

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

June 20, 2006

6:00 PM

CALL TO ORDER: Mizzell (6:04 p.m.)

INVOCATION: Hutchinson

PLEDGE OF ALLEGIANCE: Hutchinson

PRESENTATION: Holly Cummings, Community Development Director, Midlands Education and Business Alliance: Various speakers / \$50,000 request.

ADOPTION OF THE AGENDA: The agenda was adopted as amended.

1. The tax map number for item 2b is incorrect on the agenda. The correct TMS is 17400-11-03.
2. The RTA request was added to the agenda as item 3.
3. Staff Attorney Amelia Linder requested a Council member remove item 1g from the Consent agenda.

POINT OF PERSONAL PRIVILEGE: Councilman E.W. Cromartie (City of Columbia), Mayor Pat Smith (Springdale), and Mayor Pete Amoth (Blythewood) were recognized. Councilmember Kit Smith was excused from the meeting.

CITIZEN'S INPUT – No one spoke.

APPROVAL OF MINUTES

Regular Session: June 6, 2006 – The minutes were approved as submitted.

Special Called: April 25, 2006 – The minutes were approved as submitted.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

1. **2006 Clerk's Evaluation**
2. **Recreation Commission Land Purchase Briefing:** Received as information.

3. **Rowing Center Land Purchase:** Received as information.
4. **Owens Field Contractual Matter:** Received as information.

REPORT OF THE COUNTY ADMINISTRATOR:

1. **Employee Grievances:** Mr. Pope stated that Council will receive Administration's recommendations at the July 11, 2006 meeting.

REPORT OF THE CLERK OF COUNCIL:

1. **Agenda Solutions Program:** The RFP is ready, but funding in the amount of \$75,000 must be appropriated.
2. **Council Photograph:** Council is asked to wear their All America County t-shirts for a photograph on Thursday, June 22, 2006 at 5:30 p.m.
3. **United Black Fund:** The 16th Annual Hall of Fame Induction will be Friday, June 23, 2006 at 7:00 p.m. at Seawells. The Clerk has tickets for interested attendees.
4. **Former Councilmember Tillis:** Ms. Tillis sent a thank you card to Council and staff.

REPORT OF THE CHAIRMAN: There was no report.

OPEN/CLOSE PUBLIC HEARINGS – 1b, 1g, 2a. One person (Robert Fuller) spoke for item 2a.

APPROVAL OF CONSENT ITEMS – The following items were approved for the Consent Agenda and adopted by motion of the County Council: 1a, 1b, 1c, 1d, 1e, 1f, 2c, 2d. Item 1g was removed from the consent agenda.

1. THIRD READING ITEMS

- a. **Ordinance Authorizing Certain Economic Incentives, Including Payment of a Fee In Lieu of Property Taxes, the Award of Infrastructure Improvement Credits, and other Related Matters, Pursuant to a Fee Agreement between Richland County and McEntire Produce, Inc.:** Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, AUDITOR'S OFFICE**
- b. **Ordinance Authorizing the Extension of the Project Acquisition Period Under that Certain Lease Agreement by and between Richland County and Sysco Food Services of Columbia, LLC:** Council gave third reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, AUDITOR'S OFFICE**
- c. **06-12MA; Blythewood Farms (Cliff Kinder); RU to PDD (249 acres); Single Family Residential S/D; 15100-06-07 & 17800-04-68; SE**

Quadrant of Langford Road and Wilson Boulevard: Council gave third reading to the zoning map amendment changing the zoning designation from RU to PDD. **ACTION: PLANNING, LEGAL**

- d. **06-19MA; Joe Clark; RU to GC (3.5 acres); General Commercial; 01500-02-15; Corner of Dutch Fork Road / Three Dog Road:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**
- e. **06-26MA; Paul Levine; Copper Beech Town Homes; HI to RM-HD; Multi-Family Residential; 13607-02-01(p); Bluff Road and Southern Drive:** Council gave third reading to the zoning map amendment changing the zoning designation from HI to RM-HD. **ACTION: PLANNING, LEGAL**
- f. **06-02MA; William Burch; RU to GC; Transfer Yard; 02412-01-10; Dutch Fork Road and Gates Road:** Council gave third reading to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL**
- g. **Budget Amendment: Sheriff's Department Administrative Fee:** Council gave third reading to the budget amendment in the amount of \$339,000. The following verbiage was amended from second reading: "Add to Sheriff's Department for Miscellaneous Items" was amended to read, "Add to Sheriff's Department for Capital Assets to be carried over to FY 07." **ACTION: ADMINISTRATION, BUDGET, LEGAL, SHERIFF'S DEPARTMENT**

2. SECOND READING ITEMS

- a. **Ordinance authorizing Development Agreement with Bright-Myers 2001, LLC:** Council gave second reading to the development agreement. **ACTION: PLANNING, LEGAL**
- b. **06-09MA; Bright-Myers 2001, LLC; Robert Fuller; M-1 & RU to GC; Wal-Mart and Associated Development; 17400-11-03 & 14781-04-14/13/12; NW Quadrant of Killian Road & I-77:** Council gave second reading to the zoning map amendment changing the zoning designation from M-1 & RU to GC. **ACTION: PLANNING, LEGAL**
- c. **An Ordinance amending Ordinance No. 038-06HR, which authorized two deeds to Forum Development II, LLC for certain parcels of land known as Lot 12 (approximately 9.665 acres) and Lot 28 (approximately 2.713 acres) in the Richland Northeast Industrial Park; so as to delete any reference to Lot 28:** Council approved second reading

of the ordinance deleting reference to Lot 28. **ACTION:**
ADMINISTRATION, LEGAL

- d. **An Ordinance authorizing an amendment to the Master Agreement Governing the I-77 Corridor Regional Industrial Park by and between Richland County, South Carolina and Fairfield County, South Carolina, in order to expand the boundaries of the Park to include certain property owned by Vulcan Construction Materials, L.P., and other matters related thereto:** Council approved second reading of the ordinance to include Vulcan Construction Materials, L.P. in the I-77 Corridor Regional Industrial Park. **ACTION: ADMINISTRATION, LEGAL, AUDITOR'S OFFICE**
- e. **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 approved second reading of the ordinance. **ACTION: PLANNING, LEGAL**

3. **RTA Issue:**

- a. **First reading by title only: Recommendation from RTA Board:**
To levy and impose a one percent sales and use tax, subject to a referendum, within Richland County. **ACTION:**
ADMINISTRATION, LEGAL
- b. **First reading by title only: Montgomery's Motion:** Amend the upcoming FY2007 budget to create a mass transit fee of \$30.00 for each automobile registered in Richland County in the coming budget year. The estimated revenue will be \$7,680,000 and \$7,500,000 would be earmarked to fund the CMRTA with the following provisos and requirements: the City of Columbia must continue to fund \$1,000,000 per year; part of the funds would be used to employ a full-time transportation planner in the County Planning Department to not only address the County's mass transit needs, but highway needs and to evaluate appropriately what needs to be done from a standpoint of overall transportation planning in the County development; to have Richland County Council employ an appropriate mass transit expert to consult with them on dealing with this issue and on building a long-term future plan; the City of Columbia, Lexington County, Cayce, West Columbia, Forest Acres, Blythewood, Irmo and other potential participating municipalities be offered the opportunity to participate if they are going to subscribe and step up to the bar; this proposal and this fee would be contingent upon the County and CMRTA entering into an intergovernmental MOU to be approved by Council, which would deal with the use of those funds and the long-term strategy; and it would also be contingent and a stipulation be included in the MOU

that there would be no route cuts or adverse effects in Richland County and the cuts that they have proposed and promised if funding did not apply would occur in Lexington County unless Lexington County or agencies in Lexington County came up with pro-rata funding equivalent proportionally to what Richland County is funding.

ACTION: ADMINISTRATION, LEGAL

- c. **First reading by title only: Millage Agency:** Create a millage agency, to set up a transportation work session, and to instruct the Administrator to identify a funding source for \$10,000 and ask the City of Columbia to contribute \$10,000 to retain the services of a transportation consultant to assist during this process. **ACTION: ADMINISTRATION, LEGAL**

4. **REPORT OF THE RULES AND APPOINTMENTS COMMITTEE**

I. **Notification of Vacancies on Boards, Commissions, and Committees**

- d. **Building Codes Board of Assessment and Appeals – 1:** This position is to be advertised. **ACTION: CLERK OF COUNCIL**
- e. **Community Relations Council – 2:** These positions are to be advertised. **ACTION: CLERK OF COUNCIL**

II. **Notification of appointments to Boards, Commissions, and Committees**

- a. **Building Codes Board of Assessment and Appeals – 3:** Council appointed Michael Lowman, Greg Mackie, and Tammy St. Clair to the board. **ACTION: CLERK OF COUNCIL**

III. **Items for Discussion**

- a. **Amending the Ordinance Requirements Regarding Residence for Members of the Planning Commission:** Council gave first reading to the ordinance amendment regarding residency requirements in the unincorporated area of Richland County for Planning Commission members. **ACTION: LEGAL, CLERK OF COUNCIL**
- b. **Amending the Ordinance Requirements Regarding Residence for Members of the Board of Zoning Appeals:** Council gave first reading to the ordinance amendment regarding residency requirements in the unincorporated area of Richland County for Board of Zoning Appeal members. **ACTION: LEGAL, CLERK OF COUNCIL**
- c. **Timeframe for Administrator to make recommendations after receiving recommendation from Grievance Committee:** The Administrator is to make recommendations to Council within 20 days

of receiving a report from the Grievance Committee. **ACTION: ADMINISTRATION**

- d. **Electronic Agenda Update:** The RFP is ready, but \$75,000 must be appropriated for the program.

4. APPROVAL OF RESOLUTIONS

- a. **A Resolution to Appoint and Commission Brandon C. Hooker, Thomas L. Smith, Jr., and Ceff R. Kennedy as Code Enforcement Officers for the Proper Security, General Welfare, and Convenience of Richland County:** Council approved the resolution appointing the aforementioned individuals as Code Enforcement Officers. **ACTION: CLERK OF COUNCIL, LEGAL**
- b. **A Resolution to Appoint and Commission Jimmy C. Montgomery as a Code Enforcement Officer for the Proper Security, General Welfare, and Convenience of Richland County:** Council approved the resolution appointing the aforementioned individual as a Code Enforcement Officer. **ACTION: CLERK OF COUNCIL, LEGAL**

- 5. CITIZENS INPUT:** Two people spoke. One spoke regarding Detention Center Officers' pay, and the other spoke regarding the Primary Voting process.

6. MOTION PERIOD

- 1. Montgomery made a motion to send the issue of Council Presentations to the Rules and Appointments Committee. Montgomery states that Council Presentations should only be for informational purposes, and should not be a time for organizations to request funds, for this circumvents the budget process. **ACTION: CLERK OF COUNCIL**

- 7. ADJOURNMENT:** Council adjourned at 8:40 p.m.