



RICHLAND COUNTY COUNCIL REGULAR SESSION AGENDA

**APRIL 1, 2014
6:00 PM**

CALL TO ORDER

THE HONORABLE NORMAN JACKSON

INVOCATION

THE HONORABLE TORREY RUSH

PLEDGE OF ALLEGIANCE

THE HONORABLE TORREY RUSH

Presentation Of Resolutions

1. a. National County Government Month Proclamation [JACKSON]

Approval Of Minutes

2. Regular Session: March 18, 2014 [PAGES 6-14]
3. Zoning Public Hearing: March 25, 2014 [PAGES 15-18]

Adoption Of The Agenda

Report Of The Attorney For Executive Session Items

4. a. Legal Update - Pinner Road
- b. Personnel Matter

Citizen's Input

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

Report Of The County Administrator

6. a. Richland 101 Graduation
- b. Employee Recognition

- c. Employee Grievance

Report Of The Clerk Of Council

- 7. a. Renaissance Foundation: "Malcolm, Martin & Medgar (The 3M Reading)", April 3rd, 7:00 PM, Eau Claire High School
- b. Bark to the Park, April 5th, 9:00 AM, Finlay Park
- c. Central Carolina Realtors Association's "Barbeque & Bluegrass", April 3rd, 6:00 PM - 9:00 PM, Hay Hill Garden Market, 1625 Bluff Rd.

Report Of The Chairman

- 8. a. Personnel Matter
- b. SLBE and DBE Work Session, April 8th, 4:00 PM, Council Chambers

Approval Of Consent Items

- 9. 14-04MA
Tom Milliken
RU to LI (35.05 Acres)
Farrow Rd.
17600-01-12 **[SECOND READING] [PAGES 24-25]**
- 10. 14-05MA
Bill Dixon
RU to RS-LD (6.32 Acres)
Sloan Rd.
20100-03-17/21/23/30 **[SECOND READING] [PAGES 26-27]**
- 11. Safe Routes to Schools Grants **[PAGES 28-30]**
- 12. An Ordinance Amending the Fiscal Year 2013-2014 Community Development Department Budget for the Development of one city block within Phase II of the Monitcello Road Streetscape Project **[FIRST READING] [PAGES 31-44]**
- 13. Petition to Close a Portion of Old Forest Drive **[PAGES 45-63]**

Second Reading Items

- 14. An Ordinance Amending the Fiscal Year 2013-2014 Transportation Tax Fund Budget to add two full time positions **[PAGES 64-74]**

First Reading Items

- 15. An Ordinance Amending the Richland County Code of Ordinances, Chapter 1, General Provisions; Section 1-15, Naming of Buildings; so as to amend the title to include properties, facilities and structures and to allow for labeling based on geographic location **[PAGES 75-77]**

Report Of Development And Services Committee

16. Quit Claim of Hermes Road [PAGES 78-87]
17. Expiration of Contracts for Solid Waste Curbside Collection Service Areas 1, 3 & 4 [PAGES 88-94]
18. Approving Reimbursement Resolution related to preliminary expenditures related to the Lower Richland Sewer System Project Phase I [PAGES 95-99]

Report Of Administration And Finance Committee

19. Approve award of the Countywide Watershed Improvement Plan contract to Brown & Caldwell [PAGES 100-107]
20. Renewal of Operating Agreement between Richland County and Columbia Rowing Club and Short-Term Proposal Directives for Site [PAGES 108-128]

Report Of Economic Development Committee

21. Resolution recognizing Jarden Applied Materials being awarded "Best Overall Manufacturing Facility" in the worldwide Jarden manufacturing network. [LIVINGSTON, JETER] [PAGES 129-131]

Other Items

22. REPORT OF THE TRANSPORTATION AD HOC COMMITTEE:
 - a. TPAC Request for Non-Voting Members on Engineering Selection Committees
 - b. An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing by Adding Section 2-591 to Authorize County Council to Determine which Purchasing Decisions Regarding Purchasing Made Exclusively with Monies Raised through the Penny Tax are of such County Wide Significance that County Council has the Authority to make the Final and Conclusive Determination to whom to award the contracts [FIRST READING] [PAGES 134-139]
 - c. Central Midlands COG TIGER Grant for Bluff Road
 - d. Resolution Regarding 5311 Rural Funds - The COMET as Applicant [PAGE 140]
 - e. An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-639, General Provisions; Subsection (c), Definitions; so as to amend the definition of Small Business Enterprise; and Amending All Sections Referencing Size Standards so as to delete such standards from the ordinance and replace with language allowing the Richland County Council to set such standards in a separate schedule to size standards [FIRST READING] [PAGES 141-143]
23. REPORT OF THE DIRT ROAD AD HOC COMMITTEE:

- a. Dirt Road Update
- b. Allocation of Penny funding between Low Volume and Traditional Paving (County Council Retreat item deferred from February 18, 2014 Council meeting.)
- c. CECS Change Order – Adding Additional Roads and Expanding Public Outreach Transition of Dirt Road Paving Oversight from Public Works to Transportation

Citizen's Input

- 24. Must Pertain to Items Not on the Agenda

Executive Session

Motion Period

Adjournment



Special Accommodations and Interpreter Services

Citizens may be present during any of the County’s meetings. If requested, the agenda and backup materials will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), as amended and the federal rules and regulations adopted in implementation thereof.

Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the Clerk of Council’s office either in person at 2020 Hampton Street, Columbia, SC, by telephone at (803) 576-2061, or TDD at 803-576-2045 no later than 24 hours prior to the scheduled meeting.

Richland County Council Request of Action

Subject

- a. National County Government Month Proclamation [JACKSON]

Richland County Council Request of Action

Subject

Regular Session: March 18, 2014 [PAGES 6-14]



**MINUTES OF
RICHLAND COUNTY COUNCIL
REGULAR SESSION
MARCH 18, 2014
6:00 PM**

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
Vice Chair	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Jim Manning
Member	Greg Pearce
Member	Torrey Rush
Member	Kelvin E. Washington, Sr.
Absent	Seth Rose

OTHERS PRESENT – Tony McDonald, Roxanne Ancheta, Sparty Hammett, Warren Harley, Beverly Harris, Rob Perry, Sara Salley, Chris Gossett, Nelson Lindsay, Daniel Driggers, Dwight Hanna, John Hixon, Buddy Atkins, Justine Jones, Nancy Stone-Collum, Tracy Hegler, Amelia Linder, Rodolfo Callwood, Elizabeth McLean, Melinda Edwards, Quinton Epps, Ismail Ozbek, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:04 p.m.

INVOCATION

The Invocation was given by the Honorable Julie-Ann Dixon

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Julie-Ann Dixon

POINT OF PERSONAL PRIVILEGE – Mr. Pearce gave an update on the passing of former Councilwoman Hutchinson’s daughter.

Mr. Malinowski thanked everyone for their expressions of sympathy at the loss of his mother.

PRESENTATION OF RESOLUTIONS

Richland County Sheriff’s Department – Darral Lane Week [JACKSON] – Mr. Jackson presented a proclamation to Deputy Darral Lane’s family on behalf of County Council.

Resolution Celebrating March as Red Cross Month [JACKSON] – Mr. Jackson presented a resolution to Mr. Bill Cronin, Executive Director of the Central SC Red Cross, on behalf of County Council.

Resolution Honoring Heathwood Hall’s A’ja Wilson as the National High School Player of the Year [LIVINGSTON] – This resolution will be presented at a later date.

APPROVAL OF MINUTES

Regular Session: February 4, 2014 – Appraisal for Huger Street Properties – Ms. Dickerson moved, seconded by Mr. Manning, to approve this item. The vote in favor was unanimous.

Regular Session: March 18, 2014 – Mr. Malinowski moved, seconded by Ms. Dickerson, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

Ms. Dickerson moved, seconded by Mr. Washington, to adopt the agenda as published. The vote in favor was unanimous.

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

Ms. McLean stated that the following item was a potential Executive Session Item:

- a. Personnel Matter**
- b. Transportation Penny Update**

CITIZENS INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

- a. **Richland County Conservation Commission** – Ms. Carol Kososki, Chair of Conservation Commission, gave a brief update on the findings of the Conservation Commission’s Opinion Survey conducted by the University of South Carolina.
- b. **Comprehensive Plan Update** – Ms. Hegler gave a brief update on the upcoming Comprehensive Plan community meetings. A schedule of these meetings will be forwarded to Council members.
- c. **Richland School District I Election Fees Update** – Mr. McDonald stated Richland School District I had remitted reimbursement to the County for the elections costs.

REPORT OF THE CLERK OF COUNCIL

REMINDER: Chairman Jackson’s State of the County Address, March 19th, 6:00 PM, Council Chambers – Ms. Onley reminded Council of the State of the County Address that is scheduled for March 19th at 6:00 PM in Council Chambers.

REPORT OF THE CHAIR

- a. **Personnel Matter** – This item was taken up in Executive Session.
- b. **Trip to Taiwan** – Mr. Jackson gave a brief report regarding his recent Economic Development trip to Taiwan.

PRESENTATION

Bull Street Project – This presentation will take place at a future Council meeting.

Richland Library/Columbia Museum of Art Joint Announcement: Robert Gahagan, Chair-Richland Library Board of Trustees – Mr. Gahagan stated the Richland Library and Columbia Museum of Art have collaborated to make the Columbia Museum of Art’s 6,000 volume library available to the citizens of Richland County.

SC Philharmonic, Jude Fox – Ms. Rhonda Hunsinger, Executive Director, thanked Richland County Council for their continued support of the arts. Mr. Morihiko Nakahara, Music Director; Audrey Harris, Philharmonic student and Brianna, Youth Orchestra participant were also in attendance.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance Authorizing an Easement to 2T Properties LLC for a sanitary sewer line across land owned by Richland County; specifically a portion of TMS # 14900-01-02 – No one signed up to speak.**

POINT OF PERSONAL PRIVILEGE – Mr. Manning recognized that Ms. Callwell, a Family Nurse Practitioner and Clinical Assistant Professor with the College of Nursing at USC, who is pursuing an advanced degree was in the audience observing the Council meeting for one of her classes.

APPROVAL OF CONSENT ITEMS

- **Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain real property located in Richland County; the execution and delivery of a Credit Agreement to provide for Special Source Revenue Credits to CD/Park 7 Columbia SC High Rise Owner LLC; and other related matters [THIRD READING] – Mr. Pearce moved, seconded by Mr. Malinowski, to reconsider this item. The motion failed.**
- **Ordinance to Amend the Agreement for designation of the I-77 Corridor Regional Industrial Park dated April 15, 2003 by and between Fairfield and Richland Counties so as to enlarge the park (Project Compact) [THIRD READING] – Mr. Pearce moved, seconded by Mr. Malinowski, to reconsider this item. The motion failed.**
- **14-01MA, E. B. Purcell, PDD Amendment (2.99 Acres), 425 Summit Terrace Court, 23000-03-19 [THIRD READING]**
- **An Ordinance Amending the “2009 Richland County Comprehensive Plan”, by incorporating the “Spring Hill Strategic Community Master Plan” into the plan [THIRD READING]**
- **An Ordinance Amending the “2009 Richland County Comprehensive Plan”, by incorporating the “Lower Richland Strategic Community Master Plan” into the plan [THIRD READING]**
- **Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain real property located in Richland County; the execution and delivery of a Credit Agreement to provide for Special Source Revenue Credits to University Residences Columbia, S=LLC; and other related mattes [SECOND READING]**

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

THIRD READING ITEMS

An Ordinance Authorizing an Easement to 2T Properties LLC for a sanitary sewer line across land owned by Richland County; specifically a portion of TMS # 14900-01-02 – Mr. Livingston moved, seconded by Mr. Malinowski, to defer this item. The vote in favor was unanimous.

An Ordinance Amending Section 26-151, Permitted Uses with Special Requirements; so as to remove the distance requirements between bars and places of worship in the GC, M-1, and LI Zoning Districts under certain conditions – Mr. Rush moved, seconded by Ms. Dickerson, to approve this item. The vote was in favor.

REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

Reclassification and Promotion Handbook Revisions – Mr. Washington moved, seconded by Mr. Rush, to approve this item with the stipulation that the policy be reviewed in a year. A discussion took place.

The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES

- a. **Accommodations Tax Committee –1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- b. **Township Auditorium Board—1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.

II. NOTIFICATION OF APPOINTMENTS

- a. **Lexington/Richland Alcohol and Drug Abuse Council—1** – Mr. Malinowski stated that the committee recommended appointing Mr. John Jacob Loveday. The vote in favor was unanimous.
- b. **Planning Commission—1** – Mr. Malinowski stated that the committee recommended appointing Mr. Christopher Anderson. The vote in favor was unanimous.
- c. **Board of Assessment Appeals—1** – Mr. Malinowski stated that the committee recommended appointing Ms. LaShonda Outing. The vote in favor was unanimous.

III. DISCUSSION FROM RULES AND APPOINTMENTS COMMITTEE

- a. **All applicants for Richland County Boards and Commissions will be afforded a minimum of one week's advance notice as to the date and time of their respective interviews. No exceptions will be made to this rule.**
[PEARCE] – Mr. Malinowski stated that the committee has taken definitive action on this matter and staff has been instructed to notify applicants at least one week in advance of any prospective interview to take place.
- b. **Clarification on Taping Council Committee Meetings** – Mr. Malinowski stated the clarification was provided to staff based on previous action that was taken on this matter by the full Council.
- c. **Central Midlands Council of Governments Appointments** – Mr. Malinowski stated that this item was held in committee.

OTHER ITEMS

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE:

- a. **2014 Transportation Investment Generating Economic Recovery (TIGER) Grant Application(s)** – Mr. Livingston stated that the committee recommended approval of this item. A discussion took place.

Mr. Perry stated staff recommended only submitting a TIGER Grant application for the Shop Road Extension project. CDM Smith will be submitting the application on behalf of the County.

The vote in favor was unanimous.

Mr. Livingston moved, seconded by Mr. Washington to reconsider this item. The motion failed.

- b. **Construction Engineering Manager** – Mr. Livingston stated that the committee recommended approval of this item.

Mr. Washington requested that the job descriptions be amended as follows:

Special Certifications and Licenses: Prefer Registered Professional Engineer in the State of South Carolina.

Experience Requirements: Prefer SCDOT experience.

The vote in favor was unanimous.

- c. **Preconstruction Project Manager** – Mr. Livingston stated that the committee recommended approval of this item.

Mr. Washington requested that the job descriptions be amended as follows:

Special Certifications and Licenses: Prefer Registered Professional Engineer in the State of South Carolina.

Experience Requirements: Prefer SCDOT experience.

CITIZENS' INPUT

No one signed up to speak.

EXECUTIVE SESSION

=====
Council went into Executive Session at approximately 7:06 p.m. and came out at approximately 7:47 p.m.
=====

- a. **Transportation Penny Update** – No action was taken.
- b. **Personnel Matter** – Mr. Livingston moved, seconded by Ms. Dickerson, to move forward with negotiations with Applicants #2 and bring back to Council for further action. The vote was in favor.

MOTION PERIOD

- a. **Develop souvenirs for Richland County to be sold at the State Museum and stores for tourism purpose [JACKSON]** – This item was referred to the D&S Committee.
- b. **Without any statutory requirements to do so, the Richland County Attorney's Office has been providing advice and counsel to the Richland County Election Commission at no cost for an undetermined length of time. During the past year there has been a notable increase in the amount of time the acting County Attorney has been committing to Election Commission issues. This motion requests that the County Administrator initiate an immediate review and assessment of how much time Richland County is providing legal assistance to the Election Commission. Should the Administrator determine that the County Attorney's commitment of time is excessive to the extent that his duties to Richland County government are being significantly compromised, the Election Commission will either be held financially responsible for this time or they will be asked to employ outside legal counsel [PEARCE, MALINOWSKI, AND ROSE]** – This item was forwarded to the A&F Committee.

- c. At times throughout the year Council receives service requests. We need to make sure such requests are responded to in order that those submitting these comments don't feel their comments are totally ignored. Based on this I am making the following motion: Richland County Council, with the assistance of the Legal Department, will develop a system to assure that requests and/or comments received in general by Council members, staff or the Ombudsman's Office are responded to officially. This will eliminate the possibility of the remitter receiving 11 or more different responses/opinions or possibly receiving any [MALINOWSKI]
– This item was forwarded to the D&S Committee.
- d. Resolution Honoring Dutch Fork Girls Basketball Team [MALINOWSKI] – Mr. Malinowski moved, seconded by Mr. Manning, to approve this item. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 7:53 p.m.

Norman Jackson, Chair

Joyce Dickerson, Vice-Chair

Julie-Ann Dixon

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Greg Pearce

Seth Rose

Torrey Rush

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

Zoning Public Hearing: March 25, 2014 [**PAGES 15-18**]

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, MARCH 25, 2014 7:00 p.m.

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

MEMBERS PRESENT:

Chair	Norman Jackson
Vice Chair	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Greg Pearce
Member	Seth Rose
Member	Torrey Rush
Member	Kelvin E. Washington, Sr.

Absent Jim Manning

OTHERS PRESENT: Amelia Linder, Tracy Hegler, Suzie Haynes, Geo Price, Holland Leger, Tommy DeLage, Sparty Hammett, Monique Walters

CALL TO ORDER

The meeting was called to order at approximately 7:03 p.m.

ADDITIONS/DELETIONS TO AGENDA

Ms. Dixon moved, seconded by Mr. Malinowski, to adopt the agenda as published. The vote in favor was unanimous.

MAP AMENDMENT

14-02MA, Noralba Hurtado, RU to GC (.45 Acres), 10356 Broad River Rd. 03300-06-10

Mr. Jackson opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Malinowski moved, seconded by Mr. Washington, to defer this item and the public hearing until the April Zoning Public Hearing. The vote in favor was unanimous.

14-03MA, Preston Young, RU to OI (1.5 Acres), Cabin Creek Rd., 21615-04-26

Mr. Jackson opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Washington moved, seconded by Mr. Malinowski, to defer this item and the public hearing until the April Zoning Public Hearing. The vote in favor was unanimous.

14-04MA, Tom Milliken, RU to LI (35.05 Acres), Farrow Rd., 17600-01-12

Mr. Jackson opened the floor to the public hearing.

Mr. Tom Milliken spoke in favor of this item.

The floor to the public hearing was closed.

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

14-05MA, Bill Dixon, RU to RS-LD (6.32 Acres), Sloan Rd., 20100-03-17/21/23/30

Mr. Jackson opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

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

ADJOURNMENT

The meeting adjourned at approximately 7:08 p.m.

Submitted respectfully by,

Norman Jackson
Chair

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

- a. Legal Update - Pinner Road
- b. Personnel Matter

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 Graduation
- b. Employee Recognition
- c. Employee Grievance

Richland County Council Request of Action

Subject

- a. Renaissance Foundation: "Malcolm, Martin & Medgar (The 3M Reading)", April 3rd, 7:00 PM, Eau Claire High School
- b. Bark to the Park, April 5th, 9:00 AM, Finlay Park
- c. Central Carolina Realtors Association's "Barbeque & Bluegrass", April 3rd, 6:00 PM - 9:00 PM, Hay Hill Garden Market, 1625 Bluff Rd.

Richland County Council Request of Action

Subject

- a. Personnel Matter
- b. SLBE and DBE Work Session, April 8th, 4:00 PM, Council Chambers

Richland County Council Request of Action

Subject

14-04MA
Tom Milliken
RU to LI (35.05 Acres)
Farrow Rd.
17600-01-12 [**SECOND READING**] [**PAGES 24-25**]

Notes

First Reading: March 25, 2014
Second Reading:
Third Reading:
Public Hearing: March 25, 2014

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-14HR

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 # 17600-01-12 FROM RU (RURAL DISTRICT) TO LI (LIGHT INDUSTRIAL 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 properties described as TMS # 17600-01-12 from RU (Rural District) zoning to LI (Light Industrial 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 _____, 2014.

RICHLAND COUNTY COUNCIL

By: _____
Norman Jackson, Chair

Attest this _____ day of
_____, 2014.

Michelle Onley
Clerk of Council

Public Hearing: March 25, 2014
First Reading: March 25, 2014
Second Reading: April 1, 2014 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

14-05MA
Bill Dixon
RU to RS-LD (6.32 Acres)
Sloan Rd.
20100-03-17/21/23/30 [**SECOND READING**] [**PAGES 26-27**]

Notes

First Reading: March 25, 2014
Second Reading:
Third Reading:
Public Hearing: March 25, 2014

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-14HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED AS TMS # 20100-03-17/21/23/30 FROM RU (RURAL 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 properties described as TMS # 20100-03-17/21/23/30 from RU (Rural District) zoning to RS-LD (Residential, Single-Family – Low Density 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 _____, 2014.

RICHLAND COUNTY COUNCIL

By: _____
Norman Jackson, Chair

Attest this _____ day of
_____, 2014.

Michelle Onley
Clerk of Council

Public Hearing: March 25, 2014
First Reading: March 25, 2014
Second Reading: April 1, 2014 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

Safe Routes to Schools Grants [**PAGES 28-30**]

Notes

March 25, 2014 - The Committee recommended that Council approve the request for Richland County to support schools in their applications for grant funding to construct sidewalks to connect schools to neighborhoods under the South Carolina Department of Transportation's (SCDOT's) Safe Route to Schools Program.

Richland County Council Request of Action

Subject: Safe Routes to Schools Grants

A. Purpose

County Council is requested to support the utilization of SCDOT Safe Routes to Schools Program for constructing sidewalks to connect schools to neighborhoods.

B. Background / Discussion

On March 4, Councilwoman Dixon presented the following motion:

To have Richland County Council utilize SCDOT grant funding under their Safe Route to Schools Program, availability to put sidewalks from schools to connect to neighborhoods.

The Safe Routes to School Program enables and encourages children to safely walk and bicycle to and from school. The annual Program, managed by SCDOT, assists schools and communities in the planning, development, and implementation of projects and activities that will improve safety and reduce traffic, fuel consumption, and air pollution in the vicinity of schools while promoting a healthy lifestyle for children and their parents.

Eligible K-8 schools may directly apply for funding. At this time, Richland County does not need to apply for funds but provide support to individual schools with for their applications. County Council support is requested to help strengthen infrastructure (sidewalks) grant applications submitted by the schools each year. Support may include individual Council members writing a letter on the school's behalf and/or contacting other agencies such as the Central Midlands COG to help build project partnerships as well in order to strengthen school grant applications.

With stronger partnerships, the goal is to assist Richland County schools to apply for and secure as much in grant funds as possible creating safe travel environments for students, parents, staff and teachers.

C. Legislative / Chronological History

March 4, 2014 Motion made by Councilwoman Dixon

D. Financial Impact

There is no financial impact.

E. Alternatives

1. Approve the request for Richland County to support schools in their applications for SCDOT grant funding under their Safe Route to Schools Program.

2. Do not approve the request for Richland County to support schools in their applications for SCDOT grant funding under their Safe Route to Schools Program.

F. Recommendation

This motion was made by Ms. Dixon. This is a policy decision for Council.

Recommended by: Julie-Ann Dixon Department: County Council Date: 3/4/14

G. 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: Daniel Driggers

Date: 3/12/14

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Public Works

Reviewed by: Ismail Ozbek

Date: 3/12/14

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Grants

Reviewed by: Sara Salley

Date: 3/13/14

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Elizabeth McLean

Date: 3/13/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Policy decision left to Council's discretion.

Administration

Reviewed by: Sparty Hammett

Date: 3/13/14

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2013-2014 Community Development Department Budget for the Development of one city block within Phase II of the Monticello Road Streetscape Project **[FIRST READING]**
[PAGES 31-44]

Notes

March 25, 2014 - The Committee recommended that Council give first reading approval to a budget amendment in the amount of \$71,000 from the City of Columbia for the Community Development Department to develop one city block within Phase II of the Monticello Road Streetscape project.

Richland County Council Request of Action

Subject: Department of Community Development Budget Amendment

A. Purpose

County Council is requested to approve a budget amendment to increase the Community Development Department budget in the amount of \$71,000.00. The City of Columbia will provide a contribution of \$71,000 to the Richland County Community Development Department for the development of one city block within Phase II of the Monticello Road Streetscape project.

B. Background / Discussion

In 2010, URS/BP Barber completed the architectural design for the Monticello Road streetscape project and estimated project construction to be \$500,000. Within the boundary of the project is one City block located between Summit Avenue and Dixie Avenue. URS/BP Barber estimated the City's block's cost at \$99,000.00. Community Development staff informed City Council member Sam Davis and County Council member Paul Livingston of this matter. Councilman Davis agreed to seek financial support from the City for the Monticello Road project.

Councilman Livingston received a letter dated April 7, 2011 from the City Manager which stated that the City will make available \$71,000.00 for Monticello Road (see attached). The source will be remaining funds from a previous streetscape project. City Council approved the funds on June 21, 2011 (see attached). In addition to the \$71,000, the City will purchase 6 lights for the City block and will own and maintain them. The County will be responsible for the installation and construction of the proposed improvements for the project. Phase II of the project is slated to begin summer of 2014. The City held the \$71,000.00 until the funds were needed by the County, and the City is prepared to disburse the \$71,000.00 upon request from Richland County. Phase II bid package is under review in the County's Procurement Department. Once approved, URS/BP Barber will bid the project through a competitive process.

C. Legislative / Chronological History

This is a staff initiated request.

D. Financial Impact

There is no financial impact to the County other than a funds contribution from an external source (the City of Columbia). This increases the overall Community Development budget, thereby generating the need to do a budget amendment. The City is not requesting any County match funds in exchange for this contribution. The County's source of funding for the Monticello Road Streetscape project is CDBG through the Community Development Department. The Community Development Department is also prepared to expend up to \$28,000 for the City block, if deemed appropriate.

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

Mr. Steven A. Gantt
City Manager
City of Columbia
1737 Main Street
P.O. Box 147
Columbia, SC 29217

Dear Mr. Gantt:

Richland County is in receipt of your letter dated April 7, 2011 regarding the Monticello Road Streetscape Project.

Overall, it is my understanding that the City's portion (Summit to Dixie Ave) is estimated to be \$99,000.00, as determined by our selected vendor BP Barber. The City has noted their commitment of \$71,000.00 from a previous streetscaping project to their portion of the project that will entail Summit to Dixie Avenue. The County will accept the City's \$71,000.00 and will commit to the additional estimated amount of \$28,000.00 for the remaining portion of the City's balance. The County's source will be CDBG funding from our Community Development Department. This \$99,000 is anticipated to cover the costs of the streetscape and not the lighting (see attached). As per your email, the City will in addition purchase their portion of the lighting as to where the County will be leasing from SCE&G. In order to make sure that all lighting is consistent and uniform, the County's Community Development office has supplied a copy of the SCE&G street lighting proposal for your information.

Please let me know if you need any additional information and please confirm receipt of this letter. You can correspond directly with me and/or Valeria Jackson, Director of Community Development at 803-576-2063, moving forward on this initiative. I look forward to seeing this enhanced streetscape serving as a main gateway into the city and county.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Milton Pope", is written over a horizontal line. The signature is fluid and cursive.

J. Milton Pope
County Administrator

Attachment

**Monticello Road Streetscape Improvements
for
Richland County
(City of Columbia Jurisdiction)**

I. Streetscape Improvements

Item	Qty.	Unit	Description	Unit Price	Total
1.	1	LS	Demolition	\$2,500.00	\$2,500.00
2.	1	LS	Traffic Control	\$10,000.00	\$10,000.00
3.	1	LS	Repair Utilities/Water Vault	\$1,000.00	\$1,000.00
4.	525	LF	Horizontal Directional Drill	\$12.00	\$6,300.00
5.	30	SY	12" Decorative Stamped Concrete	\$72.00	\$2,160.00
6.	45	SY	24" Decorative Stamped Concrete	\$72.00	\$3,240.00
7.	6	EA	Decorative Street Lamps w/ hand holes	\$0.00	\$0.00
8.	90	SY	4" Thick Concrete Sidewalk	\$35.00	\$3,150.00
9.	35	LF	18" Concrete Curb and Gutter	\$16.50	\$577.50
10.	875	LF	Thermoplastic Crosswalk	\$3.00	\$2,625.00
11.	1050	SY	Asphalt Milling	\$3.50	\$3,675.00
12.	1050	SY	Asphalt Surface Course	\$10.00	\$10,500.00
13.	315	SY	Stamped Asphalt Crosswalk	-\$100.00	\$31,500.00
14.	225	SF	Detectable Warning Surface	\$35.00	\$7,875.00
15.	4	EA	Decorative Street Sign	\$1,000.00	\$4,000.00
				Streetscape Subtotal:	\$89,102.50
				10% Contingency:	\$8,910.25
				Streetscape Total:	\$99,000.00

Notes:

1. Horizontal Directional Drill estimate includes full length installation of 2" Schedule 40 electrical conduit.
2. Decorative stamped concrete to be single color - red.
3. Decorative street lamps and hand holes to be supplied by SCE&G.
4. Stamped asphalt crosswalk to be StreetPrint XD or approved equal.
5. Decorative street signs to be Brandon Industries, or approved equal, combination stop and street signs.
6. Proposed work includes intersections of Monticello Road and Summit Avenue and Monticello Road and Dixie Road, and the rights-of-way in between.

Prepared By: BP Barber



CITY OF COLUMBIA
SOUTH CAROLINA

April 7, 2011

Mr. Paul Livingston, Chairman
Richland County Council
2308 Park Street
Columbia, SC 29201

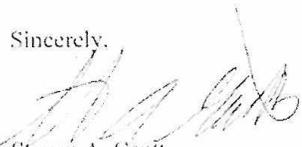
Dear Chairman Livingston,

The Columbia City Council, at its April 6th meeting, authorized me to provide some funding to assist the County in their streetscaping efforts along a portion of Monticello Road.

It is my understanding from your February 22nd communication that the County is requesting \$99,000.00 to fund the improvements to the 5000 block of Monticello Road. The City of Columbia has available \$71,000.00 from a previous streetscaping project that it is willing to make available for this project. Council has asked for some confirmation from the County that they will provide the remaining funds necessary to complete this portion of the project. City funding is contingent upon receiving an assurance from the County that the 5000 block of Monticello will improved to the same level as the blocks being funded by the County.

If this proposal is acceptable to the County please provide some correspondence confirming your willingness to complete this portion of the project with the funding available from the City of Columbia.

Sincerely,


Steven A. Gantt
City Manager

Cc: Mayor Steve Benjamin
Councilman Sam Davis
Councilwoman Tameika Isaac-Devine
Councilman Daniel Rickenmann
Councilwoman Belinda Gergel
Councilwoman Leona Plough
Councilman Brian Newman

Steven A. Gantt • City Manager
1737 Main Street • P.O. Box 147 • Columbia, South Carolina 29217
Office: 803-545-3026 • Fax: 803-255-8922 • Email: sagantt@columbiase.net



CITY OF COLUMBIA
CITY COUNCIL MEETING MINUTES
TUESDAY, JUNE 21, 2011
6:00 P.M.
CITY HALL – COUNCIL CHAMBERS
1737 MAIN STREET

The Columbia City Council conducted a Regular Meeting and a Public Hearing on Tuesday, June 21, 2011 at City Hall, 1737 Main Street, Columbia, South Carolina. The Honorable Mayor Pro-Tempore Belinda F. Gergel called the meeting to order at 6:08 p.m. and the following members of Council were present: The Honorable Sam Davis, The Honorable Tameika Isaac Devine, The Honorable Daniel J. Rickenmann, The Honorable Leona K. Plough and The Honorable Brian DeQuincey Newman. The Honorable Mayor Stephen K. Benjamin was absent. Also present were Mr. Steven A. Gantt, City Manager and Ms. Erika D. Salley, City Clerk.

PLEDGE OF ALLEGIANCE

INVOCATION

Chaplain Clyde Waters, Columbia Police Department offered the Invocation.

APPEARANCE OF PUBLIC WITH COMMENTS RELATED TO THE AGENDA ITEMS

No one appeared at this time.

APPROVAL OF MINUTES

1. Amended Minutes of March 1, 2011 – *Approved*

Upon a motion made by Ms. Devine and seconded by Mr. Newman, Council voted unanimously to approve the Minutes of March 1, 2011, as amended.

2. Work Session Minutes of June 7, 2011 - *Approved*
3. Council Meeting Minutes of May 24, 2011 and June 7, 2011 - *Approved*

Upon a single motion made by Ms. Devine and seconded by Ms. Plough, Council voted unanimously to approve the Work Session Minutes of June 7, 2011 and the Council Meeting Minutes of May 24, 2011 and June 7, 2011, as presented.

PRESENTATIONS

4. Introduction of the June 2011 Employee of the Month – Mr. Randy Scott, Chief of the Columbia Police Department

Chief Randy Scott, Columbia Police Department introduced Captain Estelle Young as the City of Columbia June 2011 Employee of the Month.

**Amendment to the Agenda

MN 06/21/2011 Page 1 of 17

Captain Estelle Young, Columbia Police Department thanked the Council for the love shown and the assistance given to her over the years. She thanked Ms. Utsey for advertising the Fan the Heat Program, Shop with a Cop and many other programs undertaken by the Police Department.

Mayor Pro-Tem Gergel presented Captain Young with a plaque and Mr. Steven A. Gantt, City Manager presented Captain Young with a token of appreciation for being selected as the City of Columbia June 2011 Employee of the Month.

5. Broad River Road Corridor and Community Study – Ms. Krista Hampton, Director of Planning/Development Services

Ms. Tiaa Rutherford, Neighborhood Planner / Richland County Community Development Department presented the Broad River Road Corridor and Community Study, which was initiated by Richland County and the Central Midlands Council of Governments. It includes a five-mile stretch of Broad River Road bounded by Harbison State Forest to the north, the Broad River to the east, the Saluda River to the south and I-26/126 to the west. The goals and objectives of this plan are to optimize transportation operations; improve the roadway; preserve the existing character of the area; introduce mixed-use development; increase homeownership; produce enhanced connectivity; pursue beautification efforts; promote and strengthen development patterns as well as the existing network of community based services and institutions; and to improve the business climate. We would like to enter into a Memorandum of Understanding (MOU) with the City, but one of the first steps is for you all to adopt and accept this master plan.

Councilor Devine requested a copy of the proposed MOU. We can adopt the plan tonight and you all could send us a copy to review.

Councilor Davis said that he attended a couple of the charrettes. The fact that the business group is looking at the role they can play in enhancing the corridor will help move this plan along.

Councilor Rickenmann said it would be more prudent if we had the MOU. I saw something about Tax Increment Financing in one of the slides; we need to understand our financial commitment in the long run.

Councilor Plaugh sought clarification of the boundaries of the plan as it relates to the river.

Ms. Tiaa Rutherford, Neighborhood Planner / Richland County Community Development Department said that the project starts at the Broad River Bridge and goes to Harbison State Forest. We will also tie into the plans that are in place for the improvements to the walkway at Riverbanks Zoo.

Councilor Newman explained that he and Councilman Davis met with Ms. Rutherford and members of Richland County Council several months ago to receive background information on this plan, being that the portion that is in the City is shared by us. We embrace the idea; the look of the plan is beautiful, but at that time the details weren't quite vetted in terms of finances and the City's role. I'm not sure that voting to endorse this plan will obligate us financially.

***Amendment to the Agenda*

MN 06/21/2011 Page 2 of 17

Councilor Devine reminded the Council that a deliverable from the Joint Economic and Community Development Committee Meeting held on June 1, 2011, was for our staff to work more closely together on several economic development and community development issues. We discussed the fact that there are things that we are already planning to do in the area that is in the City limits. I agree with Mr. Newman; I don't think endorsing the plan would obligate us to anything. I want to see what we will be specifically asked to participate in down the road. We would clearly endorse the concept and ask that our staff work together to see if there are things we can come together to do and plan in the same direction since this area encompasses both the City and the County.

Ms. Tiaa Rutherford, Neighborhood Planner / Richland County Community Development Department asked that City Council accept the concept of the plan and that the two governments work together to establish the MOU as to how we move forward with implementation. Adopting the plan does not tie you financially to the implementation; you are agreeing with the concept as presented and as a government, we are going to work together to see the plan to fruition.

Upon a motion made by Mr. Rickenmann and seconded by Mr. Newman, Council voted unanimously to endorse the concept of the Broad River Road Corridor and Community Plan. The two governments will continue discussions and work together to develop a Memorandum of Understanding. Staff was directed to work together to move the plan forward.

CITY COUNCIL DISCUSSION / ACTION

6. Hospitality Tax Application for the 9/11 Memorial

Mr. Steven A. Gantt, City Manager explained that this is a Hospitality Tax Application for the construction of a September 11th Memorial at the Convention Center. We had discussions about funding for this memorial that would require an agreement with Richland County and Lexington County for the funding to be made available. We've received indication that one of the counties isn't in agreement with using those funds for this purpose. We have a surplus in the Hospitality Tax Fund and we ask that we be allowed to use a portion of that surplus for this project.

Councilor Davis asked where the remainder of the funds would come from.

Mr. Steven A. Gantt, City Manager said that the projected cost is \$170,000; this request is for \$50,000; and we will ask the other two counties to assist in an equal manner.

Councilor Devine made a motion to approve the allocation of \$50,000 from the Hospitality Tax Fund, contingent upon the other governments participating.

Councilor Plough sought clarification of the funding source. Are we talking about the \$500,000 +/- in a Reserve Fund? Is there a timeframe in which we need to act on this?

Mr. Steven A. Gantt, City Manager said yes and there is also \$96,000 that came back to the City from grantees that did not use all of their allocations. It is time sensitive in regard to starting construction. They would like to have this completed by the end of August 2011.

Councilor Rickenmann asked that the Council defer the vote on this matter, because he would also like to defer consideration of **Item 7**, until they schedule a Work Session for further discussion. The committee has done a great job, but we need to spend time discussing these items as a group. I would also like to have the Mayor here for this discussion. Some groups who generate the tax have seen significant cuts and some groups have gotten some bumps.

Councilor Devine concurred with deferring **Item 7**, but she would like to move forward with **Item 6** since it is coming from this year's surplus.

Councilor Newman concurred with Ms. Devine, noting that it would be prudent to move forward with **Item 6** I have some concerns with our Hospitality Tax funding recommendations and it would be appropriate to have a Work Session for further discussion of the committee's recommendations.

Upon a motion made by Ms. Devine and seconded by Mr. Newman, Council voted five (5) to one (1) to allocate up to \$50,000 from the Hospitality Tax Surplus Fund for the construction of a September 11th Memorial at the Columbia Metropolitan Convention Center, contingent upon Richland County and Lexington County participating in funding the project. Voting aye were Mr. Davis, Ms. Devine, Dr. Gergel, Ms. Plough and Mr. Newman. Mr. Rickenmann voted nay.

7. Fiscal Year 2011/2012 Accommodations Tax and Hospitality Tax Funding Recommendations – Ms. Libby Gober, Assistant to Council

Councilor Devine said that every year we get lots of e-mails and calls from people who were cut and some people are not happy. Typically we understand that, but by looking at the allocations it seems like some got jumps and some got cuts and there was not a lot of explanation as to the rationale.

Ms. Libby Gober, Assistant to City Council explained that this pot has been the same for the committee for the past several years and the only way to consider any new applications was to cut some of the groups that have been heavily funded for several years.

Ms. Cynthia Hardy, Chair of the Hospitality Tax Advisory Committee agreed with Ms. Gober's explanation, adding that it is an 11-member committee; most of us are business individuals and we recognize the economic strains that a number of businesses and organizations in our area find themselves in. We had \$2.55 million and 73 applications to consider over four days and we kept a contingency of \$200,000. I agree with Councilors Devine and Rickenmann; it would be best to sit down with you all to go over the recommendations. The committee unanimously voted on the bottom line. I will avail myself to answer those questions at a time that you all deem appropriate.

There was a consensus of Council to ask the City Manager to schedule a Work Session for next week and Ms. Hardy was asked to be prepared to address the areas that have seen reductions or increases in Accommodations and Hospitality Tax funding.

8. Accidental Death Coverage Comparison

Mr. Steven A. Gantt, City Manager said that at the request of Council we have been looking at an Accidental Death Policy for our employees that may be injured or killed in the line of duty. We have two policies that we were asked to review in order to determine which was the most appropriate for City employees.

Ms. Hattie Halsey, Deputy Director of Human Resources said that they looked at the SC Police Officer Retirement System and Guardian's Accidental Death and Dismemberment Policy. A legal review and comparison was done with the sample contract from Guardian to the State's program. The comparison shows that all employees would be covered under Guardians policy versus the Police Officer Retirement System, which only covers Police and Fire personnel. She cited other differences in the two policies and recommended that the City of Columbia enter into a contract with Guardian Life Insurance Company for Employee Accidental Death and Dismemberment Coverage.

Upon a motion made by Mr. Rickenmann and seconded by Ms. Devine, Council voted unanimously to authorize the City Manager to proceed with obtaining a contract from Guardian Life Insurance Company for consideration by City Council on July 19, 2011 after it has been reviewed by the City Attorney.

9. Council is asked to approve an allocation to Sister Care, Inc. in the amount of \$10,000 for fiscal year 2010/2011, as requested by City Administration. *Funding Source: Victim's Assistance Fund 2154601-680170 - Approved*

Upon a motion made by Ms. Devine and seconded by Mr. Rickenmann, Council voted unanimously to approve an allocation to Sister Care, Inc. in the amount of \$10,000 for fiscal year 2010/2011, as requested by City Administration.

10. Council is asked to approve the Destruction of 971 Narcotics to include Paraphernalia, as requested by the Police Department's Evidence and Property Unit. - *Approved*

Upon a motion made by Mr. Rickenmann and seconded by Mr. Davis, Council voted unanimously to approve the Destruction of 971 Narcotics to include Paraphernalia, as requested by the Police Department's Evidence and Property Unit.

11. Council is asked to approve the Disbursement of \$71,000.00 to Richland County for the Monticello Road Streetscape Project from Summit Avenue to Dixie Avenue, as requested by Richland County Administration. *Funding Source: Remaining Funds from the Main Street Phase II Project - Approved*

Mr. Steven A. Gantt, City Manager said that we received correspondence back from Richland County indicating that they would be willing to make up the difference of \$28,000 for the project. The County will be leasing ornamental lights for their portion of the project; I don't think we should lease lights from SCE&G in perpetuity, because it is expensive. We will be purchasing six lights for our block through the Public Works Department lighting funds. We will own and maintain the lights and that will save us money in the long-term.

Councilor Plough said that this is an example of how we can use the Community Development Block Grant Fund, which is what the County is using to fund their portion.

Upon a motion made by Mr. Newman and seconded by Ms. Devine, Council voted unanimously to approve the disbursement of \$71,000.00 to Richland County for the Monticello Road Streetscape Project from Summit Avenue to Dixie Avenue.

12. Neighborhood Street Lighting Request – Mr. Dave Brewer, Director of Traffic Engineering

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to approve a Neighborhood Street Lighting Request for one (1) additional light on Rigby Road for an increased amount of \$118.92.

13. Request for Special Exception to Establish a Liquor Store within a Commercial Planned Unit Development at 5424 Forest Drive Suite 108, TMS #16706-04-06 – (Council District 4)

Mr. Jonathan Chambers, Zoning Administrator said that this is located in the Wal-Mart Shopping Center near the Sam's Club. He explained that this is a rare instance where the Zoning Ordinance requires both the Planning Commission and City Council to review a Special Exception request within a Commercial Planned Unit Development. On May 2, 2011, the Planning Commission reviewed the request and approved it. The case is in front of you for review and approval, as well. With special exceptions, there are criteria that should be reviewed in regards to the impact on traffic circulation, vehicular and pedestrian safety, the aesthetic character of the environs and the orientation or spacing of improvements or buildings.

Councilor Plough asked if the property had been posted.

Mr. Jonathan Chambers, Zoning Administrator replied yes.

Councilor Davis asked if there had been any opposition to this from adjoining merchants.

Mr. Jonathan Chambers, Zoning Administrator replied no.

Mr. Edgardo Andino, Applicant explained that he is retired from the military and he just wanted to start his own business. I wasn't aware of this legislation, but I had all of my licenses and I am ready to open my store. I am in agreement with the legislation. I selected a shopping center, because I don't want to be behind or in front of anyone's house.

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 COMMUNITY DEVELOPMENT DEPARTEMENT BUDGET FOR THE DEVELOPMENT OF ONE CITY BLOCK WITHIN PHASE II OF THE MONTICELLO ROAD STEETScape PROJECT.

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. Approve the addition \$71,000 for the Development of the Monticello Road Streetscape project. Fiscal Year 2013-2014 Community Development Annual Budget is hereby amended as follows:

COMMUNITY DEVELOPMENT - REVENUE

Revenue appropriated July 1, 2013 as amended:	\$ 4,131,268
City of Columbia Contribution:	\$ <u>71,000</u>
Community Development Revenue as Amended:	\$ 4,202,268

COMMUNITY DEVELOPMENT - EXPENDITURES

Expenditures appropriated July 1, 2013 as amended:	\$ 4,131,268
Development of the Monticello Road Streetscape Project:	\$ <u>71,000</u>
Total Community Development Expenditures as Amended:	\$ 4,202,268

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 _____, 2014.

RICHLAND COUNTY COUNCIL

BY: _____
Kelvin Washington, Chair

ATTEST THIS THE ____ DAY

OF _____, 2014

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

Petition to Close a Portion of Old Forest Drive [**PAGES 45-63**]

Notes

March 25, 2014 - The Committee recommended that Council approve the petitioner's request to close a portion of Old Forest Drive, and direct Legal to answer the suit accordingly.

Richland County Council Request of Action

Subject: Petition to Close a Portion of Old Forest Drive

A. Purpose

Council is requested to consider a petition filed with the Circuit Court to close a portion of Old Forest Drive, which is in Richland County.

B. Background / Discussion

Petitioner filed with the Circuit Court to close a portion of Old Forest Drive, which is in Richland County. The road was abandoned by SCDOT and subsequently turned over to Richland County in 2003. Old Forest Drive runs east-to-west near the intersection of Forest Drive and Percival Road.

Petitioner will soon obtain title to every tract that is adjacent to Old Forest Drive as they have entered into confidential written contracts to purchase all land adjacent to Old Forest Drive, which will subsequently create a single joined tract. Petitioner's Attorney maintains that all other landowners made a party to this suit will consent to their portion of the road closure. Petitioner requests that the court abandon or close the roadway and vest title with all abutting landowners.

A copy of the petition is attached for your convenience (including a plat view of the area).

The Legal Department now needs Council's guidance in answering this lawsuit.

C. Legislative / Chronological History

None. This is a new lawsuit.

D. Financial Impact

No known financial impact at this time.

E. Alternatives

1. Approve petitioner's request to close the subject road and direct Legal to answer the suit accordingly.
2. Deny petitioner's request to close the road, state reasons for such denial, and direct Legal to answer the suit accordingly.

F. Recommendation

Council's discretion.

Recommended by: Lauren Hogan

Department: Legal

Date: 3/10/14

G. Reviews

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

Please be specific in your recommendation. While “Council Discretion” may be appropriate at times, it is recommended that Staff provide Council with a professional recommendation of approval or denial, and justification for that recommendation, as often as possible.

Finance

Reviewed by: Daniel Driggers: Date: 3/12/14
 Recommend Council approval Recommend Council denial
 Recommend Council discretion
Comments regarding recommendation:

Recommendation supports ROA as Council discretion based on no financial impact.

Planning

Reviewed by: Tracy Hegler Date:
 Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Planning approves, provided no parcel becomes landlocked from this closure.

Public Works

Reviewed by: Ismail Ozbek Date: 3/12/14
 Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Emergency Services

Reviewed by: Michael Byrd Date: 3/13/14
 Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Richland County owns and operates an Emergency Services EMS and Fire Station located on Old Forest Drive. Emergency vehicles use Old Forest Drive when leaving the station. The Petition states “the western-most portion...” Closing the western most portion of Old Forest Drive should not interfere with emergency response.

Legal

Reviewed by: Elizabeth McLean Date: 3/19/14
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Policy decision left to Council’s discretion; the Legal Department will respond to the lawsuit according to Council’s decision.

Administration

Reviewed by: Sparty Hammett

✓ Recommend Council approval

Comments regarding recommendation:

Date: 3/19/14

Recommend Council denial

COPY

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
CRP - FORT JACKSON, LLP

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

CASE NO. 2014-LP-40-_____

Petitioner,

v.

BAKER AND BAKER REAL ESTATE DEVELOPERS, LLC f/k/a BAKER AND BAKER, a S.C. General Partnership; THE UNITED STATES OF AMERICA, acting by and through DIRECTOR OF REAL ESTATE, HEADQUARTERS, U.S. ARMY CORPS OF ENGINEERS; ALLTEL CELLULAR ASSOCIATES OF SOUTH CAROLINA, LP; RICHLAND COUNTY, State of South Carolina; The South Carolina Department of Transportation; City of Columbia; City of Forest Acres; Baptist Healthcare System of South Carolina, Inc. f/k/a Baptist Medical Center and South Carolina Baptist Hospital; and Citadel Development Foundation.

Respondents.

LIS PENDENS

RICHLAND COUNTY
FILED
2014 MAR -3 PM 4:25
JEANETTE W. MOSSBIDE
C.O.P. & G.S.

RECEIVED
2014 MAR -7 AM 10:24
RICHLAND COUNTY
ADMINISTRATORS OFFICE

NOTICE IS HEREBY GIVEN that an action has been commenced and is now pending in this Court upon Petition of the above-named Petitioner for Abandonment and Closure of Road against the above-named Respondents for the purpose of closing and abandoning a portion of Old Forest Drive, described as follows:

The western-most portion of that certain road known as Old Forest Drive, located within the Town of Forest Acres, in the County of Richland, State of South Carolina. The portion of Old Forest Road sought to be closed is that portion which lies adjacent to or over the following properties: (i) that parcel now or formerly owned by Baker and Baker Real Estate Developers, LLC by virtue of that Deed executed by George Vernon Sease on December 29, 2005 and recorded in the Richland County Register of Deeds in Book 1136 at Page 1819, also known as Richland County Tax Map No. 16706-02-04; (ii) that parcel now or formerly owned by Baptist

 **SCANNED**

Medical Center and Citadel Development by virtue of that Deed executed by Cecil D. Bowen and William M. Bowen on August 8, 1989 and recorded on in the Richland County Register of Deeds in Book D0945 at Page 590, also known as Richland County Tax Map No. 16706-02-01; and (iii) that parcel now or formerly owned by Baker and Baker, a S.C. General Partnership by virtue of that Deed executed by Exxon Corporation on October 6, 1987 and recorded in the Richland County Register of Deeds in Book D0862 at Page 467, also known as Richland County Tax Map No. 16706-02-05; said portion of Old Forest Road commencing at the southeastern-most corner of the above-described tract owned by Baptist Medical Center and extending in a westerly direction adjacent to or over the remaining above-described properties, and ending in a cul-de-sac over the above-described tract owned by Baker and Baker, a S.C. General Partnership; said portion of Old Forest Drive also being adjacent to, and to the North of, the 1.24 acre tract known as Richland County Tax Map No. 28400-01-01, currently titled in the name of The United States of America, acting by and through the Director of Real Estate, Headquarters, U.S. Army Corps of Engineers.



Matthew B. Hill (SC Bar No. 69341)
Lana H. Sims, IV (SC Bar No. 100751)
ADAMS AND REESE LLP
1501 Main Street, 5th Floor (29201)
PO Box 2285
Columbia, SC 29202
P: 803-254-4190
F: 803-779-4749
matt.hill@arlaw.com
lane.sims.iv@arlaw.com
Attorneys for the Petitioner

March 3, 2014
Columbia, South Carolina

COPY

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
CRP - FORT JACKSON, LLP

Petitioner,

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

CASE NO. 2014-CP-40-1061

v.

BAKER AND BAKER REAL ESTATE DEVELOPERS, LLC f/k/a BAKER AND BAKER, a S.C. General Partnership; THE UNITED STATES OF AMERICA, acting by and through DIRECTOR OF REAL ESTATE, HEADQUARTERS, U.S. ARMY CORPS OF ENGINEERS; ALLTEL CELLULAR ASSOCIATES OF SOUTH CAROLINA, LP; RICHLAND COUNTY, State of South Carolina; The South Carolina Department of Transportation; City of Columbia; City of Forest Acres; Baptist Healthcare System of South Carolina, Inc. f/k/a Baptist Medical Center and South Carolina Baptist Hospital; and Citadel Development Foundation.

Respondents.

RICHLAND COUNTY
FILED
2014 MAR -3 PM 4:25
JEANETTE W. MEDWIDE
C.C.P. & S.S.

AMENDED SUMMONS

TO: THE RESPONDENTS ABOVE NAMED:

YOU ARE HEREBY SUMMONED and required to answer the Petition for Abandonment and Closure of Road herein, a copy of which is herewith served upon you, and to serve a copy of your Answer to said Petition for Abandonment and Closure of Road upon the subscribers, Adams and Reese LLP, at their offices at 1501 Main Street, 5th Floor, Post Office Box 2285 (29202), Columbia, South Carolina 29201, within thirty (30) days of the service hereof, exclusive of the day of such service, and if you fail to answer within the time aforesaid, judgment by default will be rendered against you for the relief demanded in the Petition.



Matthew B. Hill (SC Bar No. 69341)
Lana H. Sims, IV (SC Bar No. 100751)
ADAMS AND REESE LLP
1501 Main Street, 5th Floor (29201)
PO Box 2285
Columbia, SC 29202
P: 803-254-4190
F: 803-779-4749
matt.hill@arlaw.com
lane.sims.iv@arlaw.com
Attorneys for the Petitioner

March 3, 2014
Columbia, South Carolina

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
CRP – FORT JACKSON, LLP

Petitioner,

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

CASE NO. 2014-CP-40-1067

v.

BAKER AND BAKER REAL ESTATE DEVELOPERS, LLC f/k/a BAKER AND BAKER, a S.C. General Partnership; THE UNITED STATES OF AMERICA, acting by and through DIRECTOR OF REAL ESTATE, HEADQUARTERS, U.S. ARMY CORPS OF ENGINEERS; ALLTEL CELLULAR ASSOCIATES OF SOUTH CAROLINA, LP; RICHLAND COUNTY, State of South Carolina; The South Carolina Department of Transportation; City of Columbia; City of Forest Acres; Baptist Healthcare System of South Carolina, Inc. f/k/a Baptist Medical Center and South Carolina Baptist Hospital; and Citadel Development Foundation.

Respondents.

RICHLAND COUNTY
FILED
2014 MAR -3 PM 4:25
JEANETTE A. HODDING
Clerk of Court

AMENDED PETITION FOR
ABANDONMENT AND
CLOSURE OF ROAD

Petitioner CRP – Fort Jackson, LLP would respectfully show unto the Court:

1. This petition is brought pursuant to S.C. Code Ann. 57-9-10, *et. seq.* for the purpose of closing and abandoning a portion of Old Forest Drive located in Richland County, South Carolina.
2. Petitioner has entered into confidential written contracts to purchase the following tracts of real property located in Richland County, adjacent to Old Forest Drive:
 - a. The 0.46 acre tract shown on a plat prepared by Baxter Land Surveying Co., Inc., dated August 3, 2013, to be recorded in the Office of the Richland County Register of Deeds and attached to this Complaint as "Exhibit A" (the "Baxter

Survey”), as Parcel No. 5, Richland County Tax Map No. 16706-02-04, currently titled in the name of Respondent Baker and Baker Real Estate Developers, LLC by virtue of that Deed executed by George Vernon Sease on December 29, 2005 and recorded in the Richland County Register of Deeds in Book 1136 at Page 1819 (the “Baker Tract A”);

b. The 0.83 acre tract shown on the Baxter Survey as Parcel No. 2, Richland County Tax Map No. 16706-02-05, currently titled in the name of Respondent Baker and Baker Real Estate Developers, LLC f/k/a Baker & Baker, A S.C. General Partnership by virtue of that Deed executed by Exxon Corporation on October 6, 1987 and recorded in the Richland County Register of Deeds in Book D0862 at Page 467 (the “Baker Tract B”);

c. The 2.12 acre tract shown on the Baxter Survey as Parcel No. 3, Richland County Tax Map No. 16706-02-01, currently titled in the name of Baptist Healthcare System of South Carolina, Inc. f/n/a Baptist Medical Center and South Carolina Baptist Hospital; and Citadel Development Foundation, by virtue of that Deed executed by Cecil D. Bowen and William M. Bowen on August 8, 1989 and recorded on in the Richland County Register of Deeds in Book D0945 at Page 590 (the “Baptist Tract”); and

d. The 1.24 acre tract shown on the Baxter Survey as Richland County Tax Map No. 28400-01-01, currently titled in the name of The United States of America, acting by and through the Director of Real Estate, Headquarters, U.S. Army Corps of Engineers (the “Army Tract”).

3. Old Forest Drive runs east-to-west near the intersection of Forest Drive and Percival Road and is accessible from Forest Drive via a right-of-way that extends over the Army Tract.

4. The westernmost segment of Old Forest Drive extends adjacent to and/or onto the Army Tract, the Baker Tract A, and the Baptist Property, and it ends adjacent to or upon the Baker Tract B.

5. Petitioner seeks to close that specific portion of Old Forest Drive which lies on or adjacent to Baker Tract A, Baker Tract B, and the Baptist Tract (“the Subject Road”). The Subject Road commences at the southeastern-most corner of Baker Tract A and extends in a westerly direction over or adjacent to Baker Tract A and the Baptist

Tract, ending at a cul-de-sac which lies on Baker Tract B. The Subject Road also lies adjacent to a portion of the Army Tract.

6. Respondents Baker and Baker Real Estate Developers, LLC f/k/a Baker & Baker, A S.C. General Partnership; Baptist Healthcare System of South Carolina, Inc. f/n/a Baptist Medical Center and South Carolina Baptist Hospital; Citadel Development Foundation; and The United States of America, acting by and through the Director of Real Estate, Headquarters, U.S. Army Corps of Engineers are made parties to this action due to the fact that they are the owners of record of the above-described tracts of property, located in Richland County, which are adjacent to the Subject Road.

7. Respondent Alltel Cellular Associates of South Carolina, LP is made a Respondent to this action due to the fact that it is the owner of record of a tract of land that is located in close proximity to the Subject Road in Richland County, shown on the Baxter Survey as Tax Map No. 16706-02-03. Upon information and belief the tract owned by Alltel Cellular Associates of South Carolina is not adjacent to the Subject Road.

8. Respondent Richland County, State of South Carolina ("Richland County") is made a Respondent to this action due to the fact that the Subject Road is located within Richland County, it may be maintained from time to time by Richland County, and Richland County may claim some right, title or interest in the Subject Road.

9. Respondent South Carolina Department of Transportation ("SCDOT") is made a Respondent to this action due to the fact that the Subject Road is located within the State of South Carolina. On information and belief, SCDOT does not maintain the Subject Road or claim any right, title or interest in the Subject Road.

10. Respondent City of Columbia is a municipal body politic organized and existing pursuant to the law of South Carolina and located within Richland County. City of Columbia is made a Respondent to this action due to the fact that the Subject Road may be located within the City of Columbia. On information and belief, City of Columbia does not maintain the Subject Road or claim any right, title or interest in the Subject Road.

11. Respondent City of Forest Acres is a municipal body politic organized and existing pursuant to the law of South Carolina and located within Richland County. City

of Forest Acres is made a Respondent to this action due to the fact that the Subject Road may be located within the City of Forest Acres. On information and belief, City of Forest Acres does not maintain the Subject Road or claim any right, title or interest in the Subject Road.

12. Petitioner is an "interested person" with regard to the Subject Road, as defined under S.C. Code Ann. § 57-9-10, by virtue of the confidential written contracts to purchase the above-described tracts of real property adjacent to the Subject Road.

13. It is in the best interest of all concerned parties that the Subject Road be abandoned and closed.

14. Petitioner will soon obtain title to every tract that is adjacent to the Subject Road, pursuant to the above-described confidential contracts of sale. When this occurs, Petitioner will own all of the real property surrounding the Subject Road as a single joined tract, and the Subject Road will no longer be necessary as an access road or thoroughfare.

15. Petitioner advertised for three (3) consecutive weeks in The Columbia Star, a newspaper published in Richland County, a "Notice of Intention to File Petition to Close Road", a copy of which is attached hereto as "Exhibit B" and incorporated herein by this reference.

16. The "Notice of Intention to File Petition to Close Road" was published on January 31, 2014, February 7, 2014 and February 14, 2014, as evidenced by the Affidavit of Publication filed simultaneously herewith, a copy of which is attached hereto as "Exhibit C" and incorporated herein by this reference.

17. Petitioner is informed and believes that it is entitled to an Order closing and abandoning the Subject Road.

18. Petitioner is informed and believes that title to the Subject Road should be vested as follows, pursuant to an appropriate Order of this court:

a. That any interest in the Subject Road held by Respondents Richland County, SCDOT, City of Columbia, and City of Forest Acres be permanently closed and abandoned and all rights in favor of these Respondents be terminated;

b. That the portion of the Subject Road located over, adjacent to, and to the South of the Baker Tract A be vested in the name of Baker and Baker Real Estate Developers, LLC;

c. That the portion of the Subject Road located over and adjacent to the Baker Tract B be vested in the name of Baker and Baker Real Estate Developers, LLC;

d. That the portion of the Subject Road located over, adjacent to, and to the South of the Baptist Tract be vested in the name of Baptist Healthcare System of South Carolina, Inc. and Citadel Development Foundation.

WHEREFORE, Petitioner prays that this Court issue an Order pursuant to S.C. Code Ann. § 57-9-10 *et. al.* which decides and determines as follows:

a. That the Subject Road be permanently closed, abandoned, discontinued and vacated;

b. That all rights and obligations held by Richland County, SCDOT, City of Columbia, City of Forest Acres, the State of South Carolina and the general public with regard to the Subject Road be permanently terminated;

c. That the portion of the Subject Road located over, adjacent to, and to the South of the Baker Tract A be vested in the name of Baker and Baker Real Estate Developers, LLC;

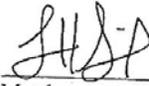
d. That the portion of the Subject Road located over and adjacent to the Baker Tract B be vested in the name of Baker and Baker Real Estate Developers, LLC;

e. That the portion of the Subject Road located over, adjacent to, and to the South of the Baptist Tract be vested in the name of Baptist Healthcare System of South Carolina, Inc. and Citadel Development Foundation; and

f. For such other and further relief as the court may deem just and proper.

(Intentionally left blank – signature to follow)

Respectfully submitted,

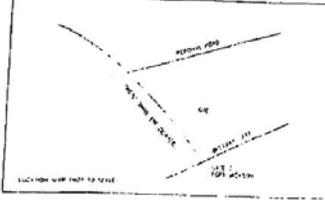


Matthew B. Hill (SC Bar No. 69341)
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Attorneys for the Petitioner

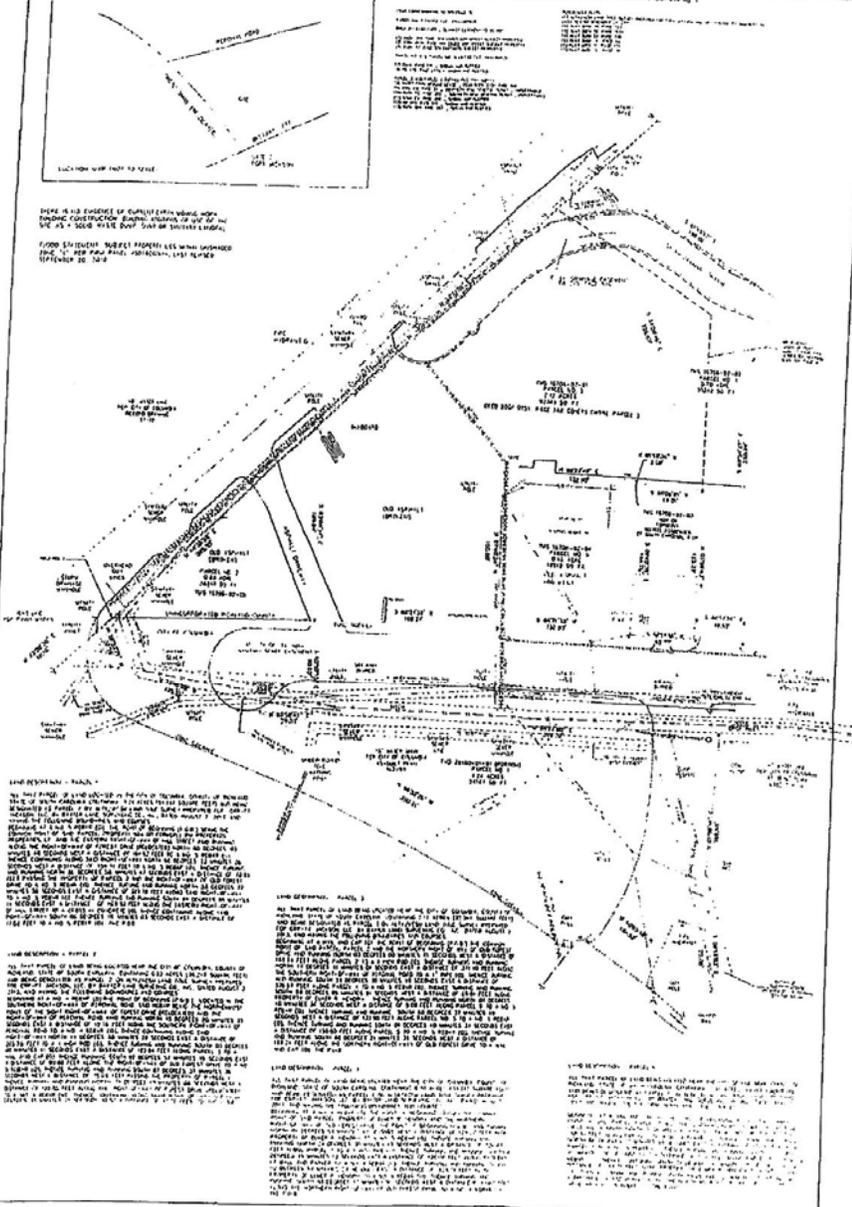
March 3, 2014
Columbia, South Carolina

EXHIBIT "A"

THE UNDERGROUND UTILITIES SHOWN ON THIS MAP ARE THE PROPERTY OF THE CITY OF COLUMBIA, SOUTH CAROLINA, AND ARE NOT TO BE USED FOR ANY OTHER PURPOSE WITHOUT THE WRITTEN PERMISSION OF THE CITY ENGINEER.



THIS IS THE EXISTENCE OF EXISTING UTILITIES AND THE PROPOSED CONSTRUCTION OF NEW UTILITIES AS SHOWN ON THIS MAP. THE CITY ENGINEER HAS REVIEWED THIS MAP AND HAS FOUND IT TO BE CORRECT AND ACCURATE.



THE CITY ENGINEER HAS REVIEWED THIS MAP AND HAS FOUND IT TO BE CORRECT AND ACCURATE. THE CITY ENGINEER HAS REVIEWED THIS MAP AND HAS FOUND IT TO BE CORRECT AND ACCURATE.

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APPROVED FOR THE CITY ENGINEER FOR THE CITY OF COLUMBIA, SOUTH CAROLINA.

CRP - FORT JACKSON, LLC

DATE: AUGUST 3, 2013

SCALE: 1" = 40'

BAXTER LAND SURVEYING CO., INC.
 2204 Devine Street Columbia, SC 29205 (803)-252-8564
 BAXLAND@AOL.COM

EXHIBIT "B"

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

NOTICE OF INTENTION TO FILE
PETITION TO CLOSE ROAD

NOTICE IS HEREBY GIVEN that CRP - Fort Jackson, LLC, a South Carolina limited liability company, after publication of this Notice of Intention to File Petition to Close Road once per week for three (3) consecutive weeks, will file a Petition pursuant to S.C. Code § 57-9-10, *et. seq.*, in the Court of Common Pleas for Richland County to close the western-most portion of that certain road known as Old Forest Drive, located within the Town of Forest Acres, in the County of Richland, State of South Carolina. The portion of Old Forest Road sought to be closed is that portion which lies adjacent to or over the following properties: (i) that parcel now or formerly owned by Baker and Baker Real Estate Developers, LLC by virtue of that Deed executed by George Vernon Sease on December 29, 2005 and recorded in the Richland County Register of Deeds in Book 1136 at Page 1819, also known as Richland County Tax Map No. 16706-02-04; (ii) that parcel now or formerly owned by Baptist Medical Center and Citadel Development by virtue of that Deed executed by Cecil D. Bowen and William M. Bowen on August 8, 1989 and recorded on in the Richland County Register of Deeds in Book D0945 at Page 590, also known as Richland County Tax Map No. 16706-02-01; and (iii) that parcel now or formerly owned by Baker and Baker, a S.C. General Partnership by virtue of that Deed executed by Exxon Corporation on October 6, 1987 and recorded in the Richland County Register of Deeds in Book D0862 at Page 467, also known as Richland County Tax Map No. 16706-02-05; said portion of Old Forest Road commencing at the southeastern-most corner of the above-described tract owned by Baptist Medical Center and extending in a westerly direction adjacent to or over the remaining above-described properties, and ending in a cul-de-sac over the above-described tract owned by Baker and Baker, a S.C. General Partnership; said portion of Old Forest Drive also being adjacent to, and to the North of, the 1.24 acre tract known as Richland County Tax Map No. 28400-01-01, currently titled in the name of The United States of America, acting by and through the Director of Real Estate, Headquarters, U.S. Army Corps of Engineers.

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EXHIBIT C

THE COLUMBIA STAR
COLUMBIA, SOUTH CAROLINA

State of South Carolina
County of Richland

Personally appeared before me,
MIMI M. MADDOCK,
PUBLISHER OF THE COLUMBIA STAR,
who makes oath that the advertisement

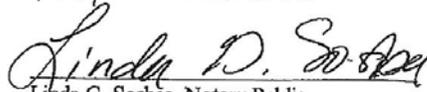
NOTICE OF INTENTION TO FILE PETITION TO CLOSE ROAD
CRP - Fort Jackson, LLC requesting to close said portion of Old Forest
Drive, et al.

a clipping of which is attached hereto, was printed in
THE COLUMBIA STAR, a weekly newspaper of general circulation
published in the City of Columbia, State and County aforesaid, in the issues of

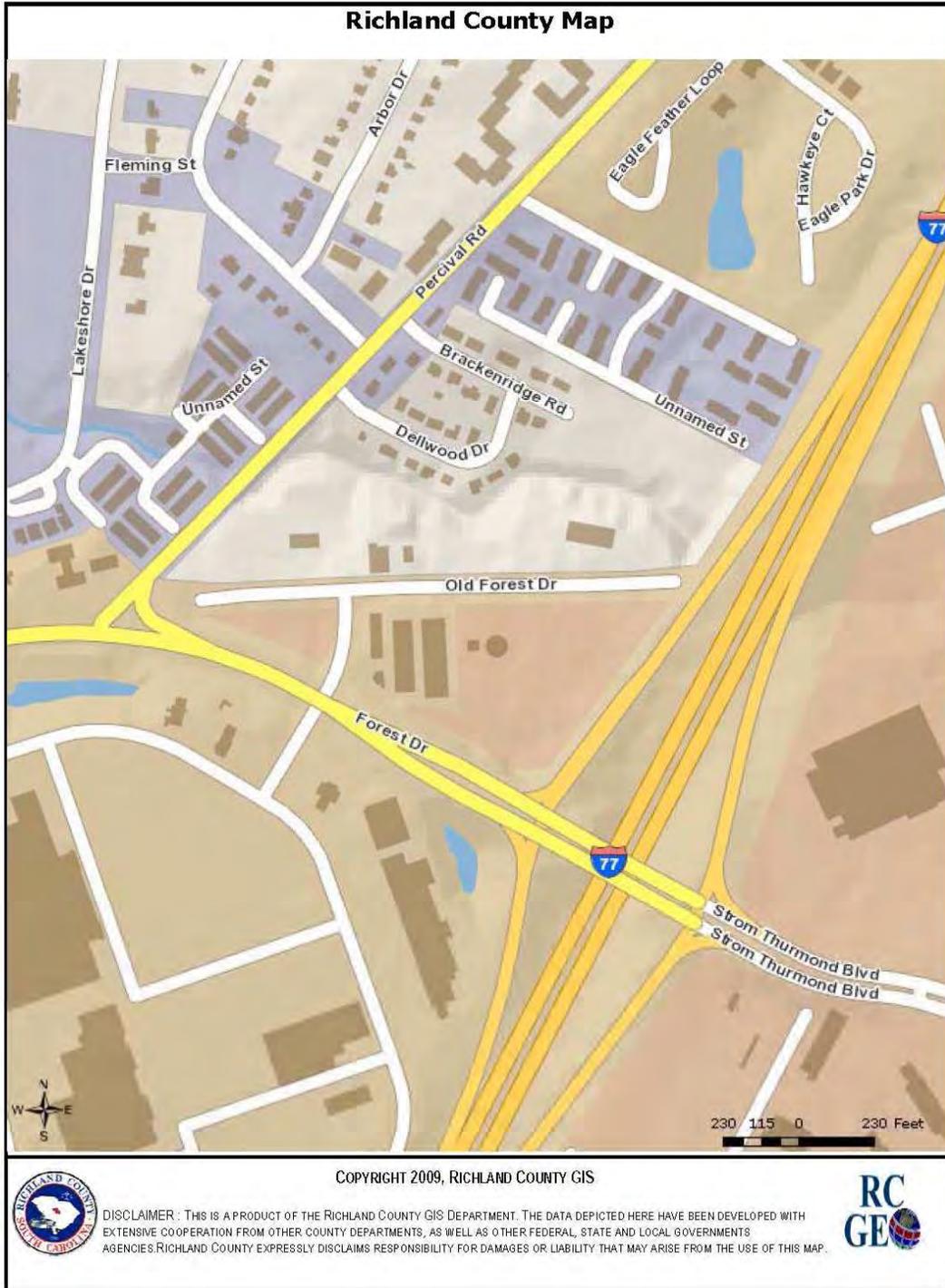
January 31, February 7, and 14, 2014


Mimi M. Maddock, Publisher

Sworn to before me on this
14th day of Feb. 2014.


Linda G. Sosbee, Notary Public
My commission expires February 1, 2021





Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2013-2014 Transportation Tax Fund Budget to add two full time positions
[PAGES 64-74]

Notes

First Reading: March 18, 2014

Second Reading:

Third Reading:

Public Hearing:

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014
TRANSPORTATION TAX FUND BUDGET TO ADD TWO FULL TIME
POSITIONS.

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. Approve the addition of two full time positions. No additional funding is appropriated. Therefore, the Fiscal Year 2013-2014 Transportation Tax Annual Budget is hereby amended as follows:

TRANSPORTATION TAX - REVENUE

Revenue appropriated July 1, 2013 as amended:	\$ 65,061,018
Appropriation of unassigned fund balance:	\$ _____ 0
Total Transportation Tax Revenue as Amended:	\$ 65,061,018

TRANSPORTATION TAX - EXPENDITURES

Expenditures appropriated July 1, 2013 as amended:	\$ 65,061,018
Preconstruction Project Manager (Projected Min. Salary \$85,000)	\$ 0
Construction Engineering Manager (Projected Min. Salary \$80,000)	\$ _____ 0
Total Transportation Tax Expenditures as Amended:	\$ 65,061,018

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 _____, 2013.

RICHLAND COUNTY COUNCIL

BY: _____
Norman Jackson, Chair

ATTEST THIS THE ____ DAY

OF _____, 2013

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, SOUTH CAROLINA
CLASS DESCRIPTION
2014**

CLASS TITLE: CONSTRUCTION ENGINEERING MANAGER

TRANSPORTATION DEPARTMENT

GENERAL DESCRIPTION OF CLASS

The purpose of the class is to serve as the County Construction Engineering Manager for all new construction projects funded by the County Penny Transportation Program. This equates to approximately \$405 million in projects managed based on a summary of current, individual project estimates. This class shall work within the Transportation Department to implement and manage Consultant and Contractor contracts during the construction phase of work. This class has expertise and knowledge of transportation construction plan reviews, transportation construction inspection and standards, field revisions, conflict resolution, and value engineering. This class provides in house construction engineering management from individual construction contract award through completion. This class plans, organizes and implements the aforementioned project types within major organizational policies. This class shall perform related professional, administrative and supervisory work as required in support of all Transportation Penny items.

ESSENTIAL TASKS

The tasks listed below are those that represent the majority of the time spent working in this class. Management may assign additional tasks related to the type of work of the class as necessary.

Manages Consultant and Contractor contracts in the construction phase of work within the County Penny Transportation Program, ensuring projects are completed appropriately, on time, and within budget.

Understands both SCDOT and County roadway construction standards and guidelines.

Understands both SCDOT and County bridge construction standards and guidelines.

Understands construction related permitting.

Ensures compliance with applicable federal, state and local laws and regulations, County policies and procedures, and standards of quality and safety.

Reviews Contractor traffic control plans on behalf of the County to include construction staging.

Develops various construction related solutions to engineering problems.

Processes Contractor and Consultant pay requests associated with construction phase related activities.

Processes change orders as appropriate.

Meets with County officials, residents and citizen groups to discuss and resolve problems related to construction within the Transportation Penny program.

CLASS TITLE: CONSTRUCTION ENGINEERING MANAGER

Assists staffs with the Transportation Penny Advisory Committee.

Supervises subordinates and support staff, if applicable. Supervisory duties include instructing; assigning, reviewing and planning work of others; maintaining standards; coordinating activities; selecting new employees; acting on employee problems; approving employee discipline and discharge.

Reviews the work of subordinates for completeness and accuracy; evaluates and makes recommendations as appropriate; offers advice and assistance as needed.

Provides for adequate staff training and development opportunities.

Attends and participates in County Council and Committee meetings as needed.

Receives and responds to inquiries, concerns, complaints and requests for assistance regarding areas of responsibility.

Performs general administrative / clerical work as required, including but not limited to preparing reports and correspondence, copying and filing documents, entering and retrieving computer data, attending and conducting meetings, etc.

Attends meetings, workshops, conferences, etc., as appropriate to maintain knowledge of current legislation, trends and technology in assigned areas of responsibility.

Prepares and updates status reports for PIO use in public education.

INVOLVEMENT WITH DATA, PEOPLE, AND THINGS

DATA INVOLVEMENT:

Requires developing new approaches or methodologies to solve problems not previously encountered by analyzing, synthesizing or evaluating data or information using unconventional or untried methods.

PEOPLE INVOLVEMENT:

Requires negotiating, exchanging ideas, information, and opinions with others to formulate policy and programs or arrive jointly at decisions, conclusions, or solutions.

INVOLVEMENT WITH THINGS:

Requires establishing long-range plans and programs, identifying funding resources, allocating funds for and implementing long-range capital improvements, major construction projects, major equipment, rolling stock, and new technology systems which support goals and objectives of the organization.

COGNITIVE REQUIREMENTS

REASONING REQUIREMENTS:

Requires performing work involving the application of principles of logical thinking to diagnose or define problems, collect data and solve abstract problems with widespread unit or organizational impact.

CLASS TITLE: CONSTRUCTION ENGINEERING MANAGER

MATHEMATICAL REQUIREMENTS:

Requires using mathematics involving the practical application of fractions, percentages, ratios and proportions; or measurements, logarithmic or geometric construction. May use algebraic solutions of equations and inequalities; descriptive statistics; deductive geometry, plane and solid, and rectangular coordinates; mathematical classifications or schemes.

LANGUAGE REQUIREMENTS:

Requires reading professional literature and technical manuals; speaking to groups of employees, other public and private groups; writing manuals and complex reports.

MENTAL REQUIREMENTS:

Requires using advanced professional-level work methods and practices in the analysis, coordination or interpretation of work of a professional, engineering, fiscal, legal, managerial or scientific nature and the ability for formulate important recommendations or make technical decisions that have an organization-wide impact. Requires sustained, intense concentration for accurate results and continuous exposure to sustained, unusual pressure.

VOCATIONAL/EDUCATIONAL AND EXPERIENCE PREPARATION

VOCATIONAL/EDUCATIONAL PREPARATION:

Requires Bachelor's degree in civil engineering, project management or a related field.

SPECIAL CERTIFICATIONS AND LICENSES:

Registered Professional Engineer in the State of South Carolina preferred.

Must possess a valid state driver's license.

EXPERIENCE REQUIREMENTS:

Requires a minimum of six years of relevant experience.

SCDOT experience preferred.

AMERICANS WITH DISABILITIES ACT REQUIREMENTS

PHYSICAL AND DEXTERITY REQUIREMENTS:

Requires light work that involves walking or standing some of the time and involves exerting up to 20 pounds of force on a recurring basis, or skill, adeptness and speed in the use of fingers, hands or limbs on repetitive operation of mechanical or electronic office or shop machines or tools within moderate tolerances or limits of accuracy.

ENVIRONMENTAL HAZARDS:

The job may risk exposure to bright/dim light, dusts and pollen, extreme noise levels, vibration, fumes and/or noxious odors, moving machinery, electrical shock, toxic/caustic chemicals.

CLASS TITLE: CONSTRUCTION ENGINEERING MANAGER

SENSORY REQUIREMENTS:

The job requires normal visual acuity, depth perception, and field of vision, hearing and speaking abilities.

JUDGMENTS AND DECISIONS

JUDGMENTS AND DECISIONS:

Decision-making is primary to the job, affecting the organization, related organizations and major segments of the general population; works in an evolving environment with emerging knowledge and technologies, competing priorities, and changing politics. Responsible for long-range goals, planning and methodologies.

ADA COMPLIANCE

Richland County is an Equal Opportunity Employer. ADA requires the County to provide reasonable accommodations to qualified individuals with disabilities. Prospective and current employees are invited to discuss accommodations.

**RICHLAND COUNTY, SOUTH CAROLINA
CLASS DESCRIPTION
2014**

CLASS TITLE: PRECONSTRUCTION PROJECT MANAGER

TRANSPORTATION DEPARTMENT

GENERAL DESCRIPTION OF CLASS

The purpose of the class is to manage all enhancements, dirt road paving, and resurfacing projects within the County Penny Transportation Program at the direction of the Deputy Director of Transportation. This equates to approximately \$219 million in projects managed. This class shall also work with the Deputy Director of Transportation to execute Consultant scopes and contracts. This class has expertise and knowledge of transportation planning, engineering and design, and contract and project / program management, scheduling, cost estimating, right-of-way acquisitions, surveying, plan review and inspection; and performs related professional, administrative work as required in support of all Transportation Penny items. This class provides in house project management from design to completion, and performs and/or supervises design work as necessary. This class plans, organizes and implements the aforementioned project types within organizational policies.

This position reports directly to the County Deputy Director of Transportation.

ESSENTIAL TASKS

The tasks listed below are those that represent the majority of the time spent working in this class. Management may assign additional tasks related to the type of work of the class as necessary.

Manages enhancements, dirt road paving, and resurfacing projects within the County Penny Transportation Program, ensuring projects are completed appropriately, on time, and within budget.

Understands DOT and County standard roadway design practices and procedures.

Understands permitting (environmental, land disturbance, etc)

Reviews consultant(s) design plans.

Administers contracts and provides in house project management from design to completion, and performs design work as necessary.

Assist with management of the program management firm(s).

Coordinates the bidding process for projects.

Prepares scopes of work; reviews plans and specifications as submitted for compliance with established codes, ordinances and standards.

Ensures compliance with applicable federal, state and local laws and regulations, County policies and procedures, and standards of quality and safety.

Directs and provides engineering expertise in the planning, design and project management of the construction of managed projects.

CLASS TITLE: PRECONSTRUCTION PROJECT MANAGER

Develops and designs various solutions to engineering problems; seeks alternatives to designs and submits plans for approval.

Oversees the preparation of plans, specifications and contract documents for projects; develops and implements long-range resurfacing and paving plans and financing for Transportation Projects.

Processes change orders as appropriate.

Processes contractor pay requests.

Coordinates projects with local, state and federal agencies, as well as other County and municipal departments, contractors, developers, engineers, land surveyors, architects, attorneys, environmental agencies / special interest groups, and other parties as necessary.

Supervises subordinate supervisory and support staff, if applicable. Supervisory duties include instructing; assigning, reviewing and planning work of others; maintaining standards; coordinating activities; selecting new employees; acting on employee problems; approving employee discipline and discharge.

Reviews the work of subordinates for completeness and accuracy; evaluates and makes recommendations as appropriate; offers advice and assistance as needed.

Provides for adequate staff training and development opportunities.

Manages and oversees the project budgets; ensures effective and efficient use of budgeted funds, personnel, materials, facilities and time.

Assists with the preparation of applications and implementation of received state and federal funding opportunities (grants, TIGER, etc.).

Supervises and participates in the inspection of construction work in progress and at completion for compliance with established policies, procedures, regulations, codes, contracts, and standards of quality and safety.

Meets with County officials, residents and citizen groups to discuss and resolve problems related to the Transportation Penny program.

Prepares a variety of studies, reports and related information for decision-making purposes and as required by the County and regulatory agencies.

Attends and participates in County Council and Committee meetings.

Receives and responds to inquiries, concerns, complaints and requests for assistance regarding areas of responsibility.

Performs general administrative / clerical work as required, including but not limited to preparing reports and correspondence, copying and filing documents, entering and retrieving computer data, attending and conducting meetings, etc.

Attends meetings, workshops, conferences, etc., as appropriate to maintain knowledge of current legislation, trends and technology in assigned areas of responsibility.

Prepares and updates status reports for PIO use in public education.

CLASS TITLE: PRECONSTRUCTION PROJECT MANAGER

Staffs and/or assists Transportation Penny Advisory Committee.

INVOLVEMENT WITH DATA, PEOPLE, AND THINGS

DATA INVOLVEMENT:

Requires developing new approaches or methodologies to solve problems not previously encountered by analyzing, synthesizing or evaluating data or information using unconventional or untried methods.

PEOPLE INVOLVEMENT:

Requires negotiating, exchanging ideas, information, and opinions with others to formulate policy and programs or arrive jointly at decisions, conclusions, or solutions.

INVOLVEMENT WITH THINGS:

Requires establishing long-range plans and programs, identifying funding resources, allocating funds for and implementing long-range capital improvements, major construction projects, major equipment, rolling stock, and new technology systems which support goals and objectives of the organization.

COGNITIVE REQUIREMENTS

REASONING REQUIREMENTS:

Requires performing work involving the application of principles of logical thinking to diagnose or define problems, collect data and solve abstract problems with widespread unit or organizational impact.

MATHEMATICAL REQUIREMENTS:

Requires using mathematics involving the practical application of fractions, percentages, ratios and proportions; or measurements, logarithmic or geometric construction. May use algebraic solutions of equations and inequalities; descriptive statistics; deductive geometry, plane and solid, and rectangular coordinates; mathematical classifications or schemes.

LANGUAGE REQUIREMENTS:

Requires reading professional literature and technical manuals; speaking to groups of employees, other public and private groups; writing manuals and complex reports.

MENTAL REQUIREMENTS:

Requires using advanced professional-level work methods and practices in the analysis, coordination or interpretation of work of a professional, engineering, fiscal, legal, managerial or scientific nature and the ability for formulate important recommendations or make technical decisions that have an organization-wide impact. Requires sustained, intense concentration for accurate results and continuous exposure to sustained, unusual pressure.

CLASS TITLE: PRECONSTRUCTION PROJECT MANAGER

VOCATIONAL/EDUCATIONAL AND EXPERIENCE PREPARATION

VOCATIONAL/EDUCATIONAL PREPARATION:

Requires Bachelor's degree in civil engineering, project management or a related field.

SPECIAL CERTIFICATIONS AND LICENSES:

Registered Professional Engineer in the State of South Carolina preferred.

Must possess a valid state driver's license.

EXPERIENCE REQUIREMENTS:

Requires a minimum of four years of relevant experience.

SCDOT experience preferred.

AMERICANS WITH DISABILITIES ACT REQUIREMENTS

PHYSICAL AND DEXTERITY REQUIREMENTS:

Requires light work that involves walking or standing some of the time and involves exerting up to 20 pounds of force on a recurring basis, or skill, adeptness and speed in the use of fingers, hands or limbs on repetitive operation of mechanical or electronic office or shop machines or tools within moderate tolerances or limits of accuracy.

ENVIRONMENTAL HAZARDS:

The job may risk exposure to bright/dim light, dusts and pollen, extreme noise levels, vibration, fumes and/or noxious odors, moving machinery, electrical shock, toxic/caustic chemicals.

SENSORY REQUIREMENTS:

The job requires normal visual acuity, depth perception, and field of vision, hearing and speaking abilities.

JUDGMENTS AND DECISIONS

JUDGMENTS AND DECISIONS:

Decision-making is primary to the job, affecting the organization, related organizations and major segments of the general population; works in an evolving environment with emerging knowledge and technologies, competing priorities, and changing politics. Responsible for long-range goals, planning and methodologies.

ADA COMPLIANCE

Richland County is an Equal Opportunity Employer. ADA requires the County to provide reasonable accommodations to qualified individuals with disabilities. Prospective and current employees are invited to discuss accommodations.

Richland County Council Request of Action

Subject

An Ordinance Amending the Richland County Code of Ordinances, Chapter 1, General Provisions; Section 1-15, Naming of Buildings; so as to amend the title to include properties, facilities and structures and to allow for labeling based on geographic location **[PAGES 75-77]**

Notes

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

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-14HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 1, GENERAL PROVISIONS; SECTION 1-15, NAMING OF BUILDINGS; SO AS TO AMEND THE TITLE TO INCLUDE PROPERTIES, FACILITIES AND STRUCTURES AND TO ALLOW FOR LABELING BASED ON GEOGRAPHIC LOCATION.

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

SECTION I. The Richland County Code of Ordinances; Chapter 1, General Provisions; Section 1-15, Naming of Buildings; is hereby amended to read as follows:

Sec. 1-15. Naming and labeling of ~~Buildings~~ buildings, properties, facilities, and structures.

(a) The county council shall have the authority to name or label all county-built, county-financed and/or county-owned public buildings, ~~or~~ properties, facilities, or structures. Naming and/or labeling shall be based on the following guidelines at the sole discretion of county council:

(1) Any building, property, facility, or structure may be named in honor of any organization, or deceased or living individual; or

(2) In addition to Richland County identification, any building, property, facility, or structure may be labeled with the geographic location within the County, such as a municipality, neighborhood, unincorporated community, or a designation based on common usage by residents of an area, such as topographical features or historical plat names.

~~(b) Such county-built, county-financed and/or county-owned public buildings or properties may be named in honor of any organization or deceased or living individual, at the discretion of County Council. The following procedure shall be used to recommend a building, property, facility, or structure name or label to county council for consideration:~~

(1) Any council member may make a motion to name or label a building, property, facility, or structure based on the above guidelines. Such motion shall be forwarded to the appropriate committee for review and recommendation to the full council; or

(2) Any citizen, community group or organization, or county staff member, when requested by a citizen or community group or organization, may initiate a naming or labeling request. In such circumstances:

~~(c) When a county-built, county-financed and/or county-owned public buildings or property is to be named to honor an individual or organization, the following procedure shall be used:~~

~~(1)~~a. Appropriate persons likely to be interested in the name or labeling of the ~~park~~ building, property, facility, or structure shall be contacted and encouraged to submit one (1) or more suitable names or geographic label suggestions. When naming in honor of an organization, or deceased or living individual, These these persons may be parties who donated land for the building, facility, or structure in question or who made some other similar contribution.

- (2)b. Once appropriate county staff persons are satisfied that all relevant sources of input have been exhausted, they will submit all such information to the county administrator with a staff recommendation as to what or how the building, property, facility, or structure should be named or labeled.
- (3)c. Upon receipt of the staff's recommendation, the county administrator shall review it and submit the list to the chairman of the appropriate committee of the county council for inclusion on the agenda of the next available ~~county council~~ committee meeting.
- (4)d. Such committee shall review the staff recommendation and forward a recommendation of its own to the full county council.
- (5)e. Upon receipt of the committee's recommendation, county council shall give the building, property, facility, or structure such name or label as it deems to be in the best interest of the community as a whole and of its citizens, and one which reflects the community's history, geography, leaders, and/or culture.

(c) The addition of the name or label should be incorporated at the outset of construction when appropriate, or added when it is financially feasible to do so, such as the regularly scheduled re-painting of a building or replacement sign.

(d) Specific labeling shall be submitted by staff and approved by county council concurrently with the above process.

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 _____, 2014.

RICHLAND COUNTY COUNCIL

BY: _____
Norman Jackson, Chair

ATTEST THIS THE _____ DAY
OF _____, 2014.

Michelle Onley
Interim Clerk of Council

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

Richland County Council Request of Action

Subject

Quit Claim of Hermes Road [**PAGES 78-87**]

Notes

February 25, 2014 - The Committee forwarded the item without a recommendation, and requested the following information be provided: (1) land value (2) additional tax revenues that will be provided by putting the property back on the tax roll.

Richland County Council Request of Action

Subject Quit Claim of Hermes Road

A. Purpose

Richland County Council is requested to approve a Quit Claim of Hermes Road to Daniel H. & Deborah B. Bouknight, the adjoining property owners.

B. Background / Discussion

Hermes Road is a county owned dirt road in the northwestern part of Richland County which runs off Coogler Road, approximately 1200 feet southwest of its intersection with Kennerly Road. Hermes Road is approximately 300 feet long and 50 feet wide (See Exhibit "A")

Hermes Road was deeded to Richland County on February 17, 1978 by H. C. Bouknight, father of the claimant. (See Exhibit "B")

Attached is a letter by which claimant makes the request for Hermes Road to be quit claimed back to the adjoining property owners. A Quit Claim is a transfer of all one's interest, as in a parcel of real estate, especially without a warranty of title. (See Exhibit "C")

The Quit Claimant owns the adjoining property on three sides Hermes Road. The fourth side is a state road.

The road supervisor who works this area has no record of maintaining this road over the last four years, the length of time he has been supervisor in the Irmo/Ballentine area. It is currently ranked 18th out of 110 roads in District 1 on the paving list. There has been no request to have Hermes Road paved.

C. Legislative / Chronological History

Hermes Road was deeded to Richland County on February 17, 1978

D. Financial Impact

The financial impact will benefit the county two fold.

One, this acreage will go back on the tax rolls as taxable property.

Two, this road will come off the road maintenance inventory. Even though it has not been maintained in several years, a request could come in anytime. Also, at this time a request could be made to have the road paved.

E. Alternatives

1. Approve the request to quit claim this road back to the adjoining property owners.
If this request is approved, a Quit Claim Deed is attached for the Chairman of The Richland County Council to sign.
2. Do not approve the request.

F. Recommendation

It is recommended that this Quit Claim request be granted:

Recommended by: David Hoops P. E. Department: Public Works Date: 2/7/14

G. Reviews

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

Please be specific in your recommendation. While “Council Discretion” may be appropriate at times, it is recommended that Staff provide Council with a professional recommendation of approval or denial, and justification for that recommendation, as often as possible.

Finance

Reviewed by: Daniel Driggers Date: 2/11/14
✓ Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Planning and Development Services

Reviewed by: Tracy Hegler Date: 2/21/14
✓ Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Legal

Reviewed by: Elizabeth McLean Date: 2/19/14
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Richland County ordinance 21-14(c) allows for such a transfer if such a road has been unused/unopened. I have been unable to ascertain from Public Works whether the above road is unused/unopened. Thus, such an inquiry

should be made. If the road has been opened/used as a County road, then the petitioners would need to file an action with the Court to have the road closed and deeded to them.

Sec. 21-14. Abandonment of public roads and right-of-ways.

(a) Any person or organization wishing to close an existing public street, road, or highway in the county to public traffic shall petition a court of competent jurisdiction in accordance with section 57-9-10, et seq. of the state code of laws. The petition shall name the county as a respondent (unless the county is the petitioner). The county attorney shall advise the court with regard to the county's concurrence or opposition after consultation with the county's planning, public works, and emergency services departments, and after consideration by county council. It shall be the responsibility of the petitioner to physically close the roadway if a petition is successful. The county attorney may submit such petition on behalf of the county if so directed by county council.

(b) Any person or organization wishing the county to abandon maintenance on an existing county-maintained street, road or highway shall submit to the public works department a petition to do so signed by the owners of all property adjoining the road and by the owners of all property who use the road as their only means of ingress/egress to their property. The petition shall state that the property owners release and indemnify the county from any duty to maintain the road. At the recommendation of the county engineer, the county administrator shall have the authority to act on a petition that involves a dead-end road; county council shall have the authority to approve petitions under all other circumstances. If the petition is approved, the county engineer may require the property owners to place an appropriate sign alongside or at the end of the road.

(c) Any person or organization wishing to acquire ownership of an **unused road right-of-way** in the county (including a public right-of-way that is dedicated either by deed, prescription, or recordation of a plat) may submit a petition for consideration by county council. If it is determined by the county's planning department and public works department that the right-of-way will not be utilized by the county for road purposes, county council may approve a quit-claim deed conveying the county's interest to the owners of the adjoining property. Unless the owners of the adjoining property agree to another division, each may acquire that portion of the right-of-way adjacent to his/her property on his/her side of the right-of-way's centerline. The grantee(s) of the quit-claim deed(s) shall be responsible for preparing the deed(s) prior to county council's consideration of the request. Upon approval and execution of the deed(s), the grantee(s) shall be responsible for recording the deed(s) in the office of the register of deeds and for returning a filed copy to the office of the county attorney. The county council may require the grantees) to pay up to the fair market value, as determined by the county assessor's office, in exchange for the conveyance of the right-of-way. Upon recordation of the deed, the county assessor's office shall adjust the appraisal of the adjoining parcels to reflect the value of the additional property.

Administration

Reviewed by: Sparty Hammett

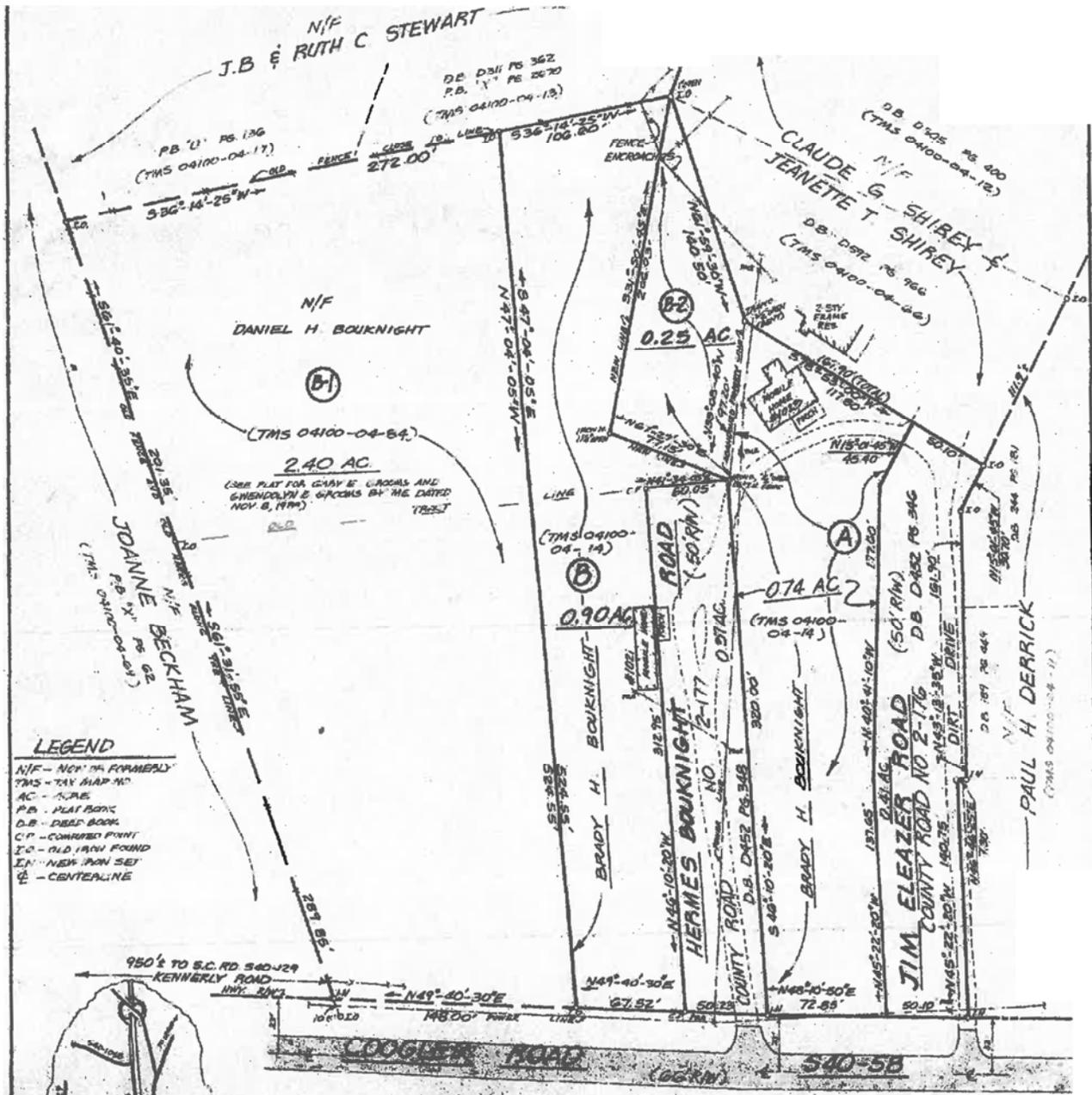
✓ Recommend Council approval

Comments regarding recommendation:

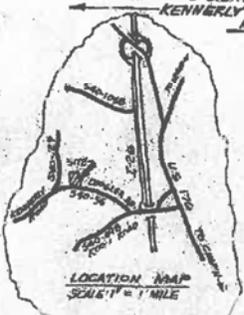
Date: 2/21/14

Recommend Council denial

EXHIBIT A



LEGEND
 N/F - NOT IN FRAME
 TMS - TAX MAP NO.
 AC - ACRE
 P.B. - PLAT BOOK
 D.B. - DEED BOOK
 C.P. - CORNER POINT
 I.O. - OLD IRON FOUND
 E.N. - NEW IRON SET
 C.L. - CENTERLINE



**COMPILED PLAT FOR
 BRADY H. BOUK**

IN RICHLAND COUNTY, NEAR IRMO, S.C.

NOTES: THE ABOVE BEING THE REMAINING PORTION OF TRACT NO. 1 SHOWN ON PLAT OF THE ESTATE OF MINNIE E. ELEAZER BY KARL E. SHULER, SURVEYOR, JAN 28, 1942 AND RECORDED IN PLAT BOOK 'K' AT PAGE 112.
 1. PLAT TO BE SHOWN, THIS PLAT (ENTER AUG. 10, 1987) WAS RECORDED IN PLAT BOOK 'B' AT PAGE 0795.
 2. PLAT REVISED FEB. 13, 1997, TO SHOW 'B' AFTER 'B-1' WAS CUT OUT AND 'B' BEING ADDED OF 15.1' BEING A PORTION OF 'B-1' TO A NEW TOTAL FOR 'A' (THIS 04100-04-81) OF 0.91 AC.
 3. PLAT REVISED APRIL 5, 2002, TO SHOW NAME CHANGE PER DEED IN BOOK # 00627 PG. 0397, WITH NO FIELD WORK THIS DATE.

SCALE: 1" = 40'

AUGUST 6, 1987
 REVISED FEB. 13, 1997, REVISED APRIL 5, 2002

I hereby certify that I am a duly sworn and qualified surveyor in the State of South Carolina and that I have personally examined the above plat and find that it is correct and true to the original records and that the same conform to the laws of this State.
 Surveyor
 [Signature]

[Signature]

STATE OF SOUTH CAROLINA
 DEPARTMENT OF REVENUE
 LAND SURVEYOR
 1100 MARKET STREET
 COLUMBIA, SOUTH CAROLINA 29201
 (803) 253-3300

NOTES CONT'D
 4. UPON ACCEPTANCE OF THIS PLAT, 'B-2' (0.25 AC) WILL BECOME AN UNDIVIDED PORTION OF 'A' (0.91 AC) THIS 04100-04-81 THAT MAKING A NEW TOTAL OF 0.99 AC FOR THIS 04100-04-81, AND A NEW TOTAL OF 0.91 AC FOR THIS 04100-04-81.
 5. ONLY 'B-1' WAS REVISED FEB. 13, 1997.
 6. PLAT REVISED APRIL 5, 2002, TO SHOW NAME CHANGE PER DEED IN BOOK # 00627 PG. 0397, WITH NO FIELD WORK THIS DATE.

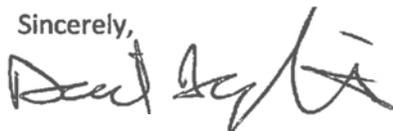
Exhibit B

November 20,2013

To whom it may concern:

We are requesting that County Road #2-177 be deeded back to the landowners Daniel Bouknight and Deborah Bouknight. Thank you for taking the time to consider our request.

Sincerely,



Daniel Bouknight



Deborah Bouknight

Exhibit C

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND) QUIT CLAIM DEED

THIS QUIT-CLAIM DEED, executed this _____ day of _____, 20__ by Richland County, (hereinafter “Grantor”), to Daniel H. Bouknight and Deborah B. Bouknight, (hereinafter “Grantee”). (Wherever used herein, the terms “Grantor” and “Grantee” shall include singular and plural, heirs, successors, assigns, legal representatives and corporations wherever the context so permits or requires).

WITNESSETH, that the said Grantor, for and in consideration of the sum of One Dollar (\$1.00), in hand paid by the grantee, the receipt of which is hereby acknowledge, does hereby remise, release, and quit-claim unto the Grantee, their heirs, successors, and assigns, forever, all their right, title, interest, claim and demand which Grantor has in and to the following described lot, piece, or parcel of land, situate, lying and being in the County of Richland, State of South Carolina, to wit:

Description:

See Attached Exhibit “D”

TO HAVE AND TO HOLD the same together with all and singular the rights, members, hereditaments and appurtenances to the premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular the remises before mentioned unto the said Grantee, their heirs, successors and assigns forever so that neither the said Grantors nor their heirs successors, or assigns nor any other person or persons, claiming under their heirs, successors, or assigns, predecessors, or them, shall at any time hereafter, by any way or means, have claim or demand any right or title to the aforesaid premises or appurtenances, or any part of parcel thereof, forever.

WITNESS my hands and seals this _____ day of _____ in the
_____ year of our lord.

WITNESSES:GRANTOR

(Witness #1) By _____
Councilperson Norman Jackson
Its: Chairman Richland County Council

(Witness #2/Notary)

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

PROBATE
(Grantor)

Personally appeared before me _____ and
(Name of Witness #1)
made oath that (s)he saw the within named _____

Execute, seal and as its act and deed, deliver the within Assignment and that (s)he with
_____ witnessed the execution thereof
(Name of Witness #2/Notary

Signature of Witness #1

Sworn to before me this _____
day of _____, 20__

Notary Public for South Carolina

MCE _____

Exhibit D

All that certain piece, parcel or lot of land, situate, lying and being in the County of Richland, State of South Carolina, and being that 0.57 acre, having the county designation of dirt road 2-177, Hermes Road and having the following metes and bounds:

Beginning at the existing right of way of Coogler Road (S-40-58) at the North Corner of Hermes Road and going along bearing N46° 10' 20"W for a distance of 312.95 feet, then going along bearing N41° 34' 05"E for 50.05 feet, then along bearing S46° 10' 20"E for a distance of 320.00 feet, then along the existing right of way of Coogler Road along bearing S49° 37' 26" W for a distance of 50.23 feet to the Point of Beginning.

This road is being further shown on the attached Exhibit "B"

This being that same parcel deeded to County Council of Richland County dated Jan. 12, 1978 and recorded in the Richland County ROD on February 17, 1978 in Deed Book D452-Page 348.

This being a part of the existing road system, there is no Tax Map Sheet Number.

Richland County Council Request of Action

Subject

Expiration of Contracts for Solid Waste Curbside Collection Service Areas 1, 3 & 4 [**PAGES 88-94**]

Notes

March 25, 2014 - The Committee forwarded this item to Council without a recommendation.

Richland County Council Request of Action

Subject: Expiration of Contracts for Solid Waste Curbside Collection Service Areas 1, 3 & 4

A. Purpose

County Council is requested to provide Administration with direction regarding whether any or all collection contracts for Solid Waste Curbside Collection Service Areas 1, 3 & 4 should be re-bid or whether Council prefers to authorize Administration to begin negotiations with any or all contractors that currently provide curbside service in Areas 1, 3 & 4 in anticipation of renewing contracts set to expire on December 31, 2014.

B. Background / Discussion

- In January 1984 Richland County began providing county-wide curbside collection for residents through five contracted haulers.
- Richland County currently provides curbside collection service. The services provided include household garbage, recycling, yard waste, and bulk item collection.
- Upcoming negotiations associated with expiring contracts or contracts open for potential rebidding provide an opportunity to enhance our curbside service with additional services, such as 95 gallon roll carts for recycling, unlimited yard waste pick-up, and bulk and white goods collection by appointment, as is currently provided in Service Areas 2, 5A, 5B, 6 & 7.
- Negotiations or re-bidding will take into consideration current fuel surcharges and adjust the base price to a more current fuel pricing structure. At present the contract fuel surcharge base price is \$2.40 per gallon, and the average price of fuel is \$3.80 per gallon as of February 2014, which equates to a 21% fuel adjustment surcharge. By establishing a new baseline fuel price, we expect to stabilize our curbside collections cost for at least the next year since fuel prices are predicted to be flat for that time.
- If re-bidding is the preferred option, Procurement will have to issue a Request for Proposals and make the award well before December 31, 2014.
- Service Area contracts that will be expiring are ASI in Area 1 with approximately 16,000 homes (Appendix A); Advanced Disposal Services in Area 3 with approximately 14,000 homes (Appendix B); and Waste Industries in Area 4 with approximately 17,000 homes (Appendix C).

C. Legislative / Chronological History

Although this is a staff-initiated request and there is no legislative history, a similar action was requested in November of 2011 for Service Areas 2 & 6 and again in March of 2013 for Areas 5A, 5B and 7. Service Areas 2, 5A, 5B, 6 and 7 contracts were re-negotiated with the respective haulers who had the contracts at the time.

D. Financial Impact

There is no anticipated financial impact associated with this request at this time other than the built in CPI increases and potential increases in fuel costs.

E. Alternatives

1. Direct administration to begin new contracts negotiations with one or more current contractors for Service Areas 1, 3 & 4.
2. Direct administration to rebid one or more of Service Areas 1, 3 and 4.

F. Recommendation

It is recommended that Council choose Alternative 1 to initiate new contract negotiations with current service providers for Service Areas 1, 3 & 4. This would allow Administration to investigate the possibility of additional services and collection cost adjustments as well as modify the fuel surcharge to a more current rate. The intent would be to agree on contracts similar to those in Service Areas 2, 5A, 5B, 6 and 7, which went into effect January 31, 2014.

Recommended by: **Rudy Curtis** Department: **Solid Waste & Recycling** Date: **3/3/14**

G. Reviews

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

Please be specific in your recommendation. While “Council Discretion” may be appropriate at times, it is recommended that Staff provide Council with a professional recommendation of approval or denial, and justification for that recommendation, as often as possible.

Finance

Reviewed by: Daniel Driggers Date: 3/9/14
 Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Recommend approval of negotiation process based on no financial impact.

I would encourage the County to consider having the Procurement Director provide an estimated date that the County should make a decision on pursuing alternative 2 if that option is selected that would allow staff time for the bid process to be completed prior to the December 2014 contract end date. One option is for this date to establish an end date of the allowable time period for the negotiation phase and would still maintain a valid option for re-bidding the contracts if the negotiations do not produce results in the best interest of the County and users of the citizen.

Additionally, if alternative 2 is considered, the County should evaluate the hauler contracts to determine if it includes any required notification period of both parties of the intent of changes in service agreement to ensure that the County meets the requirements based on the contract.

Procurement

Reviewed by: Rodolfo Callwood Date: 3/10/14
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: **Recommend alternative #2**

Legal

Reviewed by: Elizabeth McLean

Date: 3/10/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Policy decision left to Council's discretion. As Mr. Driggers suggests, if the contracts are to terminate at the end of the contract period, the language should be reviewed for possible notification requirements. Additionally, I would recommend that the same criteria be used here to determine whether to re-negotiate or re-bid as was used for the prior expiring hauler contracts.

Administration

Reviewed by:

Date:

Recommend Council approval

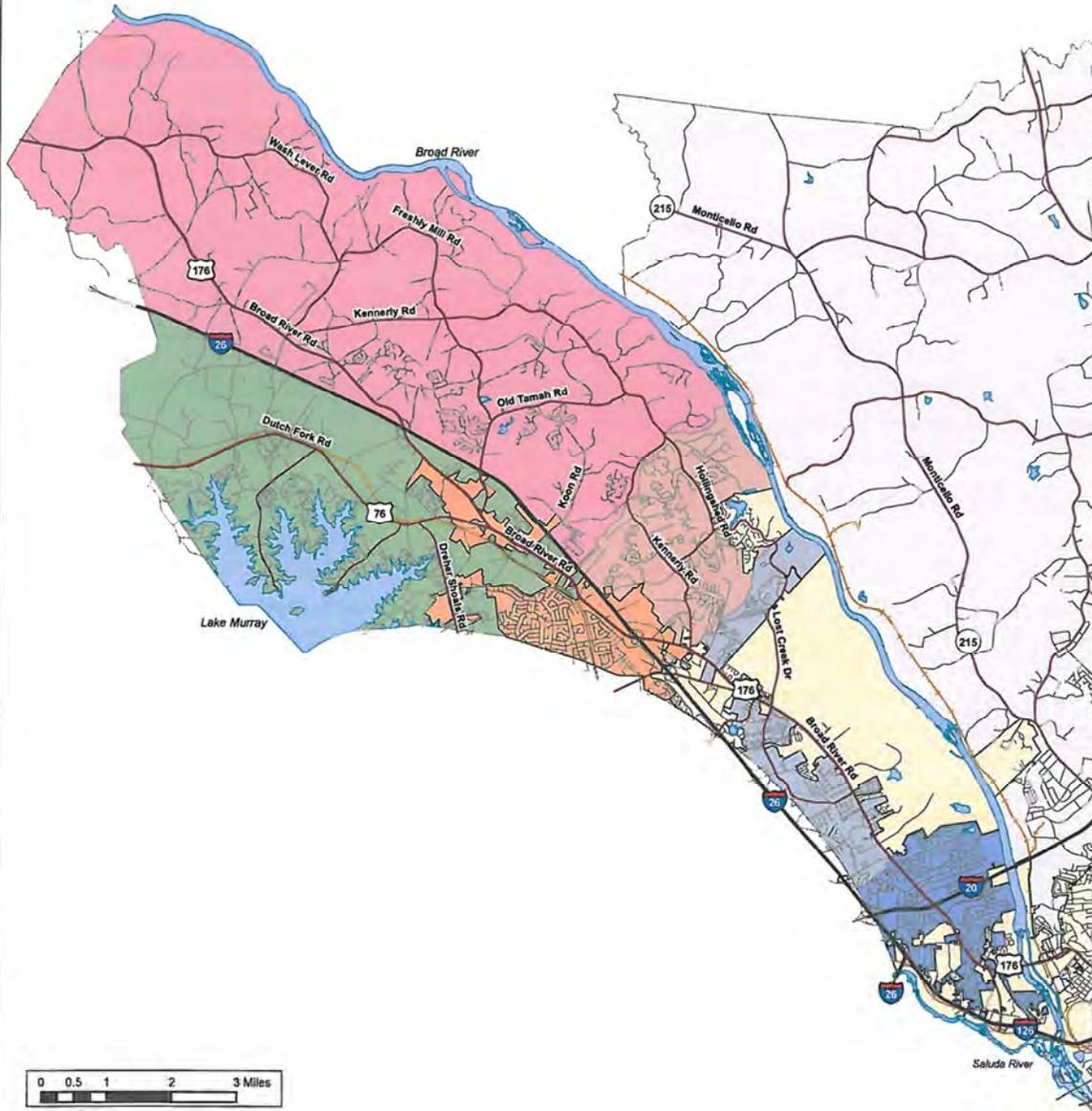
Recommend Council denial

Comments regarding recommendation:

Agree with Mr. Driggers that if Council decides on Alternative 2 appropriate time must be given to go through the bidding process.

RC SWR Area 1 Collection

Appendix A



Legend

Municipalities

- Columbia
- Irmo

Solid Waste Collection Zones

Garbage, Recycling, Yard Waste
Same day collection

- Monday
- Tuesday
- Wednesday
- Thursday
- Friday



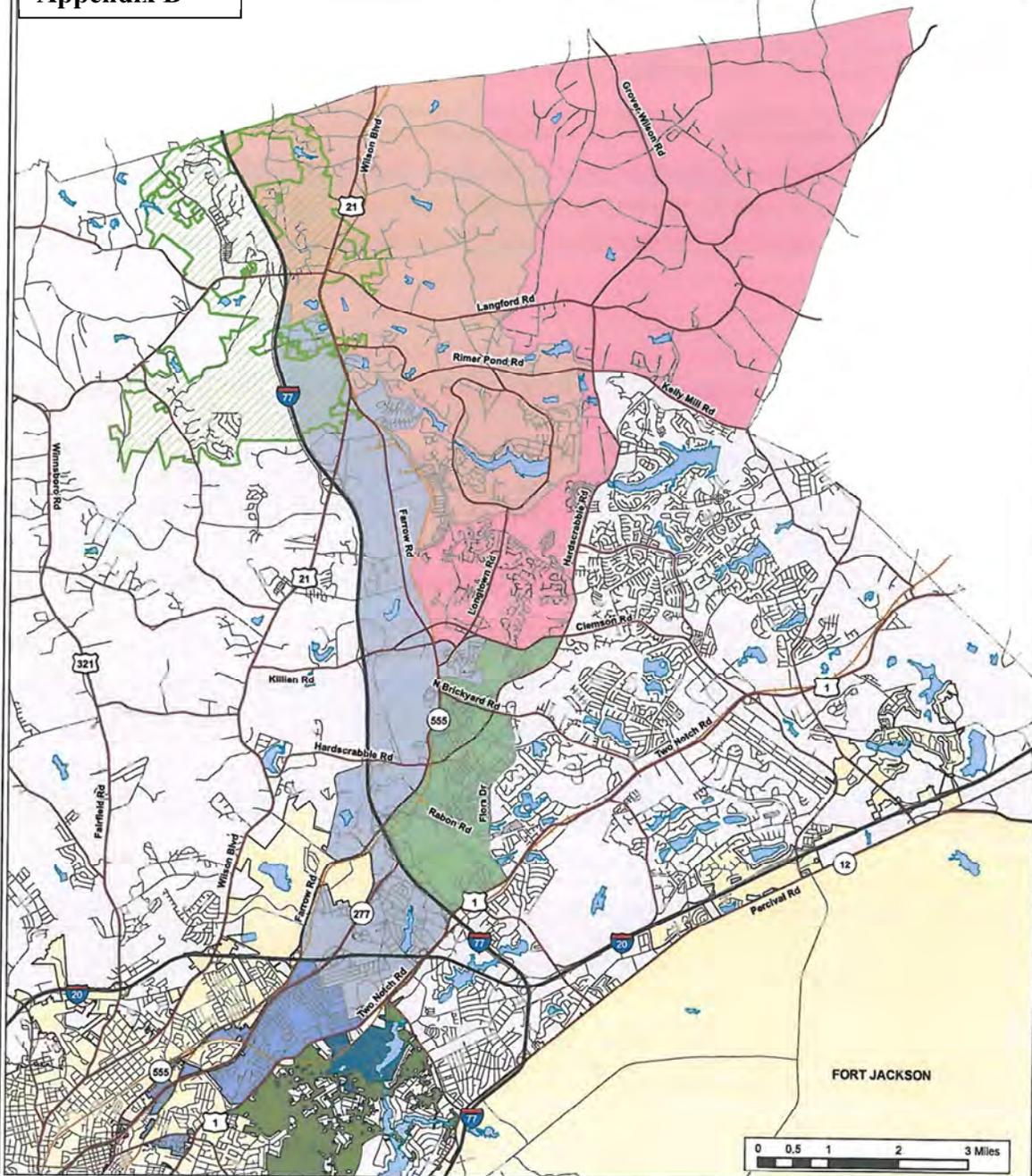
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Richland County Public Works
400 Powell Rd
Columbia, SC 29203

RC SWR Area 3 Collection

Appendix B



Legend

Municipalities

-  Blythewood (RC Collection)
-  Arcadia Lakes
-  Columbia
-  Forest Acres

Solid Waste Collection Zones

- Garbage, Recycling, Yard Waste
Same day collection
-  Monday
 -  Tuesday
 -  Wednesday
 -  Thursday
 -  Friday



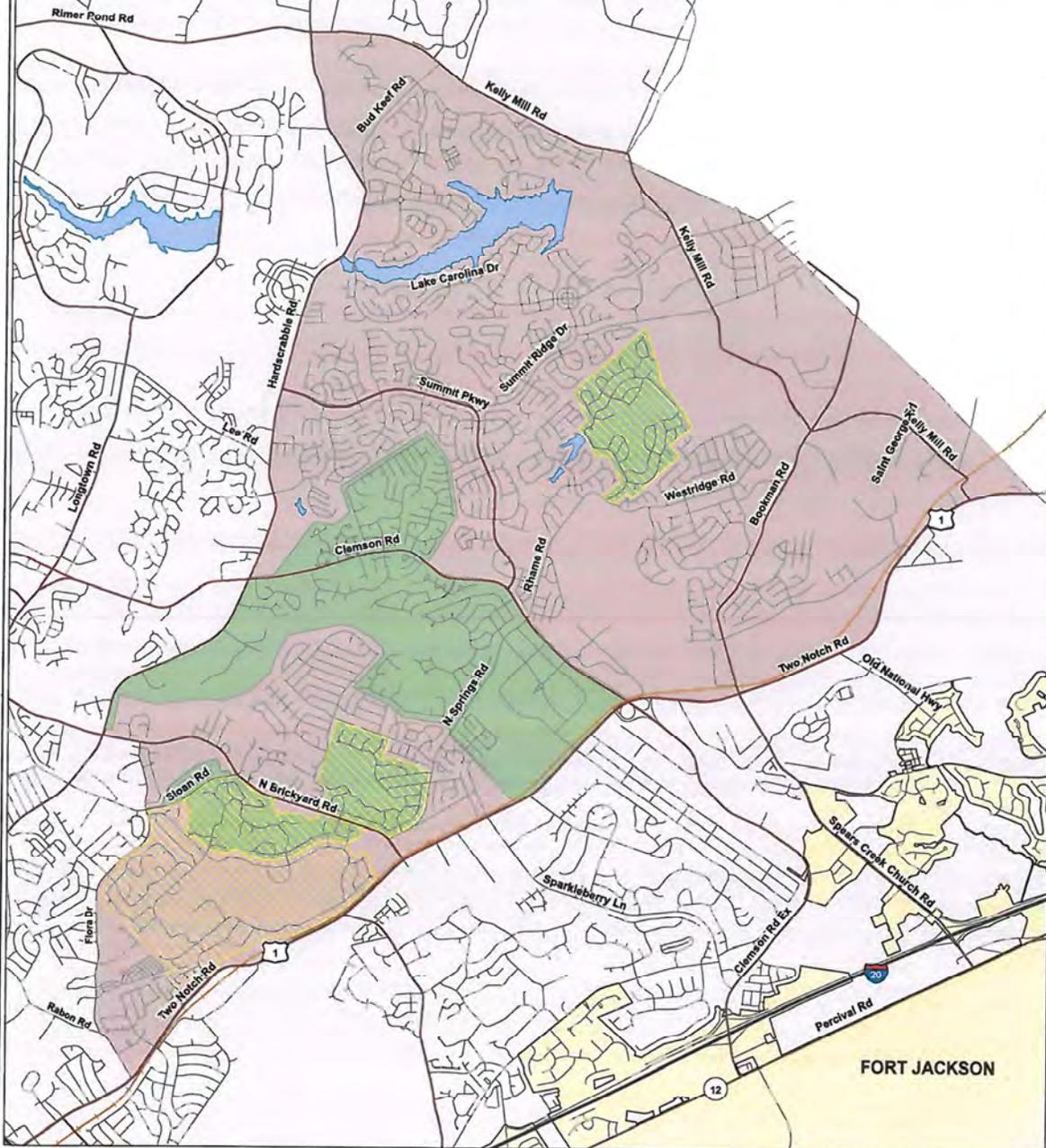
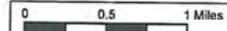
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Richland County Public Works
409 Powell Rd.
Columbia, SC 29201

RC SWR Area 4 Collection

Appendix C



Legend

Municipalities

Columbia

Solid Waste Collection Zones

All Areas:
Recycling Friday, Yard Waste Wednesday

Garbage Collection

Monday

Tuesday

Backyard Collection



DISCLAIMER: This is a product of the Richland County Public Works Department. The data depicted here have been developed with extensive cooperation from other county departments, as well as other federal, state and local governments agencies. Exhaustive efforts have been made to ensure the accuracy of this map. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of this map.

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Richland County Council Request of Action

Subject

Approving Reimbursement Resolution related to preliminary expenditures related to the Lower Richland Sewer System Project Phase I [**PAGES 95-99**]

Notes

March 25, 2014 - The Committee recommended that Council approve the Reimbursement Resolution related to preliminary expenditures for the Lower Richland Sewer System Project, Phase I. The funds will be advanced from the Broad River Utility System. The Committee also recommended that "intent" be replaced with "will be" throughout the Resolution.

Richland County Council Request of Action

Subject: APPROVING REIMBURSEMENT RESOLUTION RELATED TO PRELIMINARY EXPENDITURES RELATED TO THE LOWER RICHLAND SEWER SYSTEM PROJECT PHASE I

A. Purpose

County Council is being requested to adopt a reimbursement resolution in connection with preliminary expenditures related to the Lower Richland Sewer System Project Phase I.

B. Discussion

The County has been approved for funding by the United States Department of Agriculture, Rural Development, for the Lower Richland Sewer System Project Phase I. Before the County can be in a position to meet the terms of the letter of conditions and to seek interim financing for the project, there are certain expenses to be incurred including but not limited to design work. Rather than to seek financing for these costs, it would be in the best interest of the County to advance these funds from the Broad River Utility System. In order for the County to be able to reimburse the Broad River System for these expenses when the project is ready for interim financing and interim financing is obtained, the Internal Revenue Service requires that County Council adopt a reimbursement resolution setting forth its intentions to make the reimbursement.

C. Financial Impact

The direct financial impact of an approval of this request would result in up to \$1,000,000 being temporarily transferred to the Lower Richland Sewer System from the Broad River Utility System. The intent is that the amounts advanced would be repaid within 18 months of the initial expenditure from interim financing.

D. Alternatives

1. Approve the request to adopt the Resolution,
2. Do not approve the request, thereby requiring either :
 - (a) the County not reimburse itself
 - (b) the County incur debt to cover the preliminary expenditures

E. Recommendation

Reviews

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

Utilities

Reviewed by Andy Metts:

Date: 3/7/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Finance

Reviewed by Daniel Driggers:

Date: 3/9/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Recommendation to approve temporary short-term funding is based on the fact that a) the project has already been approved by Council and b) the resolution requires repayment on the funds from other sources (interim financing of bonds or general fund dollars) within 18 months of the initial expenditure.

The County currently operates a Lower Richland Utility System which provides water and sewer service. Although they are combined for operating efficiency, financing through Rural Development (R/D) requires that each system be independently self-supportive. It is advisable that the County re-evaluate the sewer rate structure and estimates for growth for the Lower Richland Sewer System prior to committing to the long-term loan covenants to minimize the risk of non-compliance with the agreements.

As stated the County currently has R/D financing for the Lower Richland Water project and the County has recently been advised by R/D that the current user rates are not meeting the County estimates and are not generating enough revenue to support the water system at an appropriate level to be considered self-sufficient. Therefore an increase in the water user rate or other funding source will need to be identified during the FY15 budget in order for the County to be compliant with the loan covenants.

Legal

Reviewed by Elizabeth McLean:

Date:

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Administration

Reviewed by Sparty Hammett:

Date: 3/12/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

A RESOLUTION

RELATING TO THE DECLARATION OF INTENT BY RICHLAND COUNTY, SOUTH CAROLINA, TO REIMBURSE CERTAIN EXPENDITURES PRIOR TO THE ISSUANCE BY THE COUNTY OF ITS TAX-EXEMPT DEBT.

WHEREAS, the Internal Revenue Service and U.S. Treasury Department have promulgated Section 1.150-2 of the Treasury Regulations (the "Regulations") which authorizes an issuer to reimburse itself from the proceeds of tax-exempt debt; and

WHEREAS, Richland County, South Carolina (the "County"), anticipates incurring certain expenditures up to \$1,000,000 (the "Expenditures") relating to the design work for Lower Richland Sewer System Project Phase I (the "Project") prior to the issuance by the County of tax-exempt debt for such purpose; and

WHEREAS, the County will fund the Project from proceeds of tax-exempt debt not to exceed \$9,359,000; and

WHEREAS, the Regulations require that the governing body of the political subdivision declare an official intent to reimburse an expenditure prior to the incurrence of the expenditure.

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. The County anticipates incurring certain Expenditures up to \$1,000,000 for the Project.

Section 2. The Richland County Council (the "Council") hereby authorizes the use of funds of the Broad River Utilities System or other funds on hand as the source of funds for the Expenditures with respect to the Project.

Section 3. The reimbursement will be made within eighteen (18) months of the initial expenditure from the proceeds of interim financing related to the Project.

Section 4. The Expenditures are incurred solely to acquire, construct or rehabilitate property having a reasonably expected economic life of at least one (1) year.

Section 5. Council hereby declares that this Resolution shall constitute its declaration of official intent pursuant to Regulation § 1.150-2 to reimburse the County from the proceeds of debt financing to be issued pursuant to South Carolina state law for Expenditures with respect to the Project.

Section 6. This Resolution shall be in full force and effect from and after its adoption as provided by law. This Resolution shall be made available for inspection during normal business hours by the general public at the offices of the County.

PASSED, APPROVED, AND ADOPTED THIS ____ DAY OF _____, 2014.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Norman Jackson, Chair
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF _____, 2014:

Interim Clerk to Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Richland County Council Request of Action

Subject

Approve award of the Countywide Watershed Improvement Plan contract to Brown & Caldwell [**PAGES 100-107**]

Notes

March 25, 2014 - The Committee forwarded this item to Council without a recommendation.

Richland County Council Request of Action

Subject: Approve award of the Countywide Watershed Improvement Plan contract to Brown & Caldwell

A. Purpose

County Council is requested to approve the award of the Countywide Watershed Improvement Plan (CWIP) contract to Brown & Caldwell.

B. Background / Discussion

The Stormwater Division of Public Works is constantly working to improve its compliance with the National Pollutant Discharge Elimination System (NPDES) program implemented by the South Carolina Department of Health and Environmental Control (SCDHEC). The Stormwater Division has been collecting information on various watersheds, documenting existing drainage infrastructure, and monitoring stream data for about 8 years. These efforts have built a foundation of information which we want to use to develop a more comprehensive planning approach which will incorporate the entire county as well as more specific short and long term priorities for the program.

Through the development and use of a master stormwater plan or a countywide watershed improvement plan, the Stormwater Division intends to identify and prioritize planning efforts, studies and projects with the purpose of addressing specific water quality, quantity management, infrastructure maintenance needs, and known problem areas throughout the County.

County Council approved on February 5, 2013 a study or CWIP which would compile and analyze existing information and conditions, identify projects, including missing data, estimate costs, and develop a priority ranking system for planning and budgeting (see attached in Appendix 1 the general Scope of Services from the Request for Qualifications (RFQ) - Exhibit C).

An RFQ was issued by County Procurement, applicant submittals were evaluated, and Brown & Caldwell was selected by the review committee.

C. Legislative / Chronological History

Discussions were conducted at the 2013 County Council Retreat which led to the approval of the CWIP at the February 5, 2014 County Council meeting. Subsequently, an RFQ was issued by the Procurement office (6 Sept 2013), applicant submittals were evaluated (4 Dec 2013), oral presentations conducted (6 Feb 2014) and a consultant selected (24 Feb 2014). The Stormwater Division now requests County Council approval to award the contract to Brown & Caldwell.

D. Financial Impact

The scope of the CWIP is comprehensive and will set a foundation for the Stormwater's planned projects for many years. The CWIP will provide a road map for allocating funds to

EXHIBIT C

SCOPE OF SERVICE REQUIREMENTS *(provide responses)*

REQUIREMENTS COUNTYWIDE WATERSHED IMPROVEMENT PLAN (CWIP)

Background

Richland County is one of the three medium MS4 Permitting areas in South Carolina. The County is comprised of rural and urban land use areas that contribute to multiple basins that exist entirely or partially within County boundaries. The three main watershed management units (WMU) are referred to as 202, 301, and 502.

Detailed watershed management plans have been developed for the Gills Creek Watershed (part of WMU 202) and the Crane Creek Watershed (part of WMU 502). The management plan for Gills Creek which is part of WMU 202 was completed in 2009. Crane Creek is located in WMU 502. The management plan for the Crane Creek Watershed was completed in 2010. Currently, a Watershed Study is being completed for the Hollingshed Watershed. The County also has an extensive stream monitoring plan as well as Geographical Information Systems data on portions of the stormwater collection system.

PROJECT DESCRIPTION

The project will produce a Countywide Watershed Improvement Plan (CWIP) that identifies existing and anticipated future community water quality and infrastructure management needs, identifies watershed mitigation strategies and prioritizes a list of programmatic and capital projects, their costs and an associated recommended schedule for implementation.

The work will be divided into 3 phases and will include at a minimum the following elements:

- A. Phase 1 – Compilation and Analysis of Existing Information and Conditions
 1. Assess and review existing data including:
 - Stormwater management program and policies
 - Existing watershed plans
 - GIS inventory and drainage network mapping
 - Information on location and status of past projects
 - Record of infrastructure age and condition
 2. Identify data gaps and needs including:
 - Hydraulic, hydrologic, and water quality modeling
 - Watershed plans
 - Potential stormwater BMP and stream and wetland restoration locations
 - Drainage infrastructure data such as elevations, conveyance age and types, and other items

- Potential retrofit, short and long term maintenance issues
- B. Phase 2 – Identification of Project Needs and Estimated Costs
- Identify and describe specific planning efforts, studies, or other projects that will fill identified data gaps and needs from Phase 1.
 - Develop planning-level cost estimates for the above items.
- C. Phase 3 – Development of Priority Ranking System for Planning and Budgeting
- Develop criteria and a matrix for prioritizing identified efforts
 - Weighted criteria will be developed for use in the priority matrix
 - The priority matrix will be dynamic and have the ability to be updated periodically
 - Identified efforts could include planning incentives, studies, maintenance and Capital Improvement Projects (CIPs)
 - Matrix will be used to create short and long term effort list for planning purposes as well as a process for tracking progress on the efforts.

The CWIP will provide an evaluation of how the identified efforts will support the County's overall Stormwater program. The CWIP will be a guide to future users to mitigate water quality impacts to sensitive environmental areas and prioritize stormwater efforts that will most efficiently reduce pollutant loadings into County water resources. In areas where environmental or other data is available for analysis, the CWIP should provide more detailed and specific recommended actions and where not available the CWIP should recommend what information needs to be collected for future action. Low Impact Development (LID) techniques shall be evaluated as alternatives to standard structural improvements to mitigate identified problem areas. Stream restoration and riparian habitat enhancements shall also be considered to evaluate their contribution to flood reduction and water quality within the County. Purchase of property (or properties) in lieu of CIP spending on new capital projects to mitigate flooding of same shall be considered as an alternative, if feasible.

The consultant shall coordinate with the County on all aspects of CWIP development and assist the County with any public presentations or informational meetings needed at various stages of the project. A detailed Scope of Work defining the exact performance requirements and schedules for completion of the project will be developed during negotiations with the selected consultant to establish terms of the professional services agreement and fees.

Deliverables will include at a minimum the following:

Detailed Report describing methods for each of the project Phases including descriptions of existing conditions and analysis, data gaps and needs, cost estimates and methodologies, project priority matrix with weighted criteria and the 5, 10, and 25 year CIP plan for planning purposes.

Preferred Firm Requirements

In general, participants should have experience in the following areas including but not limited to Public Outreach, Watershed Studies, Master Plan Development, Project Implementation, as well as the following:

- Coordination with County government officials on overall watershed needs using existing information:
 - historical flooding and water quality impairments / complaints.
 - Coordinating with local, state and federal regulatory officials on any anticipated new laws, policies or programs that could impact the management of County's system.
 - Developing consensual Master Plan goals and objectives.
- Knowing and understanding how to incorporate into a Master Plan the key elements critical for achieving improvements in water quality including causes and sources, expected load reductions, management measures, technical and financial assistance needed, schedules, milestones, progress evaluation and effective monitoring
- Facilitating a watershed advisory committee (WAC) inclusive of County government officials and other stakeholder groups.
 - Assisting in the design, implementation and facilitation of WAC meetings.
 - Conducting WAC meetings to occur throughout the duration of the project at all major project milestones.
- Assessing and reviewing existing stormwater management programs and policies (including existing watershed management plans) with regards to achieving the goals outlined in the Master Plan, making recommendations and providing draft language for consideration by the WAC and ultimate approval by County government officials.
- Reviewing comprehensive watershed inventory and drainage network mapping.
 - Supplementing mapping as necessary to support modeling (hydrologic, hydraulic and water quality) toward the goals and objectives of Master Plan.
- Identifying needs to update and refine existing modeling (hydrology, hydraulic and water quality) to quantify existing and future conditions (based on most current County land use plan).
- Identifying specific stormwater projects. Conducting desktop analysis and ground-truthing of potential stormwater projects (stream, wetland, and riparian buffer restoration).
- Documenting the type, location and general design parameter of existing flood control and water quality protection best management practices.
- Identifying existing and anticipated water quality problem areas and flooding in minor systems (contributing watershed <1mi², non-FEMA mapped).
- Engineering estimation for planning level approximation of quantities and costs.
- Developing a Capital Improvement Program strategy focusing on water quality and stormwater infrastructure consistent with the Master Plan.

- Prioritizing based on factors such as risk, benefit, cost, and feasibility
- Evaluating financing strategy including 20-year implementation schedule.
- Supporting County officials with public outreach meetings.
 - Assisting with meeting setup, coordination, invitations.
 - Creating displays, graphics, and presentations.

Richland County Council Request of Action

Subject

Renewal of Operating Agreement between Richland County and Columbia Rowing Club and Short-Term Proposal Directives for Site **[PAGES 108-128]**

Notes

March 25, 2014 - The Committee recommended that Council extend the Operating Agreement for five (5) years with the Columbia Rowing Club. This agreement may be terminated by either party with 90 days written notice to the other party. The Committee also recommended that staff analyze the short term option of the access gate relocation (ie. determine safety / liability concerns, cost, etc.), and bring this item back to Council once the analysis has been completed. The Committee also requested staff pursue payment / user fees for the use of the Rowing Club, roadway access to the site, a potential partnership with the Recreation Commission, and other items. These items will be incorporated into the analysis which will be undertaken by staff.

Richland County Council Request of Action

Subject: Renewal of Operating Agreement between Richland County and Columbia Rowing Club and Short-Term Proposal Directives for Site

A. Purpose

County Council is requested to renew the Operating Agreement between Richland County and Columbia Rowing Club for the Richland County Rowing Center, and provide direction to staff regarding the short-term proposal for the site.

B. Background / Discussion

This Request of Action is divided into two portions. The first portion speaks to the renewal of the Operating Agreement between Richland County and Columbia Rowing Club, and the second portion deals with the short and long term proposals for the site.

The following information was provided by the Columbia Rowing Club:

Since 1999, Columbia Rowing Club, a 501(c)3 charitable organization (www.ColumbiaRowingClub.com), has been operating at the Richland County Rowing Center (which resides on 27 acres of County-owned property) to provide the opportunity and facilities for rowing to the public. Richland County and Columbia Rowing Club entered into a formal operating agreement on April 21, 2009, for a period of 5 years. The proposed Addendum to the Operating Agreement, and the current Agreement, which expires on April 21, 2014, are attached for your convenience.

The purpose of Columbia Rowing Club is to educate the public on the benefits of the sport of rowing as a healthful means of recreation and physical fitness at all levels by providing instruction, competition, and access to equipment and facilities in the Columbia, S.C. area. Since its inception, Columbia Rowing Club has offered free and/or low cost rowing lessons to the public and, during that time, has introduced the sport of rowing to hundreds of Midlands residents. The club is open to the public, has maintained a low membership fee, and waives the membership fee for anyone who cannot afford it. The reason for a membership fee is to pay for insurance required by the agreement with the County and to purchase and maintain rowing equipment which is accessible to all members. The club currently has 63 active members. Membership costs range from \$0 to \$165, depending on income eligibility. No one has been or will be turned away for the inability to pay.

During its 14 years operating at the Richland County Rowing Center, Columbia Rowing Club has provided a safe environment for rowing without any negative incidents.

The beautiful water, the warm climate, and the facility provided for rowing by Richland County have been recognized nationally in the rowing community by Rower's Almanac, which named Columbia the 5th best city in the United States to retire and row.

Two of the club's programs are especially important and deserve elaboration:

1. Youth Rowing
2. Visiting Crews

Youth Rowing is a program open to all youth in the Midlands from age 13 - 18. The youth are provided instruction in the sport of rowing and coaching to prepare them for competition. The program provides an important alternative to more traditional organized sports. It is a low impact, whole-body exercise that requires no special athletic skill. Through the program, young people learn important life-lessons such as teamwork, individual and team responsibility, punctuality, the rewards of hard work, along with learning a sport they can enjoy for a lifetime. All of the equipment for the team has been purchased by the club. Coaching is provided by volunteers from the club, and no child has been denied the opportunity due to financial hardship. At least one participant in the program has received a waiver of fees by the club in almost every season Youth Rowing has operated. (The cost to participate is \$0 - \$420 per youth.) The program has males and females, varies from season to season in minority representation (as high as 60% one season), has had youth from virtually every high school in the Midlands, and from every socio-economic class. The youth practice 3-4 days per week and participate in competitions in SC, GA, and TN against crews from throughout the Southeast and parts of the Midwest. Four young people from the Youth program have received rowing scholarships for college.

Visiting Crews: Every year, Columbia Rowing Club hosts visiting crews from colleges and high schools in northern states for winter and spring training. Some of the schools that have trained in Columbia at the Richland County Rowing Center are: Georgetown University (10 years), Bucknell University, Hobart and William Smith Colleges, University of Vermont, University of Michigan, University of William and Mary, Bryn Mawr College, Colgate University, Old Dominion, Carnegie-Mellon, Vassar, Vanderbilt University, Syracuse University, University of Dayton, St. Mark's Academy, Tabor Academy, and St. Ignatius High School. These crews come to Columbia because of the unique nature of the rowing center, the warm climate of Columbia, which provides ideal training opportunities while their waters are still frozen, and the hospitality of Columbia Rowing Club and the Regional Sports Council. Each crew stays for about a week, bringing up to 75 rowers, plus coaches and support personnel. According to the Regional Sports Council, the direct economic impact of visiting crews to the economy of the Midlands from 2003 – 2013 is \$1,764,500, with a total economic impact of \$5,293,500.

The following information was provided by Richland County staff:

In 1999, the Richland County Legislative Delegation authorized the SC Department of Natural Resources to provide \$25,000 from the Richland County Water Recreation Funds for the dock at the Broad River Rowing Center. Again, the Rowing Center sits on 27 acres owned by Richland County.

As this is county-owned property, Richland County provides support for the facility by cutting the grass 3 – 4 times per year, maintaining the road into the facility, clearing fallen trees as well as removing dead and/or damaged trees, repairing flood erosion, and making infrequent repairs to the dock and boat house. The cost associated with these activities averages \$2,500 annually and is paid from the Support Services (Facilities and Grounds Division) maintenance budget. If the agreement with Columbia Rowing Club is renewed, it is projected that there would continue to be this annual cost associated with the Rowing Center and/or the property itself.

At the end of August 2013, Administration contacted the Richland County Recreation Commission (RCRC) to determine their interest in assuming operational control (security, maintenance, etc.) of the Rowing Center. In early September, Administration received word from the RCRC (James Brown, Executive Director; Kenya Bryant, Assistant Executive Director; Ronnie Kinnett, Division Head of Property Management) that they declined the opportunity to take over the operations of the Rowing Center.

At this time, Richland County does not have the capability nor resources to operate the Rowing Center *as it functions today*. If Columbia Rowing Club no longer operates the facility, the aforementioned activities (Youth Rowing, Visiting Crews), in addition to other activities currently occurring at the site, may cease unless an alternate agreement between the County and another viable entity is established. Again, however, this is county-owned property, so it will have to be maintained, regardless of any operational arrangement that may be in place.

Therefore, it is recommended that Council approve the renewal of the operating agreement (attached) with Columbia Rowing Club.

With regards to the short and long term options for the site, staff would request Council endorse the short term option conceptually for the property, and direct staff to research the item, and report back to Council.

Multiple meetings with Columbia Rowing Club and the surrounding community have occurred over the past few months. At the most recent community meeting, which was held Thursday, March 6 at the Virginia Wingard Church, short and long term options for the property were discussed. The document that was shared with the Columbia Rowing Club and the community, which contains short and long term options, as well as maps, is attached for your convenience.

For now, it is recommended that Council endorse the short term option conceptually for the property. The short term option involves the current location of the entrance gate be moved further down the property so as to open up greater public access to the site. If Council endorses this short term option, staff will determine safety / liability concerns associated with moving the entrance gate, as well as the costs associated with the gate relocation. Once this has been determined, staff will bring the item back to Council for review and action.

As for the long term items in the document, it is staff's intent to keep these items on the "working list" for this site, and revisit them as time and funding allows. For now, however, the focus is on the short term proposal.

It is at this time that staff is requesting 2 items of Council:

1. Approve the renewal of the Operating Agreement with Columbia Rowing Club.
2. Endorse the short term option conceptually for the property. By doing so, staff will determine safety / liability concerns associated with moving the entrance gate, as well as the costs associated with the gate relocation. Once this has been determined, staff will bring the item back to Council for review and action.

C. Legislative / Chronological History

- o 1999 - 2009. Verbal operating agreement between Richland County and Columbia Rowing Club.

- April 21, 2009. Original formal Operating Agreement between Richland County and Columbia Rowing Club enacted.

D. Financial Impact

As this is county-owned property, Richland County provides support for the facility by cutting the grass 3 – 4 times per year, maintaining the road into the facility, clearing fallen trees, as well as removing dead and/or damaged trees, repairing flood erosion, and making infrequent repairs to the dock and boat house. The cost associated with these activities averages \$2,500 annually, and is paid from the Facilities maintenance budget. If the agreement is renewed, it is projected that there would continue to be this annual cost associated with the rowing center and/or property itself.

Per the agreement, Columbia Rowing Club “maintain[s] liability insurance sufficient to cover all Club activities on or related to the use of the site.” (Per the Club, they pay approximately \$1,425 per year to be an affiliated member of US Rowing, which includes the liability insurance.) Per the Club, they also handle day-to-day site maintenance, including trash removal. They also pay approximately \$1,825, depending on the value of the boats and equipment, to insure the club boats and equipment used for Youth Rowing and free-learn-to-row for the public.

Further, per the Club, they have spent a substantial amount of money to support Youth Rowing, Learn to Row, and to provide equipment that is available for members to use:

- 2010 - \$14,000: Trailer for transporting boats and equipment to competition. Has been used exclusively for Youth Rowing
- \$29,000: Four boats used almost exclusively for Youth Rowing, but available for use by smaller club members
- \$13,000: Three boats due in October to be used equally for Youth Rowing, Learn to Row, and by adult members of the club

Funds for these equipment purchases came from dues, private boat storage fees, donations and fund raising by members and Youth Rowers.

The Club also pays \$65 per month for a Port-a-John to be at the site at all times. It is available for use by anyone who goes to the site for walking, running, fishing, etc.

By endorsing the short term option conceptually for the property, staff will determine safety / liability concerns associated with moving the entrance gate, as well as the costs associated with the gate relocation. Once this has been determined, staff will bring the item back to Council for review and action.

E. Alternatives

1. Approve the request to extend the Operating Agreement for five (5) years with Columbia Rowing Club, allowing them to continue to operate as they have for the last 14 years. Endorse the short term option conceptually for the property. By doing so, staff will determine safety / liability concerns associated with moving the entrance gate, as well as the

costs associated with the gate relocation. Once this has been determined, staff will bring the item back to Council for review and action.

2. Approve the request to extend the Operating Agreement as amended. Endorse the short term option conceptually for the property. By doing so, staff will determine safety / liability concerns associated with moving the entrance gate, as well as the costs associated with the gate relocation. Once this has been determined, staff will bring the item back to Council for review and action.
3. Approve the request to extend the Operating Agreement as presented. Do not endorse the short term option conceptually for the property. Direct staff otherwise as it relates to the property.
4. Do not approve the request to extend the Operating Agreement with Columbia Rowing Club at all. A decision would have to be made by Council with regards to the future of the site.

F. Recommendation

Approve the request to extend the Operating Agreement for five (5) years with Columbia Rowing Club, allowing them to continue to operate as they have for the last 14 years. Endorse the short term option conceptually for the property. By doing so, staff will determine safety / liability concerns associated with moving the entrance gate, as well as the costs associated with the gate relocation. Once this has been determined, staff will bring the item back to Council for review and action.

Recommended by: Roxanne Ancheta Department: Administration Date: March 10, 2014

G. Reviews

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

Please be specific in your recommendation. While “Council Discretion” may be appropriate at times, it is recommended that Staff provide Council with a professional recommendation of approval or denial, and justification for that recommendation, as often as possible.

Finance

Reviewed by: Daniel Driggers Date: 3/12/14
✓ Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Support Services

Reviewed by: John Hixon Date:
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Recommend approval as recommended by Administration. The partnership with the Rowing Club allows members to be on site much of the time and report maintenance issues to the Support Services Facilities Maintenance Division. This allows knowledge of possible maintenance needs before they become more problematic, potentially increasing the repair time and cost as well as reducing county liability concerns. This partnership prevents the need for the use of Facilities maintenance resources, such as County

staff time and fuel, to inspect the property on a much increased frequency than currently completed. Without this support Facilities staff would be required to be on site almost daily to look for concerns that include dock, boathouse issues, access road conditions, and obstruction issues, as well as provide daily housekeeping tasks associated with trash removal activities.

Legal

Reviewed by: Elizabeth McLean

Date: 3/12/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Policy decision left to Council's discretion. The extension was drafted by the Legal Department.

Administration

Reviewed by: Roxanne Ancheta

Date: March 12, 2014

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: It is recommended that Council approve the request to extend the Operating Agreement for five (5) years with Columbia Rowing Club, allowing them to continue to operate as they have for the last 14 years. It is also recommended that Council endorse the short term option conceptually for the property. By doing so, staff will determine safety / liability concerns associated with moving the entrance gate, as well as the costs associated with the gate relocation. Once this has been determined, staff will bring the item back to Council for review and action.

any person, natural or corporate, arising from any act or omission on the part of the Club and related to any activity contemplated by this Agreement. Additionally, all Club members shall sign an indemnification agreement indemnifying the County and the Club from any liability arising from any Club related activities at or related to the Site.

4. **Club Safety Guidelines.** The Club agrees to establish a set of Membership Rules and Guidelines (the Guideline) concerning safety and behavior at the Site and while on the River. The Club agrees to the following specific safety training and procedures found in the Guideline related to rowing activities at or related to the Site:
 1. All Club members will be required to pass a swimming test before being allowed to row from the Site.
 2. All Club members will pass training concerning the proper procedures to be used in the event that a boat capsizes.
 3. No member will row more than 500 meters downstream of the dock toward the dam if rowing alone AND water is going over the dam as indicated by the water level indicator at the dock.
 4. No member will row downstream of the dam warning buoys under any circumstances.
 5. No Club member will be allowed to row on the River under unsafe weather or water level conditions.
 6. No alcoholic beverages will be allowed at the Site.
 7. No loud or disruptive activities will be allowed at the Site.
5. **Approval of Club Activities.** Normal day-to-day and weekly activities will be governed by this Agreement. Additional activities such as regattas to which other clubs are invited, new programs that involve a substantial increase in activity, and special events to which the public is invited will require prior approval by the Richland County Administrator. The Club shall give notice of any such activities in a reasonable time to allow the County to properly research and respond. It is understood that certain small events may offer opportunities which will call upon an acceleration of the approval process.
6. **Site Maintenance.** General day-to-day Site maintenance including trash removal will be the responsibility of the Club. Any remaining repairs will be the responsibility of the County.
7. **Term and Termination.** This Agreement shall remain in effect for a period of five (5) years from the date of execution. Either party may terminate the Agreement by giving 90 days written notice to the other party.
8. **Assignment.** Neither this Agreement nor any duties or obligations under this Agreement may be assigned by the Club without prior written consent of the County.

9. **Amendment of the Agreement.** Any amendment to this Agreement shall not be binding upon all of the parties unless such amendment is in writing and executed by all parties hereto.
10. **Notice.** All correspondence shall be sent as follows:

Columbia Rowing Club:

Columbia Rowing Club
George Park, President
720 Vintage Lane
Columbia, SC 29210

Richland County:

Richland County
Attn: County Administrator
PO Box 192
Columbia, SC 29202

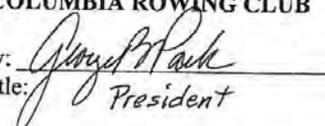
IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their respective seals the day and year first above written.

RICHLAND COUNTY

By: 

Title: County Administrator

COLUMBIA ROWING CLUB

By: 

Title: President



Richland County Rowing Center



Permitted

- Picnicking
- River Viewing
- Hiking (Trails Undeveloped)
- Rowing
- Leashed Pets

Prohibited

- Overnight Camping
- Open Fires
- Firearms Use
- Hunting
- Fishing from Dock
- Littering
- Swimming
- Alcoholic Beverages
- Loud Noise, Music
- Canoe Launching

To Report Maintenance Concerns, Please Call Richland County Department of Public Works (803) 576-2450

**COLUMBIA REGIONAL SPORTS COUNCIL / COLUMBIA ROWING CLUB
Richland County Rowing Center Economic Impact Breakdown**

2003 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Carnegie Mellon University	1/3/2003	1/9/2003	Studio One	60	36	1		
Total				60	36	1	\$30,000	\$90,000

2004 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/2/2004	1/11/2004	Embassy Suites	102	66	4		
Carnegie Mellon University	1/2/2004	1/8/2004	Best Inn - Garner Lane	60	36	1		
Total				162	102	5	\$81,000	\$243,000

2005 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/2/2005	1/8/2005	Embassy Suites &	92	54	4		
	1/8/2005	1/11/2005	Comfort Suites-Downtown	48				
Carnegie Mellon University	1/2/2005	1/7/2005	Best Inn - Garner Lane	40	30	1		
US Rowing Clinic	2/18/2005	2/20/2005	Holiday Inn-City Centre	21		15		
William & Mary Rowing	3/5/2005	3/12/2005	StudioPLUS	98	54	2		
Bryn Mawr Rowing	3/6/2005	3/12/2005	StudioPLUS	31	25	1		
Old Dominion Rowing	3/5/2005	3/12/2005	Homewood Suites	28	12	2		
Tabor Academy Crew	3/12/2005	3/19/2005	Suite One - Harbison	84	34	5		
Total				442	209	30	\$221,000	\$663,000

2006 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/3/2006	1/10/2006	Embassy Suites	77	40	2		
University of Michigan	2/25/2006	3/4/2006	Best Inn - Garner Lane	128	60	3		
Old Dominion Rowing	3/4/2006	3/10/2006	Homewood Suites	12	18	2		
Tabor Academy Crew	3/11/2006	3/17/2006	Suite One - Harbison	98	35	5		
University of Vermont	3/18/2006	3/25/2006	Ramada Limited I-20	112	50	3		
Total				427	203	15	\$213,500	\$640,500

2007 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/3/2007	1/8/2007	Embassy Suites	132	60	2		
University of Michigan	2/24/2007	3/3/2007	American Inn - Gamer Lane	129	60	3		
Syracuse University	3/10/2007	3/17/2007	Embassy Suites	97	60	2		
Tabor Academy Crew	3/18/2007	3/25/2007	Fairfield Inn by Marriott	98	32	4		
Total				456	212	11	\$228,000	\$684,000

**COLUMBIA REGIONAL SPORTS COUNCIL / COLUMBIA ROWING CLUB
Richland County Rowing Center Economic Impact Breakdown**

2008 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/2/2008	1/8/2008	Embassy Suites	132	48	4		
Syracuse University	3/9/2008	3/16/2008	Embassy Suites	97	60	2		
Colgate University	3/14/2008	3/22/2008	Royal Inn	120	35	3		
St. Mark's School	3/14/2008	3/21/2008	Holiday Inn Express	56	20	2		
Tabor Academy Crew	3/14/2008	3/21/2008	Fairfield Inn by Marriott	84	32	4		
Total				489	195	15	\$244,500	\$733,500

2009 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	12/30/2008	1/6/2009	Embassy Suites	70	37	3		
Bucknell University	1/5/2009	1/12/2009	Radisson	77	34	4		
Syracuse University	3/7/2009	3/15/2009	Embassy Suites	153	60	2		
Bucknell University	3/7/2009	3/15/2009	Radisson	128	34	4		
St. Mark's School	3/16/2009	3/23/2009	Wingate Harbison	35	25	2		
Tabor Academy Crew	3/14/2009	3/21/2009	Fairfield Inn by Marriott	96	32	4		
Total				559	222	19	\$279,500	\$838,500

2010 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/4/2010	1/11/2010	Embassy Suites	80	40	3		
Bucknell University	1/11/2010	1/18/2010	Radisson	90	40	4		
Vanderbilt	3/6/2010	3/12/2010	Ramada Limited	90	32	2		
Syracuse University	3/13/2010	3/21/2010	Embassy Suites	153	60	2		
Bucknell University	3/13/2010	3/20/2010	Radisson	128	48	4		
St. Mark's School	3/15/2010	3/22/2010	Wingate Harbison	35	25	2		
Total				576	245	17	\$288,000	\$864,000

2011 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/2/2011	1/11/2011	Embassy Suites	90	40	3		
Bucknell University	1/10/2011	1/17/2011	Staybridge Suites	72	40	4		
Vanderbilt University	3/3/2011	3/11/2011	Wingate Harbison	60	32	2		
Vassar College	3/11/2011	3/18/2011	Staybridge Suites	66	35	2		
Bucknell University	3/12/2011	3/19/2011	Radisson	70	40	4		
Total				358	187	15	\$179,000	\$537,000

**COLUMBIA REGIONAL SPORTS COUNCIL / COLUMBIA ROWING CLUB
Richland County Rowing Center Economic Impact Breakdown**

2012 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/2/2012	1/9/2012	Embassy Suites	90	50	3		
Dayton University	1/9/2012	1/15/2012	InTown Suites	12	6	2		
Bucknell University	3/10/2012	3/16/2012	DoubleTree	60	36	2		
Vassar College	3/11/2012	3/18/2012	Staybridge Suites	91	45	2		
Hobart & William Smith Colleges	3/17/2012	3/24/2012	DoubleTree	138	68	5		
St. Ignatius (OH) High School	4/9/2012	4/13/2012	Ramada Limited I-20	92	85	15		
Total				483	290	29	\$241,500	\$724,500

2013 WINTER/SPRING TRAINING

<u>CREW</u>	<u>CHECK-IN</u>	<u>CHECK-OUT</u>	<u>HOTEL</u>	<u>TOTAL ROOM NIGHTS</u>	<u># OF ATHLETES</u>	<u># OF COACHES</u>	<u>DIRECT ECONOMIC IMPACT</u>	<u>TOTAL ECONOMIC IMPACT</u>
Georgetown University	1/1/2013	1/8/2013	Embassy Suites	77	57	3		
Bucknell University	3/9/2013	3/16/2013	Hotel Zimacrest	54	37	2		
Vassar College	3/16/2013	3/23/2013	Staybridge Suites	66	29	2		
Hobart & William Smith Colleges	3/16/2013	3/23/2013	Hotel Zimacrest	77	45	4		
St. Ignatius (OH) High School	4/1/2013	4/7/2013	Ramada Limited I-20 & Embassy	145	80	10		
Total				419	248	21	\$209,500	\$628,500

TOTAL IMPACT OF THE RICHLAND COUNTY ROWING CENTER SINCE 2003	3,529	1,611	128	\$1,764,500	\$5,293,500
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Direct Economic Impact is defined as: total room nights X persons per room X \$125 spending per day.

Total Economic Impact is defined as: Direct Economic Impact X a "Regional Multiplier" of 3.0 to include indirect and induced effects of direct spending.

Richland County Broad River Property Proposal

Goal:

The goal is to allow access to the site by the public, while allowing the Rowing Club to maintain its current operations.

Short Term Proposal:

- Move the fence further down the access road to allow cars to park on the side(s) of the road. (See attached map showing current and proposed locations.)

Long Term Proposal:

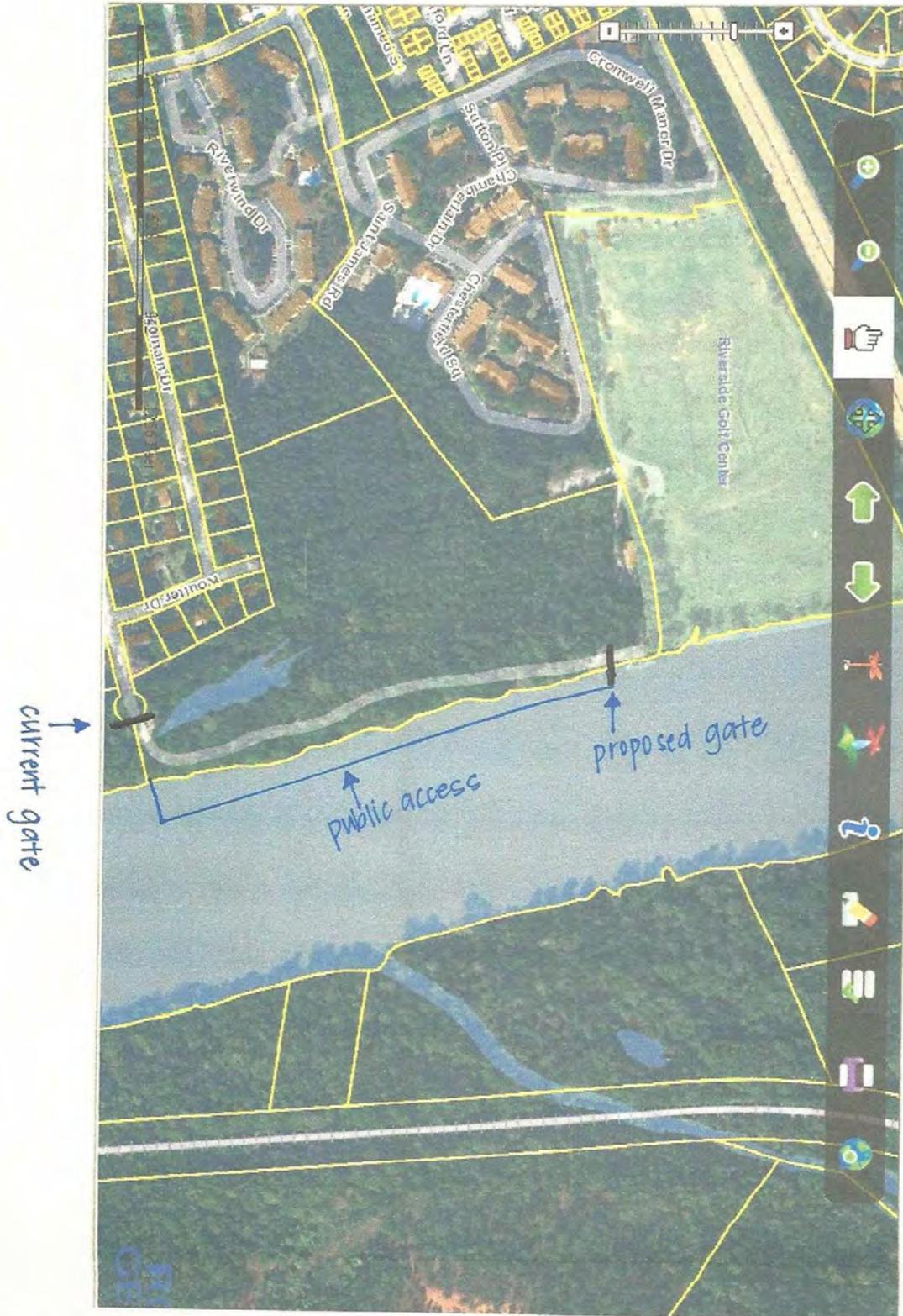
Note – These items require funding which is not currently identified. Grants from state and federal agencies will be pursued for applicable projects mentioned below. Further, some of these items involve the cooperation of multiple jurisdictions / agencies – the State, the City of Columbia, Richland County, The River Alliance, The Richland County Recreation Commission, etc. Some of these items may be feasible, while others may not. However, the idea is to place all proposed activities / items in this longer-term list for review and consideration as funding and other items (ie, agreements between jurisdictions / agencies) become available.

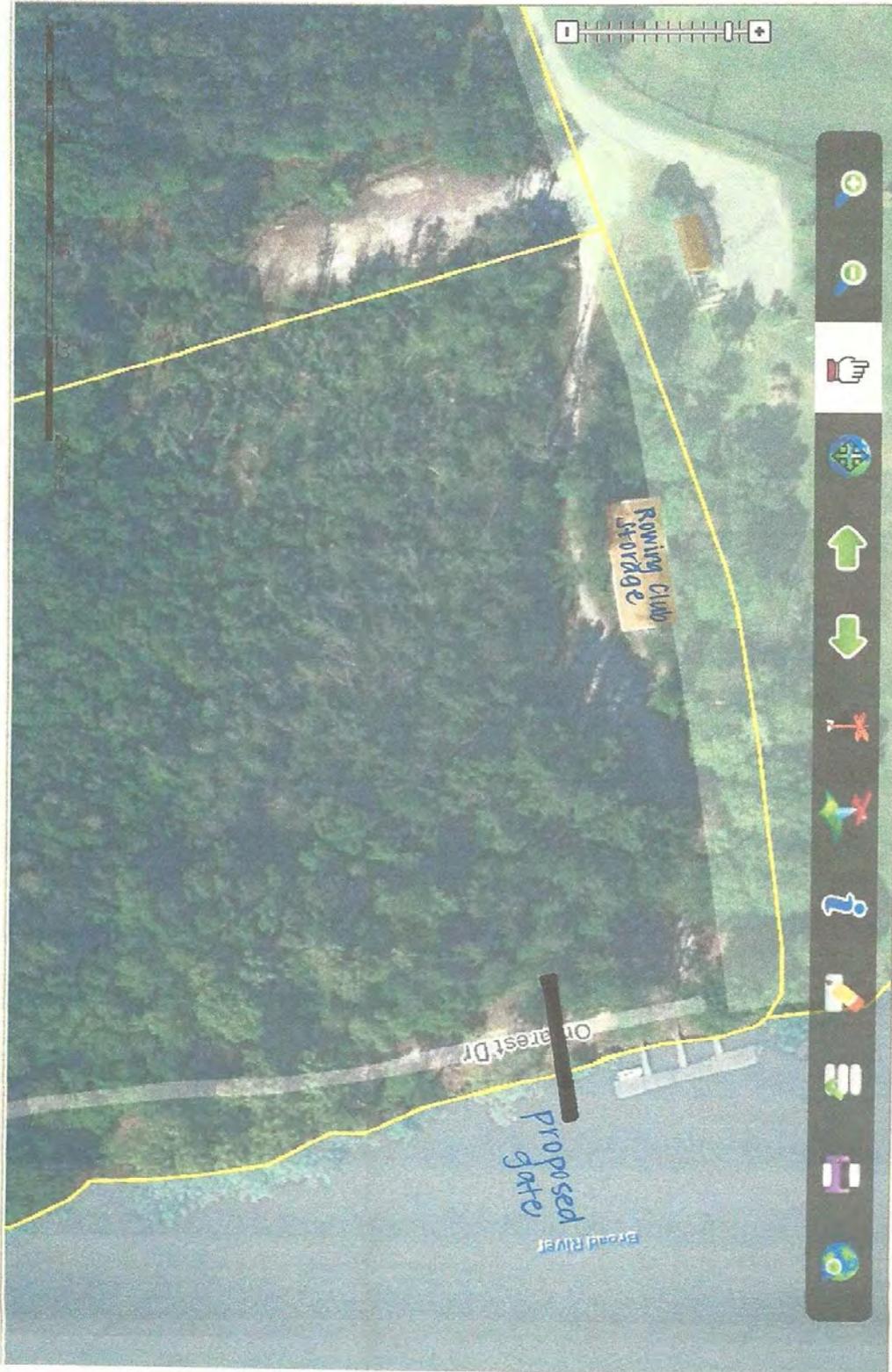
- Add restrooms, trash cans, call boxes, etc. to the site.
- Build a new dock(s) for fishing. (Currently, no fishing is allowed on the present dock – this is a County rule.) Until the dock(s) are built, citizens may fish along the riverbank.
- Connect the Three Rivers Greenway to the site.
- Purchase the adjacent golf property for a possible park.
- Construct a boat ramp beneath I-20 (or other feasible location). Motorized boats (ie, john boats) would be allowed north of the I-20 bridge. Only non-motorized boats would be allowed south of the I-20 bridge.

For Consideration:

- Safety / security (River currents; traffic safety on river; security at site).
- Funding (ie, capital items as well as ongoing operational costs).
- Multi-jurisdictional / agency cooperation.
- There may be times when public access is limited to the site (ie, Regattas). However, these events are known well in advance (normally 6 months – 1 year), so plans could be made accordingly to schedule public access around these events.







Richland County Council Request of Action

Subject

Resolution recognizing Jarden Applied Materials being awarded "Best Overall Manufacturing Facility" in the worldwide Jarden manufacturing network. **[LIVINGSTON, JETER] [PAGES 129-131]**

ATTEST this 1st day of April 2014

Michielle Cannon-Finch, Clerk of Council

Richland County Council Request of Action

Subject

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE:

- a. TPAC Request for Non-Voting Members on Engineering Selection Committees
- b. An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing by Adding Section 2-591 to Authorize County Council to Determine which Purchasing Decisions Regarding Purchasing Made Exclusively with Monies Raised through the Penny Tax are of such County Wide Significance that County Council has the Authority to make the Final and Conclusive Determination to whom to award the contracts **[FIRST READING] [PAGES 134-139]**
- c. Central Midlands COG TIGER Grant for Bluff Road
- d. Resolution Regarding 5311 Rural Funds - The COMET as Applicant **[PAGE 140]**
- e. An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-639, General Provisions; Subsection (c), Definitions; so as to amend the definition of Small Business Enterprise; and Amending All Sections Referencing Size Standards so as to delete such standards from the ordinance and replace with language allowing the Richland County Council to set such standards in a separate schedule to size standards **[FIRST READING] [PAGES 141-143]**

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; ARTICLE X, PURCHASING BY ADDING SECTION 2-591 TO AUTHORIZE COUNTY COUNCIL TO DETERMINE WHICH PURCHASING DECISIONS REGARDING PURCHASING MADE EXCLUSIVELY WITH MONIES RAISED THROUGH THE PENNY TAX ARE OF SUCH COUNTY WIDE SIGNIFICANCE THAT COUNTY COUNCIL HAS THE AUTHORITY TO MAKE THE FINAL AND CONCLUSIVE DETERMINATION TO WHOM TO AWARD THE CONTRACTS.

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:

The Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing is hereby amended as follows:

Section 2-591 is added to read:

1. When Richland County (the "County") is engaged in a purchase involving only the expenditure of funds raised from the Penny Sales Tax Referendum passed November 6, 2012, the County Council may, upon a vote of the majority of its members, exempt any specific procurement which County Council determines is of great county wide significance, from the purchasing procedures of Article X, Division 2, Competitive Purchasing Policy, § 2-600 (Procurement of Professional Services) and 2-601 (Competitive Sealed Proposals). For purposes of this section, "determination" means County Council's majority vote that a specific procurement is of such great county wide significance that it is exempt from the provisions of § 2-600 or 2-601. For purposes of this section "Director of Procurement" means the Director of Procurement or any employee of the Richland County Department of Procurement designated by the Director of Procurement, in consultation with the County Administrator, to handle a solicitation under this section. Any solicitation so exempted as being of great county wide significance shall follow the procurement procedure set forth in this section. Any solicitation procured pursuant to this section is not subject to any other provision of Article X, Division 2, Competitive Purchasing Policy unless specifically stated to the contrary herein.

2. For a specific procurement involving professional services which would otherwise be subject to the provisions of § 2-600, requests for qualifications, for which County Council has made a determination, the procurement shall proceed as set forth below:

a. The Director of Procurement, in conjunction with any County employee(s) appointed by the County Administrator, shall be responsible for developing a request for qualifications and shall prepare a government project cost estimate for use in negotiations, which cost estimation shall remain confidential until after negotiation and award of a contract. A "request for qualification" is a written or published solicitation for submittals for the provision of professional services such as architectural, landscaping or engineering services, where the contract award is based upon the qualifications of the offeror for the specific project and cost is not an award criterion. The request for qualifications must contain, at a minimum, a description of the scope of the work being requested, the deadline for submission of information, how prospective offerors may apply for consideration and must require information on prospective offerors qualifications, experience, and ability to perform the requirements of the contract.

b. The County Administrator shall establish a short-list evaluation committee (the "Committee") of three (3) or more individuals whom he determines to be qualified to make an informed recommendation to County Council as to offerors qualified to work on the proposed project.

c. The Director of Procurement, in conjunction with the County employee(s) appointed by the County Administrator, shall prepare a request for qualifications, which shall include evaluation criteria, developed by the Director of Procurement, in conjunction with any County employee(s) appointed by the County Administrator, as they determine appropriate for the specific project. There are no restrictions on the kind or number of evaluation factors that may be used, as long as they are stated in the request for qualifications and relate to the purpose of the procurement. The evaluation criteria shall be listed in the solicitation in relative order of importance, but the solicitation shall not publically list the numerical weighting of each factor. The request for qualifications shall be submitted to County Council for its approval prior to publication.

d. The notice of the request for qualifications will be published in a newspaper of general circulation in the County and in the South Carolina Materials Management, South Carolina Business Opportunity publication, which notice shall include, but not be limited to, the project title, the general scope of work, a description of all professional services required for that project, the submission deadline, and how and to whom interested offerors may submit qualifications for consideration.

e. Offerors shall submit qualification information as required in the request for qualifications.

f. Qualification submittals shall be opened publicly in the presence of one (1) or more witnesses at the time and place designated in the request for qualifications. Only the names of the offering offerors shall be disclosed at the qualification submittal opening. Contents of the qualification submittals shall remain confidential and shall not be disclosed during the negotiation process. Qualification submittals shall be open for public inspection after contract award, except that proprietary or confidential information in any qualification submittal that is clearly marked "confidential" by the offering offeror shall not be disclosed except as provided in the request for qualifications and allowed by the South Carolina Freedom of Information Act, S.C. Code Ann. §§ 30-4-10 and S.C. Code Ann. § 11-35-410, "Public access to procurement information."

g. Prior to sending the qualifications submittals to the Committee, the Director of Procurement shall make an initial evaluation to determine whether the offeror is responsive and responsible, as such terms are defined in the County Ordinance, Chapter 2, Administration, Article X, Purchasing, Division 1, § 2-590. During its evaluation process, the Committee shall bring any issues regarding the responsiveness or responsibility of any offeror to the attention of the Director of Procurement. The Director of Procurement, in his sole discretion, shall have the right to waive any minor irregularities or informalities of a qualifications submittal from the material requirements of the request for qualifications. A minor informality or irregularity is one which is merely a matter of form or is some immaterial variation from the exact requirements of the request for qualifications having no effect or merely a trivial or negligible effect on total price, quality, quantity, or performance of the contract, and the correction or waiver of which would not be prejudicial to other offerors. The Director of Procurement shall either give the offeror an opportunity to cure any deficiency resulting from a minor informality or irregularity in the request for qualifications or waive any such deficiency when it is to the advantage of the County. Such communication or determination shall be in writing. If a qualification submittal is

incomplete with regards to the material requirements of the request for qualifications or the offeror is found to be non-responsive or non-responsible, the offeror will be rejected and the submittal will not be forwarded to the Committee.

h. The Committee may conduct discussions, in conjunction with the Director of Procurement, with each of the offerors submitting responses to the request for qualifications which responses appears eligible for contract award (based upon the evaluation factors) for the purpose of clarification to assure full understanding of and responsiveness to the requirements of the request for qualifications. Offerors shall be accorded fair and equal treatment with respect to clarification and any opportunity for discussion and revision of qualifications.

i. The Committee may conduct interviews with offerors submitting responses to the request for qualifications as it deems appropriate.

j. Based upon the evaluation criteria, the Committee shall select not less than three (3) nor more than five (5) offerors, as directed by County Council in its determination, which, in the Committee's judgment, are the offerors whose qualification package, including the discussions and interviews, if any, are the most qualified offerors to be forwarded to County Council for consideration of award of the specific project. The Committee shall develop a written short-list report regarding the most qualified offerors, listing the offerors in alphabetical order. No non-responsive, non-responsible or non-qualified qualification submittals shall be included in the written short-listed report to County Council.

k. When the Committee has completed its written short-list report, the Director of Procurement shall forward the report and a copy of each of the short-listed offerors' qualification submittals to members of County Council.

l. Upon receipt of the Committee's written short-list report and the short-listed offerors' qualification submittals, County Council, in its sole discretion, may conduct interviews with each of the short-listed offerors to seek clarification regarding the offerors' qualification submittals or additional information from the offerors regarding their respective approach to the specific project.

m. When County Council determines, in its sole discretion, that it has sufficient information to make its award decision, County Council shall decide which of the offeror's qualification submittal is in the best interests of the citizens of the county as a whole. County Council's award decision shall be by majority vote with the first offeror receiving a majority of votes being ranked number one. Once the first ranked offeror has been identified, County Council shall vote to identify the second ranked offeror by a majority vote. This process shall be repeated until all of the short-listed offerors have been ranked.

n. The Director of Procurement shall request a cost proposal from the top ranked offeror. Upon receipt of the cost proposal, in its sole discretion, County Council may direct the Director of Procurement, to proceed in any of the manners indicated below, except in no case may confidential information derived from qualification submittals and negotiations submitted by competing offerors be disclosed:

i. negotiate with the highest ranking offeror on price, on matters affecting the scope of the contract, so long as the changes are within the general scope of the request for proposals, or on both. If a satisfactory contract cannot be negotiated with the highest ranking offeror, negotiations may be conducted, in the sole discretion of County

Council, with the second, and then the third, and so on, ranked offerors to the level of ranking determined by the County Council, in its sole discretion;

ii. during the negotiation process, as outlined in item (a) above, if the Director of Procurement is unsuccessful in the first round of negotiations, County Council may reopen negotiations with any offeror with whom the Director of Procurement had previously negotiated; or

iii. the Director of Procurement, as directed by County Council, may make changes within the general scope of the request for qualifications and may provide all of the short-listed offerors an opportunity to submit their best and final offers.

3. For a specific procurement involving professional services which would otherwise be subject to the provisions of § Section 2-601, requests for proposals, for which County Council has made a determination, the procurement shall proceed as set forth below:

a. The Director of Procurement, in conjunction with any County employee(s) appointed by the County Administrator, shall prepare the request for proposals for the specific project. A "request for proposal" is a written or published solicitation for proposals to provide goods, services, or construction as described therein. Evaluation factors upon which the proposals will be evaluated by the Committee (hereinafter defined) for purposes of making a written report to County Council shall be stated in the request for proposals. Price may or may not be one of the evaluation factors but it shall not be the sole basis for evaluation and award of the contract. The pricing in proposals shall remain confidential until after negotiation and award of a contract except as provided in the request for proposals and allowed by the South Carolina Freedom of Information Act, S.C. Code Ann. § 30-4-10 and S.C. Code Ann. § 11-35-410, "Public access to procurement information." The request for proposals shall be submitted to County Council for its approval prior to publication.

b. The notice of the request for proposals will be published in a newspaper of general circulation in the County and in the South Carolina Materials Management, South Carolina Business Opportunity publication, which notice shall include, but not be limited to, the project title, the general scope of work, if applicable, a description of the goods, services, or construction to be provided for that project, the submission deadline, and how and to whom interested offerors may submit proposals.

c. Proposals shall be opened publicly in the presence of one (1) or more witnesses at the time and place designated in the request for proposals. Only the names of the offerors shall be disclosed at the proposal opening. Contents of the proposals shall not be disclosed during the negotiation process. Proposals shall be open for public inspection after contract award, except that proprietary or confidential information in any proposal that is clearly marked "confidential" by the offering vendor shall not be disclosed except as provided in the request for proposals and allowed by the South Carolina Freedom of Information Act, S.C. Code Ann. §§ 30-4-10 and S.C. Code Ann. § 11-35-410, "Public access to procurement information."

d. The request for proposals shall list the evaluation factors including price, if it is an evaluation factor, in relative order of importance, but shall not publically list the numerical weighting of each factor. There are no restrictions on the kind or number of evaluation factors that may be used, as long as they are stated in the request for proposals and relate to the purpose of the procurement.

e. The County Administrator shall establish a short-list evaluation committee (the "Committee") of three (3) or more individuals whom he determines to be qualified to make an informed recommendation to County Council as to offerors qualified to work on the proposed project.

f. Prior to sending the proposals to the Committee, the Director of Procurement shall make an initial evaluation to determine whether the offeror is responsive and responsible, as each is defined in County Ordinance, Chapter 2, Administration, Article X, Purchasing, Division 1, § 2-590. During its evaluation process, the Committee shall bring any issues regarding the responsiveness or responsibility of any offeror to the attention of the Director of Procurement. The Director of Procurement, in his sole discretion, shall have the right to waive any minor irregularities or informalities of a proposal from the material requirements of the request for proposal. A minor informality or irregularity is one which is merely a matter of form or is some immaterial variation from the exact requirements of the request for proposals having no effect or merely a trivial or negligible effect on total price, quality, quantity, or performance of the contract, and the correction or waiver of which would not be prejudicial to other offerors. The Director of Procurement shall either give the offeror an opportunity to cure any deficiency resulting from a minor informality or irregularity in the request for proposals or waive any such deficiency when it is to the advantage of the County. Such communication or determination shall be in writing. If a proposal is incomplete with regards to the material requirements of the request for proposals or the offeror is found to be non-responsible or non-responsive, the offeror will be rejected, and the proposal will not be forwarded to the Committee.

g. The Committee may conduct discussions, in conjunction with the Director of Procurement, with each of the offerors submitting responses to the request for proposals, which response appears eligible for contract award (based upon the evaluation factors) for the purpose of clarification to assure full understanding of and responsiveness to the requirements of the request for proposals. Offerors shall be accorded fair and equal treatment with respect to clarification and any opportunity for discussion and revision of proposals.

h. The Committee may conduct interviews with offerors submitting responses to the request for proposals as it deems appropriate.

i. Based upon the evaluation criteria, the Committee shall select not less than three (3) nor more than five (5) offerors, as directed by County Council in its determination, which, in the Committee's judgment, are the offerors whose proposals, including the discussions and interviews, if any, are most advantageous to the County. The Committee shall then develop a written short-list report regarding the offerors whose proposals are most advantageous to the County, listing the offerors in alphabetical order. No non-responsive, non-responsible, or non-qualified offeror shall be included in the written short-list report to County Council.

j. When the Committee has completed its written short-list report, the Director of Procurement shall forward the report and the short-listed offerors' proposals to members of County Council.

k. Upon receipt of the Committee's short-list report and the copies of the short-listed offerors' proposals, County Council, in its sole discretion, may conduct interviews with each of the short-listed offerors to seek clarification regarding the proposals or additional information from the offerors regarding their approaches to the specific project.

l. When County Council determines, in its sole discretion, that it has sufficient information to make its award decision, County Council shall decide which of the offeror's qualification submittal is in the best interests of the citizens of the county as a whole. County Council's award decision shall be by majority vote with the first offeror receiving a majority of votes being ranked number one. Once the first ranked offeror has been identified, County Council shall vote to identify the second ranked offeror by a majority vote. This process shall be repeated until all of the short-listed offerors have been ranked.

m. Whether price was an evaluation factor or not, the County Council in its sole discretion may direct the Director of Procurement to proceed in any of the manners indicated below, except that in no case may confidential information derived from proposals and negotiations submitted by competing offerors be disclosed:

i. negotiate with the highest ranking offeror on price, on matters affecting the scope of the contract, so long as the changes are within the general scope of the request for proposals, or on both. If a satisfactory contract cannot be negotiated with the highest ranking offeror, negotiations may be conducted, in the sole discretion of County Council, with the second, and then the third, and so on, ranked offerors to the level of ranking determined by the County Council in its sole discretion;

ii. during the negotiation process as outlined in item (a) above, if the Director of Procurement is unsuccessful in the first round of negotiations, County Council may direct the Director of Procurement to reopen negotiations with any offeror with whom it had previously negotiated; or

iii. the Director of Procurement, as directed by County Council, may make changes within the general scope of the request for proposals and may provide all of the short-listed offerors an opportunity to submit their best and final offers.

4. The County Council reserves the right to reject any solicitation, in whole or in part, issued pursuant to this section and may reject, in whole or in part, any or all qualifications or proposals submitted pursuant to this section.

5. Any procurement conducted pursuant to the provisions of this section is exempt from all other requirements of Article X, Division 2, Competitive Purchasing Policy, including but not limited to, the protest provisions therein.

6. The provisions of the South Carolina Freedom of Information Act and Section 11-35-410 of the South Carolina Consolidated Procurement Code are applicable to any solicitation undertaken pursuant to this section.

7. 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.

Enacted this ____ day of _____, 2014.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Norman Jackson, Chair
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF

_____, 2013:

Interim Clerk to Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Date of First Reading:
Date of Second Reading:
Date of Public Hearing:
Date of Third Reading:

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

RESOLUTION NO. _____

BE IT RESOLVED BY THE RICHLAND COUNTY COUNCIL, pursuant to the provisions of 49 U.S.C. 5311, Formula Grants for Rural Areas Program (Section 5311), as authorized under the provisions set forth in the Moving Ahead for Progress in the 21st Century Act (MAP-21), Public Law 112-141, that the Central Midlands Regional Transit Authority is designated by the Council to develop and implement a coordinated public transportation system on behalf of Richland County. As the designated agency and upon approval by the South Carolina Department of Transportation, the Central Midlands Regional Transit Authority is authorized to apply for federal and state funds under the Rural Program Section 5311 for administration, operation, and capital to provide coordinated public transportation service.

The participant agrees as follows:

(1) The Central Midlands Regional Transit Authority will provide the required necessary local match to match the federal funds; and

(2) The Central Midlands Regional Transit Authority agrees to comply with all Federal Transit Administration (FTA) Section 5311 program requirements as administered by the South Carolina Department of Transportation.

APPROVED AND ADOPTED this 1st day of April, 2014.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Norman Jackson, Chair
Richland County Council

(SEAL)

ATTEST THIS _____ DAY OF APRIL, 2014:

Michelle Only, Interim Clerk to Council

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-14HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; ARTICLE X, PURCHASING; DIVISION 7, SMALL LOCAL BUSINESS ENTERPRISE PROCUREMENT REQUIREMENTS; SECTION 2-639, GENERAL PROVISIONS; SUBSECTION (C), DEFINITIONS; SO AS TO AMEND THE DEFINITION OF SMALL BUSINESS ENTERPRISE; AND AMENDING ALL SECTIONS REFERENCING SIZE STANDARDS SO AS TO DELETE SUCH STANDARDS FROM THE ORDINANCE AND REPLACE WITH LANGUAGE ALLOWING THE RICHLAND COUNTY COUNCIL TO SET SUCH STANDARDS IN A SEPARATE SCHEDULE OF SIZE STANDARDS.

WHEREAS, on September 17, 2013, Richland County Council enacted the Small Local Business Enterprise Procurement Requirements (Richland County Code of Ordinances sections 2-639 et seq.); and

WHEREAS, at third reading, Richland County Council inadvertently created an inconsistency in said ordinance by amending a specific code section without also amending the relevant definition; and

WHEREAS, Council now desires to remediate the inconsistency by amending the relevant definition and making such amendment apply retroactively to the original third reading date of the ordinance; and

WHEREAS, as a part of said ordinance, Richland County Council adopted certain size standards for eligible businesses, making the standards part of the ordinance language; and

WHEREAS, Richland County Council now desires to remove the size standards from the ordinance to allow for greater flexibility in amending the size standards commensurate with data gathered during Program implementation; and

WHEREAS, Richland County Council desires to adopt a separate "Size Standard Schedule for Small Local Business Enterprise Procurement Requirements," which it will do concurrently with third reading of this ordinance;

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

SECTION I. The Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-639, General Provisions; Subsection (c), Definitions; Subparagraph entitled Small Business Enterprise ("SBE"); is hereby amended to read as follows:

Small Business Enterprise ("SBE") a small business enterprise is any for-profit enterprise as defined by South Carolina Code of Laws, Title 33, Chapter 31 that is not a broker, that is independently owned and operated, that is not a subsidiary of another business, and that is not dominant in its field of operation; and that also meets the following size standard limitations: (1) the SBE must have no more than fifty full-time employees; and (2) the SBE must have annual gross revenues within its largest primary NAICS commodity code as averaged over its most recent past three fiscal years of not more than ~~\$10~~ \$7 million for construction firms, specialty trade contractors, and manufacturing firms; not more than ~~\$5~~ \$3 million for architectural firms; not more than \$3 million for professional services firms (e.g., scientific, real estate, insurance, accounting,

legal, etc.); not more than \$2.5 million for engineering firms; and not more than \$2 million for wholesale operations, retail firms, and all other services firms (e.g., truck transportation, administrative support services, repair and maintenance services). If a business has not existed for 3 years, the employment and gross sales limits described above shall be applied based upon the annual averages over the course of the existence of the business not to exceed the three years. Once the gross annual receipts of a business exceed the gross sales average limits, it should no longer be eligible to benefit as an SLBE firm and should be graduated from the program. The size standards in number of employees and annual gross revenue dollars should be reviewed annually and adjusted periodically to meet economic changes. Joint ventures must be certified on a bid-by-bid basis. The joint venture shall not be subject to the average gross receipts and employee limits imposed by this section. However, each individual business participating in the joint venture must be certified by the Procurement Department as an SBE. *This definition is subsumed within the definition of Small Local Business Enterprises.*

SECTION II. The Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-640, Program Objectives and General Responsibilities; is hereby amended to read as follows:

.....
(placeholder while language developed)

SECTION III. The Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-641, Eligibility for the SLBE Program; is hereby amended to read as follows:

.....
(placeholder while language developed)

SECTION IV. The Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 7, Small Local Business Enterprise Procurement Requirements; Section 2-642, Graduation and Suspension Criteria; is hereby amended to read as follows:

.....
(placeholder while language developed)

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

SECTION VII. Effective Date. This ordinance shall be retroactively effective from and after September 17, 2013.

RICHLAND COUNTY COUNCIL

BY: _____
Norman Jackson, Chair

Attest this _____ day of
_____, 2014.

Michelle Onley
Interim Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

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

DRAFT

Richland County Council Request of Action

Subject

REPORT OF THE DIRT ROAD AD HOC COMMITTEE:

- a. Dirt Road Update
- b. Allocation of Penny funding between Low Volume and Traditional Paving (County Council Retreat item deferred from February 18, 2014 Council meeting.)
- c. CECS Change Order – Adding Additional Roads and Expanding Public Outreach Transition of Dirt Road Paving Oversight from Public Works to Transportation

Richland County Council Request of Action

Subject

Must Pertain to Items Not on the Agenda