

**RICHLAND COUNTY GOVERNMENT**



**Office of the County Administrator**

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS  
REGULAR SESSION COUNCIL MEETING**

**May 2, 2006  
6:00 PM**

**CALL TO ORDER:** Mizzell

**INVOCATION:** Smith

**PLEDGE OF ALLEGIANCE:** Smith

**PRESENTATIONS:**           **Donald Tomlin**  
  **President, Tomlin & Co., Inc.**  
  **USC / Columbia Technology Incubator**  
  A request for \$75,000 is to be submitted.

**Larry Jordan**  
**Capital Senior Center: Update on Facility**

**POINT OF PERSONAL PRIVILEGE:** Jeter pointed out Richland School District One officials in the audience, who then introduced five teachers visiting from Russia.

**ADOPTION OF THE AGENDA** – The agenda was adopted as amended, per the revised coversheet.

**CITIZEN'S INPUT** – No one spoke.

**APPROVAL OF MINUTES**

**Budget Work Session: April 18, 2006** – The minutes were approved as submitted.

**Regular Session: April 18, 2006** – The minutes were approved as submitted.

**REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS**

Larry Smith stated that no items on the agenda required discussion in executive session.

## **REPORT OF THE COUNTY ADMINISTRATOR**

1. **All American City Finalist**: J. Milton Pope informed Council that Richland County is a finalist in the All American City competition. Joe Cronin and Stephany Snowden presented information to Council regarding this opportunity.

## **REPORT OF THE CLERK OF COUNCIL**

1. **July Meeting Schedule**: Ms. Finch informed Council that the first council meeting in July is scheduled for July 4, Independence Day. The meeting date was changed to July 11, 2006.
2. **SCAC Conference**: Ms. Finch gave an update on the SCAC Conference, to be held in Hilton Head August 2 – 6.
3. **Community Relations Council**: The annual luncheon will be held June 14 from 12:30 – 2:00 p.m. at Seawell's.
4. **Black Expo 2006**: The Expo will be held May 18 – 20 at the Coliseum. Ms. Finch has tickets if members of Council are interested in attending.
5. **Voter Registration Resolution**: Ms. Finch stated that she has taken the liberty to place this item for action during the motion period. The resolution will recognize the oldest and youngest registered voter in the County.

## **REPORT OF THE CHAIRMAN**

1. **Farmers' Market Promotion Appointment**: Mr. Mizzell stated that an appointment needs to be made to this committee. Nominations are being accepted.
2. **TIF Audit**: Mr. Mizzell stated that he has tried to contact Mayor Coble about setting up a meeting to discuss the TIF Audit. A meeting date needs to be established.

**OPEN/CLOSE PUBLIC HEARINGS** – 1b; 1c; 1e; 1f; 1g; 1h; 1i; 2a; 2b; 7 No one spoke.

**APPROVAL OF CONSENT ITEMS** – The following items were approved for the Consent Agenda and adopted by motion of the County Council: 1b; 1c; 1e; 1f; 1g; 1h; 1i; 2a; 2b; 2c; 2d; 2e; 2f; 2g; 2h; 2i; 2j; 2k; 2l; 2m; 4a; 4b; 4c; 4d; 4e; 4f; 4h; 5a; 5c; 7

### **1. THIRD READING ITEMS**

- a. **An Ordinance amending the Richland County Code of Ordinances, Chapter 26, so as to require a written record of an appeal decision and to permit new development in the area of special flood hazard, and to allow fill under certain conditions**: An amended version of the ordinance was handed out to Council. The amended version was adopted, and given third reading. The amendment allows for the subdivision of land in the floodway. Council directed the Planning Director to draft a letter stating that building in the floodplain is permitted in accordance with section 26-104. **ACTION: LEGAL, PLANNING**

- b. **Ordinance authorizing a Quit-Claim Deed to Hendricks Commercial Properties, LLC for a Certain Portion of an Abandoned Right-of-Way known as Oakdale Street:** Council gave third reading to the ordinance authorizing a Quit-Claim Deed to Hendricks Commercial Properties, LLC. **ACTION: LEGAL**
- c. **Ordinance authorizing a Quit-Claim Deed to ASW Land Partnership for a Certain Portion of an Abandoned Right-of-Way known as Oakdale Street:** Council gave third reading approval to the ordinance authorizing a quit-claim deed to ASW Land Partnership. **ACTION: LEGAL**
- d. **There was no item “d.”**
- e. **Ordinance to authorize deed to SJ, LLC (Seal Jet): 3.56 acres:** Council gave third reading to the ordinance authorizing deed to SJ, LLC. **ACTION: ADMINISTRATION, LEGAL**
- f. **Ordinance to authorize deeds to Brazell Family, LLC: 6.941 acres, Lot 11 and 5.057 acres, Lot 6:** Council gave third reading to the ordinance authorizing deed to Brazell Family, LLC. **ACTION: ADMINISTRATION, LEGAL**
- g. **Ordinance to authorize deed to Cheek Properties, LLC (Fastenal): 3.38 acres, Lot 26:** Council gave third reading to the ordinance authorizing deed to Cheek Properties. **ACTION: ADMINISTRATION, LEGAL**
- h. **Ordinance to authorize deeds to Forum Development II, LLC: 9.665 acres, Lot 12 and 2.713 acres, Lot 28:** Council gave third reading to the ordinance authorizing deed to Forum Development II, LLC. **ACTION: ADMINISTRATION, LEGAL**
- i. **A budget amendment to increase funding to Non-Departmental Special Contracts Account for Local Option Sales Tax Software:** Council gave third reading to the budget amendment in the amount of \$143,100. **ACTION: ADMINISTRATION, BUDGET, LEGAL, TREASURER’S OFFICE**

## 2. SECOND READING ITEMS

- a. **An ordinance amending the Fiscal Year 2005-2006 Industrial Park Budget to add Forty Thousand (\$40,000) Dollars to provide funds for KOLORPRO:** Council gave second reading to the budget ordinance amendment. **ACTION: ADMINISTRATION, BUDGET, LEGAL**

- b. An ordinance extending the moratorium on either the approval or denial of floodplain management permits for development or construction within a portion of the Congaree River Floodplain:** Council gave second reading to the ordinance extending the moratorium with regards to floodplain management permits within a portion of the Congaree River Floodplain for another 60 days. **ACTION: LEGAL, PLANNING**
- c. Ordinance authorizing an amendment to the I-77 Fairfield / Richland County Regional Industrial Park Master Agreement: Expand Boundaries of Park to Include Elite ES, LCC:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, ADMINISTRATION**
- d. Ordinance authorizing an amendment to the I-77 Fairfield / Richland County Regional Industrial Park Master Agreement: Expand Boundaries of Park to Include Guardian Fiberglass, Inc.:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, ADMINISTRATION**
- e. An ordinance to authorize deed to Miller Valentine Partners, LTD, II: 6.11 acres, Lot 2 and a portion of Lot 18:** Council gave second reading approval to the ordinance. **ACTION: LEGAL, ADMINISTRATION**
- f. 05-112MA; Bob Alexander; RU to GC; 1.7 acres; General Commercial; 03300-03-19 & 03300-01-08; Dutch Fork and Broad River Road:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**
- g. 05-117MA; Tom Milliken; RU to LI; 61 acres; Develop a Light Industrial Park; 16200-04-18(P); Harlem Street and Sparkman Drive:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to LI. **ACTION: PLANNING, LEGAL**
- h. 06-13 MA; Sunshine House of South Carolina; RU to OI; 3.6 acres; Construct a Sunshine House Facility; 02416-01-05; Across from Bickley Road Elementary School:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to OI. **ACTION: PLANNING, LEGAL**
- i. 06-14MA; Sam Agee; RU to GC; Construct a Hotel; 17109-02-07; SW Quadrant of Two Notch Road and I-77:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**

- j. 06-15MA; Otha Gibson; RM-HD to OI; Construct a Day Care Facility; 16911-02-10; Kneece Road near O’Neil Court and Decker Boulevard:** Council gave second reading to the zoning map amendment changing the zoning designation from RM-HD to OI. **ACTION: PLANNING, LEGAL**
  - k. 06-16MA; Herbet Hobgood; RU to RC; Retail & Food Services; 06700-01-03; NW Quadrant of Monticello Road and Montgomery Road:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to RC. **ACTION: PLANNING, LEGAL**
  - l. 06-07MA; Rhonda Jacobs; Westcott Development Co.; M-1RU to RM-MD; 82 acres; Multi-Family Residential Project; 02600-09-04; Broad River Road and Bookie Richardson Road:** Council gave second reading to the zoning map amendment changing the zoning designation from M-1RU to RM-MD. **ACTION: PLANNING, LEGAL**
  - m. 06-06MA; Rhonda Jacobs; Westcott Development Co.; RU to RS-MD; 73 acres; Single Family Residential S/D; 01600-06-01 & 02600-09-01/08/09(P); Broad River Road and Bookie Richardson Road:** Council gave second reading to the zoning map amendment changing the zoning designation from RU to RS-MD. **ACTION: PLANNING, LEGAL**
- 3. FIRST READING ITEM**
- a. FY 2006 – 2007 Budget Ordinance:** Council gave first reading by title only to the 2006 2007 Budget Ordinance. **ACTION: LEGAL, BUDGET, ADMINISTRATION**
- 4. REPORT OF ADMINISTRATION AND FINANCE COMMITTEE**
- a. Resolution to recognize, assist, and cooperate with Friends of the Richland County Courthouse:** Council approved the Resolution. **ACTION: ADMINISTRATION, LEGAL**
  - b. Public Sale of County Property at 401 Powell Road:** Council authorized staff to negotiate a sales price for property located at 401 Powell Road, and also authorized the marketing of the remaining 6.5 acres of property for sale. **ACTION: ADMINISTRATION**
  - c. Extension of Contract with PayTel Communication Inmate Telephone Systems:** Council approved the extension of the contract. **ACTION: ADMINISTRATION, PROCUREMENT**

- d. **Legal Department Budget Amendment:** Council gave first reading to the budget ordinance amendment in the amount of \$100,000. **ACTION: LEGAL, BUDGET, ADMINISTRATION**
- e. **Sheriff's Request: Budget Amendment to appropriate SRO Funds :** Council lifted this item from the table, and gave second reading approval to the budget amendment in the amount of \$219,736. **ACTION: LEGAL, BUDGET, ADMINISTRATION**
- f. **Contract to hire Wilbur Smith Associates as Project Manager for the Richland County Wholesale Portion of the South Carolina State Farmers' Market:** Council approved the contract. **ACTION: PROCUREMENT, ADMINISTRATION**
- g. **Ordinance authorizing the sale and issuance of \$5,200,000 Hospitality Tax Special Obligation Bond Anticipation Note:** Council approved first reading of the ordinance for the \$5.2 million dollar Hospitality Tax BAN. **ACTION: ADMINISTRATION, LEGAL, BUDGET**
- h. **Criteria for the distribution of undesignated Hospitality Tax funds:** Council approved the criteria. **ACTION: ADMINISTRATION**

**5. REPORT OF DEVELOPMENT AND SERVICES COMMITTEE**

- a. **Approval of construction contract with Sloan Construction Company for the Rehabilitation of Jim Hamilton Boulevard:** Council approved the contract. **ACTION: PROCUREMENT, BUDGET, PUBLIC WORKS**
- b. **Ordinance amending Chapter 17, Article II, Section 17-10 (Parking in Residential Zones of the County) to include restrictions on the parking of inoperable vehicles and trailers in residential zoning districts for more than 30 consecutive days:** Council gave first reading to the ordinance amendment. **ACTION: LEGAL, PLANNING**
- c. **Ordinance prohibiting careless driving and driving across property to avoid a traffic control device:** Council gave first reading approval to the ordinance. **ACTION: LEGAL, SHERIFF'S DEPARTMENT**
- d. **Broad River Regional Wastewater Treatment Plant Construction:** Council voted to hire a contract manager to oversee this project, to include the bidding and construction process. This project will be readvertised. Also, staff is to begin work on the Bond Anticipation Note (BAN). Council is to approve an ordinance by title only with regards to the BAN on May 16, 2006. **ACTION: UTILITIES, ADMINISTRATION, BUDGET, PROCUREMENT**

**6. REPORT OF RULES AND APPOINTMENTS COMMITTEE**

**I. NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES**

- a. Building Codes Board of Adjustments and Appeals – 2:**  
Council voted to advertise these vacancies. **ACTION: CLERK OF COUNCIL**

**II. NOTIFICATION OF APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**

- a. Accommodations Tax Committee – 1:** Council voted to readvertise the vacancy. **ACTION: CLERK OF COUNCIL**
- b. Building Codes Board of Adjustments and Appeals – 2:**  
Council appointed William B. Kauric. The remaining vacancy is to be readvertised. **ACTION: CLERK OF COUNCIL**
- c. Employee Grievance Committee – 1:** Council appointed Anthony S. Christiano. **ACTION: CLERK OF COUNCIL**

**III. ITEMS FOR DISCUSSION**

- a. Update on Electronic Agenda**
- b. Amending the Ordinance requirements regarding residence for Board/Committee Members**  
These items are being held in Committee for further discussion.  
**ACTION: CLERK OF COUNCIL**

- 7. Public Hearing and Approval of Resolution in Support of JEDA Bond Issue for Eau Claire Cooperative Health Centers, Inc.:** Council approved the resolution. **ACTION: ADMINISTRATION, LEGAL**

- 8. REPORT OF COUNTY ADMINISTRATOR’S SEARCH TASK FORCE:**  
No report was given.

- 9. CITIZEN’S INPUT:** No one spoke

**10. MOTION PERIOD:**

- a. Approval of Resolution to Oldest & Youngest Voter in Richland County:**  
The resolution was approved. **ACTION: CLERK OF COUNCIL**
- b. A letter of support for the Criminal Domestic Violence Court was approved by unanimous consent. ACTION: CLERK OF COUNCIL**

- c. Per Damon Jeter's motion, Council authorized Mr. Pope, in conjunction with the Legal Department, to discuss the Accommodations Tax funds recovery issue with law firms handling this matter. Staff is to bring back recommendations to Council regarding which firms to consider, and how to handle this issue. **ACTION: ADMINISTRATION, LEGAL**
- d. Per Joyce Dickerson's motion, Council approved a resolution for James Jimmy Gantt, who is to receive Eagle Scout status. **ACTION: CLERK OF COUNCIL**
- e. Joyce Dickerson requested an update on the resolution for Round Top Elementary. **ACTION: CLERK OF COUNCIL**
- f. Bernice Scott made a motion to forward to the May A&F Committee meeting funding options for the 7<sup>th</sup> Annual Gospel Awards Banquet. **ACTION: ADMINISTRATION**

**11. ADJOURNMENT:** Council adjourned the meeting at 7:35 p.m.