

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
REGULAR SESSION COUNCIL MEETING
September 11, 2007
6:00 PM**

Call to Order: McEachern

Invocation: Scott

Pledge of Allegiance: Scott

Citizens' Input: No one spoke.

Approval of Minutes

Zoning Public Hearing: July 24, 2007

The minutes were approved as submitted.

Special Called: July 24, 2007

The minutes were approved as submitted.

Adoption of the Agenda: The agenda was adopted as amended. Items 2f and 3a were removed from the agenda. TIF Update was added to the agenda under Executive Session, and Executive Session was moved to number 9, and the agenda was renumbered.

Report of the County Attorney for Executive Session Items

- a. **Contractual Matter: Farmers' Market Update**
- b. **Pending Litigation: NE Sanitary Landfill v. Richland County**
- c. **Contractual Matter: Riverside Property Acquisition**
- d. **Contractual Matter: TIF Update**

Report of the County Administrator

- a. **Employee Grievances – 3:** Mr. Pope stated that if there were any questions regarding these items, they would need to be discussed during Executive Session.

- b. Animal Shelter:** Mr. Pope stated that the MOU has been executed with the City, but the no-kill component issue must still be addressed with Lexington County. The Administrator will continue to keep Council updated with regards to this item. **ACTION: ADMINISTRATION, ANIMAL CARE, LEGAL**
- c. Farmers' Market Update (Executive Session Item):** Mr. Pope stated that this item would be discussed during Executive Session.
- d. HBA Report:** Tony McDonald gave an update on the bond, warranty, and inspectors. Mr. McDonald stated that it will take a few years to realize the outcome of the new program.
- e. EMS Billing:** Mr. Pope stated that an RFP will be issued, and results and a recommendation will be brought back to Council. **ACTION: ADMINISTRATION, PROCUREMENT, EMERGENCY SERVICES, BUDGET, FINANCE, LEGAL**
- f. Richland County Recreation Complex:** Roxanne Matthews stated that the Council liaison group met on Monday with the consultant to review preliminary site layouts. The consultant, Ken Simmons, will give a brief presentation on Tuesday, September 18 regarding the status of Task 3, Site Layout. Council was reminded that they will have ultimate authority with regards to the particular mix of activities to be located on the site. **ACTION: ADMINISTRATION**
- g. Bond Review Committee Update:** The Bond Review Committee met September 7. Items discussed at this meeting will be forthcoming. **ACTION: ADMINISTRATION**
- h. Transportation Committee Update:** Joe Cronin stated that Tech Memo 1 was adopted, and that Tech Memo 2 is currently being reviewed by all members of the committee. The subcommittees are meeting September 12 to review Tech Memo 2, and provide recommendations. The committee is still on track to have recommendations to Council by May 2008. **ACTION: ADMINISTRATION**
- i. Billboards:** A public education forum will be held Thursday, September 13, 2007 from 6:00 pm – 8:00 pm at the Richland County Public Library. **ACTION: ADMINISTRATION**
- j. Strategic Planning:** Ben Boozer requested that Council members work with staff to schedule meetings in their respective districts, and reminded Council that their participation, as well as that of their constituents, is necessary in order to create a successful strategic plan. **ACTION: ADMINISTRATION**

- k. **Budget Books:** Mr. Pope recognized the Budget staff for their hard work on the budget book. The Budget staff presented Council members with their books.

Report of the Clerk of Council:

- a. **National Guard Tour of Facilities:** Ms. Cannon-Finch reminded Council of the tour that will take place on October 18, 2007 at 10:00am. **ACTION: CLERK OF COUNCIL**
- b. **Magistrates Invitation:** The Richland County Magistrates have extended an invitation to Council for the Appointment / Reappointment Ceremony taking place September 14 at 4:00 pm. A reception is to follow.

Report of the Chairman: There was no report.

Open / Close Public Hearings: 1a, 2c. No one spoke.

Approval of Consent Items: The following consent items were approved: 1a, 1b, 1c, 2a, and 2d.

1. Third Reading Items

- a. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article 1, Regulations Regarding County Owned or Leased Property; Section 17-2, Parking on County Office Property; Subparagraph (A) (6); So that the County Finance Department Will Determine and Set the Cost for a Parking Decal [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to an ordinance that would permit the Finance Department to set the cost of purchasing a parking decal based on the department's cost to obtain the decal. **ACTION: BUDGET, FINANCE, LEGAL**
- b. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article III, Administrative Office and Officers; Division 3, Assistant County Administrator [CONSENT]:** Council gave third reading approval to an ordinance that would set the number of Assistant County Administrators at three. **ACTION: ADMINISTRATION, LEGAL, HUMAN RESOURCES**
- c. **Chapter 26, Land Development; Article VIII, Resource Protection Standards; Section 26 – 203, Stormwater Management; So as to Provide for a New Subsection “(e)” Entitled “Stormwater Management Industrial and High Risk Runoff Inspection Guidelines” [CONSENT]:** Council gave third reading to the ordinance. **ACTION: LEGAL, PLANNING, PUBLIC WORKS**

2. Second Reading Items

- a. **07-31MA; Myung Chan Kim; RU to NC (3.8 acres); General Commercial; 20281-01-21; 2201 & 2209 Clemson Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designations from RU to NC. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- b. **07-34MA; Stan Mack; RU to GC (1.41 acres); Bank; 03300-07-04; 10361 Broad River Road:** Council gave second reading approval to the zoning map amendment changing the zoning designations from RU to GC. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- c. **07-38MA; Robert Fuller; Kornegay / Moseley Funeral Home; RU to OI (9.68 acres); Funeral Home; 20300-02-30; 4645 Hard Scrabble Road:** Council gave second reading approval to the zoning map amendment changing the zoning designations from RU to OI. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- d. **07-39MA; John Tien; RU to GC (10.01 acres); Office / Warehouse / Distribution; 02509-03-02; 1041 Gates Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designations from RU to GC. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- e. **A Budget Ordinance to Establish a \$25.00 Manufactured / Mobile Home Registration Fee [PUBLIC HEARING]:** Council gave second reading to the ordinance. **ACTION: LEGAL, PLANNING, BUDGET, FINANCE, TREASURER'S OFFICE, CLERK OF COUNCIL**
- f. ~~**Sheriff's Department: Request to Approve Acceptance of Equipment Grants (No Personnel / \$29,388 Match):**~~ Removed from the agenda.

3. First Reading Items

- a. ~~**Sheriff's Department: Request to Approve Acceptance of a Gang Enforcement Investigations Program Grant (Personnel Required):**~~ Removed from the agenda.
- b. **Sheriff's Department: Request to Approve Acceptance of a DNA Grant (Personnel Required):** Council gave first reading to the item. **ACTION: LEGAL, BUDGET, FINANCE, SHERIFF'S DEPARTMENT, HUMAN RESOURCES, CLERK OF COUNCIL**

4. **Report of the Rules and Appointments Committee**
 - a. **Notification of Vacancies on Boards, Commissions, and Committees**
 1. **Accommodations Tax Advisory Committee – 1:** This vacancy is to be advertised. **ACTION: CLERK OF COUNCIL**
 2. **Employee Grievance Committee – 1:** This vacancy is to be advertised. **ACTION: CLERK OF COUNCIL**
 3. **Township Auditorium Board – 2:** These vacancies are to be advertised. **ACTION: CLERK OF COUNCIL**
 4. **Business Service Center Appeals Board – 5:** These vacancies are to be advertised. **ACTION: CLERK OF COUNCIL**
 - b. **Notification of Appointments to Boards, Commissions, and Committees**
 1. **Central Midlands Council of Governments – 2:** Brown and Corboy were appointed to the Central Midlands Council of Governments Board. **ACTION: CLERK OF COUNCIL**
 2. **Community Relations Council – 1:** Butler was appointed to the Community Relations Council. **ACTION: CLERK OF COUNCIL**
 3. **Lexington / Richland Alcohol and Drug Abuse Council – 2:** Brown and Garrick were appointed to the Lexington / Richland Alcohol and Drug Abuse Council. **ACTION: CLERK OF COUNCIL**
 4. **Music Festival Committee – 1:** This vacancy is to be readvertised. **ACTION: CLERK OF COUNCIL**
 - c. **Central Midlands RTA and Midlands Regional Convention Center Authority Term Limits (Change to Agreement):** Council requested that a term limit requirement, if existing, be removed. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL**
 - d. **Motions Made During Motion Period (Rule Change):** This item was recommitted to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**
 - e. **Policy Regarding the Council Discretionary Account:** Council adopted Option 4. **ACTION: CLERK OF COUNCIL**

5. **Report of Administration and Finance Committee (Deferred)**
 - a. **Victim's Assistance Program:** Council gave first reading by title only to the ordinance. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**

6. **Application for Locating a Community Residential Care Facility in an Unincorporated Area of Richland County**
 - a. **Lutheran Family Services**
446 Robins Egg Drive
Columbia, SC 29229
Council approved the location. **ACTION: ADMINISTRATION**

7. **Approval of the Intergovernmental Agreement between Richland County and the Town of Irmo Regarding Implementation of Town's Phase II NPDES:** Council approved the intergovernmental agreement. **ACTION: ADMINISTRATION, PUBLIC WORKS, LEGAL**

8. **Citizens' Input:** Two people spoke. One spoke regarding property near Percival Road, and the other spoke regarding the award of the detention center's food contract.

9. **Executive Session**
 - a. **Contractual Matter: Farmers' Market:** Council made a motion for the Chairman to appoint three members of Council to meet with Commissioner Weathers with regards to the future of the 50 acres. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**

 - b. **Pending Litigation: NE Sanitary Landfill v. Richland County:** Council directed legal counsel to proceed with the direction as discussed during Executive Session. **ACTION: ADMINISTRATION, LEGAL**

 - c. **Contractual Matter: Riverside Property Acquisition:** Council directed the Administrator to make an offer to the property owner per the Executive Session discussion. A contract is to be brought back to Council. **ACTION: ADMINISTRATION, LEGAL**

 - d. **Contractual Matter: TIF Update:** Received as information.

 - e. **Employee Grievances - 3:** Council voted to uphold the Administrator's recommendations. **ACTION: ADMINISTRATION, HUMAN RESOURCES, LEGAL**

10. Motion Period

- a. **Livingston:** Forwarded to the A&F Committee the funding of an economic development assessment for the Ridgewood corridor. **ACTION: ADMINISTRATION, PLANNING**
- b. **Pearce:** Informed Council that a certificate of need has been issued with regards to a Palmetto Health facility, and that the certificate has been contested.
- c. **Livingston:** Made a motion that pre-1976 dilapidated mobile homes be demolished / removed. This item will be under “Items for Discussion” in the D&S Committee. **ACTION: ADMINISTRATION, PLANNING, LEGAL**
- d. **Montgomery:** Forwarded to D&S the yard parking ordinance. **ACTION: ADMINISTRATION, LEGAL, PLANNING**
- e. **Montgomery:** Forwarded to D&S the regulation on the number of residents in a single family residence. **ACTION: ADMINISTRATION, LANNING, LEGAL**
- f. **Montgomery:** Forwarded to D&S the proper notice of the subdivision of lots in residential neighborhoods. **ACTION: ADMINISTRATION, LANNING, LEGAL**
- g. **Malinowski:** Forwarded to D&S the creation of a checklist for all regional agencies to use with regards to the impact of rezoning requests, to include, but not be limited to, the following categories: environment, budget, quality of life. **ACTION: ADMINISTRATION, PLANNING, ZONING, LEGAL**
- h. **Jackson:** Forwarded to D&S the requirement of fire retardant in houses less than 50 feet apart. This item will appear under “Items for Information / Discussion” on the D&S agenda. **ACTION: ADMINISTRATION, PLANNING, LEGAL**
- i. **Jackson:** Forwarded to D&S the allowance for more rooms in bed and breakfast facilities. **ACTION: ADMINISTRATION, PLANNING, LEGAL**
- j. **Jackson:** Forwarded to D&S the concept of “truth in zoning.” **ACTION: ADMINISTRATION, PLANNING, ZONING, LEGAL**
- k. **Jeter:** Forwarded to A&F the issue of Sunday sales of beer, wine, and liquor. **ACTION: ADMINISTRATION, LEGAL**

l. McEachern: Requested a resolution regarding the USC – SC State football game. **ACTION: CLERK OF COUNCIL**

11. Adjournment: Council adjourned at 9:37 p.m.