

RICHLAND COUNTY COUNCIL DEVELOPMENT & SERVICES COMMITTEE

Bernice G. Scott
District 10

Joyce Dickerson
District 2

Greg Pearce
District 6

Damon Jeter, Chair
District 3

Doris Corley
District 1

*April 26, 2005
5:00 PM*

**Richland County Council Chambers
County Administration Building
2020 Hampton Street**

Call To Order

Approval of Minutes – March 22, 2005: Regular Session Meeting (Pages 3 – 5)

Adoption of Agenda

I. Items for Action

A. Department of Public Works:

- 1. Northeast Transportation Study** (Pages 6 – 8)
- 2. Richland County Solid Waste Collector Rate Increase** (Pages 9 – 11)
- 3. Private Pond Maintenance Policy** (Pages 12 – 17)

B. Richland County Coroner: Children’s Health & Safety Council Safe Sleep Campaign (Pages 18 – 20)

C. Blythewood Intergovernmental Agreement (Pages 21 – 35)

II. Items for Information / Discussion

A. Department of Public Works

- 1. Report on Anti-Littering and Clean Up Efforts** (Page 36)
- 2. Roads & Drainage / Stormwater Management “In House” Project Report** (Pages 37 – 40)

B. Planning Department: Wholesale Trade in a General Commercial Zoning District (Pages 41 – 42)

III. Items Pending Analysis

There are no items in this section.

Adjournment

Staffed by Joe Cronin

MINUTES OF



**RICHLAND COUNTY COUNCIL
DEVELOPMENT AND SERVICES COMMITTEE
TUESDAY, MARCH 22, 2005**

5:00 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.

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MEMBERS PRESENT

Chair: Damon Jeter
Member: Joyce Dickerson
Member: Bernice G. Scott

MEMBERS ABSENT: Doris M. Corley and L. Gregory Pearce, Jr. (due to hospitalization).

OTHERS PRESENT – Joseph McEachern, Paul Livingston, Tony Mizzell, T. Cary McSwain, Milton Pope, Chris Eversman, Larry Smith, Ashley Bloom, Roxanne Matthews, Michielle Cannon-Finch, Carrie Neal, Amelia Linder, Stephany Snowden, Chief Harrell, Frannie Heizer, Daniel Driggers, Joe Cronin, Marsheika Martin

CALL TO ORDER – The meeting started at approximately 5:04 p.m.

APPROVAL OF MINUTES – February 22, 2005 – Ms. Scott moved, seconded by Ms. Dickerson, to adopt the minutes as submitted. The vote in favor was unanimous.

ADOPTION OF AGENDA – Ms. Scott moved, seconded by Ms. Dickerson, to adopt the agenda as submitted. The vote in favor was unanimous.

ITEMS FOR ACTION

Facilities and Grounds Maintenance: Ordinance to Authorize Utility Easement at Columbia Owens Downtown Airport

Ms. Scott moved, seconded by Ms. Dickerson, to approve. The vote in favor was unanimous.

Page Two

Department of Public Works: Solid Waste Management Plan

Ms. Scott moved, seconded by Ms. Dickerson, to accept the recommendation of staff.

Mr. Jeter requested for staff to give an update of this item.

Mr. Chris Eversman, Director of Public Works, gave a brief update on the plan. He stated there have been some directed revisions by the Council with regards to a specific area in the Plan for the County which dealt with MSW landfills. He pointed Council to the most updated draft of the Plan which he states was provided to Council a week ago for review. Mr. Eversman reported that the current draft of the Plan does meet the 20-year planning requirement by DHEC.

A discussion took place.

Mr. Livingston requested a written response from DHEC regarding questions and concerns; such as:

- Does the law require for the County to adopt a 20-year plan
- Does any 20-year plan adopted have to demonstrate that the County was handling the county waste itself of 20 years
- Does DHEC has the authority to reject any solid waste plan or simply to accept what the County gives
- Can DHEC deny expansion of any landfill based on Richland County's current Solid Waste Plan

The discussion continued.

Ms. Scott moved, seconded by Ms. Dickerson, forward to Council for approval; and if information is not received as requested, it can then be deferred. The vote was in favor.

ITEMS FOR INFORMATION/DISCUSSION

Restructuring the Membership to the Richland County Development Corporation

Mr. McSwain gave a brief update.

Mr. McEachern requested looking at examples from different entities.

Ms. Dickerson moved, seconded by Ms. Scott, to send this item to full Council for discussion and approval. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Ms. Scott recognized Ms. Carrie Neal, Finance Director, in the audience.

Page Three

Blythewood Intergovernmental Agreements (IGA's)

Ms. Dickerson stated that she has been working with staff on this item and recommendations have been sent to different departments for review.

POINT OF PERSONAL PRIVILEGE - Ms. Dickerson recognized Mr. John Hicks, Blythewood County Administrator, in the audience.

ADJOURNMENT – The meeting adjourned at approximately 5:33 p.m. The vote in favor was unanimous.

Submitted by,

Damon Jeter, Chair

The minutes were transcribed by Marsheika G. Martin

Richland County Council Request of Action

Subject: Northeast Transportation Study

A. Purpose

County Council is requested to adopt the Northeast Transportation Study. The Northeast Transportation Study is intended to identify improvements to accommodate current and long-term travel demands within the northeast area of Richland County.

B. Background / Discussion

The Northeast Transportation Study was performed by the LPA Group, Inc. (LPA). The study area is bounded by Fairfield County to the north, I-20 to the south, Kershaw County to the east and North Branch Creek to the west. The study includes both the I-77 Corridor and the Northeast Panning Area.

The study was divided into the following five major tasks:

1. Collect information on area transportation
2. Conduct field inventory
3. Analyze the area transportation system
4. Evaluate potential improvements
5. Develop an improvement plan

LPA assisted Richland County in developing a project evaluation and ranking system to prioritize the transportation improvements. Improvements include roadway improvements such as widening existing roads and paving new roads. Also included are intersection improvements such as adding turns lanes and realignments.

The study identifies the current Level of Service (LOS) for the major roads within the northeast area, the LOS in the year 2025 with no improvements and the LOS in the year 2025 with all improvements. Please refer to the attached copy of the Northeast Transportation Study (previously provided to all County Council Members).

Richland County Council, Richland County Planning Commission, and the Richland County Transportation Committee provided input into the ranking procedure. The same ranking procedure will be used to evaluate and rank projects in future studies for the South and Northwest areas of Richland County.

The Northeast Transportation Study was sent to the Development & Services Committee (D&S) on May 25, 2004. The D&S Committee recommended that County Council adopt the Northeast Transportation Study. On June 1, 2004, Council deferred the item; therefore, no action was taken.

C. Financial Impact

There are no immediate financial impacts associated with adopting the study. Projects of this magnitude are funded by State and Federal construction funding obtained through the COATS process. Please refer to the provided copy of the Northeast Transportation Study for order-of-magnitude cost estimates prepared by LPA.

D. Alternatives

There are two alternatives that exist for this project and are as follows:

1. Adopt the Northeast Transportation Study and commit to the future transportation needs of the northeast area of Richland County.
2. Do not adopt the Northeast Transportation Study at this time.

E. Recommendation

It is recommended that County Council adopt the Northeast Transportation Study and commit to the future transportation needs of the northeast area of Richland County.

Recommended by: Christopher S. Eversmann, PE **Department:** Public Works
Date: April 12, 2005

F. Approvals

Finance

Reviewed by (Budget Dir.): Daniel Driggers Date: 4/12/05

Recommend Council approval Recommend Council denial

Comments regarding recommendation: We have not reviewed the study therefore are unable to make a recommendation. There are a few questions that are created from the Financial Impact section of the ROA: It states there are “no immediate financial impacts.” What are the long-term costs associated with the study? At this point have State and/or Federal construction funding been committed for these projects? Is the project list tied to the State/Federal commitment of funds? Is there an alternative plan for funding if those funds are not available?

Legal

Reviewed by: Amelia R. Linder Date: 4/15/05

Recommend Council approval Recommend Council denial

Comments regarding recommendation: It is my understanding that by accepting this study, County Council is committing to a long-term policy of traffic improvements in the northeast portion of the county (as identified in the study), not only by acknowledging the current traffic problems, but also by setting forth their priorities for improvements once funding becomes available. Upon approval, this plan will be sent to the Central Midlands Council of Governments for COATS funding.

Disapproval of this plan (or any alternative plan) will delay the County's ability to obtain funding; therefore improvements will be delayed and traffic congestion will continue as reflected in the study.

Administration

Reviewed by: Tony McDonald

Date: 4/20/05

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend that the Council adopt the Northeast Transportation Study as a systematic approach for addressing future transportation needs in the northeast portion of the County. Similar studies are to follow for the south and northwest portions of the County.

Richland County Council Request of Action

Subject: Richland County Solid Waste Collector Rate Increase Request

A. Purpose

County Council is requested to consider a request for approval of a contract rate increase for Allwaste Sanitation, Incorporated (ASI) to provide solid waste collections services.

B. Background / Discussion

ASI has requested a rate increase of \$1.30 / residence per month in order to continue to provide solid waste collection services to over 14,000 residences in Northwest Richland County (Service Area 1). ASI has indicated the request is due to increased and unforeseen operational costs and that they will not be able to continue to provide service if the increase is not approved.

The current base rate per residence is \$8.79 / residence per month. The new base rate, if the increase is approved, would be \$10.09 / residence per month.

C. Financial Impact

If the rate increase is approved, the projected financial impact to the Solid Waste Collection Budget would be the following *additional expenditures* through the remainder of contract period.

\$122,523 for the FY 2005 Budget (6 months),
\$253,183 for the FY 2006 Budget (12 months), and
\$130,659 for the FY 2007 Budget (6 months).

Approval of this request will require additional funding of \$122,523 for the FY 2005 Collections Budget

A spreadsheet identifying current contracts rates, proposed contract rates if the increase is approved and the impact on the Solid Waste Collection Budget for the FY 2005 through FY 2007 Budgets is attached.

D. Alternatives

1. Approve the rate increase for Solid Waste Collection Contract for Service Area 1 and amend the Collections budget accordingly.
2. Do not approve the rate increase for Solid Waste Collection Contract for Service Area 1.

E. Recommendation

Alternative 1 is recommended.

Recommended by: Christopher S. Eversmann, PE
Date: April 12, 2005

Department: Public Works

F. Approvals

Finance

Reviewed by (Budget Dir.): Daniel Driggers Date: 4/21/05

Recommend Council approval Recommend Council denial

Comments regarding recommendation: Recommend denial until addition information can be obtained to complete a more comprehensive analysis of impact.

1. It is unclear if approval will add additional funding for current year therefore requiring a budget amendment or can the current year requirement be absorbed.
2. Has the additional funding for FY 06 been included in requested budget or will this require an adjustment to the request? The answer may change the administrator's recommendation on the FY 06 Solid Waste.
3. What is the impact of the increase to the collection fee? Will a fee increase be required in FY 05? FY 06?

Procurement

Reviewed by: Rodolfo A. Callwood Date: April 21, 2005

Recommend Council approval Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Amelia R. Linder Date: 4/21/05

Recommend Council approval Recommend Council denial

Comments regarding recommendation: Both alternatives appear to be legally sufficient.

Administration

Reviewed by: Tony McDonald Date: 4/21/05

Recommend Council approval Recommend Council denial

Comments regarding recommendation: This request is the result of recent contract negotiations with the contractor and should, therefore, be discussed in executive session. A recommendation will be provided to the Committee at that time.

Projections for January 1, 2005 - Decemeber 31, 2006

FY-2005 Jan 1, 2005 - June 30, 2005

Quarters 2

	Current Cost	Requested Cost	Differences
Curbside	795,721.34	913,404.82	117,683.48
Backyard	\$ 32,724.64	\$ 37,564.46	4,839.82
Total	\$ 828,445.99	\$ 950,969.28	122,523.30

FY-2006 July 1, 2005 - June 30, 2006

Quarters 4

	Current Cost	Requested Cost	Differences
Curbside	1,642,468.64	\$ 1,885,382.09	\$ 242,913.45
Backyard	\$ 69,427.28	\$ 79,697.58	\$ 10,270.30
Total	1,711,895.92	\$ 1,965,079.67	\$ 253,183.75

FY-2007 July 1, 2006 - December 31, 2006

Quarters 2

	Current Cost	Requested Cost	Differences
Curbside	\$ 846,747.29	\$ 971,977.27	\$ 125,229.98
Backyard	\$ 36,703.60	\$ 42,133.12	\$ 5,429.52
Total	\$ 883,450.89	\$ 1,014,110.38	\$ 130,659.49

Richland County Council Request of Action

Subject: Private Pond Maintenance Policy

A. Purpose:

The purpose of this report is to request County Council's consideration of the Department of Public Works Private Pond Maintenance Policy

B. Background / Discussion

Richland County Stormwater Management has identified or been made aware of several areas of concern with respect to private water-bodies. These water bodies are in existence for a variety of reasons including recreation, aesthetics, and utility (water supply and power generation). Concurrently, stormwater retention or detention is also accomplished. It is not uncommon for these private water-bodies to be integral to public drainage systems. As such, they may be adversely affected by both controllable and uncontrollable factors that include adjacent development, discharge from public road drainage network, above average rainfall, and topography of the watershed.

In order to mitigate or reduce the negative impact of connection of private water-bodies to public drainage systems, the Department of Public Works has developed criteria and considerations that will allow Richland County to perform appropriate maintenance activity at private ponds.

C. Financial Impact

This program will be implemented using existing resources. No additional funding is requested.

D. Alternatives

1. Approve the Private Pond Maintenance Policy.
2. Reject request. Under this alternative, the Department of Public Works would deny maintenance request on private property until instructed by County Administration to perform any activity.

E. Recommendation

The recommendation is to accept alternative 1.

Recommended By: Rocky Archer, PE, Stormwater Manager **Department:** Public Works
Date: April 11, 2005

F. Approvals

Public Works

Reviewed by: Christopher S. Eversmann, PE

Date: April 12, 2005

Recommend Council approval

Recommend Council denial

Comments: Recommend approval.

Finance

Reviewed by (Budget Dir.): Daniel Driggers

Date: 4/12/05

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: No budgetary impact therefore no recommendation recommended.

Legal

Reviewed by: Bradley T. Farrar

Date: 4/15/05

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: The request is in the proper legal form. The County as a matter of policy can perform the maintenance contemplated in this request of action. However, there appears to be no legal requirement for the County to perform maintenance on private ponds, as there generally is no such duty with respect to any private property. It is recommended that County access be acquired through easements with sufficient buffers to allow for maintenance within County rights-of-way, as with traditional easement acquisition. Any work on ponds, whether at the outfill area of County installed and owned piping, or beyond, should be done consistent with federal, state and county environmental laws so the County does not inadvertently disturb wetlands. A valid public purpose should be found by the County governing body in each case of proposed maintenance in and around private property. Access and liability issues should be considered, and are appropriate for discussion only for attorney-client privileged communications.

Administration

Reviewed by: Tony McDonald

Date: 4/21/05

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: The removal of silt from private lakes that originates from public drainage systems has been a longstanding concern for residents living near such lakes. The County has continuously been asked to provide assistance but has not done so due to the lack of policy to address these maintenance issues. The attached policy is an attempt by the Public Works Director to address these issues and to help mitigate the siltation that occurs where public drainage systems feed into private lakes. Accordingly, it is recommended that the proposed policy be given consideration by the Council, and, if the Council is supportive, that the policy be formally adopted, with the points made by the Legal staff (above) being incorporated.



DEPARTMENT OF PUBLIC WORKS
BEST MANAGEMENT PRACTICE STANDARD

STANDARD # **26.17.1(O)**

TITLE: Private Pond Maintenance Policy	NUMBER OF PAGES: 4
EFFECTIVE DATE: Pending	LEAD AGENCY: Stormwater Management
PREPARED BY: Rocky Archer, PE Stormwater Manager	AUTHORIZED BY: Christopher S. Eversmann, PE Public Works Director
REFERENCES: None	REVIEW DATE: Effective Date plus (5) years

I. Purpose

To establish criteria and considerations that will allow Richland County to perform appropriate maintenance activity at private ponds in order to mitigate or reduce the negative impact of connection of private water-bodies to public drainage systems

II. Definitions

- A. Dry detention basins – Depressions that are excavated for the purpose of detaining excess stormwater runoff from newly developed land. Basins are also created to act as holding areas for the initial runoff of stormwater in order to allow sediment and pollutants to settle out from the stormwater medium. Dry detention basins may serve the same function as a pond, but there are significant differences. As their name suggests, they are most often dry (*i.e.* – lack standing water). Also, they are not considered an amenity to the community. As such, they are considered infrastructure and, in the case of residential subdivisions, are deeded to the County for perpetual maintenance.
- B. Pond – A water body that, under normal circumstances, retains water. This water may be stormwater runoff or groundwater from an active spring. They may be naturally occurring or constructed. Ponds are considered an amenity (as opposed to infrastructure). However, they may be integrated into a drainage system.
- C. Private water-bodies – Receiving waters (most often ponds, lakes or basins) that are privately owned by individuals or an association for which Richland County has no ownership or formal maintenance responsibilities. Private water-bodies may be integral to public drainage systems.

- D. Public drainage system – A stormwater conveyance system whose maintenance is the responsibility of a public entity that provides area drainage to a publicly maintained road network. Private water-bodies may be integral to these systems.
- E. Waters of the state - Lakes, bays, sounds, ponds, impounding reservoirs, springs, wells, rivers, streams, creeks, estuaries, marshes, inlets, canals, the Atlantic Ocean within the territorial limits of the State and all other bodies of surface or underground water, natural or artificial, public or private, inland or coastal, fresh or salt, which are wholly or partially within or bordering the State or within its jurisdiction; *South Carolina Code of Laws Section 48-1-10*.

III. Background

In 1990, the Environmental Protection Agency (EPA) established The National Pollutant Discharge Elimination System (NPDES) to reduce the quantity of pollutants that may be transported through the Storm Sewer Systems to “Waters-of-the-State”. The South Carolina Department of Health and Environmental Control (SCDHEC) Bureau of Water issued a NPDES Permit to Richland County in April 2000. In compliance with that Permit, Richland County has inventoried stormwater drainage systems and the locations to which they outfall into waters-of-the-state.

In the process of performing this inventory, Richland County has identified or been made aware of several areas of concern with respect to private water-bodies. These water bodies are in existence for a variety of reasons including recreation, aesthetics, and utility (water supply and power generation). Concurrently, stormwater retention or detention is also accomplished. It is not uncommon for these private water-bodies to be integral to public drainage systems. As such, they may be adversely affected by both controllable and uncontrollable factors that include adjacent development, discharge from public road drainage network, above average rainfall, and topography of the watershed.

IV. Problem

Among the more negative effects on these private water-bodies from their integration with the area public drainage system are deposits of sediment carried by stormwater flowing into them (or siltation). The accumulation of sediment reduces pond volume and alters or obstructs the natural or designed stormwater flow path. Sedimentation can also impair water quality by providing a medium for the transportation of pollutants into the pond.

Some ponds are dedicated to Richland County at the time of development. This occurs predominantly in residential developments in which the roads and drainage system are to be maintained by Richland County. Whereas other ponds remain private, pre-date any formal maintenance policy, or are natural waters-of-the-state. Consequently, consideration for public maintenance of these ponds has not, heretofore, been addressed.

V. Policy

In order to mitigate or reduce the negative impact of connection of private water-bodies to public drainage systems, it is necessary to develop criteria and considerations that will allow Richland County to perform appropriate, limited maintenance activity on private ponds. These criteria and considerations are as follows:

- A.** Adjacent development with public road or drainage network discharges stormwater runoff directly into the pond, and;
- B.** The pond or lake should not be “isolated” or contained within a single property, and;
- C.** Maintenance activity will not disturb any wetland area, and;
- D.** Property owners must grant and sign easement agreements to access each of the established discharge points and surrounding area, and;
- E.** Hold harmless agreements must be obtained from property owners who provide access easements and the Pond Owners Association.

Other considerations that may facilitate County maintenance participation:

- F.** The presence of a perennial stream flowing through the pond, or;
- G.** Recommendation by County Public Works Staff and approval by County Council.

VI. Procedure

Upon agreement of listed criteria, the County can proceed with the corrective action needed. In order to effectively resolve the problem, the County must first assess the stormwater runoff discharge points and then develop a plan to meet that particular need. County staff will determine the need for structural repair, the extent of sedimentation, or the amount of debris removal.

All easement and hold harmless agreements shall be recorded prior to any maintenance activity is performed.

All dredging activity performed by the County will be limited to the furthest extent of determined sedimentation that can be practically reached using excavation equipment organic to the County Public Works fleet.

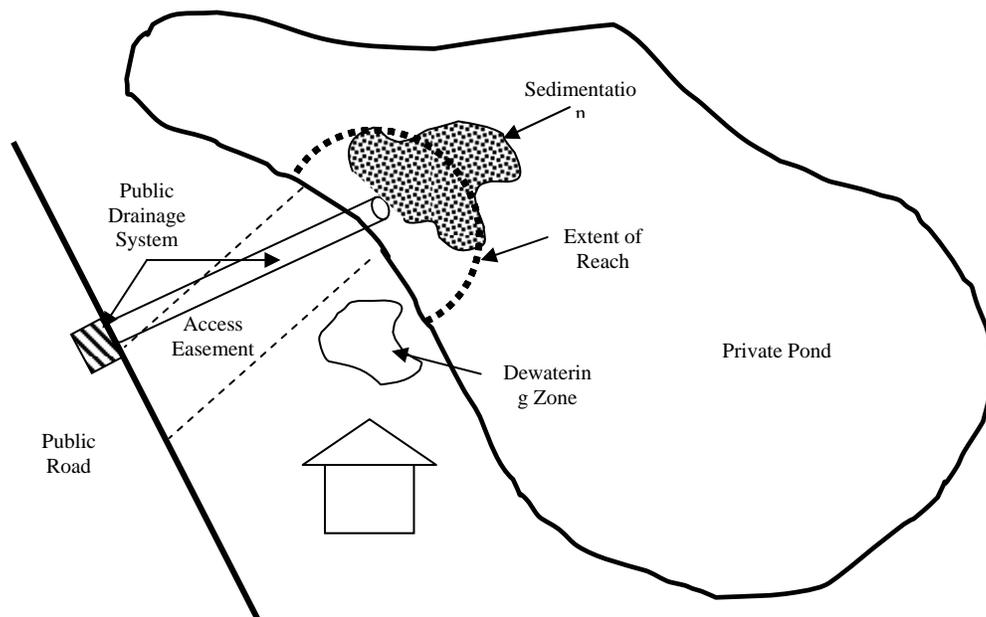


Figure 1. Typical outfall sediment removal activity components.

The Department of Public Works is continuing to locate and identify potential sites for the retrofit of Best Management Practices (BMP's) to improve stormwater quality. Outfall sites that need frequent maintenance may be considered.

These BMPs can be physical or non-physical. Physical BMPs may include installation of structures or planting of natural vegetation to assist in removing sediment, debris, and pollutants. Non-physical BMPs consist of education and awareness. County staff will meet with the community and provide guidance on how each individual can do their part to promote positive stormwater management.

By publication of this policy, Richland County assumes no obligation or liability associated with maintenance activity on private ponds.

This policy requires Richland County Council approval for implementation.

Richland County Council Request of Action

Subject: The Richland County Children's Health & Safety Council

A. Purpose

The Richland County Council is being asked to approve a request for funds from Richland County Children's Health & Safety Council in the amount of \$14,585.00 (**see alternatives**). These funds will be used towards a campaign aimed at developing safe sleeping practices for all infants born in Richland County.

B. Background / Discussion

The Richland County Children's Health and Safety Council, in cooperation with the Richland County Child Death Review Team, is proposing to adopt a "*Safe Sleep*" Campaign to address the number of infant deaths related to unsafe sleeping practices. The Child Death Review team is composed of a multidisciplinary group of professionals from the community whose purpose is to review all child deaths in Richland County on a monthly basis and make recommendations to the Children's Health & Safety Council for needed action.

This issue has evolved over a three to four year period of conducting child fatality reviews. The Richland County Coroner reports that there *is one infant death every six weeks as a result of Sudden Infant Death Syndrome (SIDS) and suffocation*. State-wide health officials reported seeing 156 deaths that were associated to unsafe sleeping conditions between 1999 and 2002. One third of the 156 deaths were related to overlay or other methods of suffocation. The National SIDS/Infant Death Resource Center indicates that this is a major cause of death in infants from 1 month to 1 year of age, most deaths occurring between 2 and 4 months. These are totally preventable deaths, more so than any other child deaths. When a baby dies quickly or suddenly without warning during sleep, it is an extremely traumatic situation for the family. An infant that leaves unanswered questions can cause intense grief for parents and families.

We are hoping to address this critical issue by providing education and awareness to parents and professionals in Richland County, outlining decisions about where to place the baby to sleep every night, sleeping position safety recommendations, and instructions for a safe crib/bed. We would like to distribute a package to all parents leaving Richland County hospitals with their babies (brochure & poster demonstrating safe sleeping arrangements and a *onsie* printed with *this side up* on the front, to be placed on each baby leaving the hospital). We are also proposing to have the same brochures and posters printed for distribution in key areas (OB/GYN & pediatrician & family practice offices in Richland County, the Health Department, food trays @ fast food restaurants, etc.) We are also interested in a 3 minute continuous play video to be shown in doctor's offices throughout the county. We have consulted with the Alabama Child Death Review System and the Georgia Department of Human Resources for information on the campaigns that they have undertaken. They have given us permission to reprint some of their literature for our use. Below is a budget for expenses related to a "Safe Sleep" Campaign.

This is the first time that Richland County Children’s Health & Safety Council and the Richland County Child Death Review Team have approached Richland County Council for financial support.

C. Financial Impact

Printing and purchase of <i>onsies</i> : \$4.34 per for 250	\$1,085
Video Production	\$7,000
Coping of Video for distribution: \$5.00 per 100	\$ 500
Printing of brochure	4,500.00
Printing of Poster	1,500.00
TOTAL	\$14,585.00

D. Alternatives

1. Approve the principals of the request and make a funding decision in the 05/06 budget for the Richland County Children’s Health & Safety Council’s *Safe Sleep* campaign. If approved in the 05/06 budget funds would be allocated in the Office of Public Information in coordination with the Richland County Coroner.
2. Open dialogue and discussion with the Hospital Alliance to “champion” this valuable community service.
3. Do not consider this program for approval.

E. Recommendation

Recommended by: Gary Watts, Coroner **Department:** Coroner’s Office **Date:** April 14, 2005

F. Reviews

Finance

Reviewed by (Budget Dir.): Daniel Driggers Date: 4/15/05
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation:

Legal

Reviewed by: Amelia R. Linder Date: 4/19/05
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation: All of the alternatives appear to be legally sufficient.

Administration

Reviewed by: J. Milton Pope

Date: 4-21-05

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Administration has discussed and worked with the Coroner regarding the two aforementioned alternatives. Administration could not support a budget amendment to approve the **\$14,585.00** in FY 04/05 however the value of this Program does warrant specific consideration from Council in the 05/06 budget process.

Richland County Council Request of Action

Subject: The Town of Blythewood Intergovernmental Agreements

A. Purpose

County Council is requested to approve the attached revised Intergovernmental Agreements between Richland County and the Town of Blythewood.

B. Background / Discussion

In late 2004 the Town Manager of Blythewood sent a letter to Richland County Administration requesting the review and updating of Intergovernmental Agreements between the two jurisdictions as a part of the Town's annexation process. Richland County Administration responded to the request and stated that staff would discuss this matter with County Council at the 2005 County Council retreat.

This matter was discussed at the retreat and County Council appointed Councilmember Joyce Dickerson as the point person to meet with staff to provide insight and guidance.

Staff reviewed the following six Intergovernmental Agreements: Storm Water, Fire Marshal Inspections, Unified Fire Service, Solid Waste Collection, FEMA Flood Hazard Protection, Streets and Signage and Animal Care Services. Richland County staff is recommending the updating of these agreements with the exceptions of Flood Hazard and Fire Inspections. Flood Hazard and Fire Inspections cannot be absorbed into existing operations and will require additional resources and personnel in order to meet the additional service needs of the Town of Blythewood.

If Council is interested in providing additional services in these areas staff proposes that a meeting be held with all of the County's small municipalities to see if there is a desire a willingness to share cost to fund additional municipal services through Richland County.

Blythewood's request has however initiated a staffing need to assess each of Richland County's IGA's. Staff will systematically bring back each of our IGA's before Committee for review and readopting because some of the existing IGA's have not been reviewed for several years.

C. Financial Impact

There is no additional financial impact to Richland County if the IGA's are re-adopted.

D. Alternatives

1. Approve staffs request to adopt the recommended IGA's
2. Do not approve staffs request to adopt the recommended IGA's

E. Recommendation

Approve staffs request to adopt the recommended IGA's

Recommended by: J. Milton Pope

Department: Administration

Date: 4-21-05

F. Reviews

Administration

Reviewed by: J. Milton Pope

Date: 4-21-05

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Administration recommends approval of alternative #1.

b) Licensing of animals of the Town shall be in accordance with the County Ordinance. The County staff shall be responsible for maintaining records, receiving payment and issuing tags.

c) Animal Housing/Veterinary Services – County shall transport animals to locations contract or designated by the County. The County shall ensure veterinary services for sick or injured animals as set forth in veterinary contract.

d) Rabies Control – The County shall act as agent of the Town in relation to animal bites and rabies testing. Activities include but are not limited to investigation of all reported bites and quarantining of biting animals in pursuit to the Department of Health and Environmental Services of South Carolina guidelines and performing of such duties as necessary to prepare and deliver animals for rabies testing.

2. The Town shall, within a reasonable time after signing of this Agreement, amend Town of Blythewood Ordinance No. 3.201, or enact a new ordinance, to adopt the current Richland County Animal Care Ordinance, as may be amended from time to time.

3. In any and all instances where an ordinance of the Town conflicts, restrains or is unreasonably burdensome to the enforcement of the Richland County Animal Care ordinance adopted by the Town, the adopted animal care ordinances shall take precedence since it is hereby declared to be the intent of the parties to give the County exclusive authority regarding the enforcement of such regulations within the territorial limits of the Town of Blythewood which lie within the jurisdiction of Richland County.

4. This Agreement shall have a term of four (4) years from the date of execution or until sooner terminated by either party upon such party giving thirty (30) days written notice to the other party of its intent to terminate this agreement.

5. Town agrees to indemnify and to hold harmless Richland County, its employees, officers, agents, contractors, subcontractors, and successors and assigns from and against any and all liability, damages, losses, costs, expenses, demands, claims, suits, actions and causes of action which arises out of any actions taken pursuant to this Agreement.

6. This Agreement may be amended, modified or changed only upon the written agreement between the County Council for Richland County and the Town Council for Blythewood.

7. The County shall continue to assess, levy, and collect property taxes from the residents of that portion of the Town of Blythewood which lies within the boundaries of Richland County for the above services. Such assessment and levy shall not exceed that which is assessed and levied on property in the unincorporated areas of Richland County. The taxes generated by such assessment and levy shall be designated as an offset to the costs of providing these services and shall constitute the compensation to the County for the undertaking of these services.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

WITNESSES:

RICHLAND COUNTY

By: Anthony G. Mizell, Richland
County Council Chairperson

TOWN OF BLYTHEWOOD

By: _____,
Blythewood Mayor

5. The Town agrees that the County shall manage all "C" funds on the Town's behalf and that the Town shall not be permitted to request "C" funds from the County Transportation Committee (CTC) without the written consent of the County.

6. In any and all instances where an ordinance of the Town conflicts, restrains or is unreasonably burdensome to any storm drainage and roadway ordinances of the County that have been adopted by the Town, the County's standards and ordinances shall take precedence since it is hereby declared to be the intent of the parties to give the County exclusive authority regarding the construction and maintenance of roadways and storm drainage improvements within the territorial limits of the Town of Blythewood which lie within the jurisdiction of Richland County.

7. This Agreement shall have a term of four (4) years from the date of execution or until sooner terminated by either party upon such party giving thirty (30) days written notice to the other party of its intent to terminate this agreement.

8. Town agrees to indemnify and to hold harmless Richland County, its employees, officers, agents, contractors, subcontractors, and successors and assigns from and against any and all liability, damages, losses, costs, expenses, demands, claims, suits, actions and causes of action which arises out of any actions taken pursuant to this Agreement.

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RICHLAND COUNTY

By: Anthony G. Mizell, Richland
County Council Chairperson

TOWN OF BLYTHEWOOD

By: _____,
Blythewood Mayor

business license applicant's taxes, whether for real or personal property, be current and not in delinquent status with the County.

6. This Agreement shall become effective immediately and shall apply to the entire 2005 tax year, as well as all subsequent years during the term of the Agreement.

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County Council Chairperson

TOWN OF BLYTHEWOOD

By: _____,
Blythewood Mayor

ordinances shall take precedence since it is hereby declared to be the intent of the parties to give the County exclusive authority regarding the installation, removal, or maintenance of street and traffic signs within the territorial limits of the Town of Blythewood which lie within the jurisdiction of Richland County.

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RICHLAND COUNTY

By: Anthony G. Mizell, Richland
County Council Chairperson

TOWN OF BLYTHEWOOD

By: _____,
Blythewood Mayor

Richland County Council Request of Action

Subject: Anti-Littering / Clean-up Efforts by the Department of Public Works (DPW)

A. Purpose:

The purpose of this report is to provide the County Council with information regarding the department's on-going efforts to address litter and clean up in Richland County.

B. Background / Discussion:

The following reflects activity during calendar year 2004:

ACTIVITY	RESULT
Number of Dump Sites Cleaned	30
Number of Roads Cleaned	389
Number of Bags of Litter Picked Up	24,379 (Est.)
Number of Truck Loads	210
Number of Tires Picked Up	2,881
Tonnage	46.71
Miles of Road Cleaned	376.7
Clean Sweeps Completed	39

This reflects efforts by DPW employees on public rights-of-way (State and County).

Additionally, DPW has initiated monthly day-long efforts for picking up dumped and discarded automobile tires.

C. Financial Impact:

This reflects the partial efforts of the General Support Division and the Solid Waste & Recycling Division. Revenue generated by the Refuse Control section during that period through fines and the issuance of citations was \$65,573.88.

This report is provided for information only.

Presented by: Christopher S. Eversmann, P.E. **Department:** Public Works

Date: April 12, 2005

Richland County Council Request of Action

Subject: Roads & Drainage / Stormwater Management “In House” Project Report

A. Purpose

The purpose of this report is to provide information to the County Council regarding our “in house” project program within the Department of Public Works (DPW).

B. Background / Discussion

The attached project list is provided for the Council’s periodic information / update.

C. Financial Impact

Projects are funded from existing funding sources.

This report is offered for information purposes only.

Presented by: Christopher S. Eversmann, PE **Department:** Public Works

Date: April 12, 2005

Chart attached.

Project #	Project Name	Description of problem / Scope of Work	Completion Date
1	Delta Drive	Side Slope restoration	14-Apr-03
2	Wood Duck Pond	Siltation	
3	Walnut Grove	Swale improvement	8-Aug-03
4	Wales Road	Culvert needs to be upsized	
5	Greengate Sediment Bay	Siltation	16-Sep-04
6	Nature Trail	Poor drainage / siltation in adjacent pond	
7	Greengate Drive	Pipe outfall underwater @ 128 Greengate Drive and persistent yard and road flooding	
8	Riverwalk	Extensive maintenance for trash & debris	
9	Old Friarsgate	Routine maintenance on stormwater drainage system	
10	Preston Hills Subdivision	Drainage Problems, Flooding	
11	EJW Road	Pipe side ditch	
12	Haviland Circle	Replace existing lateral lines capturing offsite runoff to promote positive drainage	
13	Bombing Range @ Hard Scrabble	Church drainage issue	
14	Glen Jacobs Rd	Install ~320' pipe, 3 boxes, & 1 headwall w/ flared end sect.	4-Jun-03
15	Brewer St	Install lateral pipe w/ SCDOT	30-Jul-04
16	Lake Avenue	Install~370' pipe & 3 boxes	26-Feb-04
17	Hickory Ridge Subdivision (Mockernut)	Install ~ 640' pipe & 3 boxes / replace 1 conc. lid and cover	30-Oct-03
18	Longbrook Road	Pipe lateral ditches	25-Feb-05
19	Bayview Drive	Install pipe	
20	Green Oaks Road	Maintenance of detention area for trash & debris, flooding	
21	Hughes Pond	Water Quality - Assessment and application of BMP - visible debris, sediment, and pollutants	
22	Greenview Park	w/ City of Columbia	
23	Bluebird Lane/ Fontaine Road Business Park	Drainage problems in open channel, stagnate water, sporadic trash	
24	Parlock Dr	Install catch basin at rear of 437 Parlock Dr. (pipe to road or ditch rear)	
25	Baxter Drive	Arbor Hills Drainage Project CO - Newman Constr	
26	Elder's Pond	Culvert needs to be upsized	30-Jul-03
27	Dry Hydrant Install	in progress for EMS - Surrywood done,	

28	Delta House	Clearing and grubbing / site prep	23-Apr-03
29	Richland County C&D Landfill	Sediment Basin ditch and outlet structure	25-Feb-05
30	Tat Road	Road / property flooding	5-Jun-03
31	Briarcliffe Subdivision	Installation of catch basin / replacement of lateral pipe	6-Jun-03
32	Sloan Court	Improve outfall / access to SCE&G easement / property flooding	
33	Broad River Wastewater Treatment Plant	Clearing and grubbing / site prep	1-May-04
34	Eastover Camp	Demolition of existing structures	25-Feb-05
35	Lawand Drive	Installation of roadside pipes (SCDOT R-O-W)	
36	DPW Compound BMP project	Installation of connector pipe and BMP structure at rear outfall	
37	Bluff Road / Idlewild	R-O-W drainage improvement on Bluff and under Idlewild	
38	Meadowlakes Pond	Pond restoration, slope refurbishment w/ Yancey McLeod	29-Aug-03
39	Charlwood Road	Channel maintenance or pipe / flooding	
40	Thor Drive	Flooding, stagnate water downstream, unsanitary conditions	
41	Deloach Drive	Install system to accomodate road runoff	
42	Raintree Acres	Extensive flooding / open channel needs extensive maintenance	
43	Gills Creek EMS Ditch realignment	Realignment of large ditch so that it is more on County property	
44	Sunview Circle	Raise Lateral pipe to promote drainage through culvert	17-May-04
45	Tyson Street	Install lateral pipes and JB's to handle SCDOT runoff	
46	Cliffside Circle	Pipe ditch for maintenance reduction.	
47	Broad River Wastewater Treatment Plant	Slope stabilization on aeration basin	11-Aug-03
48	Tat Road Outfall	400-ft ditch, easmt	
49	Academy Way	Drainage problems through residential yards, filled open drainage channel	
50	Academy Way - Pond	Pond restoration - private pond	
51	Nipper Creek Rd	Flooding, culvert upgrade, ditch work	
52	Town of Eastover: Sandhill - Henry	Pipe lateral ditches	
53	Town of Eastover: Henry - Vanboklen	Pipe lateral ditches	
54	Town of Eastover: Vanboklen - Clarkson	Pipe lateral ditches	
55	Town of Eastover: Dodamead - Henry	Pipe lateral ditches	
56	Town of Eastover: Henry - Anderson	Pipe lateral ditches	
57	Town of Eastover: Main Street	Pipe lateral ditches	
58	Chartwell	Lower end	

59	Hickory Ridge Subdivision - Phase II	Continue piping ditch along rear of properties from Mockernut to Sawtimber	
60	Penrose Drive	Ditch refurbishment/ debris removal	
61	1221 Gregg Street	Blowouts in line under building - Probation and Parole Bldg	
62	Epsilon Ct	Blowouts- new pipe and boxes	
63	Audobon Drive	Blowouts- new pipe and boxes	
64	Williamsburg Drive	Ditch Stabilization	
65	Cunningham Road	Channel re-alignment and stream restoration	
66	Meadowlakes Pond - Retrofit	BMP to replace existing trash catcher	
67	St. Ives	Pipe lateral ditches	8-Dec-04
68	Morningside Drive	Install R-O-W system to accommodate road runoff	
69	Trotter - Hickory Ridge Golf Course	Improve Pond dam and outfall and driveway pipe	
70	Delta Drive / Mill Creek Elementary	Correct excess runoff from school...coordinate with school district	
71	ValleyBrook Road	Flooding ing in side yard at 6709, inadequate system	
72	Oakmont Drive	Drainage from Hearn flooding yard on Oakmont, INTX w/Pinedale road runoff	
73	Greenbrook Drive - Phase 1	Pipe ditch before house foundation is comprised	4-Feb-05
74	Spring Valley Sediment Forebay	Remove sediment from forebay	
75	Spring Lake Spoil Hauling	Remove spoil material as stock piled by others	
76	Running Fox Dam	Assist with hauling of material from source to project location	
77	Greenbrook Drive - Phase 2	Pipe remainder of ditch to closed sstem.	
78	Gill Creek Court	Piping or ditch restoration along rear and sides of properties	
79	Devoe	Ditch piping	
80	Bon Bon Lane	Ditch piping to prevent property damage	
81	Wellwood Court	Ditch piping	
82	Aster St	Ditch piping	

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michaelcriss@richlandonline.com



Memo

Date: 4/13/05

To: Richland County Council

Thru: Ashley Bloom, Assistant County Administrator

From: Michael P. Criss, AICP, Planning Director

Regarding: Land Development Code – Wholesale Trade in General Commercial Zoning District

Michael Duffy has expressed concern to County Council about the new Land Development Code’s treatment of wholesale trade in the general commercial zoning district. He is particularly concerned about his existing Business Park of St. Andrews, located in a C-3 General Commercial zoning district. This facility has 2 sites with a total of 26 tenant spaces, approximately 1,500 to 2,000 square feet each, with reception/display/office area in front and warehouse area in back.

In the C-3 zoning district, the current zoning ordinance allows “Wholesaling and distribution establishments not involving over 8,000 square feet of area for storage of wares to be wholesaled or distributed.” So, in the current C-3 district, the types of wholesale trade are not limited, but the size of wholesale trade businesses is limited.

When the new Land Development Code takes effect on 7/1/05, the current C-3 zoning districts will become GC General Commercial. In the GC district, there will be no size limit on wholesale trade, but only 11 out of 34 types of wholesale trade will be allowed. However, as an already existing land use, the Business Park of St. Andrews can continue to operate as a legal nonconformity. Spaces can be rented to wholesale trade tenants not allowed in the GC district, as long as they don’t collectively exceed 8,000 square feet of area for storage of wares to be wholesaled or distributed. Since the Business Park of St. Andrews has two separate buildings, on separate parcels, on opposite sides of St. Andrews Road, the 8,000 square foot size limit applies separately to each parcel, for a total of 16,000 square feet.

The new GC district will also allow 76 types of retail trade land uses and 64 types of business services. Some of Mr. Duffy's "current wholesale tenants" may qualify under these retail trade or business service land use categories. For example, the

Page 2

display, sale, and installation of kitchen cabinets in homes, with some wholesaling to independent contractors, could be allowed as "Construction, Special Trades, without Outside Storage" in the GC district. The wholesale distribution of magazines may be permissible under the business service "Publishing Industries." Such land use determinations are made by the Zoning Administrator, case by case, with appeal to the Board of Zoning Appeals.

Mr. Duffy desires to construct a similar facility, Windsor Square Business Center, on an Alpine Road site which is also zoned C-3 General Commercial. Again, when the new Land Development Code takes effect on 7/1/05, this C-3 zoning district will become GC General Commercial, allowing 11 out of 34 types of wholesale trade, 76 types of retail trade, 64 types of business services, and other land uses. To permit more types of wholesale trade at this new location, Mr. Duffy is applying for a zoning map amendment to establish a Planned Development District on the site. County Council can thereby specify which mix of land uses to allow in the Windsor Square Business Center.

Mr. Duffy also has an existing Two Notch Commercial Park, located in an M-1 Light Industrial zoning district, which currently allows "wholesaling, warehousing, storage, supply, and distribution." Under the new Land Development Code, the M-1 district will continue to allow all types of wholesale trade, except "scrap and recyclable materials" (though even that use can be permitted with a special exception approval from the Board of Zoning Appeals).

In summary, the new Land Development Code appropriately directs most types of wholesale trade to the light industrial and heavy industrial districts, but can also accommodate Mr. Duffy's present and future land uses in either a general commercial district or a planned development district.

cc: T. Cary McSwain, County Administrator
Richland County Planning Commission
Michael E. Duffy
Anna F. Almeida, Development Services Manager
Geonard H. Price Zoning Administrator