

**RICHLAND COUNTY COUNCIL
COUNCIL CHAMBERS
REGULAR SESSION
JANUARY 3, 2006
6:00 P.M.**

**CALL TO ORDER Honorable Anthony G. Mizzell,
Chairman**

INVOCATION Honorable Bernice G. Scott

**PLEDGE OF ALLEGIANCE
 Honorable Bernice G. Scott**

ELECTION OF CHAIRPERSON [Page 5]

ELECTION OF VICE-CHAIRMAN [Page 5]

SELECTION OF SEATS [Page 5]

ADOPTION OF AGENDA

CITIZEN'S INPUT

APPROVAL OF MINUTES

**Special Called Meeting: December 20, 2005
[Pages 6-11]**

**Zoning Public Hearing: December 20, 2005
[Pages 12-14]**

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

REPORT OF THE COUNTY ADMINISTRATOR

REPORT OF THE CLERK OF COUNCIL

REPORT OF THE CHAIRMAN

OPEN/CLOSE PUBLIC HEARINGS

APPROVAL OF CONSENT ITEMS

1.a., 2.a., 2b., 2.c.,2.d., 2.e., 3.a., 4.a, 4.b,

1. THIRD READING ITEMS

- a. Ordinance prohibiting through truck traffic on Olympia Avenue Between Heyward Street and Bluff Road in Richland County
[CONSENT] [Pages 15-16]**

2. SECOND READING ITEMS

- a. 05-106MA
City of Columbia
RU to HI (120 acres)
Wastewater Treatment Plant
11000-01-03
NW Quadrant of I-77 and Congaree River
[CONSENT] [Pages 17-19]**
- b. 05-107MA
Nick Leventis
RU to RS-E
Single Family Subdivision
17800-04-39
Rimer Pond Road
[CONSENT] [Pages 20-23]**
- c. 05-86MA
Seamon Hunter
RU to GC
Non-identified use
15000-05-06
West Side of Farrow Road
[CONSENT] [Pages 24-26]**

- d. **Ordinance authorizing a Quit-Claim Deed to William P. Vinson [CONSENT] [Pages 27-28]**
 - e. **Ordinance authorizing General Obligation Bond Anticipation Notes for Innovista Garage [CONSENT] [Pages 29-43]**
- 3. REPORT OF DEVELOPMENT AND SERVICES COMMITTEE [Page 44]**
- a. **Emergency Ordinance establishing a temporary moratorium and Approval of Floodplain Management Permits for Development or Construction within a portion of the Congaree River Floodplain [CONSENT] [Pages 45-47]**
- 4. REPORT OF ADMINISTRATOR AND FINANCE COMMITTEE [Page 48]**
- a. **Award of Waste Tire Hauling and Recycling Contract to Whitaker Container Service [CONSENT]**
 - b. **Disposal Contract Award to Loveless & Loveless Inc. for Construction, Demolition and Land Clearing Debris [CONSENT]**
- 5. Acceptance of Hopkins Property (Administrative Recommendation to defer to Committee on January 24th to allow compilation of additional information).**
- 6. Eau Claire Letter of Support (Livingston, Scott, Jeter)**
- 7. CITIZEN'S INPUT**
- 8. MOTION PERIOD**

9. ADJOURNMENT

2.6 ELECTION OF CHAIR

The Chair shall be elected at the first regular meeting of the Council in January, or as soon as practical, by the membership of the Council. The Chair shall serve continuously until the following January unless removed by a two-thirds majority vote of the full Council.

2.7 ELECTION OF VICE-CHAIR

The Vice-Chair shall be elected either at the first regular Council meeting in January or as soon thereafter as may be practical. The Vice-Chair shall preside in the absence of the Chair. In the absence of the Chair, the Vice-Chair or the senior member of Council shall preside.

3.1 SEATING

At the first meeting in January after the election and seating of the Chair and Vice-Chair, Council members shall select their seats based first on seniority in years of continuous service and then in alphabetical order.

**SCOTT
LIVINGSTON
SMITH
MCEACHERN
MIZZELL
PEARCE
CORLEY
DICKERSON
HUTCHINSON
JETER
MONTGOMERY**

MINUTES OF



RICHLAND COUNTY COUNCIL SPECIAL CALLED MEETING TUESDAY, DECEMBER 20, 2005 6:00 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: Anthony G. Mizzell
Vice-Chair L. Gregory Pearce, Jr.
Member: Doris M. Corley
Member: Joyce Dickerson
Member: Valerie Hutchinson
Member: Damon Jeter
Member: Paul Livingston
Member: Joseph McEachern
Member: Mike Montgomery
Member: Bemice G. Scott
Member: Kit Smith

ALSO PRESENT: Tony McDonald, Monique Walters, Michelle Onley, Michielle Cannon-Finch, Ashley Jacobs, Joe Cronin, Kendall Johnson, Roxanne Matthews, Amelia Linder, Milton Pope, Michael Criss, Anna Almeida, Dwight Hanna, Donny Phipps, Brad Farrar, Geo Price, Susan Britt, Daniel Driggers, Jennifer Dowden, Stephany Snowden, Brenda Carter, Harry Reed, Rodolfo Callwood

CALL TO ORDER

The meeting started at approximately 6:00 p.m.

INVOCATION

The Invocation was given by the Honorable L. Gregory Pearce, Jr.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable L. Gregory Pearce, Jr.

PRESENTATION OF RESOLUTIONS

Richard T. Laughridge, RMH Board Member – Ms. Dickerson presented Mr. Richard T. Laughridge with a resolution for his years of service on the RMH Board.

James H. Suddeth, Jr., RMH Board Member – Mr. Pearce presented Mr. James H. Suddeth, Jr., with a resolution for his years of service on the RMH Board.

ADOPTION OF AGENDA

Mr. Livingston moved, seconded by Mr. Montgomery, to add a report from the administrator search panel. The vote in favor was unanimous.

Ms. Scott moved, seconded by Mr. Livingston, to add the donation of Hopkins property for sewage contingent upon receipt of a hold harmless agreement from the present property owner. The vote in favor was unanimous.

Mr. Montgomery moved, seconded by Mr. McEachern, to add the transfer of property interest at the Richland County landfill site. The vote in favor was unanimous.

Mr. McEachern moved, seconded by Ms. Corley, to adopt the agenda as amended. The vote in favor was unanimous.

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: December 13, 2005 -- Ms. Hutchinson moved, seconded by Ms. Dickerson, to adopt the minutes as submitted. The vote in favor was unanimous.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. McEachern moved, seconded by Ms. Corley, to move these items to after Citizen's Input. The vote in favor was unanimous.

- a. **Innovista Garage**
- b. **Condemnation Action for Burdell Fuller Road**

(Council chose not to take up the issues of the Recreation Commission Lawsuit, Project Fish Fry and Historic Columbia Foundation.)

REPORT OF THE COUNTY ADMINISTRATOR

Council Retreat (Strategic Planning Session) – Mr. Pope advised Council that a draft agenda for the upcoming Council Retreat was distributed and asked Ms. Stephany Snowden to brief Council on the two possible dates and four proposed locations for the Council Retreat. A discussion took place.

Ms. Smith moved, seconded by Ms. Scott, to hold the Council Retreat at Wampee Conference Center on January 12-14, 2006. The vote in favor was unanimous.

REPORT OF THE CLERK OF COUNCIL

Council Group Picture—January 3, 2005 @ 5:00 p.m. – Ms. Finch stated that the photographer will be here on January 3, 2005 at 5:00 p.m. to take the Council Group photo. Also, anyone desiring to take an individual picture can do so at that time.

REPORT OF THE CHAIRMAN

Mr. Mizzell stated that it had been an honor and privilege serving as the Chair this past year and that he intends to run for Chair again.

PUBLIC HEARING ITEMS

- **Ordinance to Incorporate the “Southeast Richland Neighborhood Master Plan” into the Lower Richland Area Plan of the Imagine Richland 2020 Comprehensive Plan**

Ms. Evelyn Bush spoke against this item.

- **JEDA Bond Issue and Resolution**

No one signed up to speak.

APPROVAL OF CONSENT ITEMS

Ms Hutchinson moved, seconded by Ms. Corley, to approve the following consent items:

- **Ordinance to Incorporate the “Southeast Richland Neighborhood Master Plan” into the Lower Richland Area Plan of the Imagine Richland 2020 Comprehensive Plan**
- **Ordinance Amending the Richland County Code of Ordinances, Chapter 2 Administration; Article VIII, Personnel Regulations; Division 8, Grievance Proceedings; Section 2-476, Definitions**

The vote in favor was unanimous.

THIRD READING ITEMS

Land Development Code Wholesale Trade Uses – Mr. Pearce moved, seconded by Ms. Scott, to approve the code as distributed with the exception of 11g. A discussion took place. The vote in favor was unanimous.

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

Mr. Pearce moved, seconded by Ms. Scott, to approve this item according to the outline, which was distributed. The vote in favor was unanimous.

JEDA Bond Issue and Resolution – Mr. Livingston moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

Administrator Search Panel – A discussion took place. Mr. McEachern moved, seconded by Ms. Corley, to direct staff to begin developing a RFQ. The vote in favor was unanimous.

Hopkins Sewage Property – Ms. Jacobs briefed Council on this item.

Ms. Scott moved, seconded by Ms. Dickerson, to approve this item. A discussion took place wherein Ms. Scott stated that the sewage line is not going to be placed on this property.

Ms. Scott withdrew her motion.

Ms. Scott moved, seconded by Mr. Livingston, to defer this item to the January 3, 2006 meeting.

Point of Order – Mr. McEachern inquired as to whether this item needed to be forwarded to Committee before going to full Council.

The vote was in favor.

Transfer of Property Interest at the Richland County Landfill Site

1. **Ordinance Authorizing a Quit-Claim Deed to William P. Vinson** – Ms. Smith stated the committee's recommendation was to approve this item for First Reading. The vote in favor was unanimous.
2. **Acceptance of Easement, Right-of-Way Deed, and Encroachment Permit (Effective Upon 3rd Reading Approval of Ordinance)** – Ms. Smith stated the committee's recommendation was to approve this item. The vote in favor was unanimous.

CITIZEN'S INPUT

Mr. McEachern moved, seconded by Ms. Corley, to waive Council's rules regarding Citizen's Input and to allow Ms. Nancy Mason to speak regarding the Burdell Fuller condemnation issue. The vote in favor was unanimous.

Ms. Mason spoke against this item.

Ms. Scott moved, seconded by Mr. Montgomery to recess at 6:55 p.m. and reconvene after the Zoning Public Hearing. The vote in favor was unanimous.

Mr. Pearce moved, seconded by Mr. Montgomery, to reconvene at 7:11 p.m.

Ms. Dickerson moved, seconded by Ms. Hutchinson, to go into Executive Session to discuss the following items:

- a. **Innovista Garage**
- b. **Condemnation Action for Burdell Fuller Road**

=====
Council went into Executive Session at approximately 7:12 p.m. and came out at approximately 8:31 p.m.
=====

Mr. Pearce moved, seconded by Ms. Scott, to come out of Executive Session. The vote in favor was unanimous.

Ordinance Authorizing General Obligation Bond Anticipation Notes for Innovista Garage –
Mr. Livingston moved, seconded by Ms. Scott, to approve this item. The vote was in favor.

Legal Settlement of Condemnation Action for Burdell Fuller Road – Ms. Scott moved, seconded by Mr. McEachern, to defer this item.

Ms. Scott withdrew her motion.

Mr. Montgomery moved, seconded by Ms. Scott, to table this item. The vote in favor was unanimous.

MOTION PERIOD

There were no motions at this time.

ADJOURNMENT

The meeting adjourned at approximately 8:39 p.m.

Submitted by,

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr.

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, DECEMBER 20, 2005 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 | Anthony G. Mizzell |
| Vice-Chair | L. Gregory Pearce, Jr. |
| Member | Joyce Dickerson |
| Member | Valerie Hutchinson |
| Member | Damon Jeter |
| Member | Paul Livingston |
| Member | Joseph McEachern |
| Member | Bernice G. Scott |
| Member | Kit Smith |
| Member | Mike Montgomery |
| Member | Doris Corley |

OTHERS PRESENT: Geo Price, Kendall Johnson, Jennifer Dowden, Michael Criss, Amelia Linder, Anna Almeida, William Simon, Michelle Onley, Michelle Cannon-Finch, Tony McDonald, Brad Farrar, Susan Britt, Brian Cook, Monique Walters, Milton Pope

CALL TO ORDER

The meeting was called to order at approximately 7:02 p.m.

ADDITIONS/DELETIONS TO AGENDA – There were no additions or deletions at this time.

05-100MA, Roger Crouch, RM-HD to GC, Convenience Store, 16906-02-06, Joy Drive and Decker Blvd.

Mr. Mizzell opened the floor to the public hearing.

The citizen declined to speak at this time.

The floor to the public hearing was closed.

Mr. Montgomery moved, seconded by Ms. Hutchinson, to deny this item. The vote in favor was unanimous.

05-101MA, Cliff Rickard, RU to RS-LD, Single Family Residences, 23400-01-04 & 16, Langford Road & EJW Road

Mr. Mizzell opened the floor to the public hearing.

The citizen declined to speak at this time.

The floor to the public hearing was closed.

Ms. Dickerson moved, seconded by Ms. Scott, to deny this item. The vote in favor was unanimous.

05-106MA, City of Columbia, RU to HI, Wastewater Treatment Plant, 11000-01-03, NW Quadrant of I-77 & Congaree River

Mr. Mizzell opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Ms. Scott moved, seconded by Ms. Dickerson, to approve the re-zoning request for First Reading. The vote in favor was unanimous.

05-107MA, Nick Leventis, RU to RS-E, Single-Family Subdivision, 17800-04-39, Rimer Pond Road

Mr. Mizzell opened the floor to the public hearing.

The citizen declined to speak at this time.

The floor to the public hearing was closed.

Richland County Council
Zoning Public Hearing
Tuesday, November 29, 2005
Page Three

Ms. Dickerson moved, seconded by Ms. Scott, to approve the re-zoning request for First Reading. The vote in favor was unanimous.

FIRST READING

05-86MA, Seamon Hunter, RU to GC, 15000-05-06, West side of Farrow Road

Ms. Dickerson moved, seconded by Ms. Scott, to approve the re-zoning request. The vote in favor was unanimous.

ADJOURNMENT – Mr. McEachern moved, seconded by Mr. Montgomery to adjourn.

The meeting adjourned at approximately 7:11 p.m.

Submitted respectfully by,

Anthony Mizzell
Chair

The minutes were transcribed by Michelle M. Onley

DRAFT

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 17, MOTOR VEHICLES AND TRAFFIC; ARTICLE II, GENERAL TRAFFIC AND PARKING REGULATIONS; SECTION 17-9, THROUGH TRUCK TRAFFIC PROHIBITED; SO AS TO PROHIBIT THROUGH TRUCK TRAFFIC ON OLYMPIA AVENUE BETWEEN HEYWARD STREET AND BLUFF ROAD IN RICHLAND COUNTY, SOUTH CAROLINA.

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 THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. The Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II. General Traffic and Parking Regulations; Section 17-9, Through Truck Traffic Prohibited; is hereby amended by the deletion of the language contained therein and the substitution of the following language:

Section 17-9. Through truck traffic prohibited.

a. All through truck traffic is prohibited on Sparkleberry Lane in Richland County, South Carolina.

b. All through truck traffic is prohibited on Congress Road between Leesburg Road and Garners Ferry Road in Richland County, South Carolina.

c. All through truck traffic is prohibited on Bynum Road in Richland County, South Carolina.

d. All through truck traffic is prohibited on Summit Parkway in Richland County, South Carolina.

e. All through truck traffic is prohibited on Valhalla Drive in Richland County, South Carolina.

f. All through truck traffic is prohibited on Olympia Avenue between Heyward Street and Bluff Road in Richland County, South Carolina.

SECTION II. Severability. If any section, subsection, or clause of this Ordinance shall be held by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such finding shall not affect the validity of the remaining sections, subsections, and clauses of this Ordinance.

DRAFT

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 _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST this the _____ day of _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: November 1, 2005
Second Reading: November 15, 2005
Public Hearing: December 6, 2005
Third Reading: January 3, 2006 (tentative)

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR

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 HEREIN (TMS # 11000-01-03) FROM RU (RURAL DISTRICT) TO HI (HEAVY INDUSTRIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

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 RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (TMS # 11000-01-03) described in Exhibit A, which is attached hereto, from RU Rural District zoning to HI Heavy Industrial District zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be enforced after the date of an affirmative Third Reading.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: December 20, 2005
First Reading: December 20, 2005
Second Reading: January 3, 2006 (tentative)
Third Reading:

Exhibit A
Property Description

All that certain piece, parcel, or tract of land situate, lying and being on the east bank of the Congaree River in Richland County, south of the City of Columbia, South Carolina, containing 10 acres and delineated as Parcel "A" on a plat of property of Burwell D. Manning, Jr. by BP Barber and Associates, dated May 3, 1967 and recorded in Plat Book X at page 261 and having the following metes and bounds, to wit:

Beginning at a point on the east bank of the Congaree River 2,000 feet S 23°46', E of the property line dividing the property between Burwell D. Manning, Jr. and Overlook Inc. formerly Forsythe; thence running N 66°14' E 1,700 feet to a point; thence turning and running S 29°38' E 31,228.83 feet to a point; thence turning and running S 66°14' W 1,721 feet to a point on the eastern bank of the Congaree River to the point of beginning.

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

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 HEREIN (TMS # 17800-04-39) FROM RU (RURAL DISTRICT) TO RS-E (RESIDENTIAL, SINGLE-FAMILY, ESTATE DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

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 RICHLAND COUNTY COUNCIL:**

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (TMS # 17800-04-39) described in Exhibit A, which is attached hereto, from RU Rural District zoning to RS-E Residential, Single-Family, Estate District zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be enforced after the date of an affirmative Third Reading.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: December 20, 2005
First Reading: December 20, 2005
Second Reading: January 3, 2006 (tentative)
Third Reading:

Exhibit A
Property Description

Tract "A" Beginning at an iron new N 2° 01' 16" E for a distance of 924.34 feet to a old 32" pine stump. Thence continuing N 2° 1' 16" E for a distance of 10.49 feet to the calculated point. Thence continuing S 84° 46' 30" E for a distance of 30.33 feet to a calculated point. Thence continuing N 53° 10' 14" E for a distance of 21.87 feet to a calculated point. Thence continuing N 76° 56' 06" E for a distance of 21.40 feet to a calculated point. Thence continuing N 17° 34' 51" E for a distance of 15.07 feet to a calculated point. Thence continuing N 43° 31' 41" E for a distance of 31.75 feet to a calculated point. Thence continuing S 59° 48' 41" E for a distance of 26.74 feet to a calculated point. Thence continuing N 42° 4' 47" E for a distance of 15.21 feet to a calculated point. Thence continuing N 75° 23' 34" E. for a distance of 14.94 feet to a calculated point. Thence continuing N 7° 4' 22" E. for a distance of 30.87 feet to a calculated point. Thence continuing N 65° 0' 55" E. for a distance of 33.32 feet to a calculated point. Thence continuing N 35° 11' 59" E. for a distance of 12.95 feet to a calculated point. Thence continuing S 42° 16' 29" E for a distance of 17.96 feet to a calculated point. Thence continuing S 49° 17' 10" E for a distance of 32.75 feet to a calculated point. Thence continuing S 85° 26' 3" E for a distance e of 42.14 feet to a calculated point. Thence continuing S 45° 7' 40" E for a distance of 27.29 feet to a calculated point. Thence continuing S 71° 25' 6" E for a distance of 17.25 feet to a calculated point. Thence continuing N 40° 5' 37" E for a distance of 21.71 feet to a calculated point. Thence continuing S 49° 25' 20" E for a distance of 41.65 feet to a calculated point. Thence continuing S 34° 43' 34" E for a distance of 31.25 feet to a calculated point. Thence continuing N 79° 18' 24" E for a distance of 51.82 feet to a calculated point. Thence continuing S 64° 11' 41" E for a distance of 48.72 feet to a calculated point. Thence continuing N 65° 2' 56" E for a distance of 64.41 feet to a calculated point. Thence continuing S 75° 3' 0" E for a distance of 24.10 feet to a calculated point. Thence continuing S 20° 43' 2" E for a distance of 12.52 feet to a calculated point. Thence continuing S 76° 23' 7" E for a distance of 25.87 feet to a calculated point. Thence continuing S 45° 57' 13" E for a distance of 46.60 feet to a calculated point. Thence continuing S 65° 51' 20" E for a distance of 28.90 feet to a calculated point. Thence continuing S 63° 21' 40" E for a distance of 9.34 feet to an old iron. Thence continuing N 65° 42' 29" E for a distance of 11.44 feet to a calculated point. Thence continuing N 46° 43' 8" E for a distance of 36.85 feet to a calculated point. Thence continuing N 82° 57' 47" E for a distance of 30.03 feet to a calculated point. Thence continuing S 74° 16' 1" E for a distance of 37.00 feet to a calculated point. Thence continuing N 72° 59' 37" E for a distance of 38.54 feet to a calculated point. Thence continuing N 33° 12' 10" E for a distance of 34.97 feet to a calculated point. Thence continuing N 18° 40' 18" E for a distance of 20.11 feet to a calculated point. Thence continuing N 78° 15' 30" E for a distance of 15.58 feet to a calculated point. Thence continuing S 76° 7' 46" E for a distance of 21.75 feet to a calculated point. Thence continuing N 74° 52' 57" E for a distance of 55.57 feet to a calculated point. Thence continuing N 45° 5' 55" E for a distance of 53.98 feet to a calculated point. Thence continuing N 60° 15' 7" E for a distance of 36.93 feet to an old iron. Thence continuing S 65° 10' 39" E for a distance of

67.15 feet to a calculated point. Thence continuing S 84° 37' 46" E for a distance of 72.78 feet to a calculated point. Thence continuing N 70° 48' 22" E for a distance of 125.23 feet to an old railroad tie. Thence continuing on said plat S 12° 52' 53" E for a distance of 248.07 feet to an old 30" pine stump, 6' tall. Thence continuing on said plat N 54° 10' 6" W for a distance of 344.88 feet to an old iron. Thence continuing on said plat S 85° 38' 28" W for a distance of 315.05 feet to a new iron. Thence continuing S 62° 36' 7" E for a distance of 476.08 feet to an old iron. Thence continuing S 62° 33' 8" E for a distance of 256.27 feet to an old iron. Thence continuing S 11° 52' 42" W for a distance of 475.90 feet to an old iron. Thence continuing N 52° 26' 21" W for a distance of 419.33 feet to a calculated point. Thence continuing N 29° 46' 56" W for a distance of 12.09 feet to a calculated point. Thence continuing N 27° 53' 23" W for a distance of 37.98 feet to a calculated point. Thence continuing N 55° 17' 20" W for a distance of 50.80 feet to a calculated point. Thence continuing on said plat N 24° 32' 11" W for a distance of 566.29 feet to an old iron. Thence continuing N 66° 00' 40" W for a distance of 37.30 feet to an old iron. Thence continuing N 54° 22' 58" E for a distance of 56.32 feet to an old iron. Thence continuing S 59° 18' 42" W for a distance of 125.78 to an old iron. Thence continuing S 61° 13' 48" W for a distance of 52.96 to an old iron. Thence continuing S 38° 26' 37" W for a distance of 34.98 feet to an old iron. Thence continuing S 15° 35' 52" W for a distance of 39.89 feet to an old iron. Thence continuing S 10° 33' 34" W for a distance of 84.05 feet to an old iron. Thence continuing S 19° 41' 08" W for a distance of 121.46 feet to an old iron. Thence continuing S 24° 58' 54" W for a distance of 114.76 feet to an old iron. Thence continuing S 28° 43' 03" W for a distance of 0.93 feet to an old iron. Thence continuing S 28° 56' 34" W for a distance of 5.96 feet to an old iron. Thence continuing on an arc of a curve having a radius of 756.30 feet and bearing N 69° 02' 38" W for a distance of 120.03 feet to a new iron. Thence continuing S 84° 10' 31" W for a distance of 747.78 feet to a new iron. Thence continuing on said plat S 2° 01' 16" W for a distance of 471.6 feet to a new iron. Thence continuing on said plat S 87° 58' 44" E for a distance of 150 feet to a new iron, which is the point of beginning.

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

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 HEREIN (TMS # 15000-05-06) FROM RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

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 RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (TMS # 15000-05-06) described in Exhibit A, which is attached hereto, from RU Rural District zoning to GC General Commercial District zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be enforced after the date of an affirmative Third Reading.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: October 25, 2005
First Reading: December 20, 2005
Second Reading: January 3, 2006 (tentative)
Third Reading:

Exhibit A
Property Description

PARCEL ONE

All that certain piece, parcel or tract of land situate, with all improvements thereon, lying and being in the County of Richland, State of South Carolina, about fifteen (15) miles North of the City of Columbia, bordering on the New Winnsboro Road and consisting of one (1) acre, more or less, and being more particularly shown on a plat prepared for Carlos W. Bullock and H. Cheryl Bullock by Robert E. Collingwood, Jr., on August 18, 1970, to be recorded, said tract of land being bounded as follows, to wit: Beginning at a marker on S.C. HWY NO. 555, approximately nine hundred fifty (950') feet from U.S. HWY NO. 21, and continuing N 84° E along the property of Annie S. Faust for a distance of three hundred and four-tenths (300.4') feet to a marker; thence, turning and running N 29° W along the property of Annie S. Faust for a distance of one hundred forty-five (145') feet to a marker; thence, turning and running S 84° W along the property of Annie S. Faust for a distance of three hundred and four-tenths (300.4') feet to the right-of-way of S.C. HWY NO. 555; thence, turning and running along said right-of-way S 29° E for a distance of one hundred forty-five (145') feet to the point of beginning. Be all measurements a little more or less.

This property is a portion of fifteen (15) acres heretofore conveyed to Annie S. Faust by D.A. Swygert and S.L. Swygert by deed dated May 1, 1994, revealed from the records of the Clerk of Court for Richland County in Deed Book FQ at Page 203.

This being the same property heretofore conveyed to Seamon H. Hunter and Elaine W. Hunter by deed of Carlos W. Bullock and H. Cheryl Bullock dated November 2, 1979, and recorded in the Office of the Register of Deeds for Richland County in Deed Book 520 at Page 717 on November 2, 1979.

PARCELS TWO AND THREE

All that certain piece, parcel or tract of land, with all improvements thereon, situate, lying and being in the County of Richland, State of South Carolina, about fifteen (15) miles North of the City of Columbia, bordering on S.C HWY NO. 555, being more particularly shown as parcel "B" on a plat prepared for Seamon H. and Elaine W. Hunter by Associated Engineers & Surveyors, Inc., on February 16, 1981, recorded in the Office of the RMC for Richland County in Plat Book "Y" at Page 9877, on March 9, 1981.

AND

All that certain piece, parcel or tract of land, with all improvements thereon, situate, lying and being in the County of Richland, State of South Carolina, about fifteen (15) miles North of the City of Columbia, bordering on S.C HWY NO. 555, being more particularly shown as parcel "C" on a plat prepared for Seamon H. and Elaine W. Hunter by Associated Engineers & Surveyors, Inc., on February 16, 1981, recorded in the Office of the RMC for Richland County in Plat Book "Y" at Page 9877, on March 9, 1981.

This being the identical property heretofore conveyed to Seamon H. Hunter and Elaine W. Hunter by deed from Annie Faust dated March 12, 1981, and recorded in the Office of the Register of Deeds for Richland County in Deed Book 569 at Page 604 on March 12, 1981.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AUTHORIZING QUIT CLAIM DEED TO WILLIAM PATRICK VINSON FOR A CERTAIN PARCEL OF LAND LOCATED IN RICHLAND COUNTY, APPROXIMATELY SEVEN (7) MILES NORTHWEST OF THE CITY OF COLUMBIA, BEING DESCRIBED AS A TRIANGULAR CROSSHATCHED AREA OF 0.46 ACRES MORE OR LESS, AND BEING A PORTION OF RICHLAND COUNTY TMS # 06600-02-14.

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 I. The County of Richland and its employees and agents are hereby authorized to grant a quit claim deed to William Patrick Vinson for a certain parcel of land, as specifically described in the "Quit Claim Deed", which is attached hereto and incorporated herein.

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 _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: December 20, 2005
Second Reading: January 3, 2006 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF NOT EXCEEDING \$7,750,000 GENERAL OBLIGATION BOND ANTICIPATION NOTES, SERIES 2006A AND TAXABLE SERIES 2006B, OF RICHLAND COUNTY, SOUTH CAROLINA, FOR THE PURPOSE OF DEFRAYING A PORTION OF THE COSTS OF CONSTRUCTING A PARKING FACILITY; FIXING THE FORM AND DETAILS OF THE NOTES; PROVIDING FOR THE PAYMENT AND DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.

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. Definitions. Unless the context shall clearly indicate some other meaning, the terms defined in this Section shall have, for all purposes of this Ordinance, the meanings hereinafter specified, with the definitions equally applicable to both the singular and plural forms and vice versa. The term:

“2006A Notes” shall mean the General Obligation Bond Anticipation Notes, Series 2006A, authorized to be issued pursuant to Section 4 hereof.

“2006B Notes” shall mean the Taxable General Obligation Bond Anticipation Notes, Series 2006B, authorized to be issued pursuant to Section 4 hereof.

“Beneficial Owner” shall mean any purchaser who acquires beneficial ownership interest in an Initial Note held by the Depository. In determining any Beneficial Owner, the County, the Registrar and the Paying Agent may rely exclusively upon written representations made and information given to the County, the Registrar and the Paying Agent, as the case may be, by the Depository or its Participants with respect to any Series 2006 Notes held by the Depository or its Participants in which a beneficial ownership interest is claimed.

“Book-Entry Form” or “Book-Entry System” shall mean with respect to the Series 2006 Notes, a form or system, as applicable, under which (a) the ownership of beneficial interests in the Series 2006 Notes may be transferred only through a book-entry; and (b) physical Series 2006 Note certificates in fully registered form are registered only in the name of the Depository or its nominees as Holder, with the physical Series 2006 Note certificates “immobilized” in the custody of the Depository. The book-entry maintained by the Depository is the record that identifies the owners of participatory interests in the Series 2006 Notes when subject to the Book-Entry System.

“Books of Registry” shall mean the registration books maintained by the Registrar in accordance with Section 10 hereof.

“Code” shall mean the Internal Revenue Code of 1986, as amended.

“Council” shall mean the County Council of Richland County, South Carolina.

“County” shall mean Richland County, South Carolina.

“Depository” shall mean any securities Depository that is a “clearing corporation” within the meaning of the New York Uniform Commercial Code and a “clearing agency” registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a Book-Entry System to record ownership of beneficial interests in the Series 2006 Notes, and to effect transfers of the Series 2006 Notes, in Book-Entry Form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Holders” shall mean the registered owner or owners of any outstanding Series 2006 Note.

“Initial Notes” shall mean the Series 2006 Notes initially issued in Book-Entry Form as provided in Section 7 hereof.

“Letter of Representations” shall mean the Letter of Representations executed and delivered by the County to the Depository.

“Ordinance” shall mean this Ordinance.

“Participant” shall mean any bank, brokerage house or other financial institution for which, from time to time, the Depository effects book-entry transfers and pledges of securities deposited with the Depository.

“Paying Agent” shall mean the paying agent appointed pursuant to this Ordinance.

“Record Date” shall mean the fifteenth (15th) day of the month immediately preceding the maturity date of the Series 2006 Notes.

“Registrar” shall mean the registrar appointed pursuant to this Ordinance.

“S.C. Code” shall mean the Code of Laws of South Carolina 1976, as amended.

“Series 2006 Notes” shall mean, collectively, the 2006A Notes and the 2006B Notes in the aggregate principal amount of not exceeding \$7,750,000 authorized to be issued hereunder.

“State” shall mean the State of South Carolina.

SECTION 2. Findings and Determinations. The County Council hereby finds and determines:

(a) Pursuant to Section 4-9-10, Code of Laws of South Carolina 1976, as amended, the County operates under the Council-Administrator form of government and the County Council constitutes the governing body of the County.

(b) Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended (the "Constitution"), provides that general obligation debt may be incurred by the governing body of each County of the State of South Carolina for any public and corporate purpose in an amount not exceeding eight percent of the assessed value of all taxable property of such County.

(c) Pursuant to Title 4, Chapter 15 of the Code (the same being and hereinafter referred to as the "County Bond Act"), the governing bodies of the several counties of the State may each issue general obligation bonds to defray the cost of any authorized purpose and for any amount not exceeding their applicable constitutional limit.

(d) The County Bond Act provides that as a condition precedent to the issuance of bonds an election be held and the result be favorable thereto. Title 11, Chapter 27 of the Code of Laws of South Carolina 1976, as amended, provides that if an election be prescribed by the provisions of the County Bond Act, but not be required by the provisions of Article X of the Constitution, then in every such instance, no election need be held (notwithstanding the requirement therefor) and the remaining provisions of the County Bond Act shall constitute a full and complete authorization to issue bonds in accordance with such remaining provisions.

(e) The assessed value of all the taxable property in the County as of June 30, 2005, for tax year 2004, the last completed assessment thereof, for purposes of computation of the County's constitutional debt limit, is \$1,027,854,692 which excludes exempt manufacturing property in the amount of \$29,221,654. Eight percent of such sum is \$82,228,375. As of the date hereof, the outstanding general obligation debt of the County subject to the limitation imposed by Article X, Section 14(7) of the Constitution is \$45,224,230. Thus, the County may incur not exceeding \$37,004,145 of additional general obligation debt within its applicable debt limitation.

(f) The County, the City of Columbia and the University of South Carolina (the "University") have entered into a Memorandum of Understanding and Intergovernmental Agreement (the "Agreement") executed on May 31, 2005, June 4, 2005 and June 4, 2005, respectively. Under the terms of the Agreement the County has agreed to provide financing in an amount not to exceed \$7,750,000 to pay a portion of the cost of constructing certain parking facilities to serve occupants in certain buildings to be constructed in conjunction with the University's research campus. One of the parking facilities will provide parking for a University- owned approximately 125,000-square-foot wet/dry lab building and a privately owned approximately 110,000-square-foot office/dry lab building located in the Horizon Center block of the research campus. In order to assist the University in implementing its new research campus, the County will issue its Series 2006 Notes, the proceeds of which shall be applied to defray a portion of the costs of constructing and equipping an approximately 1,000-car parking garage and plaza to facilitate, primarily, parking for the Horizon Center (the "Project").

(g) The Project is necessary and in the best interest of the County. The issuance of the Series 2006 Notes authorized by this Ordinance for such purpose is necessary and such Series 2006 Notes will be issued for a corporate purpose and a public purpose of the County.

(h) Article X, Section 15 of the Constitution further provides that general obligation notes may be issued in anticipation of the proceeds of general obligation bonds which may lawfully be issued under such terms and conditions that the General Assembly may prescribe by law.

(i) Pursuant to the provisions of Title 11, Chapter 17 of the Code of Laws of South Carolina, 1976, as amended, any county, whenever authorized by general or special law to issue bonds, may, pending the sale and issuance thereof, borrow in anticipation of the receipt of the proceeds of the bonds.

(j) Pending the sale and issuance of the aforesaid general obligation bonds, it is in the best interest of the County to provide for the issuance of two series of bond anticipation notes in the aggregate principal amount of not exceeding \$7,750,000 in anticipation of the sale and issuance of such general obligation bonds and the receipt of the proceeds thereof for the purpose set forth above.

SECTION 3. Issuance of Bonds. There is hereby authorized to be issued general obligation bonds (the "Bonds") of the County in the principal amount of not exceeding \$7,750,000. The County irrevocably obligates and binds the County to effect the issuance of a sufficient amount of Bonds prior to the stated maturity of the general obligation bond anticipation notes authorized by Section 4 hereof, the proceeds of which shall be used to meet the payment of principal and interest, if necessary, on

such bond anticipation notes. The full faith, credit and taxing power of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds. Prior to the sale and issuance of the Bonds, the County shall enact an Ordinance setting forth the form and details of such Bonds.

SECTION 4. Authorization and Details of Series 2006 Notes. Pending the issuance and delivery of the Bonds and pursuant to Title 11, Chapter 17 of the Code of Laws of South Carolina 1976, as amended, there is hereby authorized to be issued not exceeding \$7,750,000 general obligation bond anticipation notes of the County to be designated "(\$ principal amount issued) General Obligation Bond Anticipation Notes, Series 2006A/Taxable Series 2006B, of Richland County, South Carolina". The proceeds of the Series 2006 Notes shall be applied for the purposes set forth in Section 2(e) hereof and other costs incidental thereto, including without limitation, engineering, architectural, financial and legal expenses.

The Series 2006 Notes shall be issued in fully registered form; shall be dated as of the date of their initial delivery or as otherwise determined by the Chairman of County Council or the Interim County Administrator; shall be in the denominations of \$5,000 or any integral multiple thereof; shall be numbered R-1 upward; shall be subject to redemption upon such terms as the Chairman of County Council or the Interim County Administrator determines; shall bear interest (calculated on the basis of a 360-day year of twelve 30-day months) from their date at such rates of interest approved by the Chairman of County Council or the Interim County Administrator; and shall mature not more than one year from their respective dates.

Both the principal of and interest on the Series 2006 Notes shall be payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts.

SECTION 5. Delegation of Authority to Determine Certain Matters Relating to the Series 2006 Notes. The Council hereby delegates to the Chairman of County Council and the Interim County Administrator the authority to offer the Series 2006 Notes for sale at such time or times as deemed to be in the best interest of the County. A Notice of Sale shall be distributed in the manner provided in Section 11 hereof. The Chairman of County Council or the Interim County Administrator is hereby authorized and empowered to determine the aggregate principal amount of each series of the Series 2006 Notes and to award the sale of the Series 2006 Notes to the respective lowest bidder therefor in accordance with the terms of the Notice of Sale for the Series 2006 Notes, provided the net interest cost of the 2006A Notes does not exceed 6% per annum and the net interest cost of the 2006B Notes does not exceed 8% per annum.

SECTION 6. [Reserved]

SECTION 7. Book-Entry System; Recording and Transfer of Ownership of the Series 2006 Notes. The Initial Notes will be eligible securities for the purposes of the Book-Entry System of transfer maintained by the Depository, and transfers of beneficial ownership of the Initial Notes shall be made only through the Depository and its participants in accordance with rules specified by the Depository. Such beneficial ownership must be of \$5,000 principal amount of the Series 2006 Notes or any integral multiple of \$5,000.

The Initial Notes will be issued in fully registered form, as a single note (representing the entire respective principal amounts of the 2006A Notes and the 2006B Notes), in the name of Cede & Co., as the nominee of the Depository. When the principal of and interest on the Initial Notes becomes due, the County shall transmit or cause the Paying Agent to transmit to the Depository an amount equal to such principal and interest. Such payments will be made to Cede & Co. or other nominee of the Depository as long as it is owner of record on the Record Date. Cede & Co. or other nominee of the Depository shall be

considered to be the owner of the Initial Notes so registered for all purposes of this Ordinance, including, without limitation, payments as aforesaid and receipt of notices. The Depository shall remit such payments to the Beneficial Owners of the Series 2006 Notes or their nominees in accordance with its rules and regulations.

The Depository is expected to maintain records of the positions of Participants in the Initial Notes, and the Participants and persons acting through Participants are expected to maintain records of the Beneficial Owners in the Initial Notes. The County, the Paying Agent and the Registrar make no assurances that the Depository and its Participants will act in accordance with such rules or expectations on a timely basis, and the County, the Paying Agent and the Registrar shall have no responsibility for any such maintenance of records or transfer of payments by the Depository to its Participants, or by the Participants or persons acting through Participants to the Beneficial Owners.

The County, the Paying Agent and the Registrar may treat the Depository (or its nominee) as the sole and exclusive owner of the Series 2006 Notes registered in its name for the purpose of payment of the principal of, interest or premium, if any, on the Series 2006 Notes, giving any notice permitted or required to be given to Holders under this Ordinance, registering the transfer of Series 2006 Notes, obtaining any consent or other action to be taken by Holders and for all other purposes whatsoever, and shall not be affected by any notice to the contrary. The County, the Paying Agent and the Registrar shall not have any responsibility or obligation to any Participant, any person claiming a beneficial ownership interest in the Series 2006 Notes under or through the Depository or any Participant, or any other person which is not shown on the Books of Registry of the County maintained by the Registrar as being a Holder, with respect to: the accuracy of any records maintained by the Depository or any Participant or the maintenance of any records; the payment by the Depository or any Participant of any amount in respect of the principal of or interest, if any, on the Series 2006 Notes or the sending of any transaction statements; any notice which is permitted or required to be given to Holders thereunder; the selection of Holders to receive payments upon any partial redemption of the Series 2006 Notes; or any consent given or other action taken by the Depository as a Holder.

SECTION 8. Successor Depository. If (a) the Depository determines not to continue to act as Depository for the Series 2006 Notes and gives reasonable notice to the Registrar or the County, or (b) the County has advised the Depository of the County's determination that the Depository is incapable of discharging its duties, the County shall attempt to retain another qualified securities depository to replace the Depository. Upon receipt by the County or the Registrar of the Initial Notes together with an assignment duly executed by the Depository, the County shall execute and deliver to the successor Depository the Series 2006 Notes of the same principal amount, interest rate, redemption provisions, if any, and maturity. If the County is unable to retain a qualified successor to the Depository, or the County has determined that it is in its best interest not to continue the Book-Entry System of transfer or that interests of the Beneficial Owners of the Series 2006 Notes might be adversely affected if the Book-Entry System of transfer is continued (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit it to make any such determination), and has made provision to so notify Beneficial Owners of the Series 2006 Notes by mailing an appropriate notice to the Depository, upon receipt by the County of the Initial Series 2006 Notes together with an assignment duly executed by the Depository, the County shall execute, authenticate and deliver to the Depository Participants' Series 2006 Notes in fully-registered form, in substantially the form set forth in Exhibit A of this Ordinance in the denomination of \$5,000 or any integral multiple thereof.

SECTION 9. Execution and Form of Series 2006 Notes. The Series 2006 Notes shall be executed in the name of the County with the manual or facsimile signature of the Chairman of County Council attested by the manual or facsimile signature of the Clerk to County Council with the seal of the County impressed or affixed thereon or a facsimile thereof. The Series 2006 Notes shall be issued in substantially the form attached hereto as Exhibit A. The Series 2006 Notes set forth shall not be valid or

become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each such Series 2006 Note shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth in Exhibit A.

SECTION 10. Books of Registry. The County shall cause the Books of Registry to be kept at the offices of the Registrar for the registration and transfer of the Series 2006 Notes. Upon presentation at its office for such purpose, the Registrar shall register or transfer, or cause to be registered or transferred, on such registry books, the Series 2006 Notes under such reasonable regulations as the Registrar may prescribe.

Each Series 2006 Note shall be transferable only upon the Books of Registry of the County, which shall be kept for such purpose at the office of the Registrar, by the registered owner thereof in person or by his duly authorized attorney upon surrender thereof together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any such Series 2006 Note, the Registrar on behalf of the County shall issue in the name of the transferee a new fully registered Series 2006 Note or Series 2006 Note of the same aggregate principal amount, interest rate and maturity as the surrendered Series 2006 Note. Any Series 2006 Note surrendered in exchange for a new registered Series 2006 Note pursuant to this Section 10 shall be canceled by the Registrar.

The County, the Registrar and the Paying Agent may deem or treat the person in whose name any fully registered Series 2006 Note shall be registered upon the registry books as the absolute owner of such Series 2006 Note, whether such Series 2006 Note shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Series 2006 Note and for all other purposes, and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Series 2006 Note to the extent of the sum or sums so paid, and neither the County nor the Registrar nor the Paying Agent shall be affected by any notice to the contrary.

SECTION 11. Sale of Series 2006 Notes; Form of Notice of Sale. The Series 2006 Notes shall be sold at public sale. A Notice of Sale for the Series 2006 Notes shall be provided to prospective purchasers of the Series 2006 Notes. In the Notice of Sale, the County may either fix the sale date or reserve the right to set the actual sale date by 48 hours notice disseminated by an electronic information service. If a fixed date is set, the County may reserve the right to modify such date by notice disseminated by an electronic information service at least 48 hours prior to the time set for receipt of proposals. The Notice of Sale shall be in substantially the form set forth in Exhibit B hereto. The Chairman of County Council or the Interim County Administrator may provide for proposals to be received in electronic format.

SECTION 12. Deposit and Use of Proceeds. The proceeds derived from the sale of the Series 2006 Notes shall be deposited with the County in a special fund to the credit of the County, and shall be applied solely to the purposes set forth in this Ordinance.

SECTION 13. Pledge of Bond Proceeds. For the payment of the principal of and, if necessary, interest on the Series 2006 Notes as the same respectively mature, there are hereby pledged the proceeds of the Bonds. The County at its option may also utilize any other funds available therefor for the payment of the principal of and interest on the Series 2006 Notes. Upon the delivery of the Bonds in anticipation of which the Series 2006 Notes are issued, sufficient of the proceeds of the Bonds shall be applied by the County to meet the payment of the principal of and, if necessary, interest on the Series 2006 Notes.

SECTION 14. Exemption from State Taxes. Both the principal of and interest on the Series 2006 Notes shall in accordance with the provisions of Section 12-2-50 of the Code of Laws of South Carolina 1976, as amended, be exempt from all State, county, municipal, County, and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

SECTION 15. Preliminary and Final Official Statements. The Council hereby authorizes the Chairman of County Council and the Interim County Administrator to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Series 2006 Notes together with a Notice of Sale. The Interim County Administrator is hereby authorized to deem "final" the Preliminary Official Statement for purposes of complying with the requirements set forth in Rule 15c2-12 of the Securities and Exchange Commission, promulgated under the Securities Exchange Act of 1934, as amended.

The Council hereby authorizes the Final Official Statement of the County, to be dated of even date of the sale date of the Series 2006 Notes, substantially in the form of the Preliminary Official Statement, with such modifications as the Chairman of County Council or the Interim County Administrator approves; the Chairman of County Council or the Interim County Administrator is hereby authorized and directed to execute copies of the Final Official Statement and deliver the same to the successful purchaser of the Series 2006 Notes, which execution and delivery shall be conclusive evidence of the approval of any such modifications; and the County hereby authorizes the use of the Preliminary Official Statement, the Final Official Statement, this Ordinance and the information contained herein and therein in connection with the public offering and sale of the Series 2006 Notes.

SECTION 16. Defeasance. The obligations of the County under this Ordinance and the pledges, covenants and agreements of the County herein made or provided for shall be fully discharged and satisfied as to any portion of the Series 2006 Notes, and such Series 2006 Notes shall no longer be deemed to be outstanding hereunder when:

(a) such Series 2006 Notes shall have been purchased by the County and surrendered to the County for cancellation or otherwise surrendered to the County or the Paying Agent and are canceled or subject to cancellation by the County or the Paying Agent; or

(b) payment of the principal of and interest on such Series 2006 Notes either (i) shall have been made or caused to be made in accordance with the terms thereof, or (ii) shall have been provided for by irrevocably depositing with a corporate trustee in trust and irrevocably setting aside exclusively for such payment, (1) moneys sufficient to make such payment, or (2) Government Obligations (hereinafter defined) maturing as to principal and interest in such amounts and at such times as will ensure the availability of sufficient moneys to make such payment and all necessary and proper fees, compensation and expenses of the Paying Agent. At such time as the Series 2006 Notes shall no longer be deemed to be outstanding hereunder, such Series 2006 Notes shall cease to draw interest from the due date thereof and, except for the purposes of any such payment from such moneys or Government Obligations as set forth in (ii) above, shall no longer be secured by or entitled to the benefits of this Ordinance.

"Government Obligations" shall mean any of the following:

(a) direct obligations of the United States of America or agencies thereof or obligations, the payment of principal or interest on which, in the opinion of the Attorney General of the United States, is fully and unconditionally guaranteed by the United States of America; and

- (b) non-callable, U. S. Treasury Securities - State and Local Government Series ("SLGS").

SECTION 17. Federal Tax Covenants. The County hereby covenants and agrees with the Holders of the 2006A Notes that it will not take any action which will, or fail to take any action which failure will, cause interest on the 2006A Notes to become includable in the gross income of the owners thereof for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of the 2006A Notes; and that use of the proceeds of the 2006A Notes shall be made which, if such use had been reasonably expected on the date of issue of the 2006A Notes would have caused the 2006A Notes to be "arbitrage bonds", as defined in Section 148 of the Code, and to that end the County hereby shall:

- (a) comply with the applicable provisions of Section 103 and Sections 141 through 150 of the Code and any regulations promulgated thereunder so long as the 2006A Notes are outstanding;
- (b) establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the Code relating to required rebates of certain amounts to the United States; and
- (c) make such reports of such information at the time and places required by the Code.

SECTION 18. Filings with Central Repository. In compliance with Section 11-1-85 of the Code of Laws of South Carolina 1976, as amended, the County covenants that it will file or cause to be filed with a central repository for further availability in the secondary bond market when requested: (a) a copy of the annual audit of the County within thirty (30) days of the County's receipt thereof; and (b) within thirty days of the occurrence thereof, relevant information of an event which, in the opinion of the County, adversely affects more than five percent (5%) of the County's revenue or its tax base.

SECTION 19. Notice of Initiative and Referendum. The County Council hereby delegates to its Chairman and the Interim County Administrator the authority to determine whether the Notice prescribed under the provisions of Title 11, Chapter 27, relating to the Initiative and Referendum provisions contained in Title 4, Chapter 9 of the Code of Laws of South Carolina 1976, as amended, shall be given with respect to this Ordinance, such notice being in substantially the form attached hereto as Exhibit _____. If such notice is given, the Chairman and the Interim County Administrator are authorized to cause such notice to be published in a newspaper of general circulation in the County.

SECTION 20. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the 2006 Notes and this Ordinance, such notice in substantially the form attached hereto as Exhibit _____, having been published in The State, a newspaper of general circulation in the County, not less than 15 days prior to the date of such public hearing.

SECTION 21. Authority to Execute Documents. The Council hereby authorizes the Chairman of County Council, the Clerk to County Council, the Interim County Administrator, the Finance Director and the County Attorney to execute such documents and instruments as may be necessary to effect the issuance of the Series 2006 Notes. The Council hereby retains the McNair Law Firm, P.A., as Bond Counsel with regard to the issuance of the Series 2006 Notes and the Bonds.

SECTION 22. Effective Date. This Ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Anthony G. Mizzell, Chair
Richland County Council

(SEAL)

ATTEST THIS _____ DAY OF
_____, 2006:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: December 20, 2005
Second Reading: January 3, 2006 (tentative)
Third Reading: January 17, 2006 (tentative)

[FORM OF SERIES 2006 NOTES]
UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
RICHLAND COUNTY

GENERAL OBLIGATION BOND ANTICIPATION NOTE, SERIES 2006A/TAXABLE SERIES 2006B
No. R-__

| | | | |
|--------------------------|--------------------------|--------------------------------|--------------|
| <u>INTEREST RATE</u> | <u>MATURITY DATE</u> | <u>ORIGINAL ISSUE DATE</u> | <u>CUSIP</u> |
|--------------------------|--------------------------|--------------------------------|--------------|

REGISTERED HOLDER: Cede & Co.

PRINCIPAL AMOUNT: _____ (\$ _____) Dollars

FOR VALUE RECEIVED, Richland County, South Carolina (the "County"), hereby promises to pay to the registered holder named above, or registered assigns, the principal amount shown above on the maturity date shown above, upon presentation and surrender of this Note at the principal office of _____ (the "Paying Agent"), in _____, to pay interest at the rate per annum shown above (based on 30-day month, 360-day year). Both principal of and interest on this Note are payable by check or draft mailed to the person in whose name this Note is registered on the registration books of the County maintained by the registrar, presently _____ (the "Registrar"), in _____, _____. The principal and interest on this Note are payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts.

This Note shall not be entitled to any benefit under the Ordinance of the County authorizing the Notes, nor become valid or obligatory for any purpose, until the Certificate of Authentication hereon shall have been duly executed by the Registrar.

This Note is one of an issue of general obligation bond anticipation notes of like date, interest rate, maturity, tenor and effect, except as to number aggregating \$ _____ issued pursuant to and in accordance with the Constitution and laws of the State of South Carolina, including Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended; Title 11, Chapter 17 of the Code of Laws of South Carolina 1976, as amended; and Ordinance No. 2005-125 duly enacted by the County Council of the County on November 30, 2005 (the "Ordinance"), in anticipation of the issuance of general obligation bonds (the "Bonds") to be issued by the County pursuant to the Ordinance and an ordinance providing for the form and details of the Bonds to be enacted by the County Council.

This Note is issued in anticipation of the issuance of general obligation bonds to be issued by the County and is payable, both as to principal and, if necessary, interest from the proceeds thereof.

This Note is a general obligation of the County and there is hereby pledged to the payment of the principal hereof and interest hereon, the full faith, credit and taxing power of the County. The County at its option may also utilize any other funds available therefor for the payment of the principal of and interest on this Note.

This Note is not subject to redemption prior to maturity.

This Note is transferable as provided in the Ordinance, only upon the books of the County kept for that purpose at the principal office of the Registrar by the registered holder in person or by his duly authorized attorney upon surrender of this Note together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered holder or his duly authorized attorney. Thereupon a new fully registered Note or Notes of the same aggregate principal amount, interest rate, and maturity shall be issued to the transferee in exchange therefor as provided in the Ordinance. The County, the Registrar and the Paying Agent may deem and treat the person in whose name this Note is registered as the absolute owner thereof for the purpose of receiving payment of or on account of the principal hereof and interest due hereon and for all other purposes.

Under the laws of the State of South Carolina, this Note and the interest hereon are exempt from all State, county, municipal, school district, and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and laws of the State of South Carolina to exist, to happen and to be performed precedent to or in the issuance of this Note exist, have happened and have been performed in regular and due time, form and manner as required by law; that the County has irrevocably obligated itself to issue and sell, prior to the stated maturity hereof, the general obligation bonds in anticipation of which this Note is issued; and that the amount of this Note, together with all other indebtedness of the County, does not exceed the applicable limitation of indebtedness under the laws of the State of South Carolina.

IN WITNESS WHEREOF, RICHLAND COUNTY, SOUTH CAROLINA, has caused this Note to be signed with the facsimile signature of the Chairman of County Council, attested by the facsimile signature of the Clerk to County Council with the seal of the County impressed or affixed hereon.

RICHLAND COUNTY, SOUTH CAROLINA

Chair, County Council

(SEAL)
ATTEST:

Clerk, County Council

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Note is one of the notes described in the within mentioned Ordinance of Richland County, South Carolina.

_____, as Registrar

Date of Authentication: _____

By: _____
Authorized Officer

CERTIFICATE

IT IS HEREBY CERTIFIED that the following is a true and correct copy of the respective complete final approving opinion of McNair Law Firm, P.A., Columbia, South Carolina, approving the issue of bond anticipation notes of which the within bond anticipation note is one, the original of which opinion was manually executed, dated and issued as of the date of delivery of and payment for the bond anticipation notes, and a copy of which is on file with Richland County, South Carolina.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Clerk, County Council

NOTICE OF SALE

\$ _____ GENERAL OBLIGATION BOND ANTICIPATION NOTES,
SERIES 2006A/TAXABLE SERIES 2006B, OF RICHLAND COUNTY, SOUTH CAROLINA

Bid Date: _____, 2006; 11:00 a.m.

Time and Place of Sale: NOTICE IS HEREBY GIVEN that bids for the purchase of \$ _____ General Obligation Bond Anticipation Notes, Series 2006A/Taxable Series 2006B (the "Notes"), of Richland County, South Carolina (the "County"), will be received by the Interim County Administrator until 11:00 a.m. (South Carolina time) on _____, 2006, in the office of the County Administrator, 2020 Hampton Street, 4th Floor, Columbia, South Carolina.

Sealed Bids: Each hand-delivered proposal shall be enclosed in a sealed envelope marked "Proposal for \$ _____ General Obligation Bond Anticipation Notes, Series 2006A/Series 2006B, of Richland County, South Carolina" and should be directed to the Interim County Administrator in the first paragraph hereof.

Facsimile Bids: The County will accept the facsimile transmission of a manually signed Official Bid Form at the risk of the bidder. The County shall not be responsible for any failure, misdirection, delay or error resulting from the selection by any bidder of any particular means of delivery of bids. The County will take reasonable steps to ensure the confidentiality of all bids transmitted to it by facsimile transmission, but cannot guarantee the confidentiality of information transmitted by such means. Bids by facsimile should be transmitted to the attention of J. Milton Pope, (803) 576-2106.

Electronic Bids: Electronic proposals must be submitted through i-Deal's Parity Electronic Bid Submission System ("Parity"). No electronic bids from any other providers of electronic bidding services will be accepted. Information about the electronic bidding services of Parity may be obtained from i-Deal, 1359 Broadway, 2nd Floor, New York, New York 10018, telephone (212) 849-5000.

PROPOSALS MAY BE DELIVERED BY HAND, BY MAIL, BY FACSIMILE TRANSMISSION OR BY ELECTRONIC BID, BUT NO PROPOSAL SHALL BE CONSIDERED WHICH IS NOT ACTUALLY RECEIVED BY THE COUNTY AT THE PLACE, DATE AND TIME APPOINTED, AND THE COUNTY SHALL NOT BE RESPONSIBLE FOR ANY FAILURE, MIDSIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Good Faith Deposit: No good faith deposit will be required.

Notes: The Notes will be issued in book-entry form in the denomination of [\$100,000] or any integral multiple thereof. The Notes will be dated as of _____, 2006, the expected date of delivery, and will mature on _____, 200_. Interest shall be computed on a 360-day year, 30-day month basis.

Redemption Provisions: The Notes are not subject to optional redemption prior to maturity.

Legal Authority and Security: The Notes are issued pursuant to the Constitution and laws of the State of South Carolina. The Notes are issued in anticipation of the receipt of proceeds of general obligation bonds to be issued by the County and are payable from the proceeds thereof. In addition, the full faith, credit and taxing power of the County will be pledged for the payment of the Notes.

Bid Requirements: Bidders must specify a single, fixed rate of interest per annum which the Notes shall bear according to the following restrictions: (a) the interest rate may not exceed five percent (5%); and (b) the interest rate specified must be a multiple of 1/100th of one percent. NO PROPOSAL FOR THE PURCHASE OF LESS THAN ALL THE NOTES OR AT A PRICE LESS THAN ___% OF THEIR PAR VALUE WILL BE CONSIDERED. Such premium shall be paid in cash as part of the purchase price. For purposes of bid computations, it is assumed the Notes will be dated _____, 2006. The Notes are being sold at par.

The Notes will be awarded to the bidder or bidders offering to purchase the Notes at the lowest net interest cost to the County. Such interest cost will be determined by computing the total dollar interest cost from the date of the Notes to maturity and deducting therefrom the premium offered over and above the principal amount. Any fees or costs to be paid by the County to the bidder will be treated as additional interest cost. In the event two or more bids have the same net interest cost, the Notes will be awarded jointly to such bidders submitting the same bid.

The Interim County Administrator reserves the right to reject any and all bids or waive irregularities in any bid. A bid for less than the face amount of the Notes will not be considered. Bids will be accepted or rejected by 3:00 p.m. on the day of sale.

Bid Form: No good faith check is required. It is requested, but not required, that your bid be submitted on the attached bid form. Each proposal should be enclosed in a sealed envelope marked "Proposal for \$_____ General Obligation Bond Anticipation Notes, Series 2006, of Richland County, South Carolina" and should be directed to the Mayor at the address in the first paragraph hereof.

Interest and Principal Payments: Payment of principal of and interest on the Notes will be made directly by the County to Cede & Co., as the registered owner of the Notes and nominee for The Depository Trust Company ("DTC"), on _____, 2006, in immediately available funds.

CUSIP Numbers: It is anticipated that CUSIP numbers will be printed on the Notes, but neither the failure to print such numbers on the Notes nor any error with respect thereto shall constitute cause for failure or refusal by the successful bidder to accept delivery of and pay for the Notes.

Delivery and Payment: Delivery of the properly executed Notes is expected to be made through DTC on _____, 2006. Payment for the Notes shall be made in immediately available funds.

Official Statement: The Preliminary Official Statement dated _____, 2006, has been deemed final by the County for purposes of paragraph (b)(1) of Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") but is subject to revision, amendment and completion in a final Official Statement as provided in the Rule. Within seven (7) business days of the bid opening date, the County will deliver the final Official Statement to the successful bidder in sufficient quantity to comply with the Rule.

Legal Opinion: The final approving opinion of McNair Law Firm, P.A., Columbia, South Carolina, Columbia, South Carolina, will be furnished without charge to the purchaser of the Notes at the time of their delivery.

Miscellaneous: Bidders are also requested to indicate whether any commitment fee will be required or whether the County will be requested to reimburse the successful bidder for out-of-pocket expenses and counsel fees.

Financial Advisor: The County has employed Merchant Capital, L.L.C., Atlanta, Georgia, as its Financial Advisor in connection with the issuance of the Notes.

Additional Information: The Preliminary Official Statement of the County with respect to the Notes is available and will be furnished to any person interested in bidding for the Notes upon request to the county's Bond Counsel, Francenia B. Heizer, Esquire, Post Office Box 11390, Columbia, South Carolina 29211, (803) 799-9800, fheizer@mcnair.net. The Preliminary Official Statement shall be reviewed by bidders prior to submitting a bid. Bidders may not rely on this Notice of Sale as to the complete information concerning the Notes. Persons seeking information should communicate with: J. Milton Pope, Interim County Administrator, Richland County, South Carolina, 2020 Hampton Street, Columbia, South Carolina 29205, (803) 576-2054, miltonpope@richlandonline.com or Francenia B. Heizer, Esquire, Post Office Box 11390, Columbia, South Carolina 29211, (803) 799-9800, fheizer@mcnair.net.

s/J. Milton Pope
Interim County Administrator, Richland County,
South Carolina

_____, 2006

RICHLAND COUNTY COUNCIL DEVELOPMENT AND SERVICES COMMITTEE

Doris Corley
District 1

Joyce Dickerson
District 2

Damon Jeter, Chair
District 3

Greg Pearce
District 6

Bernice G. Scott
District 10

*Tuesday, December 20, 2005
5:00 PM*

Recommendations

ITEMS FOR ACTION

- Consent** **A. Emergency Ordinance Establishing a Temporary Moratorium on Approval of Floodplain Management Permits for Development or Construction Within a Portion of the Congaree River Floodplain** – The ordinance was amended to state that the moratorium would not be applicable to applications for maintenance of existing structures, levies or buildings; or to bring existing structures into compliance with Richland County ordinances and/or U.S. Army Corps of Engineers standards. The committee recommended that Council give first reading approval to the amended ordinance. The vote in favor was unanimous.

Staffed by Joe Cronin

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN EMERGENCY ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON APPROVAL OF FLOODPLAIN MANAGEMENT PERMITS FOR DEVELOPMENT OR CONSTRUCTION WITHIN A PORTION OF THE CONGAREE RIVER FLOODPLAIN.

WHEREAS, Richland County is a participating community in the National Flood Insurance Program (“NFIP”) administered by the Federal Emergency Management Agency (“FEMA”). Pursuant to 44 C.F.R. § 60.3, FEMA must provide a participating community with data upon which floodplain management regulations shall be based. To be a participating community, Richland County is required by 44 C.F.R. § 60.2(h), to adopt and apply this data for enforcement of floodplain management regulations in unincorporated Richland County; and

WHEREAS, on November 18, 2005, the United States District Court, South Carolina Division, in the case of *Columbia Venture v. Federal Emergency Management Agency*, Case Number 3:01-4100-MBS, entered a written Order vacating the Congaree River base flood elevations as revised by the Federal Emergency Management Agency (“FEMA”) on August 20, 2001 and effective on February 20, 2002; and

WHEREAS, the Court’s Order rendered null and void the Congaree River base flood elevations as promulgated by FEMA on August 20, 2001 and effective February 20, 2002. Consequently, pursuant to 44 C.F.R. § 60.3, FEMA must provide sufficient data upon which Richland County’s floodplain regulations are to be based as they apply to the Congaree River Floodplain. To date, FEMA has not provided the required data; and

WHEREAS, the absence of sufficient data from FEMA concerning the Congaree River Floodplain constitutes an emergency; and

WHEREAS, an emergency moratorium on construction and development in flood-prone areas of the Congaree River Floodplain is needed to protect public health, safety and welfare, and to allow the County time to determine what actions may be needed to maintain compliance with the NFIP.

THEREFORE, BE IT ENACTED THAT:

SECTION I. Richland County Council hereby declares a moratorium on the approval or denial of any permit submitted to Richland County for construction, development, zoning, building, disturbance of land, or for stormwater management purposes, as defined within Chapter 26 of the Richland County Code of Ordinances, on property located in a flood-prone area within the Congaree River Floodplain; provided, however, this moratorium does not apply to permit applications for maintenance of existing structures, levees or buildings, or to bring existing levies into compliance with Richland County ordinances and/or U.S. Army Corps of Engineers’ standards.

Congaree River Floodplain means the geographic area shown on Flood Insurance Rate Map panels 0091, 0092, 0094, 0160, 0178 and 0190 for Unincorporated Richland County.

Flood-prone means any land area susceptible to being inundated by water from the overflow of inland waters, or the unusual and rapid accumulation or runoff of surface waters from any source.

~~This moratorium does not apply to permit applications for maintenance of existing structures, levees or buildings.~~

SECTION II. The Richland County Attorney and Interim Administrator, and/or their designees or agents, shall, before this Ordinance expires, make reasonable efforts to determine from FEMA or by other reasonable and necessary means, how Richland County will maintain compliance with the NFIP in light of the Order entered by the United States District Court, South Carolina Division, on November 18, 2005, in the case of *Columbia Venture v. Federal Emergency Management Agency*. The Richland County Attorney and Interim County Administrator shall report their findings to Richland County Council as soon as practicable before the expiration of this Ordinance.

SECTION III. 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 IV. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are superseded during the time this Ordinance is effective.

SECTION V. This Ordinance shall be effective immediately upon adoption by Richland County Council.

SECTION VI. This Ordinance shall expire ~~sixty one (61)~~ sixty (60) days following the date of adoption of this Ordinance, or until rescinded by Richland County Council, whichever is earlier.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

Attest this the _____ day of
_____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Adopted at a meeting duly assembled by the Richland County Council on this ____ day of _____, 2006, by a [2/3majority] OR [unanimous] vote of those members present.

RICHLAND COUNTY COUNCIL ADMINISTRATION AND FINANCE COMMITTEE

Kit Smith, Chair Mike Montgomery Paul Livingston Joseph McEachern Valerie Hutchinson
District 5 District 8 District 4 District 7 District 9

*Tuesday, December 20, 2005
Immediately Following D&S*

Recommendations

ITEMS FOR ACTION

- Consent A. Award of Waste Tire Hauling and Recycling Contract to Whitaker Container Service** – The committee recommended that Council approve a five year contract with Whitaker Container Service for the transportation and recycling of waste tires. The vote in favor of the motion was unanimous.
- Consent B. Disposal Contract Award to Loveless & Loveless Inc. for Construction, Demolition and Land Clearing Debris** – The committee recommended that Council approve the five year contract with Loveless & Loveless Inc. for disposal of C&D waste generated from the curbside collection program and the Lower Richland Drop-Off Center. The vote in favor of the motion was unanimous.
- C. Transfer of Property Interest at the Richland County Landfill Site**
- Consent 1. Ordinance Authorizing a Quit-Claim Deed to William P. Vinson** – The committee recommended that Council give first reading approval of an ordinance granting a quit-claim deed to Mr. Vinson. The vote in favor was unanimous.
(This item was given first reading by Council during the Special Called Meeting on December 20, 2005.)
- Consent 2. Acceptance of Easement, Right-of-Way Deed, and Encroachment Permit** – The committee recommended that Council accept an easement from Mr. Vinson to access the methane monitors located on the property for measuring and maintenance purposes. The vote in favor was unanimous.
(This item was approved by Council during the Special Called Meeting on December 20, 2005.)

Staffed by Joe Cronin