

RICHLAND COUNTY COUNCIL

DEVELOPMENT AND SERVICES COMMITTEE

Gwendolyn Kennedy	Damon Jeter	Norman Jackson, Chair	Jim Manning	Bill Malinowski
District 7	District 3	District 11	District 8	District 1

NOVEMBER 24, 2009 5:00 PM

2020 Hampton Street Council Chambers

CALL TO ORDER

APPROVAL OF MINUTES

1. October 27, 2009: Regular Meeting [Pages 3-6]

ADOPTION OF AGENDA

ITEMS FOR ACTION

- 2. A Resolution to recognize, endorse, and support the "Richland County Neighborhood Council." [Pages 7-11]
- 3. Discharge of Firearms in Certain areas unlawful [Pages 12-16]

- 4. Implementation of the Renaissance Plan (Decker Blvd) [Pages 17-25]
- Ordinance Amendments regarding Commercial Enforcement of Unlicensed Vehicles and Weeds and Rank Vegetation [Pages 26-33]
- 6. What would it take for qualified Fire Engine Drivers to be able to Drive an EMS ambulance in an emergency situation [Pages 34-37]

ITEMS FOR DISCUSSION / INFORMATION

- 7. Pineview Property Follow up [Pages 38-41]
- **8.** Planning Commission Members and Occupations [pages 42-43]

OTHER ITEMS

9. Contractual Matter: Offer to Purchase/Lease County Property [Executive Session Item] [Page 44]

ADJOURNMENT



<u>Subject</u>

October 27, 2009: Regular Meeting [Pages 3-6]

Richland County Council Development and Services Committee October 27, 2009 9:00 AM



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: Norman Jackson Member: Damon Jeter

Member: Gwendolyn Davis Kennedy

Member: Bill Malinowski Member: Jim Manning

Others Present: Paul Livingston, Joyce Dickerson, Valerie Hutchinson, L. Gregory Pearce, Jr., Kelvin Washington, Michielle Cannon-Finch, Milton Pope, Tony McDonald, Sparty Hammett, Roxanne Ancheta, Randy Cherry, Larry Smith, Amelia Linder, Geo Price, Daniel Driggers, Michael Byrd, Tiaa Rutherford, Dale Welch, Jennifer Dowden, Tamara King, Sara Salley, Erica Hink, Joe Kocy, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 5:06 p.m.

APPROVAL OF MINUTES

<u>September 22, 2009 (Regular Session)</u> – Mr. Jeter moved, seconded by Mr. Malinowski, to approve the minutes as amended. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Pope requested that Item #8 be taken up first and the agenda reordered.

Mr. Jackson added the Implementation of the Renaissance Plan (Decker Boulevard) to the agenda.

The agenda was adopted as amended.

Richland County Council Development and Services Committee October 27, 2009 Page Two

ITEMS FOR ACTION

<u>What Would it take for City Firefighters to Drive County Ambulances in an Emergency Situation</u> – Mr. Manning moved, seconded by Mr. Malinowski, to direct staff to obtain an estimate of the County's liability costs regarding this item. A discussion took place.

The vote in favor was unanimous.

<u>Bridge Renaming</u> – Mr. Manning moved, seconded by Mr. Malinowski, to forward this item to Council with a recommendation for approval. The vote in favor was unanimous.

<u>Conservation Donation of 175 Acres off Long Creek Parkway</u> – Mr. Manning moved, seconded by Mr. Jeter, to forward this item to Council with a recommendation for approval. The vote in favor was unanimous.

<u>Conservation Donation off Sloan Road</u> – Mr. Malinowski moved, seconded by Mr. Manning, to forward this item to Council with a recommendation for approval. The vote in favor was unanimous.

<u>Enforcement of Various Ordinances re: Commercial Properties</u> – Mr. Manning moved, seconded by Mr. Malinowski, to defer this item to the November committee meeting. The vote in favor was unanimous.

<u>Lower Richland County Agricultural Center</u> – Mr. Manning moved, seconded by Ms. Kennedy, to forward this item to Council with a recommendation for approval. A discussion took place.

Mr. Jeter made a substitute motion, seconded by Mr. Malinowski, to forward this item to Council with a recommendation for denial. The vote was in favor.

Committee recessed at 6:05 p.m. and reconvened following the A&F Committee meeting at approximately 6:45 p.m.

<u>Utilization of Pineview Property for Farmers' Market</u> – Mr. Jeter moved, seconded by Mr. Malinowski, to defer this item until the November committee meeting. A discussion took place.

The vote in favor was unanimous.

ITEMS FOR DISCUSSION/INFORMATION

<u>Implementation of the Renaissance Plan (Decker Boulevard)</u> – This item will be placed on the November Committee agenda for action.

<u>Accounting for the Last Two Years of the Richland Neighborhood Council</u> – Mr. Manning moved, seconded Mr. Malinowski, to direct the Council's Auditor or the Internal Audit Committee

Richland County Council Development and Services Committee October 27, 2009 Page Three

to investigate and determine the appropriateness of the expenditures in regard to the Richland County Neighborhood Council. A discussion took place.

The vote in favor was unanimous.

<u>Planning Commission Members and Occupations</u> – This item was not taken up.

ADJOURNMENT

The meeting adjourned at approximately 7:07 p.m.

Submitted by,

Norman Jackson, Chair

The minutes were transcribed by Michelle M. Onley

<u>Subject</u>

A Resolution to recognize, endorse, and support the "Richland County Neighborhood Council." [Pages 7-11]

Subject: A Resolution to recognize, endorse, and support the "Richland County Neighborhood

Council"

A. Purpose

County Council is requested to consider a Resolution that would recognize, endorse, and support the Richland County Neighborhood Council as a non-partisan body that offers membership to all neighborhoods in the County for the purpose of educating residents, exchanging information, and actively addressing matters of the greater community.

B. Background / Discussion

On November 3, 2009, a motion was made and County Council forwarded a directive to staff to "draft and present to Council a proposal to create a Richland County Neighborhood Council sanctioned and supported by the County". Upon further clarification from the Honorable Jim Manning, staff understood the intent of the motion was to recognize the RCNC as an official component of Richland County government without setting it up as a Committee or Board through ordinance where Council would appoint members. Therefore, a Resolution was drafted to accomplish this purpose, which is now attached for Council's consideration.

C. Financial Impact

None.

D. Alternatives

- 1. Approve the Resolution.
- 2. Approve an amended Resolution.
- 3. Do not approve a Resolution

E. Recommendation

This request is at Council's discretion.

Recommended by: Councilman Manning Date: November 3, 2009

F. Approvals

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

Finance Reviewed by <u>Daniel Driggers</u> : ☐ Recommend Council approval Comments regarding recommendation:	Date: 11/13/09 ☐ Recommend Council denial No recommendation. This request is at
Council's discretion	
Planning	
Reviewed by: Joseph Kocy	Date: 11/16/09
X Recommend Council approval	☐ Recommend Council denial
<u> </u>	The RCNC can be an effective forum for citizens
Legal	
Reviewed by: <u>Larry Smith</u>	Date: 11/16/09
☐ Recommend Council approval	☐ Recommend Council denial
11	No recommendation. This request is at Council's
Administration	
Reviewed by: Sparty Hammett	Date: 11/16/09
X Recommend Council approval	☐ Recommend Council denial
Comments regarding recommendation:	

STATE OF SOUTH CAROLINA)	A RESOLUTION OF THE
)	RICHLAND COUNTY COUNCIL
COUNTY OF RICHLAND)	

A RESOLUTION TO ENDORSE AND SUPPORT A "RICHLAND COUNTY NEIGHBORHOOD COUNCIL"; A NON-PARTISAN BODY THAT OFFERS MEMBERSHIP TO ALL NEIGHBORHOODS IN THE COUNTY FOR THE PURPOSE OF EDUCATING RESIDENTS, EXCHANGING INFORMATION, AND ACTIVELY ADDRESSING MATTERS OF THE COMMUNITY.

WHEREAS: Richland County Government is dedicated to providing services that are accessible to all residents and improve the quality of life in our community: and

WHEREAS, a well performing democracy encourages participation and involvement from all its citizens to bring citizens and government together; and

WHEREAS, neighborhoods contain a diverse population of citizens and serve as immediate access points for confronting a wide range of public problems and leveraging a host of community assets; and

WHEREAS, the fundamental principles of democracy will be enhanced by a mechanism that connects neighborhood structures with the local policymaking process; and

WHEREAS, this mechanism should be an arena where citizens can bring concerns, build on community assets, affect policy decisions, and work with government and with one another; and

WHEREAS, governments and other public service organizations must also comply with all applicable laws, regulations, policies, and procedures while exercising good judgment in the stewardship of finite resources.

NOW, THEREFORE, BE IT RESOLVED that the Richland County Council does hereby recognize, endorse, and support the Richland County Neighborhood Council as a non-partisan body that offers membership to all neighborhoods in the County for the purpose of furthering the work of the Planning Department by educating residents, exchanging information, and actively addressing matters of the greater community.

BE IT FURTHER RESOLVED that this recognition, endorsement, and support will continue for as long as the Richland County Neighborhood Council exists as a viable organization; does not violate local, state, or federal laws; engage in discriminatory activities based on race, ethnicity, or religions; or engage in unethical activities (i.e. bribery, forgery, misrepresentation, etc.).

ADOPTED THIS the	day of December, 2009

Paul Livingston, Chair Richland County Council

ATTEST this day of December, 2009
Michielle R. Cannon-Finch
Clerk of Council

<u>Subject</u>

Discharge of Firearms in Certain areas unlawful [Pages 12-16]

Subject: Discharge of Firearms in Certain Areas Unlawful

A. Purpose

County Council is requested to amend section 18-1(b) of the Richland County Code of Ordinances regarding the discharge of firearms in certain areas as being unlawful.

B. Background / Discussion

Mr. Malinowski forwarded this item to the D&S Committee to be discussed during its November meeting:

A current Richland County Ordinance exists regarding the discharge of firearms in certain areas as being unlawful. Section 18-1 (b) states it is unlawful to discharge a firearm within two hundred yards of the property boundaries of any dwelling or business. This subsection shall not apply to a peace officer or member of the armed forces of the United States or any authorized gun club, or in the lawful defense of life or property. This subsection also shall not apply to hunting or other lawful use of firearms by persons while upon their own property, nor shall this subsection apply to persons hunting or otherwise lawfully discharging firearms on another person's property with the landowner's express permission.

As currently written, this ordinance does not protect areas that have been built as subdivisions yet still contain a few acres of undeveloped land. For the safety of citizens in subdivisions, Mr. Malinowski made the following motion during the November 3rd regular County Council Meeting:

That Section 18-1 (b) Discharge of firearms in certain areas unlawful is amended to eliminate allowing a discharge of the items mentioned in the current ordinance in areas built as subdivision by anyone except a peace officer, any authorized gun club or in the lawful defense of life or property.

Mr. Malinowski subsequently requested that the ordinance reflect that it is unlawful to discharge a firearm within three hundred yards of the property boundaries of any dwelling, business, or subdivision.

The ordinance amendment is attached.

C. Financial Impact

There is no financial impact associated with this request.

D. Alternatives

- 1. Approve the request to amend the ordinance.
- 2. Do not approve the request to amend the ordinance.

C. Recommendation

It is recommended that Council approve the request to amend section 18-1(b) of the Richland County Ordinance regarding the discharge of firearms in certain areas as being unlawful. It should include subdivisions to the areas where the discharge of firearms is unlawful by anyone except a peace officer, any authorized gun club or in the lawful defense of life or property. The required distance should be increased from two hundred to three hundred yards of the property boundaries of any dwelling, business, or subdivision.

	Recommended by: Councilman Malinowski	Date: November 3, 2009
F.	Reviews (Please <u>SIGN</u> your name, ✓ the appropriate box, and supp	ort your recommendation before routing. Thank you!)
	Finance Reviewed by: <u>Daniel Driggers</u> Recommend Council approval Comments regarding recommendation: N	Date: 11/13/09 ☐ Recommend Council denial No recommendation
	Legal Reviewed by: Larry Smith ✓ Recommend Council approval Comments regarding recommendation:	Date: 11/13/09 ☐ Recommend Council denial
	Administration Reviewed by: Sparty Hammett ✓ Recommend Council approval Comments regarding recommendation:	Date: 11/16/09 ☐ Recommend Council denial

STATE OF SOUTH CAROLINA COUNTY COUNCIL FOR RICHLAND COUNTY

ORDINANCE NO. ____-09HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 18, OFFENSES; SECTION 18-1, DISCHARGE OF FIREARMS IN CERTAIN AREAS UNLAWFUL; SO AS TO MAKE IT UNLAWFUL TO DISCHARGE A FIREARM IN OR NEAR A SUBDIVISION.

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:

<u>SECTION I.</u> The Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-1(b) is hereby amended to read as follows:

Section 18-1. Discharge of firearms in certain areas unlawful.

(b) Within two three hundred yards of the property boundaries of any dwelling business, or subdivision. It shall be unlawful for any person in the unincorporated area of the county to discharge any rifle, gun, pistol, revolver, or other similar instrument from or by means of which any bullet, shot, or other missile of any kind may be projected within two three hundred (200 300) yards of any building occupied used as a dwelling or business, or within the boundaries of any subdivision or within three hundred (300) yards of any subdivision, as that term is defined in Sec. 26-22 of this Code. This subsection shall not apply to a peace officer or member of the armed forces of the United States or any authorized gun club, or in the lawful defense of life or property. This subsection also shall not apply to hunting or other lawful use of firearms by persons while upon their own property, nor shall this subsection apply to persons hunting or otherwise lawfully discharging firearms on another person's property with the landowner's express permission.

<u>SECTION II.</u> <u>Severability.</u> 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.

<u>SECTION III.</u> <u>Conflicting Ordinances Repealed.</u> 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
	•			RICH	LAND	COI	JNTY COU	JNCIL		
ATTEST THIS THI	E DA	ΛV		BY:_P	aul Liv	ingst	on, Chair			

OF, 2009	
Michielle R. Cannon-Finch	
Clerk of Council	
First Reading:	
Second Reading:	
Public Hearing:	
Third Reading:	

<u>Subject</u>

Implementation of the Renaissance Plan (Decker Blvd) [Pages 17-25]



MEMORANDUM

TO: Richland County Development & Services Committee

THROUGH: Jos. Kocy, Planning Director

FROM: Erica Hink, Neighborhood Coordinator

DATE: October 3, 2009

RE: Update: Implementation of The Renaissance Plan (Decker Blvd)

At the July 7, 2009 County Council meeting, the Honorable Jim Manning made the following motion:

"Motion to direct staff to establish specific plans of action and associated target dates for the Project Tasks listed in the Implementation Strategies Section of The Renaissance Plan for Decker Boulevard / Woodfield Park Area for which the County is referenced in the column entitled: Implemented By on pages 52, 53 & 54 of the Neighborhood / Community Master Plan and report back to Council within 2 months of this date. Manning]: Referred to the D&S Committee. ACTION: ADMINISTRATION, PLANNING"

Based on the above referenced motion, the Planning Department offers the following memo as an update to the implementation of The Renaissance Plan, which is intended to revitalize the Decker Boulevard Corridor and the Woodfield Park community. All of the implementation strategies listed below are outlined specifically in The Renaissance Plan (adopted June 19, 2007) as a tool for implementing this master plan. Each project/task has an identified implementation time frame.

IMPLEMENTATION COMPLETE

PROJECT/TASK: Develop new use & development standards for Redevelopment Overlay District (RD) Zoning.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: This project is complete. The Corridor Redevelopment District (CRD) overlay for the Decker Blvd. corridor was adopted by Council on March 18, 2008. The Decker Blvd/Woodfield Park (DBWP) overlay was adopted by Council on February 19, 2009. They are currently being utilized as optional overlays.

PROJECT/TASK: Apply the RD zoning overlay.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: This project is complete. The Corridor Redevelopment District (CRD) overlay for the Decker Blvd. corridor was adopted by Council on March 18, 2008. The Decker Blvd/Woodfield Park (DBWP) overlay was adopted by Council on February 19, 2009.



PROJECT/TASK: Develop marketing/branding campaign.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: This project is complete. Decker Blvd has been branded Richland County's International Corridor. This brand has been placed on banners, which will be placed on selected light poles along Decker creating an identity among the community. These banners have already been printed and are ready for placement.

CURRENT PROJECTS/TASKS BEING PURSUED

PROJECT/TASK: Support planning efforts for a commuter rail/mass transit station near Decker corridor.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: The Central Midlands Council of Governments (CMCOG) is currently working on several feasibility studies for light rail in the Midlands. The NIP staff is involved in this process.

PROJECT/TASK: Reclaim developed areas of Jackson Creek wetlands & Floodway.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: The Planning Department is currently working with Richland County Soil & Water Conservation developing a mitigation plan for parcels along Jackson Creek. We have made contact with the owner of several parcels along the Creek.

• On October 12, 2009, the Department sent a letter to Mr. Ken Rentiers, Deputy Director, Land, Water and Conservation, S.C. Department of Natural Resources, formally requesting floodplain restoration funding. The Department identified a property being offered for sale, and suggested the County & DNR purchase the site, demolish the former restaurant, remove the asphalt parking lot, and restore the site to its natural condition so it can again act as a part of the Colonel's Creek floodplain. We are waiting for a reply.

PROJECT/TASK: Gateway treatments at key intersections.

IMPLEMENTATION TIME FRAME: 1-5 years.

<u>STATUS:</u> Three intersections along the Decker corridor are currently being considered for gateway signage: Percival, Two Notch, & Trenholm Road Extension. What is a forecast? Are we getting estimates? Too expensive?

PROJECT/TASK: Install pedestrian scale lighting.

IMPLEMENTATION TIME FRAME: 1-5 years.

<u>STATUS:</u> NIP is currently working with SCE&G to determine the need & cost for pedestrian scale lighting in the residential and commercial portions of The Renaissance Plan boundary. When is the SCE&G report due. Representatives of SCE&G and the Department will survey the neighborhood, gauging support for an electric bill surcharge supporting installation of new lighting.



PROJECT/TASK: Promote the recent SC Retail Facilities Revitalization Act to owners of vacant retail property.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: Information on the SC Retail Facilities Revitalization Act has been distributed to property owners along the Decker corridor. NIP is in the process of scheduling a meeting to gauge marketing opportunities. The Department is hoping that this Act will prove very useful along Decker Blvd, where there is an opportunity to upgrade existing blighted commercial properties.

PROJECT/TASK: Demonstration projects for on-site retention in area parking lots.

IMPLEMENTATION TIME FRAME: 2-5 years.

STATUS: The Planning Department is currently communicating with a property owner on Decker for creating a demonstration projects for Low Impact Development/Bio-retention stormwater retention in his parking lot.

• The Department is negotiating with a property owner and collaborating on a landscaped bioretention rain garden for their commercial site on Decker Blvd. The landscaping will enhance the aesthetics of Decker while capturing and cleaning stormwater before water reaches Jackson Creek. There are legal issues with this proposal: easements and approval of adjacent properties, liability and maintenance agreements. The county and property owner are investigating these issues, the property owners have not formally committed to this project

PROJECT/TASK: Develop park/greenway/natural areas in reclaimed Jackson Creek wetlands floodway.

IMPLEMENTATION TIME FRAME: 2-5 years.

STATUS: The Planning Department is currently working with Richland County Soil & Water Conservation developing a mitigation plan for parcels along Jackson Creek. We have made contact with the owner of several parcels along the Creek. **A** greenway is being explored in conjunction with the mitigation of Jackson Creek.

The Department has initiated discussion with a property owner of a closed commercial site, discussing redevelopment of ½ of the site and restoring the natural floodplain on the other ½ of the site. Although the property owner is intrigued at the flexibility of the CRD regulations and financial benefits of mitigation credits, the property owner has not formally committed to redeveloping the site.

IMPLEMENTATION TIMELINE: 1-5 YEARS

PROJECT/TASK: Rezone commercial parcels between Faraway and Percival to Neighborhood Commercial

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: Property owners have not requested rezoning. Therefore, this is not being pursued. However, this task can quickly be initiated at the direction of County Council.



PROJECT/TASK: Develop signed bicycle routes.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: Decker Blvd is a state roadway; no roadway improvements are currently planned. If/when the SCDOT installs bike lanes along Decker, signage will be included.

PROJECT/TASK: Develop plans for reuse of Decker Mall site as a festival market place.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: The implementation of this task is the responsibility of private property owners. The Decker Boulevard Business Coalition (DBBC) is spearheading the revival of the International Bazaar for spring 2010. However, the location is yet to be determined. update

PROJECT/TASK: Improve pedestrian/bicycle access to schools.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: Due to the current economic climate and budget constraints, this project is not currently being pursued.

PROJECT/TASK: Remove free flow right turn lane at northwest corner of Trenholm Road/Decker intersection.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: This is the jurisdiction of SCDOT. Due to the current economic climate and budget constraints, no roadway improvements are currently planned.

PROJECT/TASK: Decker Blvd proposed street design (planning, design, and construction).

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: Decker Blvd is the jurisdiction of SCDOT. Due to the current economic climate and budget constraints, no roadway improvements are currently planned.

With Council approval NIP could fund the preparation of engineered plans for future street design, specifically streetscaping, for the Decker Blvd corridor. Engineered plans would enhance the feasibility of grant funding to implement roadway improvements.

PROJECT/TASK: Brookfield Rd. proposed street design (planning, design, construction)

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: Due to the current economic climate and budget constraints, no roadway improvements are currently planned.

PROJECT/TASK: Proposed intersection improvements along Decker (Trenholm, O'Neil Ct, Brookfield, Faraway, Percival)

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: This is the jurisdiction of SCDOT. Due to the current economic climate and budget constraints, no roadway improvements are currently planned.



PROJECT/TASK: Access management recommendations for Decker.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: Controlled access must be addressed for eliminating the plethora of curb cuts along Decker. However, this will take coordination with the SCDOT (this is a state road) and a great deal of commitment from the public and private sector to eliminate/close existing curb cuts and focus on shared access. NIP is preparing to fund the preparation of engineered plans, which may include access management recommendations. Specific projects have yet to be selected. Due to budget constraints within the Department, NIP cannot fund engineered plans for all projects listed.

PROJECT/TASK: Develop local Community Development Corporation.

IMPLEMENTATION TIME FRAME: 1-5 years.

STATUS: CDCs are nonprofit organizations that require staff and 501 c3 status. At the request of County Council the NIP will explore this option.

IMPLEMENTATION TIMELINE: 2-5 YEARS

PROJECT/TASK: Develop joint use park/school playing fields on school district owned land across for Richland Northeast High School.

IMPLEMENTATION TIME FRAME: 2-5 years.

STATUS: The NIP program has notified the Richland? School district, identifying this project as a component of the Decker Master Plan. The School District has not formally committed to this project.

PROJECT/TASK: Purchase lake front property from East Richland Sewer District for a lake front park.

IMPLEMENTATION TIME FRAME: 2-5 years.

STATUS: Due to the current economic climate and budget constraints, this project is not currently being pursued.

PROJECT/TASK: Construct midblock crossings, pedestrian refuge islands on Decker.

IMPLEMENTATION TIME FRAME: 2-5 years.

STATUS: This is the jurisdiction of the SCDOT. Given the extensive road backlog with the SCDOT, it is unlikely that these non-vehicular improvements will be implemented. (Decker Blvd is not currently listed in the 2035 Long Range Transportation Plan or the Transportation Improvement Plan (10/1/09 - 9/31/15)). If the County wishes these amenities, the County will need to fully fund these enhancements. A possible funding source, federal transportation grants, require fully engineered construction plans as a condition of grant funding. If the County wishes to proceed with Decker Blvd enhancements, we should prepare an RFP, hire an engineering consultant and prepare construction plans for these improvements. Due to the cost of sidewalk installation, the Department is not currently pursuing this option. However, we are considering the use of NIP monies to fund the preparation of engineered plans for future sidewalks. Specific projects have yet to be selected. Due to budget



constraints within the Department, NIP cannot fund engineered plans for all projects listed in the master plan.

PROJECT/TASK: Install bicycle lanes at identified locations.

IMPLEMENTATION TIME FRAME: 2-5 years.

STATUS: Given the extensive road backlog with the SCDOT, it is unlikely that these non-vehicular improvements will be implemented. (Decker Blvd is not currently listed in the 2035 Long Range Transportation Plan or the Transportation Improvement Plan (10/1/09 - 9/31/15)). If the County wishes these amenities, the County will need to fully fund these enhancements. A possible funding source, federal transportation grants, require fully engineered construction plans as a condition of grant funding. If the County wishes to proceed with Decker Blvd enhancements, we should prepare an RFP, hire an engineering consultant and prepare construction plans for these improvements.

IMPLEMENTATION TIMELINE: 1-10 YEARS

PROJECT/TASK: Develop new street and bike/ped connections.

IMPLEMENTATION TIME FRAME: 1-10 years.

STATUS: Given the extensive road backlog with the SCDOT, it is unlikely that these non-vehicular improvements will be implemented. (Decker Blvd is not currently listed in the 2035 Long Range Transportation Plan or the Transportation Improvement Plan (10/1/09 - 9/31/15)). If the County wishes these amenities, the County will need to fully fund these enhancements. A possible funding source, federal transportation grants, require fully engineered construction plans as a condition of grant funding. If the County wishes to proceed with Decker Blvd enhancements, we should prepare an RFP, hire an engineering consultant and prepare construction plans for these improvements.

PROJECT/TASK: Construct sidewalks in priority locations.

IMPLEMENTATION TIME FRAME: 1-10 years.

STATUS: This is the jurisdiction of the SCDOT. Given the extensive road backlog with the SCDOT, it is unlikely that these non-vehicular improvements will be implemented. (Decker Blvd is not currently listed in the 2035 Long Range Transportation Plan or the Transportation Improvement Plan (10/1/09 - 9/31/15)). If the County wishes these amenities, the County will need to fully fund these enhancements. A possible funding source, federal transportation grants, require fully engineered construction plans as a condition of grant funding. If the County wishes to proceed with Decker Blvd enhancements, we should prepare an RFP, hire an engineering consultant and prepare construction plans for these improvements. Due to the cost of sidewalk installation, the Department is not currently pursuing this option. However, we are considering the use of NIP monies to fund the preparation of engineered plans for future sidewalks. Specific projects have yet to be selected. Due to budget constraints, NIP cannot fund engineered plans for all projects listed.

PROJECT/TASK: Traffic calming on neighborhood streets.

IMPLEMENTATION TIME FRAME: 1-10 years.



STATUS: Due to the current economic climate and budget constraints, this project is not currently being pursued. The NIP office is currently working with Public Works to install traffic calming measures in Candlewood (another master plan area) and has initiated discussions with DPW for initial installation of some speed bumps for areas meeting installation requirements

<u>PROJECT/TASK:</u> Market the area to potential homebuyers and commercial tenants/investors. IMPLEMENTATION TIME FRAME: 1-10 years.

STATUS: This is the responsibility of the private land owner. However the Department is very willing to work with private developers to enhance their properties. In addition, the Department is considering public-private partnerships for façade, stormwater, and landscaping improvements along Decker.

IMPLEMENTATION TIMELINE: WITHIN 10+ YEARS

PROJECT/TASK: Plant street trees.

IMPLEMENTATION TIME FRAME: Within 10+ years.

STATUS: NIP is preparing to use monies to fund the preparation of engineered plans for future street design, specifically streetscaping, for the Decker Blvd corridor. Specific projects have yet to be selected. Due to budget constraints within the Department, NIP cannot fund engineered plans for all projects listed.

PROJECT/TASK: Plan redevelopment options for Bi-Lo shopping center.

IMPLEMENTATION TIME FRAME: Within 10+ years.

STATUS: This is the responsibility of the private land owner. However the Department is very willing to work with private developers to enhance their properties. In addition, the Department is considering public-private partnerships for façade, stormwater, and landscaping improvements along Decker.

PROJECT/TASK: Promote & facilitate neighborhood infill development concepts.

IMPLEMENTATION TIME FRAME: Within 10+ years.

STATUS: This is the responsibility of the private land owner. However the Department is currently working to educate landowners in the master plan area on the incentives of the optional CRD & DBWP overlays. NIP is hopeful that this will promote and facilitate infill and redevelopment.

PROJECT/TASK: Work with area partners to fund new housing development and housing programs.

IMPLEMENTATION TIME FRAME: Within 10+ years.

<u>STATUS:</u> This project is not currently being pursued. However, the 2009 Comprehensive Plan focuses heavily on infill and redevelopment. As we move forward with master plan implementation, it is the intent of NIP to work closely with Richland County Community Development on this task.

PROJECT/TASK: Consolidate properties at Trenholm/Decker intersection to create opportunities for retail development.

IMPLEMENTATION TIME FRAME: Within 10+ years.



STATUS: The implementation of this task depends on investment and commitment from private property owners. Due to the current economic climate and budget constraints, this project is not currently being pursued. However, the Neighborhood Improvement Program (NIP) has been investigating possibilities for commercial demolition of unsafe structures along the Decker corridor.

IMPLEMENTATION TIMELINE: 5-10+ YEARS

PROJECT/TASK: Underground/relocate overhead utility lines.

IMPLEMENTATION TIME FRAME: 5-10+ years.

STATUS: This project is extremely costly. Due to budget constraints, it is not currently being pursued.

<u>Subject</u>

Ordinance Amendments regarding Commercial Enforcement of Unlicensed Vehicles and Weeds and Rank Vegetation [Pages 26-33]

Subject: Ordinance Amendments Regarding Commercial Enforcement of Unlicensed Vehicles and Weeds and Rank Vegetation (Overgrown Lots).

A. Purpose:

To amend the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic, Section 17-10 to address unlicensed vehicles in unincorporated commercial areas of the county. Also, to amend the Richland County Code of Ordinances; Chapter 18, Section 18-4, as it relates to weeds and rank vegetation (overgrown lots) in unincorporated commercial areas of the county.

B. Background/Discussion:

During its October 27th 2009 meeting, the Development and Services Committee directed staff to bring back draft ordinance regarding commercial enforcement of unlicensed vehicles and overgrown lots in unincorporated areas of the county.

C. Financial Impact:

Not known at this time. However, the addition of these types of enforcement on commercial properties in the unincorporated portions of the County will have an impact on staff resources (time, dollars, etc.).

D. Alternatives:

- 1. Approve the request to amend the ordinances.
- 2. Do not approve the request to amend the ordinances.

E. Recommendation

Recommended by: D&S Committee **Date:** October 27, 2009

F. Reviews

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

Finance

Reviewed by: <u>Daniel Driggers</u>

Date: 11/13/09

☐ Recommend Approval

Item# 5

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☐ Recommend Denial Comments: Based on section c, we would recommend that an estimate of the cost of enforcement be obtained and a funding source identified prior to approval.
Planning Reviewed by: Joseph Kocy Date: 11/16/09 ☐ Recommend Approval ☐ Recommend Denial Based on section c, we would recommend that an estimate of the cost of enforcement be obtained and a funding source identified prior to approval.
Legal Reviewed by: Larry Smith Date: 11/16/09 □ Recommend Approval □ Recommend Denial This is a decision that is within the discretion of the Council. However, since the code enforcement officers that are currently enforcing overgrown lots and unlicensed vehicles for residential lots are in the Sheriff's Department, I would recommend that the issue regarding who will have authority over the code enforcement officers that will be performing this function for commercial property, be determined before this is approved.
Administration Reviewed by: Sparty Hammett Date: 11/19/09 ☐ Recommend Approval ☐ Recommend Denial Based on section c, I would recommend that an estimate of the cost of enforcement be obtained and a funding source identified prior to approval.

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 17, MOTOR VEHICLES AND TRAFFIC; ARTICLE II, GENERAL TRAFFIC AND PARKING REGULATIONS; SECTION 17-10, PARKING IN RESIDENTIAL ZONES; SO AS TO INCLUDE ENFORCEMENT IN COMMERCIAL AREAS.

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.

<u>SECTION I.</u> The Richland County Code of Ordinances; Chapter 17, Motor vehicles and traffic; Article II, General traffic and parking regulations; Section 17-10 is hereby amended to read as follows:

Sec. 17-10. Parking in residential zones the unincorporated areas of the county.

- (a) It shall be unlawful for a truck tractor, a semi-trailer having more than two (2) axles, or a trailer having more than two (2) axles to be parked on any public street, road, right-of-way or as otherwise prohibited by the Richland County Code of Ordinances in the unincorporated portions of the county which are or hereafter shall be designated as Rural Residential, Single-Family Residential, Manufactured Home, or General Residential under the Richland County Zoning Ordinance and the "Zoning Map of Unincorporated Richland County", as amended. For the purpose of this paragraph, the following definitions shall apply:
- (1) *Truck tractor* means every motor vehicle designed and used primarily for drawing other vehicles, and not so constructed as to carry a load other than a part of the weight of the vehicle and the load so drawn.
- (2) Semi-trailer means every vehicle having more than two (2) axles, with or without motive power, other than a pole trailer, designed for carrying persons or property and for being

drawn by a motor vehicle, and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

- (3) *Trailer* means every vehicle having more than two (2) axles, with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle, and so constructed that no part of its weight rests upon the towing vehicle.
- (b) It shall be unlawful for an automobile, motor vehicle, or wheeled conveyance of any kind required by law to be licensed that is unlicenced, or is displaying an expired or invalid licenses to be parked on any public street, road, or right-of-way or as otherwise prohibited by the Richland County Code of Ordinances in the unincorporated portions of the county which are or hereafter shall be designated as Rural Residential, Single-Family Residential, Manufactured Home, or Multi-Family Residential under the Richland County Zoning Ordinance and the "Zoning Map of Unincorporated Richland County," as amended.
- (c) All motor vehicles and/or trailers without a valid state-issued license plate permitting operation on public roads and highways, which are stored, parked or located on a lot in any zoning district in the unincorporated areas of the county, except for those parcels that are five (5) acres or greater in the (RU) Rural zoning district, are required to be kept in a garage, carport, or protected from the elements by a fitted cover; provided, however, in the case of a vehicle protected from the elements by a cover, such vehicle shall not be visible from the public right-of-way. Licensed automobile dealerships, persons licensed to conduct businesses involving storage and sale of junk and scrap, trailers utilized as temporary structures in conjunction with construction activities, and vehicles used in agricultural operations and which are not operated on the public roads and highways are exempt.
- (d) Any motor vehicle and/or trailer that is not capable of operating in accordance with South Carolina law and/or capable of moving under its own power (even if it has a valid state-issued license plate permitting operation on public roads and highways) shall not be stored, parked, or located on a lot in any residential zoning district in the unincorporated areas of the county (except for those parcels that are five (5) acres of greater in the (RU) Rural zoning district) for more than a single period of thirty (30) consecutive days during any calendar year unless it is kept in an enclosed garage, in a carport attached to the residence, or protected from the elements by a fitted cover; provided, however, in the case of a vehicle protected from the elements by a cover, such vehicle shall not be visible from the public right-of-way.
- (e) *Penalties*. Unless otherwise prescribed by law, any owner and/or operator of a motor vehicle and/or trailer violating the provisions of this section shall be deemed guilty of a misdemeanor. In addition, any owner and/or occupant of the residential property on which a motor vehicle and/or trailer is parked in violation of this section shall be deemed guilty of a misdemeanor.
- (f) Administration and enforcement. The Sheriff of the county shall be authorized to enforce the provisions of this section and to engage a towing service to remove any vehicle parked in violation of these regulations, provided the cost of towing services shall be charged to the registered owner of any vehicle so removed.

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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

RICHLAND COUNTY COUNCIL

BY:

Paul Livingston, Chair

ATTEST THIS THE ____ DAY

OF _____, 2009

Michielle R. Cannon-Finch
Clerk of Council

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be

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

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 18, OFFENSES; SECTION 18-4, WEEDS AND RANK VEGETATION; SO AS TO INCLUDE ENFORCEMENT IN COMMERCIAL AREAS.

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:

<u>SECTION I.</u> The Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-4 is hereby amended to read as follows:

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Sec. 18-4. Weeds and rank vegetation.

- (a) *Definition*. For purpose of this section, the term "weeds and rank vegetation" means dense, uncultivated, herbaceous overgrowth over two (2) feet in height, or briars and trailing vines exceeding ten (10) feet in length.
- (b) Declaration of nuisance. Weeds and other rank vegetation allowed to grow to a height of two (2) feet and stand upon any lot or parcel of land in a developed residential area or commercial area within the county may be deemed and declared a nuisance in the judgment of the sheriff. For the purpose of this action, "residential area" is defined as property zoned for a residential use, platted for residential use with a plat having been begun, installation of utilities having been begun and construction of residential units being commenced. "Commercial area" shall be defined as it is in section 26-21 of this code.
- (c) Duty of owner, etc., to cut. It shall be the duty of any owner, lessee, occupant, agent, or representative of the owner of any lot or parcel of land in a developed residential area or commercial area within the county to cut, or cause to be cut, all weeds and other rank vegetation, as described in this section, as often as may be necessary to prevent the growth of such weeds and other rank vegetation. However, lots of one acre or more are not required to be cut back more than fifty (50) feet from the road and each side property line.
- (d) Notice to owner, etc., to cut. Whenever the sheriff shall find that weeds or other rank vegetation has been allowed to stand upon any lot or parcel of land in a developed residential area or commercial area within the county in such a manner as to constitute a nuisance, s/he may serve written notice upon the owner, or the occupant of the premises, or upon the agent or representative of the owner of such land having control thereof to comply with the provisions of this section. It shall be sufficient notification to deliver the notice to the person to whom it is addressed or to deposit a copy of such in the United States mail, properly stamped, certified, and directed to the person to whom the notice is addressed, or to post a copy of the notice upon such premises.
- (e) Failure to comply with notice. If the person to whom the notice is directed, under the provisions of the preceding subsection, fails or neglects to cause such weeds or other rank vegetation to be cut and removed from any such premises within ten (10) days after such notice has been served or deposited in the United States mail, or posted upon premises, such person shall be deemed guilty of a misdemeanor and subject to the penalty provisions of section 1-8 of this code.
- (f) Removal by county. In the event any property is determined to be a nuisance, and twenty (20) days has elapsed after such notice has been served, deposited in the United States Mail, or posted upon the premises, then the department of public works or its duly authorized agent or representative may enter upon any such lands and abate such nuisance by cutting and removing such weeds or other rank vegetation, and the cost of doing so may become a lien upon the property affected, or may be recovered by the county through judgment proceedings initiated in a court of competent jurisdiction.

(g) Work may be done by county upon request. Upon the written request by the owner or the person in control of any lot or parcel of land covered by this section, and the payment to the county for the services, the department of public services works may enter upon any such lands and cut and remove the weeds or other rank vegetation therefrom, the charge and cost of such service to be paid into the county treasury.
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
RICHLAND COUNTY COUNCIL
BY: Paul Livingston, Chair ATTEST THIS THE DAY
OF, 2009
Michielle R. Cannon-Finch Clerk of Council
First Reading: Second Reading: Public Hearing: Third Reading:

<u>Subject</u>

What would it take for qualified Fire Engine Drivers to be able to Drive an EMS ambulance in an emergency situation [Pages 34-37]

Richland County Government

County Administration Building 2020 Hampton Street P.O. Box 192 Columbia, SC 29202



Phone: (803) 576-2050 Fax: (803) 576-2137 TDD: (803) 748-4999

Office of the County Administrator

By Motion of Councilman James Manning and Councilman Kelvin Washington, County staff has been asked/directed to report findings on what it would take for City Firefighters to drive County Ambulances and a request to explore an option for Firefighters to drive Ambulances from the City of Columbia (see attached request).

10-6-09 Council Meeting Motion (Councilman Manning and Washington): Council directs staff to investigate and report the findings on what it would take for qualified fire engine drivers to be able to drive an EMS ambulance in an emergency situation.

Administration and Emergency Services both accept and support the City of Columbia's request to allow firefighters to drive ambulances in appropriate instances with the following conditions:

- City of Columbia Fire Department will become a legally licensed First Responder Agency.
- 2. County Council would have to amend our driving policy for non-County employees.
- 3. City Fire personnel would have to successfully complete the County's Defensive Driving Program.
- 4. City Fire personnel must be trained, and sign a memo of understanding concerning Federal Privacy laws including termination for violations of the law.
- 5. City Fire personnel must be trained and equipped to meet the requirements for blood borne and air borne pathogen protection standards.
- City of Columbia must acknowledge in writing acceptance of all liability and cost of associated incidents occurring as a result of driver operations.





Columbia Fire Department

www.columbiasc.net

To:

Michael A. King

Assistant City Manager for Public Safety

From:

Wm. Bradley Anderson

Fire Chief

Date:

29 September 2009

Subject:

Request to Explore Option for Firefighters to Drive Ambulances

In an effort to better support Richland County EMS in their service to the public, we would like to explore the possibility of providing Senior Firefighters and Engineers to drive ambulances from emergency scenes to hospitals during incidents in which two EMS employees are needed to work in the back of the ambulance. An overview of these employees' qualifications is provided below. We would agree to meet any additional RCEMS requirements that are within our budget constraints. With your approval, and in cooperation with RCEMS, we would like to proceed in this endeavor.

Current Minimum Qualifications Senior Firefighter

- · Two years of continuous service in Department
- · Commercial Driver's License
- Random drug testing
- Emergency Vehicle Driver Training (40-hour course)
- · Check-off on two engines and a ladder truck
- 60 days of supervised non-emergency driving
- After promotion there is a six-month probationary period
- There are also fire-specific courses in the Senior Firefighter program including Pump Operations (40-hour course), Pump Troubleshooting (24 hours), Ladder Truck Operations (24 hours), operation of the rehabilitation truck, brush trucks and backing trailers (8 hours), training on incident reports and reporting mechanical problems (8 hours).

Current Minimum Qualifications Engineer

- · Same as for Senior Firefighter, plus the following
- · Five years of continuous service in the Department
- Two years in the rank of Senior Firefighter
- Written examination
- Structured oral Interview
- Practical exam in pumping and ladder operations
- A series of courses in an Engineers Candidate Program is being phased in for promotions in 2011.

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Office of the County Administrator



Addendum to the Development and Services Committee Report

On October 27, 2009 the D&S Committee heard and discussed information related to the questions of Council and a request from the City to allow City Firefighters to drive County Ambulances in limited situations. This item was deferred with the following direction to staff..."

What would it take for City Firefighters to drive County Ambulances in an Emergency Situation- The Committee directed staff to get an estimate on liability costs and present this as an action item during the November Committee meeting. This item remains in Committee. The vote in favor was unanimous."

Based upon that direction Administration has been working with our Risk Management staff to obtain cost information and to gather liability documentation from our legal counsel. The requested information is not yet available from either our insurance broker or legal counsel as of today. Staff will either e-mail this documentation out prior to the meeting or present the information at the meeting on Tuesday.

J. Milton Pope County Administrator

<u>Subject</u>

Pineview Property Follow up [Pages 38-41]

The following occurred at the October 27, 2009 D&S Committee Meeting:

<u>Utilization of Pineview Property</u> – The committee deferred this item to the November Committee meeting. Staff is to provide further information on the previously proposed farmers' market. The vote in favor was unanimous.

Information on the previously proposed farmers' market is attached.

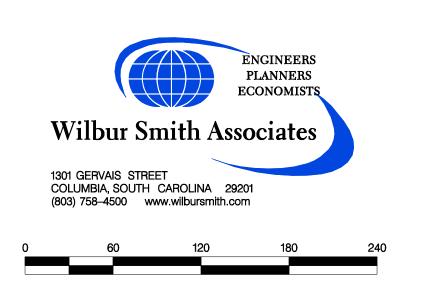
Included:

- 1. Proposed site layout (PLEASE NOTE that this only includes the 50 acres / wholesale portion of the 196 acres for which Richland County was responsible.)
- 2. Proposed building costs (PLEASE NOTE that these costs are for the SIX WHOLESALE VENDORS who were going to enter into a contract with the County.)





Richland County Wholesale Farmer's Market Master Plan Scheme Three



Richland County Farmers Market Estimated Financing Summary

Financing Term	20 Years; Fixed Rate
Prepayment Terms	10 Years at 100%
Pre-Paid Interest	12 Months
Net Interest Cost	6.17%
All in Borrowing Cost	6.65%

	Approximate Building Cost	Approximate Monthly Payment Due	Approximate Annual Payment Due
Building 1	\$1,540,706	\$13,266	\$159,195
Building 2	\$4,873,376	\$41,962	\$503,546
Building 3	\$1,507,144	\$12,977	\$155,727
Building 4	\$1,958,293	\$16,862	\$202,342
Building 5	\$3,693,991	\$31,807	\$381,685
Building 6	\$2,955,648	\$25,450	\$305,395

<u>Subject</u>

Planning Commission Members and Occupations [pages 42-43]

The following information was requested at the September 22, 2009 D&S Committee Meeting.

Planning Commission Members & Occupations 2009

Christopher Anderson Mortgage Broker

Elizabeth Ward Realtor

Weston Furgess School Volunteer

Julius Murray Retired Military

Deas Manning Real-estate Developer

David Tuttle President, Lake Carolina, Developer/ Real-

estate agent

Patrick Palmer Commercial Real-estate Agent

Heather Cairns Attorney, Family, Probate & Real-estate

Stephan Gilchrist President, Gilchrist Rush Group, Public Policy

Corporation

<u>Subject</u>

Contractual Matter: Offer to Purchase/Lease County Property [Executive Session Item] [Page 44]