Thomas A. Boland, Sr.; Phyllis Gibson; Allison Kirby; Debra (Debi) A.Young] [PAGES 113-125]
22. Appearance Commission-2 (positions are for a licensed Horticulturalist and Landscaper) [no applications were received]
23. Building Codes Board of Adjustments and Appeals-3 (positions are for 1 licensed electrician and 2 for persons from the fire industry) [no applications were received]
24. Business Service Center Appeals Board-1 (CPA Preferred) [no applications were received]
25. Central Midlands Council of Governments-1 [no applications were received]
26. Hospitality Tax Committee-2 [applications were received from Craig H. Parks and Scott M. McCarthy*] [PAGES 131-137]
27. Internal Audit Committee-1 [no applications were received]

28. Library Board-4 [applications were received from the following: Clarissa T. Adams; Robert E. Gahagan*; James Judson (Jack) Godbold*; Kirby D. Shealy, III*; JoAnn Turnquist] [PAGES 140-150]

29. Music Festival Board-1 [no applications were received]

3. Discussion From Rules And Appointments Committee

30. Electronic Participation [PAGE 153]

Other Items

31. Report of the Decker Mall Space Allocation Committee [PAGE 155]

Citizen's Input

32. Must Pertain to Items Not on the Agenda

Executive Session

Motion Period

33. a. Any lobbying firm employed by Richland County to represent the interests of Richland County shall agree in writing that any lobbyist(s) working either directly for their firm or under contract with their firm will not lobby members of Richland County Council representing the interests of private citizens, groups of citizens, private companies and/or non-profit organizations regarding any matter that will be addressed by Richland County Council. Failure to comply with this request shall result in the County exercising its right to terminate the contractual arrangement and rebid the services. [PEARCE]

b. I move that the item "Presentations" that frequently appears on the Council agenda be reassigned to a place on the agenda immediately following the item "Approval of the Agenda". On numerous occasions, individuals and/or groups involved in making presentations to Council are having to wait for long periods of time while Council wades through informational and procedural matters. Out of respect and courtesy to our guests, it is my opinion that we should hear presentations first and then move on to the other affairs of Council. [PEARCE]

Adjournment



Richland County Council Request of Action

Subject

Regular Session: July 5, 2011 [PAGES 6-13]

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, JULY 5, 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, Randy Cherry, Stephany Snowden, Tamara King, David Hoops, Pam Davis, Paul Alcatar, Tammy O’Berry, Kecia Lara, Andy Metts, Valeria Jackson, Geo Price, Rodolfo Callwood, Donny Phipps, Larry Smith, Anna Fonseca, Amelia Linder, Dale Welch, Sara Salley, Dwight Hanna, Melinda Edwards, 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 Joyce Dickerson

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Joyce Dickerson

APPROVAL OF MINUTES

Regular Session: June 21, 2011 – Ms. Hutchinson moved, seconded by Mr. Pearce, to approve the minutes as submitted. The vote in favor was unanimous.

Zoning Public Hearing: June 28, 2011 – Mr. Malinowski moved, seconded by Mr. Jackson, to approve the minutes as submitted. The vote in favor was unanimous.

Special Called Meeting: June 28, 2011 – Mr. Jackson moved, seconded Ms. Dickerson, to approve the minutes as submitted. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Pope stated that Item #31: “Responses from RFP to Employee and Retiree Group Benefit Services” needed to be added under the Report of the Attorney for Executive Session Items and taken up at the beginning of the meeting.

Ms. Hutchinson stated that Item #30: “Hopkins Community Water System Service Area Expansion” is not properly before Council because action was not completed during the D&S Committee and therefore, should be removed from the agenda.

Mr. Livingston requested the audio of the D&S Committee meeting in order for him to make a ruling regarding Item #30.

Mr. Livingston stated that the Clerk’s Office Analysis needs to be added under the Report of the Chairman.

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

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

=====
Council went into Executive Session at approximately 6:13 p.m. and came out at approximately 6:58 p.m.
=====

- a. **Pending Contractual Matter**
- b. **Employee and Retiree Group Benefit Services**
- c. **Personnel Matter: Administrator’s Evaluation**

d. **Personnel Matter: Council**

CITIZENS' INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

Smoking Ban Quarterly Update – Mr. Pope stated that no complaints were received for this quarter.

Mike Cinnamon Proclamation – Mr. Livingston presented a proclamation to Mr. Cinnamon in recognition of his years of service to Richland County.

Economic Development Director – Mr. Pope introduced Mr. P. Nelson Lindsay to Council and stated that he would be coming on board in August.

Decker Mall Update – Mr. Pope stated that the County had closed on the property and an RFP has been issued through the procurement process for architectural and design services. The RFP is due on July 8 and the information will then be evaluated and a notice to proceed will be given once the evaluation has been completed. A meeting was held with the Greater Community Relations Council.

CMRTA IGA Update – Mr. Pope stated that the finalized documents have not been received.

Hopkins Water Project: Ordinance to Close Out RDA Loan – Mr. Jackson moved, seconded by Ms. Hutchinson, to give this item First Ready by title only. The vote in favor was unanimous.

REPORT OF THE CLERK OF COUNCIL

No report was given.

REPORT OF THE CHAIRMAN

Personnel Matter: Clerk of Council's Office – Mr. Livingston stated that the analysis was received from Mr. Tomes and it will be forwarded out to full Council. This item will be placed on the A&F Committee agenda.

APPROVAL OF CONSENT ITEM

- 11-06MA, Pally R. Desai, RU to NC (.76 Acres), 9401 Wilson Blvd., 14700-03-33 [SECOND READING]
- 11-07MA, Richland County, TROS to RS-LD (12.49 Acres), Longcreek Plantation, 20406-02-01(p) [SECOND READING]
- Proposed Commission for the Aging
- Water main easement to the City of Columbia (n/w side of Westmoreland Road) [FIRST READING]
- Sanitary Sewer Main Easement to the City of Columbia northern side of Cogburn Road [FIRST READING]
- Annual Action Plan for Community Development Department Funds Approval of Budgets Request
- Hazard Risk Assessment and Hazard Mitigation Plan
- Richland County Judicial Center Jury Deliberation and Associated Bathroom ADA Renovations
- Richland County Laurens Street Garage Revitalization—Phase Three
- Sheriff's Headquarters Parking Lot Revitalization Project
- Veterans Treatment Court Grant and Required Match [FIRST READING]

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

THIRD READING

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 – Mr. Jeter moved, seconded by Mr. Jackson, to approve this item. A discussion took place.

<u>For</u>	<u>Against</u>	<u>Not Present</u>
Malinowski	Pearce	Washington
Jackson	Hutchinson	
Jeter	Livingston	
Kennedy	Dickerson	
	Manning	
	Rose	

The motion failed.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Purchase of a 15 ton long track Hydraulic Excavator – Mr. Pearce moved, seconded by Mr. Jeter, to approve this item. The vote in favor was unanimous.

Smoking Ban Ordinance Amendment “Reasonable Distance” – Mr. Manning moved, seconded by Mr. Jeter, to approve this item. A discussion took place.

Mr. Malinowski made a substitute motion to amend the ordinance to “ten feet”. The motion died for lack of a second.

The vote was in favor of the main motion.

Purchase of Two Tandem Axle Dump Trucks – Ms. Hutchinson stated that the committee recommended approval of this item. The vote in favor was unanimous.

Request to approve emergency purchase of landfill trash compactor – Ms. Hutchinson stated that the committee recommended approval of this item. The vote in favor was unanimous.

Waste Management C&D Contract Renewal – Ms. Hutchinson stated that the committee recommended approval of this item. A discussion took place.

Mr. Jackson made a substitute motion, seconded by Mr. Malinowski, to bid this contract out.

<u>For</u>	<u>Against</u>	<u>Not Present</u>
Malinowski	Pearce	Washington
Jackson	Hutchinson	
Jeter	Livingston	
Manning	Dickerson	
Kennedy		
Rose		

The vote was in favor of the substitute motion.

Ordinance regarding inspection of occupied structures – Mr. Pearce moved, seconded by Ms. Hutchinson, to approve Option #1: “Approve the Ordinance, which would state that inspections of occupied structures are not to be performed.” A discussion took place.

The vote was in favor.

Amending Chapter 26 to address landscaping of non-profit organizations – Ms. Hutchinson stated that the motion failed in committee and the intention of the committee was to deny this item. A discussion took place.

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

The vote was in favor of the motion to deny.

Creating an independent review task force to improve the business climate in the City of Columbia and Richland County – Ms. Hutchison stated that the committee recommended approval of this item. A discussion took place.

Ms. Kennedy moved, seconded by Ms. Hutchinson, to stipulate that the private resident nominations be brought back to full Council. A discussion took place.

The vote in favor was unanimous.

Hopkins Community Water System Service Area Expansion – This item was not properly before Council.

Mr. Jackson moved, seconded by Mr. Manning, to request unanimous consent to take up this item. The motion failed.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Setoff Debt GEAR Participation for applicable Direct Report County Departments – Mr. Malinowski moved, seconded by Ms. Hutchinson, to approve this item. The vote in favor was unanimous.

Setoff Debt GEAR Participation for Treasurer/Tax Collector – Mr. Smith stated that the second whereas needs to read: "...delinquent taxes related to real and person property."

Mr. Malinowski moved, seconded by Ms. Hutchinson, to approve this item as amended. The vote in favor was unanimous.

Responses from RFP to Employee and Retiree Group Benefit Services – Mr. Jackson moved, seconded by Mr. Malinowski, to defer this item until the July 19th Council meeting and the Clerk's Office schedule a work session prior to the next Council meeting. The vote in favor was unanimous.

CITIZEN'S INPUT

No one signed up to speak.

EXECUTIVE SESSION

=====
Council went into Executive Session at approximately 8:38 p.m. and came out at approximately 10:20 p.m.
=====

- a. **Pending Contractual Matter** – Ms. Kennedy moved, seconded by Ms. Dickerson, to proceed as discussed in Executive Session. The vote in favor was unanimous.
- b. **Personnel Matter: Administrator** – No action was taken.

MOTION PERIOD

Have the Planning Department investigate changing William Street to Tanner Way (William Street is located in front of the USC baseball field.) [KENNEDY, ROSE and MANNING] – Ms. Kennedy moved, seconded by Mr. Malinowski, to have the Planning Department to investigate changing William Street to Tanner Way. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 10:29 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. Legal Settlement Update

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. Richland 101 for Kids
- b. Joint City-County Consolidation/Privatization Ad Hoc Committee Meeting, July 21st, Columbia City Hall
- c. Register of Deeds Presentation
- d. Fire Contract/Audit Update
- e. Community Development Report
- f. Summer Celebration of Water, Riverfront Park, August 6th, 9:00 a.m.-2:00 p.m.

Richland County Council Request of Action

Subject

- a. CMRTA Update

Richland County Council Request of Action

Subject

- a. SCAC - Programs and Services and Legislative Update
- b. 911 Monument Presentation

Richland County Council Request of Action

Subject

a. 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

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: June 21, 2011

Third Reading:

Public Hearing:

Richland County Council Request of Action

Subject

11-06MA, Pally R. Desai, RU to NC (.76 Acres), 9401 Wilson Blvd., 14700-03-33 [THIRD READING] [PAGE 21]

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 14700-03-33 FROM RU (RURAL DISTRICT) TO NC (NEIGHBORHOOD COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 14700-03-33 from RU (Rural District) zoning to NC (Neighborhood Commercial District) zoning.

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 _____, 2011.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2011.

Michelle M. Onley
Assistant Clerk of Council

Public Hearing: June 28, 2011
First Reading: June 28, 2011
Second Reading: July 5, 2011 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

11-07MA, Richland County, TROS to RS-LD (12.49 Acres), Longcreek Plantation, 20406-02-01(p) **[THIRD READING] [PAGE 23-25]**

Notes

First Reading: June 28, 2011
Second Reading:
Third Reading:
Public Hearing: June 28, 2011

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR A PORTION OF THE REAL PROPERTY DESCRIBED AS TMS # 20406-02-01 FROM TROS (TRADITIONAL RECREATION OPEN SPACE DISTRICT) TO RS-LD (RESIDENTIAL, SINGLE-FAMILY – LOW DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as a portion of TMS # 20406-02-01 from TROS (Traditional Recreation Open Space District) zoning to RS-LD (Residential, Single-Family – Low Density District) zoning, (all as described in Exhibit A, which is attached hereto).

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 _____, 2011.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2011.

Michelle M. Onley
Assistant Clerk of Council

Public Hearing: June 28, 2011
First Reading: June 28, 2011
Second Reading: July 5, 2011 (tentative)
Third Reading:

Exhibit A

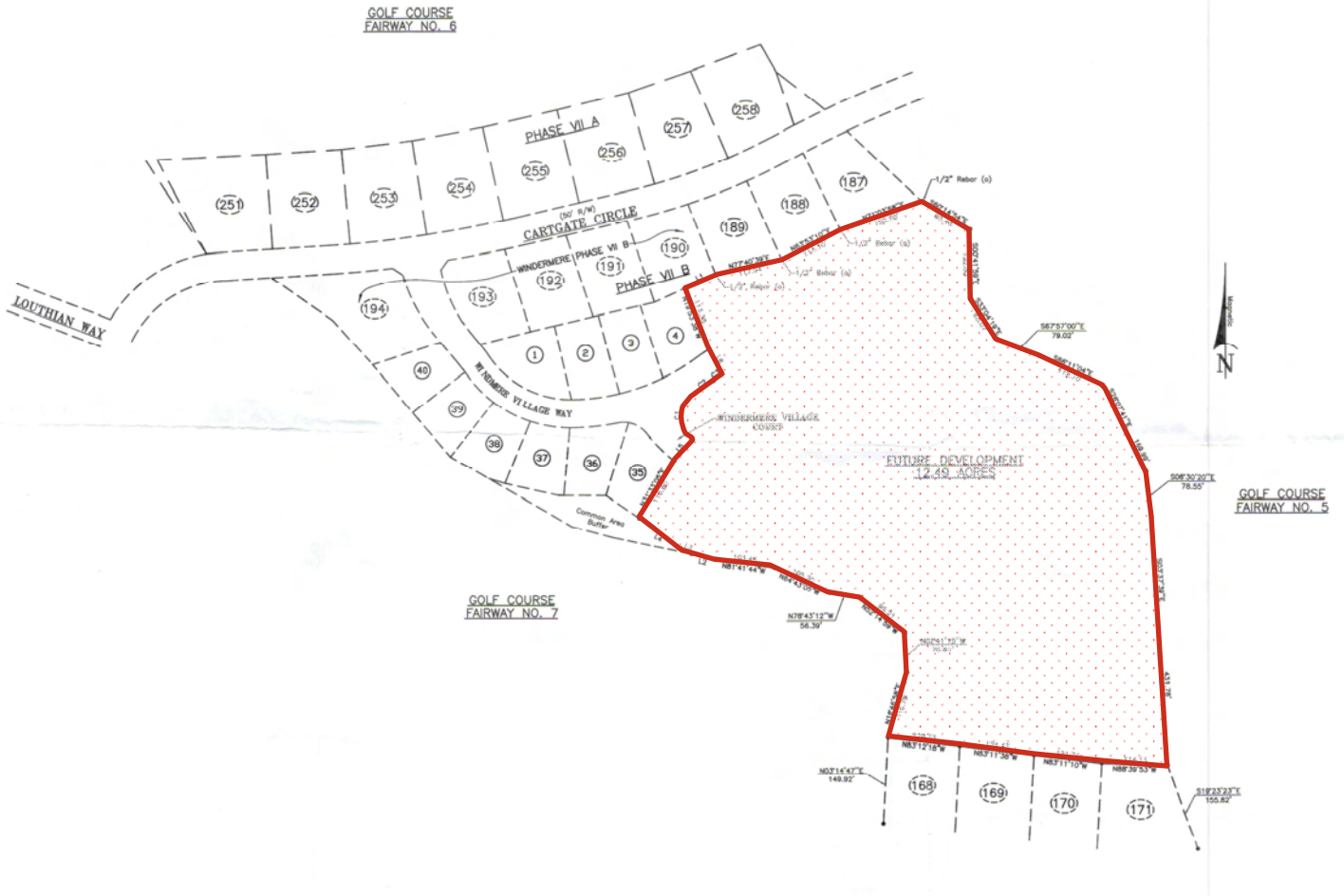


Exhibit A, continued

METES AND BOUNDS LAND DESCRIPTION:

All that certain piece, parcel or tract of land containing 12.49 acres as shown on "Composite Sketch Plan Prepared For The Village At Windermere, Phase II, dated September 8, 2008, located in the State of South Carolina, County of Richland, near the City of Columbia and being more particularly described as follows:

Beginning at a 1/2" rebar (0), being the southeastern lot corner of lot 4, The Village at Windermere, Phase I, thence running along Lot 4 N19°53'38"W for a distance of 113.35' to a 1/2" rebar (o); thence turning and running along Lot 190, Windermere, Phase VII-B, (Phase VII-B) N65°24'52"E for a distance of 55.88' to a 1/2" rebar (o); thence running along Lot 189, Phase VII-B N77°40'39"E for a distance of 117.94' to a 1/2" rebar (o); thence running along Lot 188, Phase VII-B N63°53'10"E for a distance of 114.10' to a 1/2" rebar (o); thence running along Lot 187, Phase VII-B N71°03'58"E for a distance of 150.10' to a 1/2" rebar (o); thence turning and running along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S60°14'54"E for a distance of 95.46' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S00°41'59"E for a distance of 122.80' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S33°04'19"E for a distance of 83.07' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S67°57'00"E for a distance of 79.02' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S66°11'04"E for a distance of 119.70' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S26°07'41"E for a distance of 169.99' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S06°30'20"E for a distance of 78.55' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.5 S03°37'39"E for a distance of 431.78' to a 1/2" rebar (o); thence turning and running along Lot 171, Windermere At Longcreek Plantation, Phase 6 (Phase 6) N88°39'53"W for a distance of 114.11' to a 1/2" rebar (o); thence running along Lot 170, Phase 6 N83°11'10"W for a distance of 121.74' to a 1/2" rebar (o); thence running along Lot 169, Phase 6 N83°11'38"W for a distance of 124.43' to a 1/2" rebar (o); thence running along Lot 168, Phase 6 N83°12'18"W for a distance of 128.33' to a 1/2" rebar (o); thence turning and running along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.7 N16°46'58"E for a distance of 116.78' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.7 N02°41'15"W for a distance of 70.61' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.7 N52°14'59"W for a distance of 96.21' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.7 N78°43'12"W for a distance of 56.39' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.7 N64°43'05"W for a distance of 105.30' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.7 N81°41'44"W for a distance of 103.45' to a 1/2" rebar (o); thence continuing along property of now or formerly Fairways Development General Partnership, Golf Course Fairway No.7 N78°19'11"W for a distance of 42.66' to a 1/2" rebar (o); thence turning and running along Common Area Buffer of The Village at Windermere, Phase I N61°31'49"W for a distance of 20.36' to a 1/2" rebar (o); thence continuing along Common Area Buffer of The Village at Windermere, Phase I N54°05'39"W for a distance of 89.53' to a 1/2" rebar (o); thence turning and running along Lot 35, The Village at Windermere, Phase I N31°33'05"E for a distance of 116.60' to a 1/2" rebar (o); thence running along the southeastern end of right of way of Windmere Village Court N39°28'10"E for a distance of 50.00' to a 1/2" rebar (o); thence turning and running along the eastern right of way of Windmere Village Court on a curved line with a radius of 50.00' and a chord bearing of N03°50'18"E for a chord distance of 81.74' to a 1/2" rebar (o); thence continuing along the eastern right of way of Windmere Village Court on a curved line with a radius of 395.23' and a chord bearing of N56°03'19"E for a chord distance of 38.14' to a 1/2" rebar (o); thence continuing along the eastern right of way of Windmere Village Court on a curved line with a radius of 275.00' and a chord bearing of N55°21'33"E for a chord distance of 18.26' to a 1/2" rebar (o); thence turning and running along the northeastern end of the right of way of Windmere Village Court N28°14'05"W for a distance of 50.13' to a 1/2" rebar (o); the point of beginning.

Richland County Council Request of Action

Subject

Authorizing and Providing for the issuance of a Hopkins Waterworks System Improvement Revenue Bond, Series 2011, or such other appropriate series designation of Richland County, South Carolina, in an amount not to exceed \$2,033,000; authorizing the County Administrator to determine certain matters relating to the note; providing for form and details of the bond; providing for the payment of the bond; providing for the disposition of the proceeds thereof; and other matters relating thereto **[SECOND READING] [PAGES 27-40]**

Notes

First Reading: July 5, 2011

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
SECOND SUPPLEMENTAL ORDINANCE NO. _____

AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF A HOPKINS WATERWORKS SYSTEM IMPROVEMENT REVENUE BOND, SERIES 2011, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, OF RICHLAND COUNTY, SOUTH CAROLINA, IN AN AMOUNT NOT TO EXCEED \$2,033,000; AUTHORIZING THE COUNTY ADMINISTRATOR TO DETERMINE CERTAIN MATTERS RELATING TO THE NOTE; PROVIDING FOR FORM AND DETAILS OF THE BOND; PROVIDING FOR THE PAYMENT OF THE BOND; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.

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 1. Findings and Determinations. The County Council (the “Council”) of Richland County, South Carolina (the “County “), hereby finds and determines:

(a) Pursuant to Section 4-9-10, Code of Laws of South Carolina, 1976, as amended (the “Code”), the Council/Administrator form of government was selected and the Council constitutes the governing body of the County.

(b) In the exercise of the powers vested in the County by the Constitution and statutes of the State of South Carolina, and in conformity with the provisions thereof, the County, pursuant to the favorable results of a referendum heretofore duly held on November 7, 1978, is authorized and empowered to acquire, construct and operate a waterworks system or systems in any of the unincorporated areas of the County.

(c) The Hopkins System was created pursuant to General Bond Ordinance No. 049-10HR enacted by the County Council on July 27, 2010, and is administered as a division of the Combined Waterworks System (as defined in the General Bond Ordinance).

(d) Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended, provides that a county may incur indebtedness payable solely from a revenue-producing project which source does not involve revenues from any tax or license.

(e) Title 11, Chapter 17, Code of Laws of South Carolina 1976, as amended (“Title 11”), provides that any borrower (the definition of which includes the County) whenever authorized by general or special law to issue bonds, may, pending the sale and issuance thereof, borrow in anticipation of the receipt of the proceeds of such bonds.

(f) The County has made general provision for the issuance from time to time of waterworks system revenue bonds (the “Bonds”) of the County through the enactment of Ordinance No. 049-10HR entitled “An Ordinance Providing For The Issuance Of Hopkins Waterworks System Revenue Bonds Of Richland County, South Carolina” (the “General Bond Ordinance”).

(g) The County has installed a portion of the approximately 11,000 linear feet of 12” water lines, 50,000 linear feet of 10” water lines, 35,500 linear feet of 8” water lines, construct a 300,000 gallon

elevated water storage tank and rehabilitate existing wells to service the project area (hereinafter referred to as the "Project").

(h) On December 30, 2010, pursuant to constitutional and statutory authorizations, General Bond Ordinance No. 048-10HR and First Supplemental Ordinance No. 049-10HR, both duly enacted by the County Council on July 27, 2010 (together, the "2010 Ordinances"), the County issued its \$2,033,000 Hopkins Waterworks System Improvement Revenue Bond Anticipation Note (the "2010 Note"), the proceeds of which were used to fund a portion of the costs of the Project.

(i) The total cost of the Project is estimated to be \$4,814,000 to be financed with a loan from the Federal Government in the amount of \$2,033,000, grants from the Federal Government in the amount of \$1,793,000, a grant from the South Carolina Department of Health and Environmental Control administrated Environmental Protection Agency grant and contributions from the County of \$488,000.

(j) The Government will, upon compliance by the County with the terms and conditions set forth in a letter dated March 26, 2007, to the Chairman of the County Council of the County, purchase a waterworks system improvement revenue bond of the County in the maximum amount of \$2,033,000.

(k) It is in the best interest of the County to authorize the issuance and sale of a revenue bond pursuant to the Revenue Bond Act for Utilities, the General Bond Ordinance and this Second Supplemental Ordinance in the principal amount of not exceeding \$2,033,000 for the purpose of retiring the principal of the County's 2010 Note.

Section 2. Authorization of Bonds. Pursuant to the Act, the General Bond Ordinance and this Second Supplemental Ordinance, there is hereby authorized to be issued a \$2,033,000 Hopkins waterworks system improvement revenue bond of the County, for the purposes of paying the principal of and interest on the 2010 Note and funding a portion of the costs of the Project. The Bond authorized herein shall be designated "\$2,033,000 Hopkins Waterworks System Improvement Revenue Bond, Series 2011 (or such other appropriate series designation), of Richland County, South Carolina" (the "Bond").

The offer of the Federal Government to purchase the Bond at par and accrued interest, if any, is hereby accepted. The Bond purchased by the Federal Government shall be represented by a fully registered bond. The Federal Government shall pay for the Bond so purchased by payment of the principal face amount of the Bond on the date of delivery thereof. All moneys paid by the Federal Government to the County shall be deposited and expended as provided in Section 11 of this Second Supplemental Ordinance.

The Bond shall be in fully registered form; shall be in the principal amount of \$2,033,000; shall be dated as of the date of its delivery to the Federal Government acting through Rural Development (RD); shall be registered as to principal and interest in the name of "The United States of America" or its registered assigns; shall bear interest on the principal amount paid for the Bond at the rate of Four and 125/1000 percent (4.125%) per annum (or such lesser rate as may be in effect for Federal Government loans administered by RD on the date of issuance of the Bond); and shall be payable in monthly installments of principal and interest in the amount of Eight Thousand Six Hundred Sixty-one and 00/00 Dollars (\$8,661.00) (or such lesser amount as a lesser interest rate may require) commencing one month after the date of the Bond and continuing on the same day of each succeeding month for a period of forty (40) years from the date of the Bond or until the principal of the Bond and all interest accrued thereon shall be paid in full, whichever occurs first, provided, however, if the Bond is delivered on the 29th, 30th or 31st day of any month, the due date of such installments shall be the 28th day of each month.

The Bond shall be executed in the name of the County by the manual signature of its County Chairman of County Council and attested by the Clerk of the County Council under the seal of the County to be affixed thereon.

The Bond shall be subject to redemption at the option of the County in whole at any time or in part at any time and from time to time, any partial redemption to be applied to installments of principal in inverse chronological order upon payment of the principal amount to be redeemed; provided, however, that any such payment of principal upon redemption shall be accompanied by the interest accrued on the Bond to the date fixed for redemption. Notice of such redemption or prepayment shall be mailed to the registered owner of the Bond not less than 30 days nor more than 60 days prior to the date fixed for redemption or prepayment.

During such time as the Federal Government is the registered holder of the Bond, all payments in respect of such Bond, whether of principal or interest, shall be made by the County or its designee to the Federal Government through electronic debit pursuant to an Authorization Agreement for Preauthorized Payments between RD and the County, except for the final payment of the principal thereof, shall be made without presentation and surrender by the Federal Government of the Bond. Such payment and prepayment shall fully discharge the obligation of the County to the extent of the payments and prepayments so made.

All such payments shall discharge the obligations of the County in respect to such fully registered bond to the extent of the payments so made.

Section 3. Assignment and Registration of Bond. If the Federal Government or any subsequent holder assigns the fully registered Bond, the assignor shall promptly provide the County with written evidence of such assignment acceptable to the County as to form and substance, and the assignee may surrender such Bond to the County in exchange for a new fully registered bond in the unpaid principal amount of the Bond surrendered. Ownership of the Bond shall be registered on the books of registry kept by the County in the name of such assignee as payee. All payments of principal, including prepayments of principal, and interest on the Bond shall be made only to the registered owner thereof by check mailed to the address shown on the books of registry maintained by the County. Notwithstanding the foregoing, in the event the Federal Government and the assignee of the single fully registered Bond initially delivered enter into an agreement whereby such assignee agrees to forego its rights and remedies against the County and any others in connection with the loan evidenced by such Bond, to forego any benefit of any related security therefor and to designate the Federal Government as collection agent for the assignee to receive all payments on the Bond made by or on behalf of the County, then such Bond shall remain registered in the name of the Federal Government, as agent for such new owner, and all payments with respect to such Bond shall be made by the County to the Federal Government as collection agent in accordance with the terms and conditions provided in the single fully registered Bond initially delivered. All payments described in this Section 4.2 shall be effective to discharge fully all liability of the County hereunder or under the Bond to the extent of such payment, and all owners of the Bond shall hold the Bond subject to such discharge.

Section 4. Communications with the Federal Government. For purposes of payments under Section 3.1 hereof, for determining the validity of any assignment by the Federal Government under Section 3.2 hereof and for all other purposes related to the Bond, the County is entitled to rely upon communication from RD, or such other agency as may be designated by the Federal Government to administer the programs currently administered by the RD, as the duly authorized agent for the Federal Government.

Section 5. Form of Bond. The Bond shall be in substantially the form attached hereto as Exhibit A and incorporated herein by reference.

Section 6. Bond Proceeds. All moneys paid by the Federal Government to the County for the Bond shall be used to retire the principal of the County's 2010 Note.

Section 7. Payment of the Bond. The Bond and any Additional Bonds, together with the interest thereon, shall be payable, in such coin or currency of the United States of America which at the time of such payment is legal tender for public and private debts, solely from the Revenues of the System, which Revenues shall be and hereby are pledged and charged to the payment of the principal of and interest on the Bond and to the security thereof in accordance with the provisions of this Second Supplemental Ordinance. The Revenues and other moneys so pledged and hereafter received by the County shall immediately be subject to the lien of such pledge without any physical delivery or further act, and the lien of the aforesaid pledge shall be valid and binding as against any parties having claims of any kind in tort, contract, or otherwise against the County irrespective of whether such parties have notice of the foregoing pledge. Said pledge shall be on a parity with the pledge of the revenues of the System for payment of principal and interest on the Parity Bonds.

The Bond and the interest thereon are not payable from, nor are they a charge upon, any funds other than the Revenues pledged to the payment thereof by this Second Supplemental Ordinance. The full faith, credit and taxing powers of the State of South Carolina or of the County are not pledged to the payment of the principal of or the interest on the Bond, and the Bond shall never constitute an indebtedness of the County within the meaning of any state constitutional provisions or statutory limitation.

Section 8. Establishment of Statutory Lien. There is hereby created and established in accordance with the Act a statutory lien upon the System in favor of the registered owners from time to time of the Bond. The System shall remain subject to such statutory lien until payment in full of the principal of and interest on the Bond.

Section 9. General Bond Ordinance. The Bond is hereby determined to be the Initial Bond issued pursuant to Section 3.2 of the General Bond Ordinance, and all of the provisions of the General Bond Ordinance applicable to the Initial Bond shall be applicable to the Bond and are made a part hereof for the benefit and security of the registered owners thereof from time to time, as though fully set forth herein, including without limiting the generality of the foregoing, all provisions of the General Bond Ordinance relating to maintaining and revising rates and charges for all services furnished by the System; establishment and maintenance of funds and accounts; disposition of revenues; books and accounts and audits; insurance; general covenants; the events of default and the consequences thereof; the qualifications of custodians, if any; the manner in which the deposits held by the Custodian shall be secured, if any; provided that wherever specific provision has been made in this Second Supplemental Ordinance, with respect to the Bond for which provision is also made in the General Bond Ordinance, the provisions of this Second Supplemental Ordinance shall control with respect to the Bond.

Any provision, covenant and agreement of the General Bond Ordinance for the benefit and security of the registered owners of the Bond which omits to include additional bonds, shall be and hereby is incorporated herein for the benefit and security of the registered owner of the Bond and shall be interpreted as including additional bonds, notwithstanding such omission.

The provisions of this Section 9 shall remain in full force and effect until the Bond has been paid in full.

Section 10. Financial Statements. The County shall keep its books and accounts and shall prepare or cause to be prepared such annual and quarterly financial statements for the System as the Federal Government may require and as may be required by the Act. The County shall provide to the Federal Government such copies of its financial statements as the Federal Government shall reasonably require.

As soon after the fiscal year as possible, the County will cause to be prepared an annual audit of the books and accounts pertaining to the System. The audit shall be prepared in accordance with generally accepted auditing standards by independent certified public accountants who are certified or licensed by a regulatory authority of the State of South Carolina, and two copies thereof delivered to the Federal Government at the RD District Office in Columbia, South Carolina.

The County shall also provide other registered owners of Bonds upon request a reasonable number of copies of such financial statements and audit reports.

Section 11. Additional Payments to Various Funds. Not later than the 20th day of each month one year after delivery of the Bond to the Federal Government additional monthly payments from the Revenues of the System shall be made by the Custodian into the Bond and Interest Redemption Fund created by the General Bond Ordinance equal to the installment of principal and interest on the Bond next falling due. Not later than the 20th day of each month one year after delivery of the Bond to the Federal Government, additional monthly payments shall be made by the Custodian into the debt service reserve fund created pursuant to the General Bond Ordinance (the "Debt Service Reserve Fund") in an amount equal to not less than one-tenth (1/10th) of the amount of the amortized monthly installment of principal and interest due on the Bond as prescribed by Section 4.1 hereof until cash and securities on credit to the Debt Service Reserve Fund are at least equal to the principal and interest requirements on the Bond for the next succeeding Fiscal Year.

Section 12. Loan Resolution. The County covenants and agrees that it will comply with the terms and provisions of the Loan Resolution (Form RUS Bulletin 1780-27) adopted by the County on [TO BE PROVIDED], entitled: "A RESOLUTION OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS UPGRADE AND EXPAND WATER DISTRIBUTION SYSTEM FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE."

Section 13. No Arbitrage. The County hereby covenants and agrees with the holder of the Bond that it will not take any action which will, or fail to take any action which failure will, cause interest on the Bond to become includable in the gross income of the holders of the Bond for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of the Bond. The County further covenants and agrees with the holders of the Bond that no use of the proceeds of the Bond shall be made which, if such use had been reasonably expected on the date of issue of the Bond would have caused the Bond to be an "arbitrage bond," as defined in Section 148 of the Code, and to that end the County hereby shall:

- a. comply with the applicable provisions of Sections 103 and 141 through 150 of the Code and any regulations promulgated thereunder so long as the Bond is outstanding;
- b. establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the Code relating to required rebates of certain amounts to the United States; and

- c. make such reports of such information at the time and places required by the Code.

Section 14. Designation of Bond. The Code contains certain provisions affecting tax-exempt bonds such as the Bond. The Code excepts small governmental units from the required rebate to the United States. The following certifications are given with respect to the Code:

- a. the Bond is issued by a governmental unit, i.e., the County, with general taxing powers;
- b. the Bond is not a “private activity bond” as defined in the Code; and
- c. 95% or more of the net proceeds of the Bond will be used for local governmental activities of the County; and

Section 15. Defeasance. So long as the Federal Government or any agency thereof is the registered owner of the Bond, the County shall not issue any Bonds or other obligations for the purpose of defeasing or otherwise terminating the lien on the Bonds without immediately prepaying all of the Bond held by the Federal Government then outstanding.

Section 16. Custodian. In accordance with General Bond Ordinance the County designates [TO BE NAMED PRIOR TO THIRD READING], as Custodian of the funds and accounts created or continued by this Second Supplemental Ordinance, and authorizes, empowers and directs the Custodian to hold, administer and dispose of the moneys in funds and accounts in the manner provided for by this Second Supplemental Ordinance. The Council hereby finds and determines that, if replacement of the Custodian authorized pursuant hereto is necessitated, a successor may be designated in accordance with Section 8.2 of the General Bond Ordinance.

Prior to the delivery of the Bond and any Additional Bonds, the Custodian shall signify its acceptance of the powers, duties and obligations conferred and imposed upon it by the General Bond Ordinance and this Second Supplemental Ordinance by executing and delivering to the County a written instrument of acceptance.

The Custodian shall at all times be held harmless when acting upon any notice, ordinance, resolution, request, consent, order, certificate, statement, opinion, bond, coupon or other document reasonably believed to be genuine, and to have been signed by the proper party or parties.

The Custodian shall be under no obligation or duty to perform any act which would involve it in expense, or to institute any suit, or defend the same, or to advance any of its own moneys, unless properly indemnified to its satisfaction; nor shall the Custodian be liable in connection with the performance of its duties hereunder, except for its own negligence or default.

In the event the Custodian resigns or becomes incapable of acting hereunder, then the County shall be empowered to appoint a successor custodian and, if the County fails to act, any court of competent jurisdiction may, upon application of any bondholder, appoint a successor custodian.

Each, every and all funds and accounts held by the Custodian shall be impressed with a trust for the benefit of the person or persons entitled thereto, under the provisions of the General Bond Ordinance, this Second Supplemental Ordinance and the Act.

Section 17. Binding Effect. So long as any Bond is outstanding, each of the obligations, duties, limitations and restraints imposed upon the County by this Second Supplemental Ordinance shall be deemed to be a covenant between the County and the holder of the Bond, and this Second Supplemental Ordinance and each and every provision and covenant hereof shall constitute a contract of the County with the holder of the Bond.

Section 18. Invalidity of Sections, Paragraphs, Clauses or Provisions. If any article, section, paragraph, clause or provision of this Second Supplemental Ordinance is held invalid or unenforceable under any circumstances, such holding shall not affect the validity or enforceability thereof under other circumstances, or the validity or enforceability of this Second Supplemental Ordinance as a whole or of any other article, section, paragraph, clause or provisions of this Second Supplemental Ordinance.

Section 19. Repeal of Conflicting Ordinances. All orders, resolutions, ordinances and parts thereof, procedural or otherwise, in conflict or inconsistent with the provisions of this Second Supplemental Ordinance are hereby repealed to the extent of such conflict or inconsistency, except that this Second Supplemental Ordinance shall not be deemed or considered to repeal any provisions of the Loan Resolution mentioned in Section 12 hereof.

Section 20. Execution of Documents/Hiring of Professionals. The Council hereby authorizes the Chairman of County Council, the County Administrator, the Clerk to County Council and the County Attorney to execute such documents and instruments as necessary to effect the issuance of the Bond. County Council hereby retains McNair Law Firm, P.A., as bond counsel, in connection with the issuance of the Bond.

Section 21. Effective Date. This Ordinance shall be in full force and effect from and after its enactment as provided by law.

(Signature Page follows)

Enacted this 26th day of July, 2011.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Paul Livingston, Chairman
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF

_____, 2011:

Michelle Onley
Assistant Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Date of First Reading: July 5, 2011 (Title only)
Date of Second Reading: July 19, 2011
Date of Third Reading: July 26, 2011

(FORM OF BOND)

UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
HOPKINS WATERWORKS IMPROVEMENT REVENUE BOND
SERIES 2011

\$2,033,000

For value received, Richland County, South Carolina (the "County") hereby promises to pay to The United States of America acting through the United States Department of Agriculture (the "Federal Government"), or its registered assigns, but solely from the revenues hereinafter mentioned, and not otherwise, the aggregate principal sum of Two Million Thirty-three Thousand Dollars (\$2,033,000). Interest shall accrue on such principal from the date hereof at the rate of _____ percent (____%) per annum, and the County hereby promises to pay interest on the principal amount hereof from time to time unpaid but solely from said revenues and not otherwise. Such installments shall be applied first to the payment of interest on the principal amount hereof from time to time unpaid and then to the payment of principal as a principal installment hereon; provided that the final payment of principal and interest, if not sooner paid, shall be due and payable forty-years from the date hereof and shall be an amount equal only to the principal amount hereof then unpaid plus the interest accrued thereon to the date of such final payment, notwithstanding that such amount is more or less than \$_____.

During such time as the Federal Government is the registered holder of the Bond, all payments in respect of such Bond, whether of principal or interest, shall be made by the County or its designee to the Federal Government through electronic debit pursuant to an Authorization Agreement for Preauthorized Payments between RD and the County, except for the final payment of the principal thereof, shall be made without presentation and surrender by the Federal Government of the Bond. Such payment and prepayment shall fully discharge the obligation of the County to the extent of the payments and prepayments so made.

This Bond is issued by the County for the purpose of retiring the principal of the County's \$2,033,000 Hopkins Waterworks System Improvement Revenue Bond Anticipation Note.

This Bond is issued under, pursuant to, and in full compliance with the Constitution and laws of the State of South Carolina, including particularly Title 6, Chapter 21 of the Code of Laws of South Carolina, 1976, as amended (the "Act"), Ordinance No. 048-10HR authorizing the issuance of waterworks and sewer system improvement bonds duly enacted by the County Council on July 27, 2011 (the "General Bond Ordinance" and Second Supplemental Ordinance No. _____ authorizing and providing for the issuance of a Hopkins Waterworks System Revenue Bond, Series 2011, or such other appropriate series designation of Richland County, South Carolina, in an amount not to exceed \$2,033,000 (the "Second Supplemental Ordinance)).

The General Bond Ordinance and the Second Supplemental Ordinance contain provisions defining terms, including the properties comprising the System, setting forth the revenues pledged for the payment of the principal of and interest on this Bond and other bonds which may hereafter be issued under the General Bond Ordinance ("Additional Bonds"); setting forth the nature and extent and manner of enforcement of the security for this Bond and such Additional Bonds and of such pledge, and the rights and remedies of the registered owner hereof with respect thereto; setting forth the terms and conditions upon which and the extent to which the General Bond Ordinance and this Second Supplemental Ordinance may be altered,

modified or amended; the terms and conditions upon which this Bond is issued, upon which other bonds may be hereinafter issued payable as to principal and interest on a parity with this Bond equally and ratably secured herewith; and setting forth the rights, duties and obligations of the County thereunder; and the terms and conditions upon which the pledge made in the General Bond Ordinance and the Second Supplemental Ordinance for the security of this Bond and upon which the covenants, agreements and other obligations of the County made therein may be discharged at or prior to the maturity or redemption of this Bond with provision for the payment thereof in the manner set forth in the General Bond Ordinance and the Second Supplemental Ordinance. Reference is hereby made to the General Bond Ordinance and the Second Supplemental Ordinance to all the terms and provisions of which any holder of this Bond by acceptance hereof thereby assents. The provisions of the Act, the General Bond Ordinance and the Second Supplemental Bond Ordinance shall be a contract with the registered owner of this Bond.

This Bond and the interest hereon are special obligations of the County and are secured by a statutory lien upon the System as prescribed in the Act and by a pledge of and lien upon Revenues (as defined in the General Bond Ordinance) derived from the operation of the System.

THIS BOND AND THE INTEREST HEREON ARE NOT PAYABLE FROM, NOR ARE THEY A CHARGE UPON, ANY FUNDS OTHER THAN THE REVENUES PLEDGED TO THE PAYMENT THEREOF BY THE ORDINANCE. NEITHER THE FULL FAITH, CREDIT OR TAXING POWERS OF THE STATE OF SOUTH CAROLINA NOR THE COUNTY ARE PLEDGED TO THE PAYMENT OF THE PRINCIPAL OF OR INTEREST ON THIS BOND, AND THIS BOND DOES NOT CONSTITUTE AN INDEBTEDNESS OF THE COUNTY WITHIN THE MEANING OF ANY STATE CONSTITUTIONAL PROVISIONS OR STATUTORY LIMITATION, BUT SHALL BE PAYABLE SOLELY FROM THE REVENUES OF THE SYSTEM.

THE COUNTY HAS THE RIGHT UNDER THE ORDINANCE TO ISSUE ADDITIONAL BONDS, AND SUCH ADDITIONAL BONDS MAY, UNDER CERTAIN CIRCUMSTANCES DESCRIBED IN THE ORDINANCE AND WITH THE CONSENT OF RURAL DEVELOPMENT, BE SECURED BY A LIEN UPON THE REVENUES OF THE SYSTEM ON A PARITY WITH OR JUNIOR TO THE LIEN SECURING THIS BOND.

The County covenants that it will fix and revise, from time to time, rates for services furnished by the System and such rates shall at all times be maintained so as to be sufficient to provide for the payment of the interest upon and the principal on all obligations of the County payable from the Revenues of the System as and when the same become due and payable; to provide for the payment of the expenses of administration and operation and maintenance of the System as may be necessary to preserve it in good repair and working order; to build up a reserve for depreciation of the System; and, to build up a reserve for improvements, betterments and extensions to the System other than those necessary to maintain the System in good repair and working order.

The County reserves the right to redeem this Bond at its option in whole at any time or in part at any time and from time to time, any partial redemption to be applied to installments of principal in inverse chronological order, upon payment of the principal amount to be redeemed, provided, however, that any such payment of principal upon redemption shall be accompanied by the interest accrued on this Bond to the date fixed for redemption. There shall be no premium paid by the County upon any redemption of this Bond.

This Bond may be assigned and, if assigned, the assignor, as provided in the Ordinance, shall promptly provide the County with written evidence of such assignment acceptable to the County as to form and substance, and the assignee may surrender this Bond to the County in exchange for a new fully

registered bond for the then unpaid principal amount. Ownership of this Bond shall be registered on the books of registry kept by the County in the name of such assignee as payee. All payments of principal, including prepayments of principal and interest on this Bond, shall be made only to the registered owner thereof by check mailed to the address shown on the books of registry maintained by the County. Notwithstanding the foregoing, in the event the Federal Government and the assignee of this Bond enter into an agreement whereby such assignee agrees to forego its rights and remedies against the County and any others in connection with the loan evidenced by this Bond, to forego any benefit of any related security for this Bond, and to designate the Federal Government as collection agent for the assignee to receive all payments on this Bond made by or on behalf of the County, this Bond shall be registered in the name of the Federal Government, as agent for the new owner, and all payments on this Bond shall be made by the County to the Federal Government as collection agent, in accordance with the terms and conditions provided in this Bond. All payments described in Section 2 of the Second Supplemental Ordinance shall be effective to discharge fully all liability of the County under the General Bond Ordinance or the Second Supplemental Ordinance or under this Bond to the extent of such payment, and all owners of this Bond shall hold this Bond subject to such discharge.

Any transferee or assignee of this Bond takes this Bond subject to any payments and prepayments to the registered owner, whether of principal or interest, made on account of this Bond and whether or not all such payments have been endorsed hereon.

For purposes of payments under Section 7 of the Second Supplemental Ordinance, for determining the validity of any assignment by the Federal Government under Section 6.3 of the General Bond Ordinance, and for all other purposes related to this Bond, the County is entitled to rely upon communication from RD, or such other agency as may be designated by the Federal Government to administer the programs currently administered by the RD, as the duly authorized agent for the Federal Government.

The County hereby certifies that it is unable to obtain sufficient credit elsewhere to finance its actual needs at reasonable rates and terms, taking into consideration prevailing private and cooperative rates and terms in or near its community for loans for similar purposes and periods of time.

If at any time it shall appear to the Federal Government that the County may be able to obtain a loan from a reasonable cooperative or private credit source at reasonable rates and terms for loans for similar purposes and periods of time, the County will, at the Federal Government's request, apply for and accept such loan in sufficient amount to repay the Federal Government.

This Bond is given as evidence of a loan to the County made by the Federal Government pursuant to the Consolidated Farm and Rural Development Act and shall be subject to the present regulations of the Federal Government and to its future regulations not inconsistent with the express provisions hereof.

The principal of and interest on this Bond are exempted from any and all State, county, municipal and other taxation whatsoever under the laws of the State of South Carolina, except for inheritance, estate or transfer taxes. It should be noted, however, that Section 12-11-20, Code of Laws of South Carolina, 1976, as amended, imposes upon every bank engaged in business in the State of South Carolina a fee or franchise tax computed on the entire net income of such bank which would include interest paid on this Bond to any such bank.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required by the Constitution and statutes of the State of South Carolina to exist, to happen and to be

performed precedent to and in the issuance of this Bond, do exist, have happened and have been performed in due time, form and manner as required by law.

IN WITNESS WHEREOF, Richland County, South Carolina, has caused this Bond to be executed in its name by the manual signature of the County Supervisor and Chairman of the County Council and attested by the manual signature of the Clerk to County Council under the seal of the County, this Bond to be dated the ____ day of _____, 2011.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Chairman, County Council

ATTEST:

(SEAL)

Clerk to County Council

REGISTRATION

This Bond has been registered in the name of The United States of America on the registration books kept by the Clerk to the County Council of Richland County, South Carolina.

Dated this ____ day of _____, 2011.

Clerk to Council, Richland County, South Carolina

ASSIGNMENT

For value received _____ hereby sells, assigns and transfers unto _____ the within-mentioned Bond and hereby irrevocably constitutes and appoints _____, Attorney, to transfer the same on the books of registration in the office of the Clerk of the County of Richland, South Carolina with full power of substitution in the premises.

By _____

Dated: _____
Witness: _____

NOTE: The signature to this assignment must correspond with the name as written on the face of the within Bond in every particular, without alteration, enlargement or any change whatsoever.

CERTIFICATE OF ADVANCES

The County has received the following amounts of moneys in payment for this Bond.

<u>Date of Payment</u>	<u>Amount of Payment</u>	<u>Signature of Authorized Officer</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Richland County Council Request of Action

Subject

An Ordinance Amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article II, Administration; Division 3, Permits, Inspection and Certificate of Approval; Section 6-52, Inspections Required; so as to not require inspection of occupied structures unless there are safety concerns **[SECOND READING] [PAGES 42-46]**

Notes

June 28, 2011 - The D&S Committee voted to send this item to Council without a recommendation. The vote in favor was unanimous.

First Reading: July 5, 2011

Second Reading:

Third Reading:

Public Hearing:

Richland County Council Request of Action

Subject: Ordinance regarding inspection of occupied structures

A. Purpose

To enact an ordinance that states inspections of occupied structures for the purpose of minimum code compliance for unsafe housing will not be provided.

B. Background / Discussion:

It has been the Department's practice to inspect vacant and abandoned residential property to include mobile homes in Richland County. The work load for vacant structures is approximately 600 housing cases with one unsafe housing inspector. Currently we have assigned two building inspectors to the Unsafe Housing Division to assist in the work load and inspections. We have a very limited number inspected occupied residential code cases at this time. Our procedure has been not to inspect occupied structures for the following reasons unless there is a life safety concern:

Tenant-occupied structures are usually landlord/tenant disputes which can usually be resolved through the Magistrates Court.

- Landlords try to use our office as an eviction process to avoid eviction costs and the time it takes to have the tenant removed.
- Tenants use our office to confirm or verify code violations which the landlord would be required to repair, if the tenant used the court system.
- We have had very good luck with referring the landlord and the tenant to using the Tenant/Landlord act and settling their concerns in court on their own.

Performing inspections on tenant-occupied structure would need to be done in a manner which is consistent with fair housing requirements and which assures all persons their rights under Title VIII of that act of April 11, 1968 (Public Law 90-284), commonly known as the Civil Rights Act of 1968 and Title VI of the Civil Rights Act of 1964.

Owner-occupied structures are usually civil disputes between neighbors or property regime and their board of directors. Most of the complaints are exterior code violations, to include, care of premises or abandoned vehicles. These concerns can and will be inspected and handled through the ombudsman's office as requested and needed. In the event that a tenant or owner occupied structure is in need of repair and that life safety is apparent the Building Official does have the authority to take immediate action.

Again, it has been Unsafe Housing's course of action to refrain from performing inspections on occupied structures.

C. Financial Impact

None, if approved. However, if we are required to inspect occupied structures, there will be the cost of additional inspectors and administrative personnel, vehicles and equipment to cover Richland County. The cost is estimated at \$160,000 for two (2) inspectors, one (1) administrative/records assistant, two (2) vehicles and equipment, desks & etc.

D. Alternatives

1. Approve the Ordinance, which would state that inspections of occupied structures are not to be performed.
2. Do not approve the Ordinance, and allow staff to continue to administratively not inspect occupied structures and handled on a case by case as needed basis.
3. Do not approve the Ordinance and direct staff to inspect occupied structures.

E. Recommendation

Recommend approval of Alternative 1.

F. Approvals

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

Finance

Reviewed by: Daniel Driggers Date: 5/23/11
 Recommend Council approval Recommend Council denial
 Council Discretion (please explain if checked)
 Comments regarding recommendation: This is a policy and funding decision for Council on appropriate inspection requirements and the mechanism for funding the approved process.

Building Codes and Inspections

Reviewed by: Donny Phipps Date:
 Recommend Council approval Recommend Council denial
 Council Discretion (please explain if checked)
 Comments regarding recommendation:

Planning

Reviewed by: Amelia Linder Date:
 Recommend Council approval Recommend Council denial
 Council Discretion (please explain if checked)
 Comments regarding recommendation: Recommend approval of Alternative 1.

Legal

Reviewed by: Larry Smith

Date:

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: The ROA as written discusses those situations where these structures are being occupied by tenants in a landlord/ tenant type arrangement and the difficulty in doing inspections under those circumstances. However, the ordinance makes no distinction as to whether or not the occupant of the structure has to be a tenant or the owner of the structure. The language of the ordinance wouldn't require the county to do any inspections as long as it was occupied, no matter who the occupant was. Therefore, it is unclear as to why most of the discussion regarding this matter would center on landlord/tenant issues, but the requirement for no inspections would not be limited to just landlord/tenant structures. In addition, the language of the ordinance suggests that the only time that an inspection would be in order is in a life or death situation. In some instances the only way that you may have to determine if you have a life or death situation is thru an inspection.

If the Council wants to appropriate the funds to hire the inspectors to ensure that these structures are safe and meet the code requirements, it is within their discretion to do so.

Administration

Reviewed by: Sparty Hammett

Date: 6/21/11

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Recommend approval of Alternative 1 – approving the ordinance. The ordinance addresses still performing inspections in situations addressed in Sections 108 and 109 of the International Property Maintenance Code. These usually come from damages due to storms, wind, lightening & etc. that are covered by section 109.1 imminent danger. It could include failure to maintain and weather conditions that causes the building to have structural failure due to roof leaks, open windows and/or siding. It also could be gas, electrical or plumbing issues that could be found to be dangerous to life, health, property or safety of the public or occupants of the structure as covered in Section 108.1.1 unsafe structures.

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS; ARTICLE II, ADMINISTRATION; DIVISION 3, PERMITS, INSPECTION AND CERTIFICATE OF APPROVAL; SECTION 6-52, INSPECTIONS REQUIRED; SO AS TO NOT REQUIRE INSPECTION OF OCCUPIED STRUCTURES UNLESS THERE ARE SAFETY CONCERNS.

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 II, Administration; Division 3, Permits, Inspection and Certificate of Approval; Section 6-52; Inspections Required; is hereby amended to read as follows:

(a) The building official shall inspect or cause to be inspected at various intervals all construction, installation and/or work for compliance with the provisions of this chapter.

(b) Notwithstanding subsection (a), above, inspections of occupied structures for the purpose of code compliance for unsafe housing will not be provided, unless the structure is determined to be unsafe as stated in Sections 108 and 109 of the International Property Maintenance 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 enforced 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

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

Richland County Council Request of Action

Subject

An Ordinance Authorizing Easement to the City of Columbia for Sanitary Sewer Main to serve the Brookhaven Subdivision; Richland County TMS #17500-03-67 **[SECOND READING] [PAGES 48-56]**

Notes

June 28, 2011 - The D&S Committee recommended that Council grant the sewer easement to the City of Columbia. The vote in favor was unanimous.

First Reading: July 5, 2011

Second Reading:

Third Reading:

Public Hearing:

Richland County Council Request of Action

Subject: Sanitary Sewer Main Easement to the City of Columbia (northern side of Cogburn Road)

A. Purpose

County Council is requested to approve a Sanitary Sewer Main easement to the City of Columbia on property owned by Richland County (northern side of Cogburn Road).

B. Background / Discussion

In 2010, Brickyard-Longtown, LLC (Stewart Mungo) donated a parcel of land to the County for conservation purposes. The land is titled in the Richland County Conservation Commission, but as the Commission is not a separate legal entity, title lies with Richland County. The Commission was approached by the City of Columbia requesting a sanitary sewer main easement over the subject property.

Please see the attached easement and plat to further identify the location of the requested easement. It appears from the plat that the sewer line is going to service the Brookhaven Subdivision.

C. Financial Impact

There is no known financial impact with this request.

D. Alternatives

1. Grant the easement to the City of Columbia (approve the attached ordinance)
2. Do not grant the easement to the City of Columbia (do not approve the attached ordinance)

E. Recommendation

Council discretion.

Recommended by: Elizabeth McLean

Department: Legal

Date: 6/14/11

F. Reviews

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

Finance

Reviewed by: Daniel Driggers

Date: 6/16/11

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Recommendation is based on no financial impact to the County as indicated in the ROA.

Conservation Commission

Reviewed by: James Atkins

Date:

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: The sewer main was installed previously by the Mungo Company. The easement is needed to transfer the main to the City of Columbia.

Public Works

Reviewed by: David Hoops

Date:

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Sewer main is in place, no further disruption will occur. Easement is needed for future maintenance.

Legal

Reviewed by: Larry Smith

Date:

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation:

Administration

Reviewed by: Sparty Hammett

Date: 6/20/11

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Recommend approval of granting the sewer easement to the City of Columbia. The sewer main is already in place, and the easement is needed for maintenance.

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

EASEMENT

For and in consideration of the sum of One (\$1.00) Dollar, each to the other paid, the receipt of which is hereby acknowledged, Richland County Conservation Commission (also hereinafter referred to as "Grantor") does hereby grant unto the said City of Columbia (also hereinafter referred to as "Grantee"), its successors and assigns, an easement and right-of-way variable (0' to 11.51') feet in width, together with the right of ingress and egress at all times for the purpose of constructing, operating, reconstructing, and maintaining a sanitary sewer main and with the right to remove shrubbery, trees and other growth from the right-of-way and construction area, provided that the property will be restored as nearly as practicable to its original condition upon completion of the construction and any trees which must be removed shall be moved from the premises, and any damaged shrubbery will be replaced with the same variety from nursery stock, said easement and right-of-way to run through property which the Grantor owns or in which the Grantor has an interest, situate, lying and being:

In the State of South Carolina, County of Richland, located along the northern side of Cogburn Road, Columbia, South Carolina 29229, and being further identified as a portion of Richland County tax map number 17500-03-67, as shown on tax maps prepared by the office of the Richland County Tax Assessor, 2010 Edition.

A permanent, exclusive easement for a sanitary sewer main, variable feet in width, the perimeter measurements of said easement beginning at a point along the common boundary of the subject property and the northwestern property line of Richland County TMS#17511-02-52, n/f Kodali, fourteen and nineteen hundredths (14.19) feet S26°50'46"W of the northern property corner of said TMS#17511-02-52; thence extending therefrom N26°50'46"E along the common boundary of the subject property and the northwestern property lines of Richland County TMS#17511-02-52, 53 (n/f Powell), 54 (n/f Jennings) and 55 (n/f Remelus), for a distance of two hundred thirty-six and six tenths (236.6) feet to a point along the northwestern property line of said TMS#17511-02-55, fifty-five and eight hundredths (55.08) feet N26°50'46"E of the western property corner of said TMS#17511-02-55; thence turning and extending therefrom S29°15'42"W along the subject property, for a distance of two hundred thirty and sixty-three hundredths (230.63) feet; thence turning and extending therefrom S30°45'18"E crossing the subject property, for a distance of eleven and fifty-one hundredths (11.51) feet to a point along the common boundary of the subject property and the northwestern property line of said TMS#17511-02-52, also being the point of beginning; thence terminating.

Be all measurements a little more or less.

This easement being more clearly shown and delineated on an easement plat for Sewer Easement to Serve Brookhaven Phase 10, sheet 6 of 6, dated January 13, 2011, prepared by Civil Engineering of Columbia, Inc., for the City of Columbia, South Carolina and being on file in the Office of the Department of

APPROVED BY
CITY OF COLUMBIA
LEGAL DEPT.

Utilities and Engineering, City of Columbia, South Carolina under file reference #276-02L.

A copy of said easement plat being attached hereto and made a part hereof as Exhibit "A".

(THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

TO HAVE AND TO HOLD the aforesaid rights to the Grantee, its successors and assigns, as aforesaid, forever.

And the Grantor does hereby bind the Grantor and Grantor's successors and assigns to warrant and forever defend all and singular the said premises unto Grantee, its successors and assigns against the Grantor and Grantor's successors and assigns and against every person whomsoever lawfully claiming, or to claim, the same or any part thereof through the Grantor or Grantor's successors or assigns.

WITNESS the hand and seal of the Grantor by the undersigned this _____ day of _____, 2011.

WITNESSES:

RICHLAND COUNTY CONSERVATION COMMISSION

(1st witness)

By: _____
(Signature)

(2nd witness)

Name: _____
(Print Name)

Title: _____
(Print Title)

STATE OF SOUTH CAROLINA)
COUNTY OF _____)

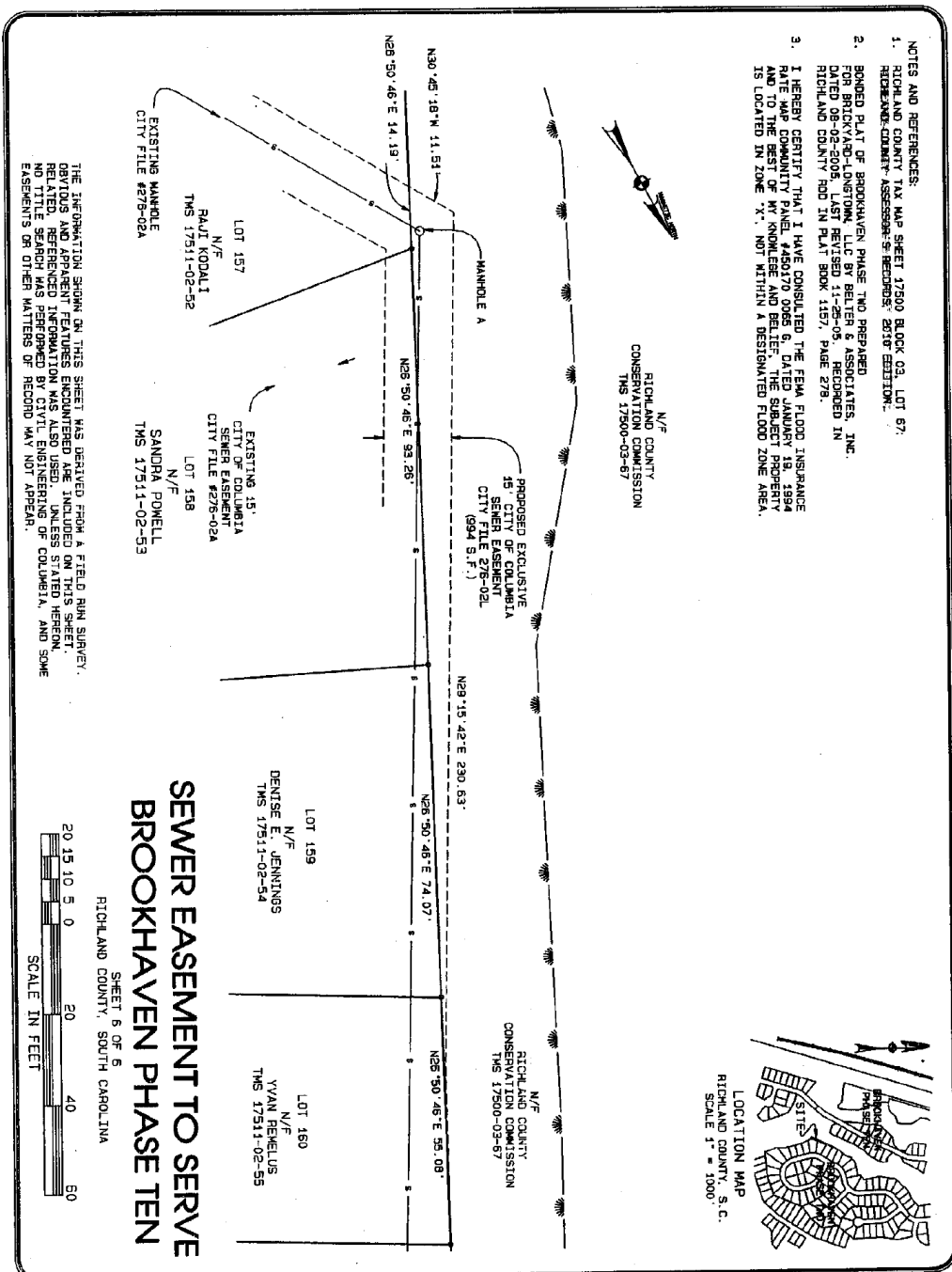
ACKNOWLEDGEMENT

The foregoing instrument was acknowledged before me this _____ day of _____, 2011 by _____ of _____ on behalf of the within-named Grantor.
Name & Title of Officer City & State

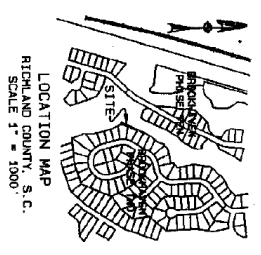
(Notary's Signature)

NOTARY PUBLIC FOR: _____
(State)

MY COMMISSION EXPIRES: _____
(Date)

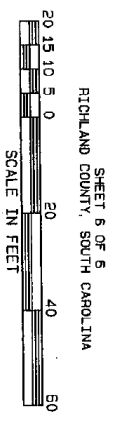


- NOTES AND REFERENCES:
1. RICHLAND COUNTY MAP SHEET 17500 BLOCK 03, LOT 67, RICHLAND COUNTY ASSESSOR'S RECORDS, 2010 EDITION.
 2. BOUNDED PLAT OF BROOKHAVEN PHASE TWO PREPARED FOR BRICKYARD-LONGTOWN, LLC BY BELTER & ASSOCIATES, INC. DATED 05-02-2008, LAST REVISED 11-25-09, RECORDED IN RICHLAND COUNTY BOB IN PLAT BOOK 1157, PAGE 279.
 3. I HEREBY CERTIFY THAT I HAVE CONSULTED THE FEMA FLOOD INSURANCE RATE MAP COMMUNITY PANEL #450170 0085 G, DATED JANUARY 19, 1994 AND TO THE BEST OF MY KNOWLEDGE AND BELIEF, THE SUBJECT PROPERTY IS LOCATED IN ZONE 'X', NOT WITHIN A DESIGNATED FLOOD ZONE AREA.



THE INFORMATION SHOWN ON THIS SHEET WAS DERIVED FROM A FIELD RAIN SURVEY. OBVIOUS AND APPARENT FEATURES ENCOUNTERED ARE INCLUDED ON THIS SHEET. RELATED REFERENCED INFORMATION WAS ALSO USED. KNOWN UNLESS STATED OTHERWISE. NO TITLE SEARCH WAS PERFORMED. RECORD MAY NOT APPEAR. EASEMENTS OR OTHER MATTERS OF RECORD MAY NOT APPEAR.

**SEWER EASEMENT TO SERVE
BROOKHAVEN PHASE TEN**



		<p>PREPARED FOR CITY OF COLUMBIA UTILITIES & ENGINEERING COLUMBIA, SOUTH CAROLINA</p> <p>CIVIL ENGINEERING OF COLUMBIA CONSULTING ENGINEERING SURVEYING AND PLANNING 3608 FERNANDINA ROAD COLUMBIA, SOUTH CAROLINA 29210 TELEPHONE (803) 798-2820 FAX (803) 798-2820</p> <p>ANY CERTIFICATIONS, WARRANTIES, OR GUARANTEES SIGNED BY THE ENGINEER OR SURVEYOR OF RECORD FOR THIS PROJECT ARE INTENDED TO EXPRESS THAT STANDARD AND REASONABLE CARE WERE USED IN PREPARATION OF THIS DOCUMENT.</p>								
<table border="1"> <tr> <th>NO.</th> <th>DATE</th> <th>REVISION/DESCRIPTION</th> <th>BY</th> </tr> <tr> <td>1</td> <td>01-13-11</td> <td>REV PER CITY E-MAIL 1-13</td> <td>HDE</td> </tr> </table>	NO.	DATE	REVISION/DESCRIPTION	BY	1	01-13-11	REV PER CITY E-MAIL 1-13	HDE	<p>DATE: DEC. 16, 2010</p> <p>DRAWN: HDE</p> <p>SCALE: 1" = 20'</p>	<p>JOB NUMBER 05089</p>
NO.	DATE	REVISION/DESCRIPTION	BY							
1	01-13-11	REV PER CITY E-MAIL 1-13	HDE							

Revid Copy 01/13/11

276-02L

ATTORNEY CERTIFICATION

I, _____, an attorney licensed to practice in the State of _____, do hereby certify that I supervised the execution of the attached Easement with Richland County Conservation Commission as grantor and the City of Columbia, as grantee, this _____ day of _____, 2011.

State Bar or License Number: _____

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

AN ORDINANCE AUTHORIZING EASEMENT TO THE CITY OF COLUMBIA FOR SANITARY SEWER MAIN TO SERVE THE BROOKHAVEN SUBDIVISION; RICHLAND COUNTY TMS #17500-03-67.

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

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant an easement to a sanitary sewer main to The City of Columbia for a portion of Richland County TMS #17500-03-67, as specifically described in the Easement, which is attached hereto and incorporated herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2011.

Michelle Onley
Assistant 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 Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$91,754 of General Fund Undesignated Fund Balance to the Solicitor for Grant Match Funds **[SECOND READING] [PAGES 58-59]**

Notes

June 28, 2011 - The A&F Committee recommended that Council approve a Veterans Court Grant from the Department of Justice's Discretionary Drug Court Program, if awarded, for the Solicitor's Office in the amount of \$367,016 and the required match of \$91,754. The vote in favor was unanimous.

First Reading: July 5, 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 2011-2012 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$91,754 OF GENERAL FUND UNDESIGNATED FUND BALANCE TO THE SOLICITOR FOR GRANT MATCH FUNDS.

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 ninety one thousand seven hundred fifty four dollars (\$91,754) be appropriated to the FY 2011-2012 Solicitor's Budget. Therefore, the Fiscal Year 2011-2012 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2011 as amended:	\$ 139,300,965
Appropriation of General Fund undesignated fund balance	<u>91,754</u>
Total General Fund Revenue as Amended:	\$ 139,392,719

EXPENDITURES

Expenditures appropriated July 1, 2011 as amended:	\$ 139,300,965
Increase to Solicitor – Grant Match:	<u>91,754</u>
Total General Fund Expenditures as Amended:	\$ 139,392,719

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 _____, 2011

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 Authorizing Easement to the City of Columbia for a water main to serve the Brookhaven Subdivision;
Richland County TMS #17500-03-67 **[SECOND READING] [PAGES 61-70]**

Notes

June 28, 2011 - The D&S Committee recommended that Council grant the water main easement to the City of Columbia. The vote in favor was unanimous.

First Reading: July 5, 2011

Second Reading:

Third Reading:

Public Hearing:

Richland County Council Request of Action

Subject: Water Main Easement to the City of Columbia (n/w side of Westmorland Road)

A. Purpose

County Council is requested to approve a Water Main easement to the City of Columbia on property owned by Richland County (n/w side of Westmorland Road).

B. Background / Discussion

In 2010, Brickyard-Longtown, LLC (Stewart Mungo) donated a parcel of land to the County for conservation purposes. The land is titled in the Richland County Conservation Commission, but as the Commission is not a separate legal entity, title lies with Richland County. The Commission was approached by the City of Columbia requesting a water main easement over the subject property.

Please see the attached easement and plat to further identify the location of the requested easement. It appears from the plat that the water line is going to service the Brookhaven Subdivision.

C. Financial Impact

There is no known financial impact with this request.

D. Alternatives

1. Grant the easement to the City of Columbia (approve the attached ordinance)
2. Do not grant the easement to the City of Columbia (do not approve the attached ordinance)

E. Recommendation

Council discretion.

Recommended by: Elizabeth McLean

Department: Legal

Date: 6/14/11

F. Reviews

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

Finance

Reviewed by: Daniel Driggers

Date: 6/16/11

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Recommendation is based on no financial impact to the County as stated in the ROA.

Conservation Commission

Reviewed by: James Atkins

Date:

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Water main was installed previously by the Mungo Company. The easement is needed to transfer the line to the City of Columbia.

Public Works

Reviewed by: David Hoops

Date:

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Watermain is already in place, no further disruption will occur.

Legal

Reviewed by: Larry Smith

Date:

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation:

Administration

Reviewed by: Sparty Hammett

Date: 6/20/11

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Recommend granting the water main easement to the City of Columbia. The water main is already installed.

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

EASEMENT

For and in consideration of the sum of One (\$1.00) Dollar, each to the other paid, the receipt of which is hereby acknowledged, Richland County Conservation Commission (also hereinafter referred to as "Grantor") does hereby grant unto the said City of Columbia (also hereinafter referred to as "Grantee"), its successors and assigns, an easement and right-of-way (I) variable feet in width (0' to .83') and (II) variable feet in width (33.03'x29.9'x62.65'), together with the right of ingress and egress at all times for the purpose of constructing, operating, reconstructing, and maintaining a water main and with the right to remove shrubbery, trees and other growth from the right-of-way and construction area, provided that the property will be restored as nearly as practicable to its original condition upon completion of the construction and any trees which must be removed shall be moved from the premises, and any damaged shrubbery will be replaced with the same variety from nursery stock, said easement and right-of-way to run through property which the Grantor owns or in which the Grantor has an interest, situate, lying and being:

In the State of South Carolina, County of Richland, northeast of the City of Columbia, located along the northwestern side of Westmoreland Road, Columbia, South Carolina 29229, and being further identified as a portion of Richland County tax map number 17500-03-67, as shown on tax maps prepared by the office of the Richland County Tax Assessor, 2011 Edition.

(I) A permanent, exclusive easement for a water main, variable feet in width, the perimeter measurements of said easement beginning at a point along the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property at a point fourteen and four tenths (14.4) feet S32°42'11"W of an iron pin along the common boundary of Westmoreland Road and subject property and approximately two hundred (200) feet southwest of the western property corner of Lot 818, Brookhaven, Phase 10 as shown on water record drawings for Brookhaven, Phase 10, on file in the Office of the Department of Utilities and Engineering, City of Columbia under City File reference #276-02L; thence extending therefrom N48°07'17"W along the subject property, for a distance of eighty-three hundredths (0.83) feet; thence turning and extending therefrom N41°27'19"E crossing the subject property, for a distance of twenty-six and sixteen hundredths (26.16) feet to intersect the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property and gradually decreasing to zero (0) feet in width; thence turning and extending therefrom S38°26'40"W along the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property, for a chord distance of fifteen and sixty-five hundredths (15.65) feet; thence turning and extending therefrom S41°26'07"W along the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property, for a distance of ten and fifty-three hundredths (10.53) feet to the point of beginning; thence terminating.

(II) Also, a permanent, exclusive easement for a water main, variable feet in width, the perimeter measurements of said easement beginning at a point along

APPROVED BY
CITY OF COLUMBIA
LEGAL DEPT. *13/25/11*

the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property fifty-seven and two hundredths (57.02) feet N29°57'08"E of said iron pin along the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property; thence extending therefrom N24°46'21"E along the subject property, for a distance of thirty-three and three hundredths (33.03) feet; thence turning and extending therefrom N35°40'33"E crossing the subject property, for a distance of twenty-nine and nine tenths (29.9) feet to intersect the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property; thence turning and extending therefrom S29°57'08"W along the common boundary of the northwestern right-of-way of Westmoreland Road and the subject property, for a distance of sixty-two and sixty-five hundredths (62.65) feet to the point of beginning; thence terminating.

Be all measurements a little more or less.

This easement being more clearly shown and delineated on an easement plat for Water Line Easement for Brookhaven, Phase 10, sheet 1 of 1, dated March 7, 2011, prepared by Civil Engineering of Columbia, Inc., for the City of Columbia, South Carolina and being on file in the Office of the Department of Utilities and Engineering, City of Columbia, South Carolina under file reference #276-02L.

A copy of said easement plat being attached hereto and made a part hereof as Exhibit "A".

A partial copy of record drawings for Brookhaven, Phase 10, City File reference #276-02L referenced herein and being attached hereto and made a part hereof as Exhibit "B".

(THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

TO HAVE AND TO HOLD the aforesaid rights to the Grantee, its successors and assigns, as aforesaid, forever.

And the Grantor does hereby bind the Grantor and Grantor's successors and assigns to warrant and forever defend all and singular the said premises unto Grantee, its successors and assigns against the Grantor and Grantor's successors and assigns and against every person whomsoever lawfully claiming, or to claim, the same or any part thereof through the Grantor or Grantor's successors or assigns.

WITNESS the hand and seal of the Grantor by the undersigned this _____ day of _____, 2011.

WITNESSES: RICHLAND COUNTY CONSERVATION COMMISSION

(1st witness) By: _____
(Signature)

(2nd witness) Name: _____
(Print Name)
Title: _____
(Print Title)

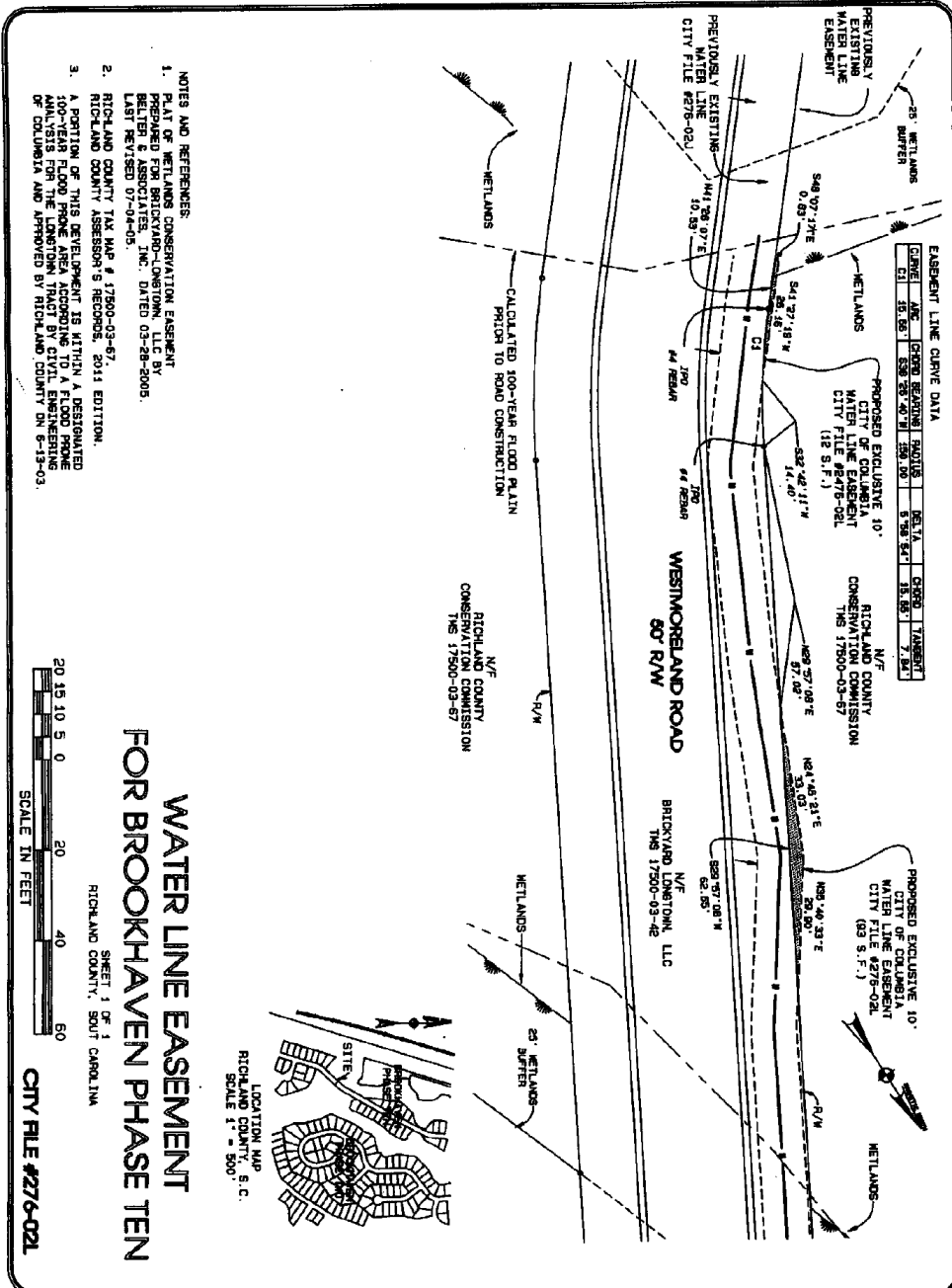
STATE OF SOUTH CAROLINA) ACKNOWLEDGEMENT
COUNTY OF)

The foregoing instrument was acknowledged before me this _____ day of _____, 2011 by _____ of _____
Name & Title of Officer City & State
on behalf of the within-named Grantor.

(Notary's Signature)
NOTARY PUBLIC FOR: _____
(State)
MY COMMISSION EXPIRES: _____
(Date)

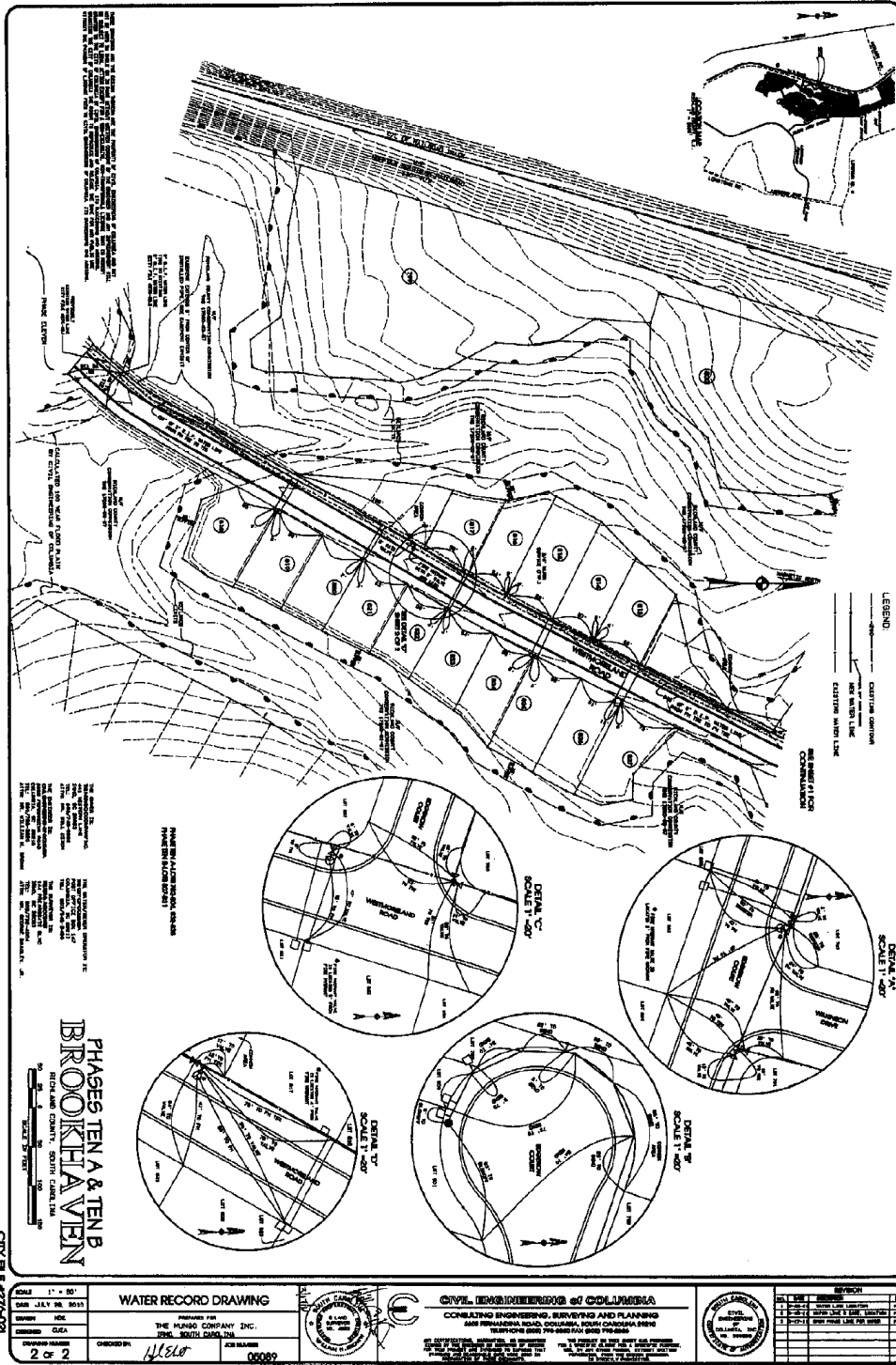
EASEMENT 1 of 1.doc

EXHIBIT A



<p>PREPARED FOR CITY OF COLUMBIA COLUMBIA, SOUTH CAROLINA</p>	
<p>CIVIL ENGINEERING OF COLUMBIA CONSULTING ENGINEERING SURVEYING AND PLANNING 3408 FERNANDINA ROAD COLUMBIA, SOUTH CAROLINA 29210 TELEPHONE (803) 796-0820 FAX (803) 796-0826</p>	
<p>NO. DATE REVISION DESCRIPTION</p> <p>DATE: MARCH 7, 2011</p> <p>BY: HDE</p> <p>SCALE: 1" = 20'</p>	<p>JOB NUMBER 05089</p>

EXHIBIT B



Item# 14

Attachment number 1
Page 7 of 10

ATTORNEY CERTIFICATION

I, _____, an attorney licensed to practice in the State of South Carolina do hereby certify that I supervised the execution of the attached Easement with Richland County Conservation Commission as Grantor and the City of Columbia, as Grantee, this _____ day of _____, 2011.

State Bar Number: _____

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

AN ORDINANCE AUTHORIZING EASEMENT TO THE CITY OF COLUMBIA
FOR A WATER MAIN TO SERVE THE BROOKHAVEN SUBDIVISION;
RICHLAND COUNTY TMS #17500-03-67.

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

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant
an easement to a water main to The City of Columbia for a portion of Richland County TMS
#17500-03-67, as specifically described in the Easement, which is attached hereto and incorporated
herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2011.

Michelle Onley
Assistant 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 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 72-73]**

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: June 21, 2011

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

An Ordinance Amending the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of Tobacco Products; Subparagraph (G), Reasonable Distance; so as to prohibit smoking within twenty (20) feet of a door used as an entrance to or exit from an enclosed area where smoking is prohibited **[PAGES 75-78]**

Notes

June 28, 2011 - The D&S Committee voted to send this item to Council without a recommendation. The vote in favor was unanimous.

First Reading: July 5, 2011

Second Reading:

Third Reading:

Public Hearing:

Richland County Council Item for Action

Subject: Smoking Ban Ordinance Amendment – “Reasonable Distance”

A. Purpose

Council is requested to consider the Motion made by Honorable Councilmember Manning at the Council meeting of April 5, 2011 which reads, “**Ban smoking within a specified distance from a main entrance of a business or public building.**”

B. Background / Discussion

During the Motion Period in the Council Meeting of April 5, 2011, Honorable Councilmember Manning made a motion to “Ban smoking within a specified distance from a main entrance of a business or public building.”

The current smoking ban ordinance language relating to this issue, Section 18-6(g) reads as follows:

(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.

Specifying a distance from a work space within which no smoking shall occur will also help protect employees and the general public from having to walk through second-hand smoke in order to enter or exit a business or other work area.

While most municipalities in Richland County with smoking ban ordinances in place use the “reasonable distance” language (Blythewood is the sole exception, which specifies a ten foot distance), municipalities in Lexington County with smoking ban ordinances in place include a specific distance, ten (10) feet.

Richland County’s policy, for its public buildings, states that smoking is prohibited within twenty feet (20’) of any entrance, public access points, or air intakes.

On April 13, via email, the Honorable Mr. Manning notified staff that he knows that Aiken, Lexington, and York Counties have distance specifications, and that the average from these jurisdictions is fifteen (15) feet. In addition, per Mr. Manning, fifteen (15) feet is the minimum distance as recommended in a model ordinance promulgated by the ANR (Americans for Nonsmokers’ Rights).

A draft ordinance is attached that would use this distance of 15’ in amending Section 18-6 (g).

C. Financial Impact

None.

D. Alternatives

1. Amend the smoking ban ordinance as recommended to specify that no smoking shall occur within fifteen (15) feet of any entrance or air intakes.
2. Amend the smoking ban ordinance to specify a different distance. Greater distances will provide greater protections to employees and the general public, but lesser distances will be less of a restriction on business operations.
3. Do not amend the smoking ban ordinance at this time.

E. Recommendation

It is recommended that Council amend Section 18-6 (g) of the smoking ban ordinance to require a 15' smoking distance from doors and air intakes.

Recommended by: Pam Davis **Department:** Business Service Center **Date:** 4-11-11

F. Reviews

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

Finance

Reviewed by: Daniel Driggers

Date: 4/14/11

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

Date:

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Administration

Reviewed by: Roxanne M. Ancheta

Date: April 20, 2011

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation: It is recommended that Council amend Section 18-6 (g) of the smoking ban ordinance to require a 15' smoking distance from doors and air intakes.

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 18, OFFENSES; SECTION 18-6, SMOKING OF TOBACCO PRODUCTS; SUBPARAGRAPH (G), REASONABLE DISTANCE; SO AS TO PROHIBIT SMOKING WITHIN TWENTY (20) FEET OF A DOOR USED AS AN ENTRANCE TO OR EXIT FROM AN ENCLOSED AREA WHERE SMOKING IS PROHIBITED.

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

SECTION I. The Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of Tobacco Products; Subparagraph (g); is hereby amended to read as follows:

(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. In addition, smoking is prohibited within fifteen (15) feet of any door used as an entrance to or exit from an enclosed area where smoking is prohibited and from any air intake, so as to ensure that tobacco smoke does not enter through the entry and to help protect employees, the general public, and others from having to walk through tobacco smoke in order to enter or exit a business or other work area. This distance shall be measured from the center of the door in question.

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 _____, 2011.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY

OF _____, 2011

Michelle M. Onley
Assistant Clerk of Council

Item# 16

Attachment number 1
Page 3 of 4

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

Responses from RFP to Employee and Retiree Group Benefit Services **[PAGES 80-108]**

Notes

June 28, 2011 - The A&F Committee voted to send this item to Council without a recommendation and directed the Human Resources Director to present this information to Council. The vote in favor was unanimous.

Richland County Council Request of Action

Subject: Responses from RFP to Employee and Retiree Group Benefit Services

A. Purpose

County Council is being asked to approve and authorize staff to negotiate and award contracts to the recommended vendors in response to RFP. Vendors responded to the RFP seeking to provide the following group employee and/or retiree services to Richland County;

- Health Insurance for Employees
- Health Insurance for Early Retirees (pre 65 years old)
- Dental Insurance for Employees
- Dental Insurance for Early Retirees
- Life Insurance and AD&D for Employees
- Life Insurance and AD&D for Early Retirees
- Voluntary Supplemental Life (Paid by Employee or Retiree)
- Voluntary Dependent Life (Paid by Employee or Retiree)
- EAP (Employee Assistance Program) for Employees and Dependents
- Voluntary Short Term Group Disability (Paid by Employee)
- Voluntary Long Term Group Disability (Paid by Employee)
- Wellness Incentive Program
- Flexible Spending Accounts for Employees

B. Background / Discussion

The County authorized Human Resources to hire a consultant, Wells Fargo Insurance Services, to assist with developing, publishing, collecting, analyzing, and making recommendations on responses to a RFP for several employee services. WFIS received responses from many vendors for employee and retiree services. The responding vendors for each service were narrowed down to a list of finalists. All finalists for the health insurance services were invited to come on site to Richland County and make a presentation to County Administration, Finance, and Human Resources. Each finalist was then asked to provide their best and final offer. You will find a brief company profile on each vendor finalist that is under consideration.

It is important to note, the current RFP responses do **not** include Medicare retirees (retirees 65 or older currently on the Medicare Advantage). Medicare operates on a calendar year, January – December. The CMS (Center for Medicare & Medicaid Services) does not release information on Medicare until later in the calendar year; therefore vendors are not able to provide responses until they have information from CMS relating to federal Medicare contributions. The County plans to proceed with the RFP for Medicare Advantage retirees during July 2011.

The County requested all vendors responding to the RFP to provide a response that matched our current benefit plan. Each health insurance vendor finalist benefits match our current plan (i.e. deductible, out of pocket, co-insurance, office visits, emergency room, outpatient facility charges, inpatient facility charges, etc.). There will be some variation in the tier that prescription drugs will fall into, which always occurs with different vendors based on various factors such as negotiate contracts between the vendor and the company handling the pharmacy benefits.

Human Resources requested the consultant complete a detailed and comprehensive comparative analysis on all prescription drugs. The comparison was done by comparing the current prescription drug plan and each finalist vendor's prescription drug plan. This is commonly called a Disruption Report in the industry. In addition, Human Resources drilled down further to have an analysis performed on the top 30 prescriptions based on both number of scripts written and the total dollars spent during the May 2010 – April 2011 period.

Based on the direction of Council, Human Resources requested the consultant perform a comparative analysis on a Tier Income Range Plan Design. In short, employees in the lowest income range would have a richer health plan and employees in the highest County income range would have to contribute more to the cost of their health insurance via out of pocket contributions (i.e. higher deductibles, higher co-pays, higher maximum out of pockets, etc.). **Note: Please see pages 5 and 6 of this document for additional comments by the consultant on the tiered health proposal.**

Health care claims are one of the driving factors in the escalating cost of health care premiums. And mitigating the skyrocketing escalation of claims is the only leverage the County has to reduce the upward trend for health care costs. Shifting additional health care cost (premiums or out of pocket expenses) to employees or retirees does not reduce the actual cost of health care (it only transfers some of the cost from the County to the employee or retiree).

After years of research and study, the County is now prepared and proposes to implement and integrate into our health plan an optional wellness incentive program as a strategic part of our health insurance plan. An eligible employee or retiree can continue to receive health insurance paid by the County at 100% contingent upon them completing a few items that have been identified as being beneficial to the employee's or retiree's personal health by health care professionals. Employees and retirees who do not participate in the incentive plan will pay about \$25.00 per month (see attachment for details). The wellness incentive plan does not exclude any employee based on a medical condition, illness, injury, or disability.

Attached, you will find a pie chart that illustrates the contribution of the County and employees to the total cost of health care premiums over the past year. Because it is important to understand and visualize that employees and retirees currently contribute

in two ways, by premiums (i.e. for dependents) and with the out of pocket costs they pay (i.e. deductibles, co-pays, office visit charges, etc.).

C. Financial Impact

See Attachment

Specific vendor names along with their specific cost responses relating to potential contractual proposal will be provided to County Council during executive session.

D. Alternatives

1. Remain with current vendors and not approve the wellness incentive program.
2. Approve and authorize staff to implement wellness incentive program and negotiate and award contracts to the recommended vendors.
3. Approve vendors other than current vendors or recommended vendors and authorize staff to implement wellness incentive plan.
4. Not authorize staff to implement wellness incentive plan.

E. Recommendation

It is recommended that County Council approve option # 2 based on the recommendation and justification provided by the consultant, WFIS.

Recommended by: Human Resources Department

Date: June 6, 2011

F. Reviews

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

Finance

Reviewed by: Daniel Driggers

Date: 6/16/11

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Available funds are included in the FY12 adopted budget to support the recommendation. Therefore I would recommend approval based the review and recommendation of the HR Director and consultant for vendor and program selection.

Procurement

Reviewed by: Rodolfo Callwood

Date: 6/17/11

Recommend Council approval

Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

Date:

Recommend Council approval Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: This is a policy decision of Council.

Administration

Reviewed by: Tony McDonald

Date: 6/23/11

Recommend Council approval Recommend Council denial

Council Discretion (please explain if checked)

Comments regarding recommendation: Recommend approval of Alternative 2 as outlined above. The selection of vendors is the result of a lengthy competitive process by which all proposals were thoroughly reviewed and analyzed by both in-house staff and an outside consultant. Funding has been appropriated in the FY 12 budget.

TIERED PLAN DESIGN BASED ON INCOME CONSULTANT'S ANALYSIS COMMENTS

Concerning a Tiered Health Plan in terms of tiering the employee payroll contributions and charging higher premiums to those of higher incomes, please know that it will not produce cost savings. This practice is simply a cost shifting mechanism and specifically shifts a greater share of the cost to high income earners (yet to be defined). Basically, it is a progressive tax, much like our federal tax code. Where this type of strategy differs from the current marketplace solutions is in the fundamental issue of addressing cost, and it's obvious lack of a direct link to unhealthy lifestyles and medical/pharmacy claims. It does nothing to move the consumer towards accountability for health status and work place performance.

The generally accepted goal for employee premiums, when used as an incentive tool, is to link the consumer's "increase or decrease" in payroll contributions to things like: tasks , events, and outcomes that will (generally speaking) influence their health status and engaging them in a behavior change such as: walking more, eating less or more appropriate caloric intake. For instance, both the State of SC and NC 's health plans have surcharges on smoking and Body Mass Index (BMI). Neither use income as a determinate in pricing their employees premiums. Income is not used in the cost of life insurance nor home owners nor auto. In all cases, the insurer is attempting to price risk. Risk as it relates to health insurance is best correlated to claim cost, which is best correlated to health status. You want to solve high premiums influence health status.

For a pure financial sense, let's assume if you did ignore common practices and prevailing marketplace strategies and decided to implement an "income tiered program" and tax employees earning more than \$100,000 at 100% of the premium. (Please note you would never have your employees pay 100% , but we do this to show the futility of the concept as anything more than a cost shifting, and never a influence of behavior). So, the programs insurers 2700 employees of which 270 are retirees under the age of 65. So, such a strategy would introduce a new burden on administration since the County does not have access to retiree income. Yet, if implemented, it would need to include retirees and therefore somehow the County would need to collect and validate combined total income of those former employees under the exact same plans and program. That issue aside, of the remaining 2400 employees approximately 25 of them earn more than \$100,000 per year. The current single rate (fully insured rate paid to the insurer) is \$495. Assuming the highly compensated employee pays 100% of this cost for the entire year, the annual sum total for all of them is \$148,000. The cost of the programs is approximately \$14.5 million. So, this strategy would redistribute 1% of the annual premium for 2700 employees onto the 25 employees. There are no savings. This is premium redistribution or cost shifting. Our assumption is that the only reason Richland County would consider a tiered payroll deduction based on salary would be for the purpose of shifting more dollars to higher income earners and thereby reducing the cost to the County. If savings is the goal, the burden of administration more than outweighs

the projected 1% savings if this plan were to be adopted. Obviously if the County charged this group of employees 100% of the cost they would decline coverage and purchase it elsewhere assuming good health. In fact, studies suggest that charging a consumer more than 30% of the single rate starts to erode enrollment and the “rich healthy” employees will decline. So, at best you could assume 30% of the \$148,000, or approximately \$45,000.

As to the why it cost more? Basically, the increase in benefit design for 30% of your people is not entirely offset by the benefit reduction for 32% of the people. While the populations are nearly the same, the “value” of the change in benefits is not. My last 2 statements on the summary slide try to address this fact. When you have more time, look at those statements and let me know if they explain the reason for the \$300,000 in additional cost.

Employee contributions based on salary alone are not often implemented. Some combination of salary and employment longevity have been used in a complex metrics where length of service affords a lower price and salary drives a higher price. Employers doing such are often very large and have robust HRIS systems. Those are rare strategies and complex to administer. Also noteworthy, ACA appears to steer employers towards an employee contribution strategy for medical and Rx coverage that will consider income, must especially those under 400% of poverty. The outcomes of such a complex employee premium structure are not well known nor are comprehensive studies available in the marketplace to determine the outcome of ACA subsidies, employer pricing based on salary, and the availability of coverage from a state sponsored exchange. While the County will eventually comply with ACA in this area at the appropriate compliance date, this topic remains a redistribution of cost, not a cost savings discussion.

Richland County Government - 2011/2012 Medical/Rx Plan Design(s), assignment based on Salary

Summary Consideration:

	Est. Annual Enrollment	BCBSSC Est. Annual Cost
2010/11 current plan annual cost	1647	\$10,559,537
2011/12 current plan annual cost ("renew as is")	1647	\$12,590,205
2011/12 convert to medical plan assignment based on salary	1647	\$12,874,814

Observation and outcomes:

- Medical plan assignment salary does not save money. As conceived, it will cost an additional \$285,000 to the County and add cost for 32% of employees
- Medical plan assignment by salary does redistribute the cost and creates winners/loser as compared to current
- Medical plan assignment by salary does not address the link between claim cost, risk factors, age, and health status.
- Salary is poor indicator of claim cost or claim risk.

The Winners / Loser of moving to Medical Plan assignment by Salary:

Salary bands given to Wells Fargo	Enrollment by salary	% of Total Enrollment	Additional Annual Cost (Savings)	Winner/ Loser	Based on Avg Claim Cost winner/loser, expressed peppy
Under \$30,000	489	30%	\$445,331	winner	\$692.45
\$30,000 to \$40,000	820	38%	\$0	breakeven	
\$40,000 to \$80,000	502	30%	(\$142,162)	loser	(\$283.19)
Over \$80,000	26	2%	(\$18,581)	loser	(\$713.88)
Total (Net/Additional Cost)	1647	100%	\$284,609		

*Under the tiered plan(s), no adjustments to employee payroll contribution have been studied nor considered herein.

* Ghost Rates, tiered premiums for both the current plan renewal and the Tiered Income Ranges provided by BCBSSC

*Plan design(s) for the Tiered Income Range plans were designed in 2010 by Staff & BCBSSC

* RC health plan could lose "grandfathered" status under the Health Care Reform law by changing from our current Health Insurance Plan design to the Tiered Income Range Plan

* Reductions (changes) to the deductible and other benefit feature are not linear. Keep in mind as deductibles and OOP increase the number of people that might reach that level reduces. **Important Note:** In order to balance the "improved" benefits for those making less than \$30,000 per year, the benefit reduction for the 2 classes of salary above \$40,000 would need to be more significant than illustrated - perhaps as much as double the proposed plan reductions.

WellPath

WellPath is a marriage of three separate plans with varying histories in North Carolina, including Principal Health Care of the Carolinas which was purchased by Coventry Health Care, Inc. ("Coventry") in 1998. This purchase brought Coventry into Charlotte. In early 2000, Coventry assumed certain business of Kaiser Permanente, nearly doubling its membership. In October 2000, Coventry purchased WellPath, bringing Coventry into the Raleigh, NC, Market. In January 2001, Coventry Health Care of the Carolinas and WellPath merged to become **WellPath**. Our members are covered through an extensive network including over 11,700 physicians and 75 hospitals.

WellPath is a subsidiary of Coventry Health Care, Inc., a national managed health care company based in Bethesda, Maryland operating health plans, insurance companies, network rental/managed care services companies, and workers' compensation services companies. More information is available on the Internet at www.cvty.com.

WellPath's business model is locally-focused yet backed by the support of Coventry, a Fortune 500 Company. WellPath's CEO, CFO, Medical Directors, Provider Contracting, Underwriting and Marketing leadership operate locally to provide employer groups with the service availability they require.

Coventry Health Care, Inc. (Coventry), WellPath's parent company, is a financially strong company with a conservative balance sheet and outstanding record of profitable growth. As a publicly traded company that operates in a heavily regulated industry, considerable public information exists on the financial progress and results of Coventry. As but two examples, excellent sources of information are Coventry's Annual Report and required SEC filings, of which updated versions can always be easily accessed through our website www.cvty.com. A.M. Best ratings fall into one of three broad categories: *Secure*, *Vulnerable* or *Not rated*. Each of Coventry's subsidiaries, including WellPath, has received a score deemed by A.M. Best to be in the category of *Secure*. A.M. Best describes *Secure* health care organizations as having a strong or good long-term ability to meet their obligations to members and policyholders. Those classified in the *Secure* rating categories maintain a level of financial strength that is "not vulnerable to unfavorable changes in the business, economic or regulatory environment".

Cigna

CIGNA's businesses rank among the largest health care and related employee benefits organizations in the United States. Our extensive group insurance experience and expertise provides employers with expert resources, world-class claim facilities, and wide-ranging products and services to help attract and retain employees. The scope of our products offers employers a new degree of flexibility for future planning and growth.

The Life Insurance Company of North America (LINA) and CIGNA Life Insurance Company of New York (CLICNY) are the underwriting companies used most often by CIGNA for life, accident, and disability insurance. LINA and CLICNY are wholly owned subsidiaries of CIGNA Corporation.

Stability, Experience and Financial Strength

At CIGNA, results matter. We have a proven track record in client retention and growth. In fact, we've had a 90+ percent client retention rate the last four years.

- **Group disability insurance** – Top 5 long-term-disability carrier with more than 40 years of experience. We have 4,900+ policies covering 6.1+ million lives.
- **Group accident insurance** – Top 2 provider with more than 80 years experience. We have 7,000+ group policies covering 9.6+ million lives.
- **Group life insurance (Term and Universal)** – Top 5 carrier in new sales with more than 90 years experience. We have 4,300+ Group Life contracts covering 14.6+ million lives.

Standard

Over the course of a century, Standard Insurance Company has earned a reputation for personal service, financial strength and high quality insurance products. From our home office staff to the sales and service representatives in our local offices across the country, everyone at The Standard is dedicated to helping you by providing creative and effective solutions to meet your employee benefit needs.

Simple: Making it easy for you

Whether you have two eligible employees or thousands, we put all our strengths to work to help you create a cost-effective benefits package — for you and for them.

Find the benefits you want and need. We offer understandable, comprehensive products configured to meet your needs. You'll find a full range of disability, life, dental and vision insurance, individual and voluntary insurance products, and retirement plans.

Comprehensive contract pricing and no surprises. We strive to offer the best value, going beyond the formulas, using a long-term pricing philosophy.

Dedicated contacts — no outsourced call centers. Our experienced employees deliver **strong, empathetic and personalized service.** We pride ourselves on our **expert claims-handling, accurate, fair and prompt payments, and clear, accessible appeals process.**

Account support tailored for you. You'll enjoy customized administration, implementation and enrollment services. And you'll benefit from insightful reporting, industry benchmarking and program recommendations.

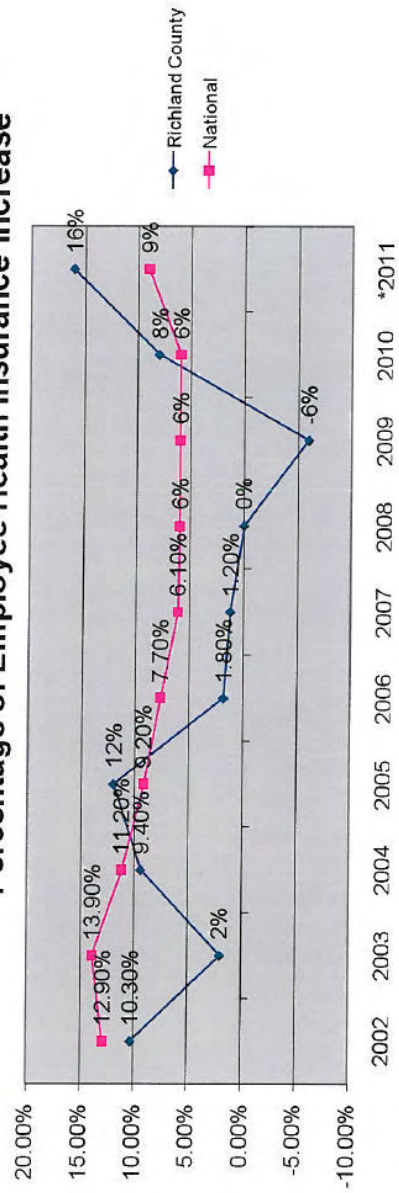
Local: Supporting you where you do business

We have over 40 offices across the nation to serve our customers. Our representatives are committed to their communities and have an insider's understanding of local needs.

Dependable: A track record you can trust

- **More than 100 years** of history and **five decades** of employee benefits experience
- More than **27,100** group insurance policies in force with over **\$1.8 billion** in force premium¹
- Recognized as a **top 10** provider of group Long Term, Short Term Disability and Life insurance based on in force premium²
- Over **91%** of our business is employee benefits, letting us focus on what our customers really need
- Our **first group insurance customer** is still with us — after 58 years

Richland County Percentage of Employee Health Insurance Increase



{-----CCP-----} {-----BCBS-----}

*2% of increase by RC, 4% paid by employees, 10% covered by changes in plan; wellness efforts resulted in \$1.495 million reduction in premiums.

Richland County Wellness Incentive Program 2011

There are many Richland County employees that have serious diseases, smoke, use tobacco products, are obese, don't exercise, have poor diets, and don't comply with the doctor's orders, and/or don't take their medication. This can result in absences, lower productivity, and even death.

Problem/Issue:

Healthcare premiums are projected to double over the next 10 years (2009-2019). Richland County is continuing to deal with the same health insurance issues that plague the United States as a whole – almost double digit national increases in premiums every year. Throughout the country, employers are working to try to mitigate the impact of these health care increases. It has been found over the past ten years that one of the best ways to improve the overall health of employees and therefore decrease premium increases has been to tie wellness incentives to the health care plan (with dollars spent usually returning a 3:1 ratio in investment). Over the past 5 years, we have been working to create a culture of wellness. After years of investing HRD sweat equity into our wellness program, we are ready to (and must begin) to tie those efforts into actual incentive dollars to improve employee overall health.

Solution:

We have decided that one solution to mitigating the escalating health care cost issue is to develop a Richland County Wellness Incentive Plan. See Attachment.

What Will Happen if We Don't Do Anything?

The number of employees with health problems and severity of such problems will continue to increase as a result of obesity, smoking, and lack of exercise, poor dietary habits, and failure to properly manage health conditions. If we continue at the current pace of health care increases, over the next ten years, health care costs are expected to double. This would take our health care premiums to over 20 million dollars per year. The 20 million does not include GASB 45 liability.

What Are the Other Alternatives to Address the Problem?

There are other options to address the problem as well which the Human Resources Department is constantly evaluating, which include:

- Cost-shifting to employees (requiring employees to pay more of the cost.)
- Plan design changes
 - These are very popular with employers. However, they do not address the cause of health care issues nor the cost of health care
- Eliminating health insurance and giving employees dollars to purchase their own insurance.
 - This increases employee awareness of the cost. However, does not improve their health.

What are the obstacles, human resources, and cost resources needed to implement proposal?

- The main obstacle to implementing the program in the past was that our vendor didn't have the resources to manage eligibility for us and we haven't had a full time Wellness Coordinator.
- We anticipate the first year, as with all major changes, the plan will be met with some stiff resistance
- It will take several members of the HR Department, in coordination with our vendor, to implement and manage this program. Estimated time frame is 10 hours per week for at least six months.
- The primary goal is the overall improvement of employee's health improved attendance and increases productivity. However it is possible the program will actually save the County money because every employee that chooses not to participate will be paying \$600 per year (\$25 per pay period) out of the total cost of the premiums.

What will be the result of implementing the proposal?

The overall health of employees should improve. Employees will become better informed on personal health, health care issues, wellness, and health care costs. The result of implementing the proposal *should* help the County decrease the rate of escalation overall claims (and therefore premiums) costs due to the improved overall wellness of employees. Less disease means employers can lower their plan utilization, thus lowering health benefits costs, and in turn, increasing profits. There are additional benefits too, such as increased productivity, fewer workers' compensation claims, better attendance, and improve morale. The survey will also provide the County will valuable information on the wellness issues facing our employee population.

This program will have several key benefits for employees:

- Many of them will be made aware of health conditions that they did not know they have and begin addressing those concerns.
- Many of them will now be eligible for free one-on-one counseling for tobacco use or weight loss concerns
- Employees at high-risk for serious health conditions (or those who already have such conditions) will be made aware of their risks and offered one-on-one counseling to help improve their health and manage their conditions.
- Provide an immediate financial incentive for employees to lose weight or properly manage a healthy weight.
- Provide an immediate financial incentive for employees to quit tobacco use.

The County is currently spending \$10 million on health claims but only invests less than \$5,000 annually on wellness and prevention.

Richland County 2011-2012 Health Plan Contributions and Wellness Incentives

During the new plan year beginning October 1, 2011, all Richland County employees enrolled in the PPO Health Plan will be required to contribute \$25 per pay period (\$600 per year) toward the cost of their health insurance. Employees can earn this \$25 per pay period as a Wellness Incentive Credit through participation in the Wellness Incentive Plan.

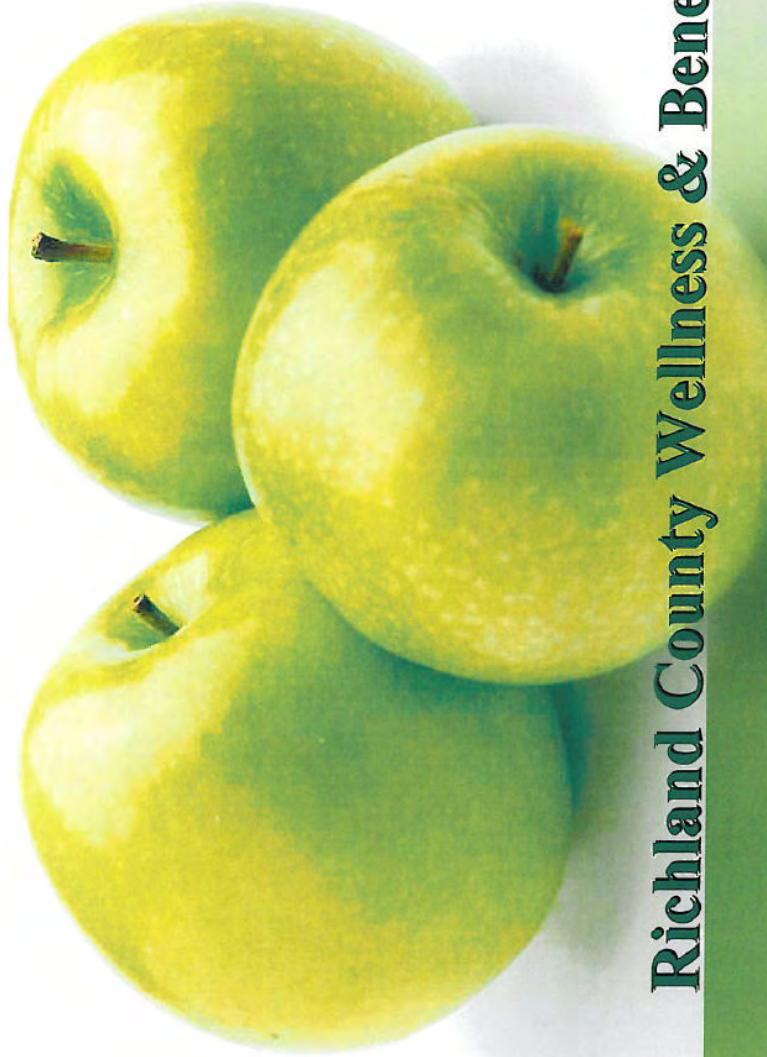
WELLNESS INCENTIVE PLAN

Employees must complete all four activities to obtain \$600 credit toward their premium reduction.

Activity	Goal	Reasonable Alternative Standards
Completion of Biometric Screening	Biometric Screenings	A letter from a physician stating completion of biometric screening.
Completion of Personal Health Assessment Survey	Can be completed during HR scheduled event or at employee's convenience.	Paper copy of survey will be made available if computer assessment is not reasonable.
Non-High Risk Identification or Enrollment in Health Management Program	Not identified as high risk by healthcare provider. No further action is required.	If identified as high risk, enrollment must occur by and 4 counseling sessions must be completed.
Commitment as Non-Tobacco User and Body Mass Index (BMI) under 30 or Enrollment in Lifestyle Management Programs & commitment	Commitment as non-tobacco user and BMI under 30 as identified in the Personal Health Assessment. No further action is required.	If BMI over 30 and/or a tobacco user, enrollment in Lifestyle Management Program must occur and counseling sessions must be completed. If enrolled in Lifestyle Management Program, employee must also commit to continue to try to stop smoking and/or continue to strive for a BMI under 30 throughout the rest of the health plan year.

- New employees – must promise by signature that within the first 6 months of employment they will meet the criteria as set above in order to get their credit for the current plan year.
- Early Retirees –guidelines are the same as for regular employees.
- This document does not constitute an employment agreement nor does it serve as a contract. The plan can be discontinued or canceled at anytime.
- Richland County does not receive any HIPPA regulated information on individual employees, all data received by Richland County is in aggregate form.
- Richland County reserves the sole discretion to cease paying the Wellness Incentive Credit at any time and/or request reimbursement if the County determines the employee falsified any wellness records or has not been compliant with programs as agreed.
- The County may seek verification to confirm compliance.

If it is unreasonably difficult due to a medical condition for you to achieve these goals, or if it is medically inadvisable for you to attempt to achieve these goals, call us and we will work with you to develop another way to get the discount.



Richland County Wellness & Benefits

Strategic Plan

Getting Ahead of the Trend



The Current Health Care Model Is Flawed

- Our healthcare system is designed to treat sick people rather than strategically keep people healthy or from getting worse
- Insurers focus on the price of care more than the reason for utilization, employee health habits, and treatment outcomes
- Healthcare consumers receive little support or guidance in how to use medical services efficiently
- Generally, public employers have not invested in promoting good health and reducing demand for services
- Generally public employers have not acted to promote health care quality, medical outcomes, and patient management

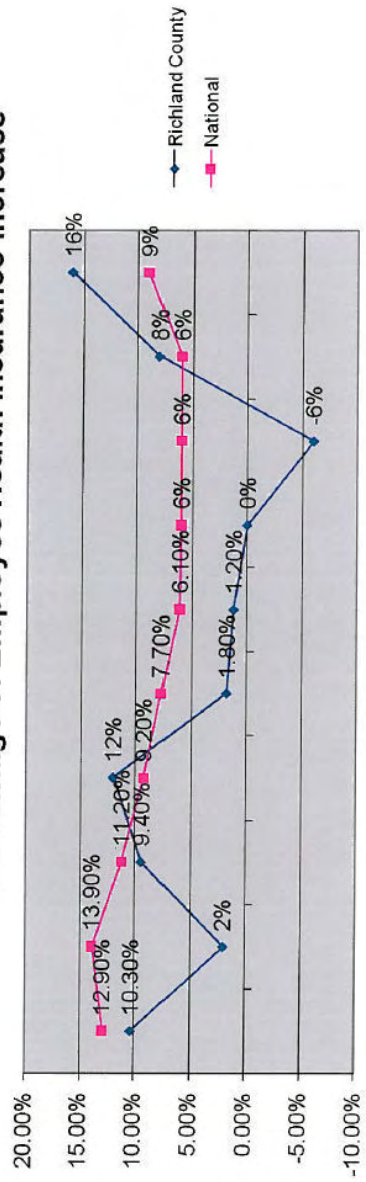


The old fixes of cost shifting and more managed care are no longer enough.



Understanding Our Past Can Help Us Plan the Future

Richland County Percentage of Employee Health Insurance Increase



2002 2003 2004 2005 2006 2007 2008 2009 2010 *2011
 {-----CCP-----} {-----BCBS-----}
 *2% of increase by RC, 4% paid by employees, 10% covered by changes in plan; wellness efforts resulted in \$1.495 million reduction in premiums.



Many Initiatives...But Little Coordinated Strategy

Health Risk Assessment
(HRA) Questionnaire
Onsite flu shots

Walking Incentives

EAP counseling
Annual mammogram and Pap
smear payable thru medical plan

Lunch & Learn's

Biometric Screenings with
Blood pressure checked and blood drawn

Health Fair



It's Time for a New Paradigm

The old paradigm of health care cost containment has lost its effectiveness

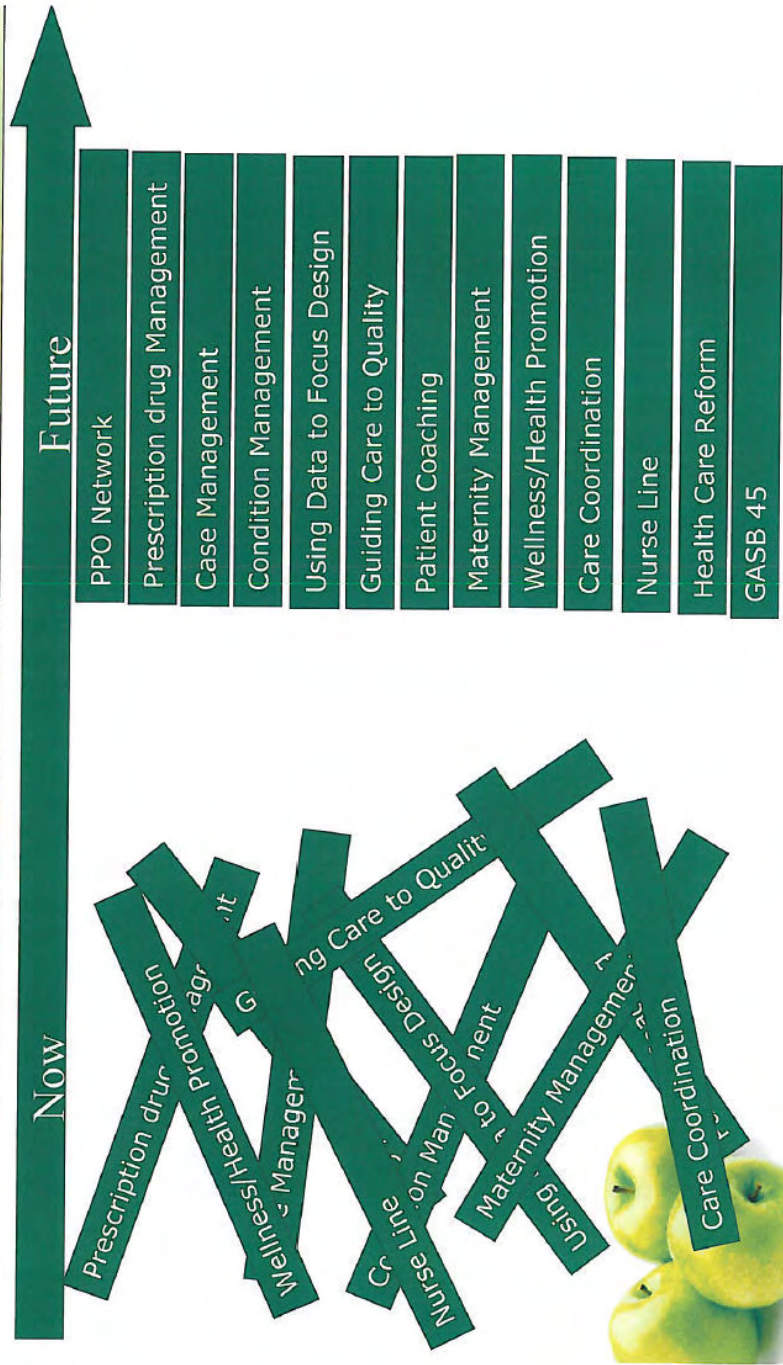
- Network management and contracting for discounts are no longer effective cost management tools
- Plan design can no longer be the total solution for cost containment

We need a new paradigm, based on:

- Promotion of healthy living to eliminate claims from ever happening
- Proactive County engagement with the employee to promote better health and manage disease states
- Promote employee ownership for health to make better decisions about health care
- Preventive care and health promotion
- Improving poor employee and retiree health habits



Moving to Total Health Management

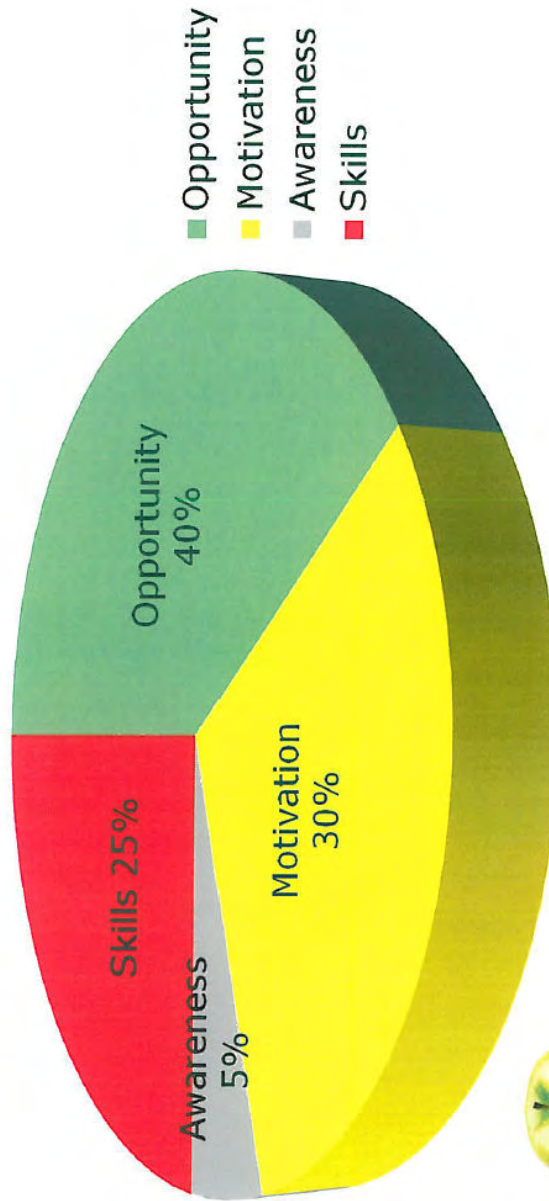


In a THM World, Players Assume New Roles

	CURRENT ROLE	NEW ROLE
County	Financial and Fiduciary oversight	Facilitator, Advocate Leader
Employee	Passive, Sheltered, Entitled	Active, Informed & Motivated Consumer
Medical Provider	Dominant and Directed	Empowered, Accountable Caregiver
Insurer/HMO	Overseer and Gatekeeper	Case Manager
Quality Metrics Administration	Network Level	Consumer Level
	Disconnected Paper	Integrated Electronic



AMSO BEHAVIOR CHANGE MODEL



Awareness "Engage the Head & Heart"

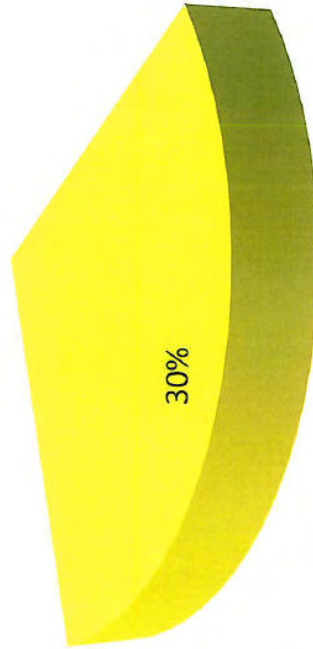
- Email
- Newsletter
- Website
- Face to Face
- Publications
- Testimonials
- Health Fair



Motivation

“Motivate the feet by providing incentive”

- Incentive Program



Skills "Build Skills with Hands"



- Teach Performing Skills
- Teach Planning Skills
- Teach Communicating
- Teach Coping



Opportunity “Leverage the Backbone”

- Healthy Nutrition
- Promote Activity
- Tobacco Prohibition



Richland County's Approach to Promoting Healthy Lifestyles

STRATEGIC DIRECTION:



IMPROVE
Health



DECREASE
Absenteeism
Presenteeism



INCREASE
Productivity



DECREASE
Health Care Costs

Assess Health

- Personal Health Risk Assessment
- Medical, Rx & Behavioral Health Claims for Aggregate Analysis
- On-Site Screenings
 - Pulmonary Lung Assessment
 - Bone Density Screening
 - Derma Skin Analysis
 - Mammograms
 - Prostate Screenings

Improve Health

- Condition Management Programs
 - Asthma
 - Diabetes
 - COPD
 - Hypertension
 - CAD
 - CHF
 - Cholesterol
- Health Improvement Programs
 - Blood Pressure
 - Cholesterol
 - Fitness
 - Nutrition
 - Stress Management
 - Tobacco Cessation
 - Weight Management

Get Support

- Health Pregnancy
 - Complex Care
 - Congenital Heart Disease
 - Transplant
- Make Your Move
 - Rich Health
 - Flu Shots
 - Walking Works
- Men's Health Day
- Women's Health Day
- Nurse Line
- Health Fair
- EAP



Effective Wellness Programs

- Segal 3/1/11
- High wellness index companies:
 - 70% score - \$3,329
 - 30% score - \$4252



Effective Wellness Programs

- How to get a 70% Score:
 - Strategic Plan
 - Shared Vision with Vendors
 - Wellness Leader and Committee
 - Dedicated Leadership Support



Effective Wellness Programs

- Research indicates it takes 3 to 5 for full impact of wellness programs to be realized



Strategic Plan

- Analysis of environment
- Analysis of RC
- Comparisons of the two
- Evaluation of Effective Plans
- Gaps in RC Plans
- What is needed to close those gaps
 - Over 250 Items – 2009-2015
 - Our Top Level Priorities



Richland County Council Request of Action

Subject

Board of Assessment Control-1 [Joseph E. Sharpe, September 9, 2011]

Richland County Council Request of Action

Subject

Central Midlands Council of Governments-1 [Michael A. Letts, September 9, 2011*]

Richland County Council Request of Action

Subject

Community Relations Council-3 [Celestine Parker, September 9, 2011, Karen Jenkins, September 9, 2011*, Micheal L. Jacobs, October 7, 2011

Richland County Council Request of Action

Subject

Accommodations Tax Committee-5 (positions are for 2 Hospitality, 2 Lodging and 1 At-Large) [Applications were received from the following: Thomas A. Boland, Sr.; Phyllis Gibson; Allison Kirby; Debra (Debi) A.Young] [**PAGES 113-125**]



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: THOMAS A. BOLAND, SR.

Home Address: 411 BALLY BUNION LANE

Telephone: (home) (803) 788-7736 (work) (803) 210-5510 ^{CELL}

Office Address: RETIRED FROM STATE ATTORNEY POSITION

Email Address: _____

Educational Background: BA & MA DEGREE IN GOVERNMENT & LAW DEGREE

Professional Background: _____

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

Name of Committee in which interested: ACCOMMODATIONS OR ANY OTHER

Reason for interest: MANY YEARS EXPERIENCE IN GOVERNMENT/ADMIN POSITIONS - TRAVELED WORLDWIDE - RETIRED COLONEL

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

HAVE TIME TO DEVOTE - HARD WORKER - GET ALONG WELL WITH OTHERS - CERTIFIED COURT MEDIATOR

Presently serve on any County Committee, Board or Commission? N/A

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: CAN DEVOTE AS MANY 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 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.

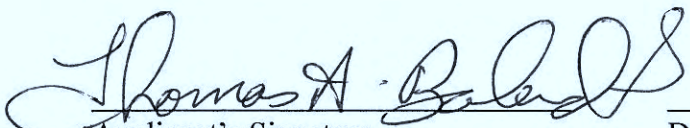
Yes _____ No

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: _____

 7-5-11
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

**Resume of
Thomas A. Boland, Sr.**

Attorney at Law
Post Office Box 291826
411 Bally Bunion Lane
Columbia, South Carolina 29229

Telephone Numbers: Office - (803) 210-5510
Home - (803) 788-7736
Fax - (803) 233-1387

EMPLOYMENT

Legal

- 9-09/Present **General Practice of Law, Columbia, South Carolina:**
Part-time private practice of law. Admitted to practice in the United States Supreme Court, United States 4th Circuit Court of Appeals, United States District Courts for South Carolina, United States Court of Military Appeals, Supreme Court of South Carolina, and all other State courts. Certified Circuit Court Civil Mediator and Certified Family Court Mediator. Graduated the National Institute of Trial Advocacy School. Special Prosecutor, SC Attorney General's Office for Criminal Domestic Violence, Volunteer Mediator with the Community Mediation Center, Columbia, SC.
- 12-10/Present **Reservoir International, Fayetteville, North Carolina:**
Serve as an Independent Contractor to assist in training US military troops in areas of HUMINT, Advanced Special Operations, CA & UW. Reservoir retains expert trainers with wide ranging skills and combat experience that have the experience to provide reality based training for the military. For troops preparing to deploy to Iraq and Afghanistan.
- 6-95/9-09 **South Carolina Department of Social Services, SCDSS, Columbia & Florence, South Carolina:**
Served as Staff Attorney, Assistant General Counsel and Deputy General Counsel, Columbia, South Carolina. Represented the Department in prosecution of State Agency cases and license revocation actions. Defended the State Agency in civil actions, advised the State Agency Director and Department heads in matters related to personnel, employment and contract law. Served as Region II State Attorney with the SCDSS Child Support Enforcement Division. Retired September 1, 2009.
- 10-92/06-95 **General Practice of Law, Conway, South Carolina:**
Private practice of law in the areas of governmental and administrative law, to include representing clients before the planning commission and the zoning board of adjustment. Also practiced in the areas of personal injury, criminal defense, real estate, domestic relations and debt collection. Performed all title searches and certifications for Phase I of the Conway By-pass/ Veterans Highway construction project developed by the SC Department of Transportation.
- 01-90/10-92 **County Attorney, Horry County, A Body Politic, Conway, South Carolina:**
Full-time legal counsel for Horry County, South Carolina (home of Myrtle Beach, SC). Advised the county council, county administrator, department heads and other county elected officials (Treasurer, Auditor, Probate Judge and Clerk of Court) in legal matters related to the operation of County Government and represented the County in all legal actions filed by or against county government.
- 05-79/01-90 **General Practice of Law, Orangeburg, South Carolina:**
Private practice of law in areas of domestic relations, personal injury, workmen's compensation, criminal defense, social security, and real estate. Served as the Public Defender for Orangeburg County.
- 09-88/07-89 **Wells American Corporation, Columbia, South Carolina:**
Corporate Counsel for a computer manufacturer. The company had 125 employees and sales of over \$8 Million. I advised the Chairman, the President and other Corporate Officers on matters related to Copyrights, Trademarks, personnel, labor, OSHA and contract law.

Other Professional

- 03-74/08-76 **Tri-County Commission of Alcohol and Drug Abuse, Orangeburg, South Carolina:**
Executive Director of three-county program. The program included a medical detoxification center, a halfway house, an Alcohol Safety Action Program, counseling, and court intervention programs. Developed budgets, grant applications and supervised a staff of over 30.

- 01-73/03-74 **Lower Savannah Regional Planning and Development Council; Aiken, South Carolina:**
Community Planner. Developed plans for land use, transportation, historic preservation, recreation, capital improvement budgets, land use, zoning and subdivision regulations.
- 09-70/08-71 **Augusta-Richmond County Planning, Commission; Augusta, Georgia:**
Community Planner, developed plans for land use, recreation, housing codes, zoning ordinances, subdivision regulations and transportation planning.

Teaching

Visiting/Adjunct Professor:

University of South Carolina, Salkehatchie Campus, taught graduate level course in State and Local Government.

South Carolina State College, Orangeburg, South Carolina; taught under graduate level course in State and Local Government.

Orangeburg-Calhoun Technical College, Orangeburg, South Carolina; taught course in Criminal Law.

Limestone College, Gaffney, South Carolina (Orangeburg Campus); taught course in Business Law.

EDUCATION

University of South Carolina School of Law, Columbia, South Carolina; Juris Doctor, Dec. 1978.

California State University, Sacramento, California; Master's Degree in Government, Jan. 1974.

Sacramento State College, Sacramento, California; Bachelor's Degree in Government, Aug. 1970.

Orange Coast Junior College, Costa Mesa, Calif., Associate Degree-Social Science, June, 1969.

MILITARY

United States Marine Corps, Non-Commissioned Officer- served in Vietnam- Honorable Discharge

United States Army Reserve, Colonel (Top Secret Clearance-SCI) Retired 1Jan. 03

Military Schools

Infantry Officer's Basic Course; Infantry Officer's Advanced Course; Judge Advocate General's Basic Course; Emergency Preparedness Course; Adjutant General's Personnel Administration Advance Course; NBC Basic Defense Course; Battalion Training Management System Course; Civil Affairs Officer's Advanced Course (Distinguished Graduate); Command and General Staff College; Airborne School.

Military Medals/Decorations/Citations:

Received numerous military decorations and award to include the Legion of Merit*Bronze Star Medal * Defense Meritorious Service Medal * Meritorious Service Medal * Army Commendation Medal * Republic of Vietnam Campaign Ribbon * Humanitarian Service Medal * National Defense Medal * Vietnam Service Medal * Southwest Asia Campaign Ribbon (Desert Storm) * NATO Medal *Republic of Vietnam Gallantry Cross * Presidential Unit Citation (USMC)* Military Outstanding Volunteer Service Medal* Parachutist Badge*

Retired as a Colonel from the United States Army Reserve as the Deputy Commander of the 360th Civil Affairs Brigade (Airborne), Ft. Jackson, SC on December 31, 2002.



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

Applicant must reside in Richland County.

Name: Phyllis B Gibson

Home Address: 5 Tawny Branch Court Columbia SC 29212

Telephone: (home) 803 749-1284 (work) 803 622-8082

Office Address: 5 Tawny Branch Court Columbia SC 29212

Email Address: Phyllis@thetravelconnectionsc.com

Educational Background: USC Graduate with BA Bachelor of Science

Professional Background: 15 yrs as travel agent/2 yrs as agency owner; RHBC Educator

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

Name of Committee in which interested: Accommodations Tax Committee

Reason for interest: Believes in volunteerism/lives in Richland County/interested in local government and would like to contribute

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

Background in tourism through work experience/Accounting experience through work history/involved with numerous committees with the Greater Irmo Chamber of Commerce; a high degree of fairness, honesty, and integrity and well thought of by everyone who has had an opportunity to work with me.

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

Any other information you wish to give? I would give my best to accomplish the duties required.

Recommended by Council Member(s): _____

Hours willing to commit each month: Whatever is needed to get the job done.

CONFLICT OF INTEREST POLICY

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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 X _____

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 X _____ No _____

If so, describe: Miss South Carolina Scholarship pageant has returned to Columbia this year for the first time in 46 years. I have volunteered with this nonprofit organization for over 40 years and currently serve as their coordinator for Community/Volunteer Service and the Presidential Volunteer Service Awards. I also am on the board of the Miss Greater Irmo Scholarship Pageant.

Phyllis B Gibson

Applicant's Signature

June 24, 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



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Allison Kirby
Home Address: 1 Hampton Springs Ct, Columbia SC 29209
Telephone: (803) 403-3408 (work) (803) 400-1153
Office Address: 211 Cerrais St., Columbia SC 29201
Email Address: aKirby@edventure.org
Educational Background: B.S. Rehabilitation Psychology
Professional Background: Development / Fundraising
Male [] Female [x] Age: 18-25 [] 26-50 [x] Over 50 []
Name of Committee in which interested: Accommodations Tax Advisory
Reason for interest: Experience in grant writing & grant reviews. Interest in civic involvement that would utilize my skills.
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission: Experience in grant writing, grant management and contracts.
Presently serve on any County Committee, Board or Commission? []
Any other information you wish to give? []
Recommended by Council Member(s): []
Hours willing to commit each month: 5-10

CONFLICT OF INTEREST POLICY

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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 X

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 X No _____

If so, describe: Director of Development
 Edventure Children's Museum

A King
Applicant's Signature

7/12/11
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

Item# 21



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Debra (Debi) A. Young
Home Address: 405 Brook Hollow Dr, Columbia, SC 29229
Telephone: (home) 803-865-2907 (work) 803-736-8730
Office Address: Lannie B. Nelson Elem. 225 W. Brickyard Rd, Cola, SC 29223
Email Address: catsaveangels@yahoo.com
Educational Background: see back
Professional Background: see back

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

Name of Committee in which interested: Accommodations Commission

Reason for interest: Lifelong resident of Columbia with strong ties to community having sung in choral groups and acted with local theaters → over

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

Commission: Please ^{see} reason for interest information on back

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

Any other information you wish to give? I am vitally interested in promoting Columbia to our residents and visitors.

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.

Educational Background : AS in Pre-School Education USC-COLA
BA in Education USC-COLA
Master of Religious Education Louisville, Ky
Master of Education SW-COLA

Professional Background: Richland School District Two teacher
Have also taught in Lee County and
Kershaw County

Reason for interest

For the past 25 years, I serve on the Board of the Greater Columbia Children's Choir and was the organizer for the Richland School District Two Elementary Honors Chorus in April of 2011. In addition, I worked for the Jones, McAden Public Relations firm in Columbia for 2 years. Part of my responsibility at this firm was to organize and administer conferences for local and regional clients.

I am an animal rights advocate, a member of the Richland County Public Library Friends, and started an aluminum can recycling effort (at my school) with my chorus in an effort to make students aware of the importance of reducing our waste. All monies from the program were sent to the Local SPCA to benefit homeless animals.

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 X _____

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 X _____

If so, describe: _____

Debi A Young
Applicant's Signature

6-28-2011
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# 21

The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes the need for transparency and accountability in financial reporting, particularly in the context of public institutions or organizations. The text highlights how proper record-keeping can help identify trends, detect anomalies, and ensure compliance with relevant laws and regulations.

Furthermore, the document outlines the various methods and tools used for data collection and analysis. It mentions the use of spreadsheets, databases, and specialized software to manage large volumes of information efficiently. The importance of data security and privacy is also stressed, as organizations must protect sensitive information from unauthorized access and breaches.

The second part of the document focuses on the practical application of these principles. It provides examples of how different types of data are collected, processed, and analyzed to support decision-making. The text also discusses the challenges associated with data management, such as data quality, integration, and scalability, and offers strategies to overcome these challenges.

In conclusion, the document underscores the critical role of data in modern organizations. It calls for a proactive approach to data management, where organizations invest in the necessary infrastructure and skills to harness the power of data effectively. By doing so, they can gain valuable insights, improve operational efficiency, and drive sustainable growth.

Appendix A: Data Collection and Analysis Methods

This appendix provides a detailed overview of the data collection and analysis methods used in the study. It describes the various sources of data, the tools and techniques used for data collection, and the analytical methods employed to extract meaningful insights from the data. The appendix is organized into several sections, each focusing on a specific aspect of the data management process.

The first section discusses the data sources, including primary data collected through surveys, interviews, and observations, as well as secondary data obtained from public records, industry reports, and academic journals. The second section describes the data collection tools and techniques, such as online surveys, mobile data collection, and data mining.

The third section outlines the data analysis methods, including descriptive statistics, inferential statistics, and advanced analytical techniques like regression analysis and machine learning. The fourth section discusses the challenges and limitations of the data collection and analysis process, such as data quality issues, sampling bias, and the complexity of data integration.

Overall, the appendix provides a comprehensive and detailed account of the data management process, from data collection to data analysis. It serves as a valuable resource for researchers and practitioners alike, offering practical insights and best practices for effective data management.

The following table summarizes the key findings and conclusions of the study, highlighting the most significant results and their implications for practice.

The study found that organizations that invest in robust data management systems and skilled personnel are more likely to achieve their strategic goals and maintain a competitive edge in the market. Additionally, the study identified several key factors that influence the success of data management initiatives, including leadership support, clear communication, and a strong data governance framework.

In light of these findings, the study recommends that organizations prioritize data management as a key strategic initiative. This involves investing in the necessary infrastructure, training, and resources to ensure the effective collection, analysis, and use of data.

Richland County Council Request of Action

Subject

Appearance Commission-2 (positions are for a licensed Horticulturalist and Landscaper) [no applications were received]

Richland County Council Request of Action

Subject

Building Codes Board of Adjustments and Appeals-3 (positions are for 1 licensed electrician and 2 for persons from the fire industry) [no applications were received]

Richland County Council Request of Action

Subject

Business Service Center Appeals Board-1 (CPA Preferred) [no applications were received]

Richland County Council Request of Action

Subject

Central Midlands Council of Governments-1 [no applications were received]

Richland County Council Request of Action

Subject

Hospitality Tax Committee-2 [applications were received from Craig H. Parks and Scott M. McCarthy*] **[PAGES 131-137]**



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

Applicant must reside in Richland County.

Name: Craig H. Parks

Home Address: 4708 Trenholm Rd., Columbia, SC 29206

Telephone: (home) (803) 463-8109 (work) (803) 212-6672

Office Address: South Carolina Senate, PO Box 142, 111 Gressette Bldg, Columbia, SC 29202

Email Address: craigparks@scsenate.gov

Educational Background: Wofford '97, BA Government / USC '99, MA Public Administration

Professional Background: Public Service (currently serving as Sr. Research Analyst for the South Carolina Senate Finance Committee)

Male Female

Age: 18-25 26-50 Over 50

Name of Committee in which interested: Hospitality Tax Advisory Committee

Reason for interest: As a long-time resident and taxpayer of Richland County and where I am proud to be raising my 3 children, I seek to give back to my community by assisting the Committee and ultimately Council in developing consensus as to the best use of hospitality tax revenues for the betterment of our County's residents, businesses and visitors.

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

My entire professional experience is one of public service. I have technical expertise in tax and budgetary policy and practical expertise in working for and with legislative and ad hoc committees. As the Sr. Research Analyst for tax policy and higher education finance for the South Carolina Senate Finance Committee, I know what it means to seek and build consensus when interests compete. My love of service is not just professional, but personal, where I serve as an Elder and Sunday School teacher at my church and as a member of the Gideons International. I would use these and other professional and life experiences to work cooperatively with the Committee and Council with the goal allocating hospitality tax revenue in a way that will maintain and advance Richland County as a great place to live, work and visit.

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

Any other information you wish to give? Resume attached

Recommended by Council Member(s): Mr. L. Gregory Pearce, Mr. Jim Manning, Mr. Damon Jeter

Hours willing to commit each month: 5 to 10 hours and/or 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 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.

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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 X

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 X

If so, describe: _____

Craig Pahn
Applicant's Signature

6/24/11
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	

CRAIG H. PARKS
4708 Trenholm Rd.
Columbia, SC 29206
(803) 463-8109
craigparks@scsenate.gov

EDUCATION

MA Public Administration, May 1999
UNIVERSITY OF SOUTH CAROLINA Columbia, SC

BA Government, May 1997
WOFFORD COLLEGE Spartanburg, SC

EXPERIENCE

Senior Research Analyst
Senate Finance Committee, Senate of South Carolina Columbia, SC
2006 - Present

Lead staffer for the Finance Committee's Sales and Income Tax legislative and Higher Education budget subcommittees. Primary responsibilities and key accomplishments include:

- Development and analysis of key pieces of legislation for consideration by the Finance Committee principally in the areas of tax policy, economic development and higher education funding issues
- Staff legislation throughout the legislative process including introduction, hearings, floor debate and conference negotiations providing analysis of pertinent issues related to the legislation for members of the general assembly, the governor's office and interested parties including citizens and interest groups
- Coordination of hearings necessary for the public vetting of legislation including briefing committee members, meeting with interested advocacy groups and members of the general public and answering questions related to the legislation prior to and during public and private meetings
- Organize and run budget hearings for the state's public institutions of higher learning, and where applicable, the state's independent colleges and universities. Analyze budget requests, meet with key legislators to develop and implement budget proposals and work with legislative liaisons throughout the appropriations process to ensure higher education issues are given appropriate consideration in budget deliberations
- Prepare and deliver formal presentations on an array of pertinent policy topics to specific audiences across the state including state and local officials and community and business leaders
- In 2009, selected as lead staffer for the South Carolina Tax Realignment Commission, an independent blue-ribbon panel charged with assessing the effectiveness of the state's current tax structure

Fiscal Policy Analyst
Board of Economic Advisors, SC State Budget & Control Board Columbia, SC
2000 – 2005

Analyzed issues of major importance to the state and prepared reports on behalf of Office of Research and Statistics for the Board of Economic Advisors and the State's Chief Economist for use by members of the general assembly, governor's office and other constituencies. Worked with, and provided information and testimony to, various House and Senate Committees regarding a variety of economic matters. Key projects and accomplishments included:

- Researched and prepared over 150 fiscal impact statements and advisory letters relating to legislation introduced by members of the General Assembly or the Governor's Office. Areas of analysis included: sales and use tax, individual income tax, corporate income tax and various fees and/or license taxes
- Served as Staff Advisor to the House Ad Hoc Tax Study Committee and the Joint Tax Study Committee primarily in the area of exemptions to sales and use tax liability
- Lead long-term care analyst for the SC Medicaid Study. Identified strengths, weaknesses, opportunities and threats to the financial integrity of the state Medicaid program related to current and future demands on the program's long-term care delivery system. Coordinated 2003 update to the SC Medicaid Study for the House Ways and Means and Senate Finance Committees
- Coordinated South Carolina Transportation Study in which findings were presented to the Governor's Office regarding duplication of public transportation services among state agencies and local providers
- Assisted with the design of research and statistical studies related to state economic matters
- Refined techniques for computer analysis and data display
- Provided technical assistance to various public and private sector agencies and members of the general public

Statistical and Research Analyst

Labor Market Information, SC Employment Security Commission
1999 – 2000

Columbia, SC

Managed the Employment Tracking and Occupational Database (ETROD). Key projects and accomplishments included:

- Served as liaison to ETROD customer institutions and expanded clientele to include groups from both the public and private sector
- Prepared presentations for groups concerning ETROD and its benefits
- Worked with IT Services to create programs used to match employment records in an effort to maximize output and increase ETROD customer satisfaction
- Prepared and delivered formal labor market information presentations for specific audiences across the state including local officials and community and business leaders

Assistant Public Policy Liaison

Mothers Against Drunk Driving, SC Chapter
1999

Columbia, SC

Served as Executive Assistant to the State Executive Director. Key projects and accomplishments included:

- Coordinated and expanded the South Carolina Highway Safety Coalition
- Assisted State Executive Director with all lobbying efforts
- Researched and formulated position papers including illegal per se, .08 BAC and the Minibottle; two of which have recently been passed by the General Assembly
- Assisted in the planning and preparation of testimony before legislative committees
- Aided State Executive Director with the formulation of public education and media campaigns

HONORS

Named the 2010 Wofford College "Young Alumnus of the Year"



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 [x]
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.

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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

Item# 26

Attachment number 2
Page 2 of 2

Richland County Council Request of Action

Subject

Internal Audit Committee-1 [no applications were received]

Richland County Council Request of Action

Subject

Library Board-4 [applications were received from the following: Clarissa T. Adams; Robert E. Gahagan*; James Judson (Jack) Godbold*; Kirby D. Shealy, III*; JoAnn Turnquist] [**PAGES 140-150**]



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

Applicant must reside in Richland County.

Name: Clarissa T. Adams

Home Address: 1555 Shady Lane Columbia, SC 29206

Telephone: (home) (803) 782-1857 (work) (803) 734-2522

Office Address: PO Box 11778 Columbia SC 29206

Email Address: adamsjc@bellsouth.net

Educational Background: BS Accounting, University of SC MBA, Webster University

Professional Background: Deputy State Treasurer, SC State Treasurer's Office

Female Age: 49

Name of Committee in which interested: Richland County Public Library Board of Trustees

Reason for interest: I have always had a great interest in the Public Library not only as a member, but most recently as a volunteer. I believe I can be of greater assistance to the Public Library and can help make a positive impact. The Public Library has a wonderful effect on our community and it would be a privilege and honor to serve on the Board.

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

Accountant, Active community volunteer (Junior League, United Way, Central Carolina Community Foundation, Friends of Richland County Public Library)

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

Any other information you wish to give? _____

Recommended by Council Member(s): Councilman Damon Jeter

Hours willing to commit each month: 8 to 20

CONFLICT OF INTEREST POLICY

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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: _____

Claudia Adams
Applicant's Signature

6/11/11
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	Item# 28



APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: ROBERT E GAHAGAN
Home Address: 26 GOVERNORS HILL - COLUMBIA 29201
Telephone: (home) 803 779 3799 (work) 803 466 7792
Office Address: SAME
Email Address: bob.gahagan@gmail.com
Educational Background: ENGINEERING DEGREE GATECH, MBA-USC
Professional Background: IBM 23 YRS, EDUCATIONAL CONSULTANT 21 YRS
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: RCPL BOARD
Reason for interest: PRESENTLY SERVING AS TREASURER,
IMMEDIATE PAST CHAIR OF RCPL FOUNDATION BOARD
Your characteristics/qualifications, which would be an asset to Committee, Board or
Commission:
I HAVE RECENTLY SERVED ONE TERM ON THE
BOARD AS AN OFFICER AND AM VERY FAMILIAR WITH RCPL
Presently serve on any County Committee, Board or Commission? YES (RCPL)
Any other information you wish to give? _____
Recommended by Council Member(s): _____
Hours willing to commit each month: _____

CONFLICT OF INTEREST POLICY

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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 REB

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 REB

If so, describe: _____

Rohini E Sahajan
Applicant's Signature

6/28/11
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# 28



APPLICATION FOR SERVICE ON _____ COUNTY _____
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: James Jackson (Jack) Boardman

Home Address: 1218 Whitaker Dr. Columbia, SC 29206

Telephone: (home) 803 738 2095 (work) 803 227 4778

Office Address: PO Box 8087 Columbia, SC 29202

Email Address: jboardm@kenan-suggs.com

Educational Background: B.S. Business Admin. USC

Professional Background: Insurance Agent - Kenan & Suggs Inc.

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

Name of Committee in which interested: Richland County Public Library Board of Trustees

Reason for interest: passion for the library

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

current board member of Richland County Public Library
former board member friends of Richland County Public Library

Presently serve on any County Committee, Board or Commission? yes Richland County Public Library

Any other information you wish to give? NA

Recommended by Council Member(s): NA

Hours willing to commit each month: 10-20

CONFLICT OF INTEREST POLICY

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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

4-21-11
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	Item# 28

2



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

Applicant must reside in Richland County.

Name: Kirby D. Shealy III
Home Address: 1500 Kalmia Drive, Columbia, S.C. 29205
Telephone: (home) (803) 787-3744 (work) (803) 799-9091
Office Address: 3710 Landmark Drive, Suite 400, Columbia, S.C. 29204
Email Address: kshealy@brblegal.com
Educational Background: B.A. in History, Davidson College; J.D., U.S.C. School of Law
Professional Background: Attorney with Baker, Ravenel & Bender, L.L.P.

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

Name of Committee in which interested: Richland County Public Library Board of Trustees
Reason for interest: Currently serve as board chair and would like to serve a second term.

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

I have had an affiliation with RCPL for 13 years, through its institutional Friends group and the Board of Trustees. I have developed a great affinity for the library as a result.

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

Any other information you wish to give? No

Recommended by Council Member(s): Pearce, Manning

Hours willing to commit each month: As many as necessary.

CONFLICT OF INTEREST POLICY

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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.

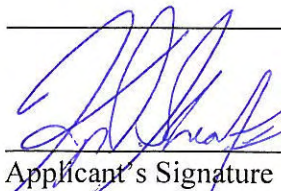
Yes _____ No 

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

4/21/2011
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# 28

2



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

Applicant must reside in Richland County.

Name: JoAnn Turnquist

Home Address: 1579 Kathwood Drive, Columbia, SC 29206

Telephone: (cell) 803.873.2050 (work) 803.254.5601 ext. 323 (home) 803.790.8991

Office Address: 2711 Middleburg Drive, Columbia, SC 29204

Educational Background: Attended Northwestern University 1975 – 1977
Received a B.A. in City Planning from The Ohio State University in 1979

Professional Background: President & CEO, Central Carolina Community Foundation (Please see attached bio)

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

Name of Committee in which interested: Library Board of Trustees

Reason for interest: I am a Friend of the Library and have a lifelong passion for reading. I believe that the library plays an important role in our community and would be honored to serve on the board, working to achieve the current and future strategic plans. The vision, mission and values of the library align closely with those of Central Carolina Community Foundation, the organization I lead. Both organizations are focused on literacy improvement and drop-out prevention. RCPL Board service would enhance the partnership the library and the foundation have developed; a partnership designed to benefit our county.

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

- **Community Knowledge:** In my current role, I interact with many individuals and work with many businesses and organizations throughout our county. The Foundation's Literacy 2030 project has allowed me to work with educators and service providers throughout the Midlands. I lived in Wildewood (29223) for 16 years and have lived in Lake Katherine for three years.
(*Strategic Plan: Grow Our Customer Base*)
- **National Network:** I currently secure and share information with Community Foundations across the country, funders engaged in the Literacy Funders Network and Private Foundations including the John S. and James L. Knight Foundation.
(*Values: Innovation and Risk-Taking*)
- **Sales and Marketing Experience:** I have 20+ years experience in employing analytical skills to develop plans and programs that exceed customer expectations. (*Strategic Plan: Enhance the Customer Experience*)
- **Team Leadership Experience:** I have extensive experience developing and implementing performance management systems and motivating employees. (*Strategic Plan: Engage Our Team*)
- **Board Experience:** I have served as Board Chair for the SC Mansion Foundation and Literacy Chicago Women's Board. I work with a 36 member board at CCCF.

Presently serve on any County Board/Commission/Committee? No

Any other information you wish to give? I have a passion for our community and a strong desire to serve.

Recommended by Council Member(s):

Hours willing to commit each month: Four hours minimum

Item# 28

Attachment number 5
Page 1 of 3

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 X

If so, describe: _____

Janusz
Applicant's Signature

July 7, 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 on which you wish to serve.

Applications are current for one year.

2

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	

JoAnn Turnquist

JoAnn Turnquist is President & CEO of Central Carolina Community Foundation, a \$100MM nonprofit charitable organization that connects donors in the Midlands with the full spectrum of charitable and nonprofit organizations in their communities. Prior to joining the Foundation, she served as Chief of Staff at the Moore School of Business where her primary role was stewardship. Ms. Turnquist brings 25 years of experience to her position with past work experience including sales leadership assignments within Rubbermaid Commercial Products, JohnsonDiversey, and the Clorox Company.

Ms. Turnquist has been active in a number of non-profit organizations. She chaired the South Carolina Mansion Foundation during Governor James Hodges' administration and served as a literacy tutor for 12 years. While living in Chicago, she was president of Literacy Chicago's Women's Board and an active board member of the Gold Coast Neighbors, a preservation society. Ms. Turnquist began her undergraduate studies at Northwestern University and received a B.A. in City Planning at The Ohio State University. She lives in Columbia with her husband, Ernie Csiszar.

Richland County Council Request of Action

Subject

Music Festival Board-1 [no applications were received]

Richland County Council Request of Action

Subject

Electronic Participation **[PAGE 153]**

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

Report of the Decker Mall Space Allocation Committee [PAGE 155]

Decker Mall Space Allocation Committee (DMSAC) Meeting

The DMSAC met on July 11, 2011, to discuss the programming of space at the newly acquired Decker Mall. Committee Members in attendance were Chairman Jim Manning, Committee Member Val Hutchinson, Committee Member Damon Jeter and Council Member Seth Rose. Committee Member Greg Pearce was absent. Staff in attendance were Milton Pope, Tony McDonald and John Hixon.

Committee Action Items - the DMSAC voted to forward the following recommendations on to the full Council:

1. The Committee affirmed the vote of Council to initially program space at Decker for the following activities:
 - a. Court Administration
 - b. Sheriffs Divisions
 - c. Richland County Magistrate Offices
2. The Committee voted to initially only program space for Richland County Government operations and not program space for private business.
3. The Committee by consensus recommended naming the new facility "Decker Center."
4. The Committee recommended approval of the general concept of the Monument Sign as depicted by renderings from Community Development/Neighborhood Planning.

Staff was also requested to research "Other Items" regarding future planning of space at the facility:

1. Explore the relocation of other County operations to Decker.
2. Review and provide recommendations to the Committee regarding any formal proposal from Richland School District Two.
3. Explore and incorporate appropriate sustainability and design criteria into the reprogramming of space at Decker (recommendations from Community Development and Neighborhood Planning). This initiative will include the consideration of a Rain Garden, engineered sustainable stormwater techniques and other "Green" criteria that can enhance the appearance of the re-designed County facility as well as establish a model for future development along Decker Blvd.

Meeting adjourned

Richland County Council Request of Action

Subject

a. Any lobbying firm employed by Richland County to represent the interests of Richland County shall agree in writing that any lobbyist(s) working either directly for their firm or under contract with their firm will not lobby members of Richland County Council representing the interests of private citizens, groups of citizens, private companies and/or non-profit organizations regarding any matter that will be addressed by Richland County Council. Failure to comply with this request shall result in the County exercising its right to terminate the contractual arrangement and rebid the services. **[PEARCE]**

b. I move that the item "Presentations" that frequently appears on the Council agenda be reassigned to a place on the agenda immediately following the item "Approval of the Agenda". On numerous occasions, individuals and/or groups involved in making presentations to Council are having to wait for long periods of time while Council wades through informational and procedural matters. Out of respect and courtesy to our guests, it is my opinion that we should hear presentations first and then move on to the other affairs of Council. **[PEARCE]**

Richland County Council Request of Action

Subject

Must Pertain to Items Not on the Agenda