

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

June 5, 2012

6:00 p.m.

Call to Order: Washington

Invocation: Kennedy

Pledge of Allegiance: Kennedy

Approval of Minutes

- a. **Regular Session: May 15, 2012:** Approved as amended.
- b. **Zoning Public Hearing: May 22, 2012:** Approved as submitted.

Adoption of the Agenda: Adopted as submitted.

Report of the County Attorney for Executive Session Items

- a. **Fire Contract**
- b. **Solid Waste Contracts**
- c. **Internet Sweepstakes**

Citizens' Input: Four people spoke.

Report of the County Administrator

- a. **Assessor Legislation:** Mr. Pope stated that the item is awaiting the Governor's signature. Once the signature has been obtained, additional discussions should be had with Council regarding next steps. **ACTION: ADMINISTRATION**
- b. **Joint Transportation Committee Update:** Mr. Pope stated that the Committee met Monday, June 4, and is to meet again Monday, June 11 to

finalize its recommendations for Council. **ACTION: ADMINISTRATION**

- c. **Fire Contract:** This item was discussed later in the agenda.
- d. **Internet Sweepstakes:** Council took no action on this item.

Report of the Clerk of Council

- a. **Community Relations Council Luncheon, Wednesday, June 27, 2012, 12:30-2:00 p.m., Columbia Metropolitan Convention Center**

Report of the Chairman

- a. **Joint Transportation Committee: Council Work Session, June 12 and/or June 19:** Council voted to hold a Work Session on Wednesday, June 13 at 5:30pm. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- b. **Administrator's Transition:** Executive Session Item. No action was taken.
- c. **Personnel Matter:** Executive Session Item. No action was taken.
- d. **Waste Management Recycle Bank Program:** Council requested more information from staff before proceeding. Staff is to include a cost savings analysis in their documentation to Council. **ACTION: ADMINISTRATION, SOLID WASTE**

1. Public Hearing Items

- a. **An Ordinance Amending the Fiscal Year 2011-2012 Lower Richland Utilities Fund Budget to appropriate \$25,000 of User Fee Revenue for additional operational and maintenance costs for the Hopkins Community Water System:** No one spoke.
- b. **An Ordinance Amending the Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$600,000 of General Fund Balance for Workers' Compensation claims:** No one spoke.

2. Consent Items

- a. **An Ordinance Amending the Fiscal Year 2011-2012 Lower Richland Utilities Fund Budget to appropriate \$25,000 of User Fee Revenue for additional operational and maintenance costs of the Hopkins Community Water System [Third Reading]** Council gave third reading

approval to the budget amendment. **ACTION: UTILITIES, LEGAL, FINANCE, CLERK OF COUNCIL**

- b. **An Ordinance Amending the Fiscal Year 2011-2012 General Fund Annual Budget to appropriate \$600,000 of General Fund Undesignated Fund Balance for Workers' Compensation claims [Third Reading]** Council gave third reading approval to a budget amendment in the amount of \$600,000 to cover liability claims for the remainder of the fiscal year with funding to be appropriated from the fund balance of the general fund. **ACTION: ADMINISTRATION, RISK MANAGEMENT, LEGAL, FINANCE, CLERK OF COUNCIL**

- c. **An Ordinance Authorizing certain economic incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a fee agreement between Richland County, South Carolina and McEntire Produce, Inc., a corporation organized and existing under the laws of the State of South Carolina, and certain affiliates of McEntire Produce, Inc., including R. C. McEntire Trucking, Inc., a corporation organized and existing under the laws of the State of South Carolina, and McEntire Limited Partnership, a limited partnership organized and existing under the laws of the State of South Carolina pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended, for a project involving an investment of not less than \$5,000,000 [Third Reading]** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, ECONOMIC DEVELOPMENT, FINANCE, CLERK OF COUNCIL, LEGAL, AUDITOR, ASSESSOR, TREASURER**

- d. **12-20MA**
Jacqueline Bush Reese
RU to RC (2 Acres)
Bluff Rd.
27300-07-05 [Second Reading] Council gave second reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- e. **12-21MA**
Ismail Ozbek (0.83 Acres)
Lexington County Health Services District, Inc.
PDD to PDD
Summit Parkway & Summit Centre Dr.
23011-01-02 [Second Reading] Council gave second reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- f. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-141, Table of Permitted Uses, Permitted Uses with Special Requirements, and Special Exceptions; "Residential Uses" of Table 26-V-2.; and Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; so as to permit "Radio, Television, and Other Similar Transmitting Towers" in the M-1 (Light Industrial District), as a special exception rather than with special requirements [Second Reading] Council gave second reading approval to the text amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL****
- g. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision Review and Approval; Subsection (C), Processes; Paragraph (2), Minor Subdivision Review; so as to remove the requirement of sketch plan submittal [First Reading] [Forwarded from D&S Committee] Council approved the amendments to Section 26-54, so as to remove the requirement of a sketch plan for Minor Subdivisions. **ACTION: PLANNING, PUBLIC WORKS, LEGAL, ADMINISTRATION****
- h. [Removed from Consent] **Tree Canopy Ordinance and Inventory Motion [Forwarded from D&S Committee]** Council directed staff to pursue our own research / data gathering first before engaging a consultant. (Consult with Forestry Commission, DNR, County's GIS Website, Conservation Commission, appropriate staff, etc.) Council forwarded this item to the Development Roundtable following the Green Code review in July. **ACTION: PLANNING, ADMINISTRATION**
- i. **Broad River Rowing Center [Forwarded from D&S Committee]** Councilmember Livingston, Representative Rutherford, the Sheriff's Department and staff are to meet to review the submitted recommendations and the impact they may have on the community. The results of this review will be forwarded to full Council. **ACTION: LEGAL, SHERIFF, ADMINISTRATION, CLERK OF COUNCIL**
- j. **Review process of the Development Review Team [Forwarded from D&S Committee]** Council received the item as information.
- k. **Expansion of boundaries for the proposed Spring Hill Master Plan Area. [Forwarded from D&S Committee]** Council approve the expansion of the boundary for the proposed Spring Hill Master Plan Area and additional consultant fees. **ACTION: PLANNING, FINANCE, PROCUREMENT, LEGAL, ADMINISTRATION**

- l.** [Removed from Consent] **Purchase of Asphalt paver [Forwarded from D&S Committee]** Council deferred the item. Mr. Malinowski is to provide information to staff. **ACTION: PUBLIC WORKS, FINANCE, PROCUREMENT, CLERK OF COUNCIL**
- m.** [Removed from Consent] **Purchase of Motorgrader [Forwarded from D&S Committee]** Council deferred the item. Mr. Malinowski is to provide information to staff. **ACTION: PUBLIC WORKS, FINANCE, PROCUREMENT, CLERK OF COUNCIL**
- n.** [Removed from Consent] **Purchase of Vactor Vacuum Jet Rodding Truck [Forwarded from D&S Committee]** Council deferred the item. Mr. Malinowski is to provide information to staff. **ACTION: PUBLIC WORKS, FINANCE, PROCUREMENT, CLERK OF COUNCIL**
- o.** **Airport Consultant for the Jim Hamilton – LB Owens Airport [Forwarded from A&F Committee]** Council approved the request to negotiate and award a master agreement for airport architectural, engineering, and planning consultant services to the firm W.K. Dickson. **ACTION: AIRPORT, FINANCE, PROCUREMENT, LEGAL**
- p.** **Emergency Services Purchases Orders for 2012 – 2013 [Forwarded from A&F Committee]** Council approved the purchase orders and contracts for services, contingent on the bond issue and the 2012-2013 budget, so there will not be an interruption of these services at the beginning of the new budget year. **ACTION: EMS, FINANCE, PROCUREMENT, LEGAL, ADMINISTRATION**
- q.** **Employees Eligible to Retire and Possible Leave Payout Cost [Forwarded from A&F Committee]** Council received the item as information.
- r.** **Hopkins Community Water System Project Expansion [Forwarded from A&F Committee]** Council approved the expansion of the service area of the Hopkins Community Water System by appropriating the remaining \$100,000 of the previously approved funds toward additional main line construction and service line installation. **ACTION: UTILITIES, FINANCE, LEGAL, ADMINISTRATION**
- s.** [Removed from Consent] **JEDA Bond Issue for The Lutheran Homes of SC, Inc. [Forwarded from A&F Committee]** Council deferred the item to the June 19, 2012 Council Meeting. **ACTION: CLERK OF COUNCIL**
- t.** [Removed from Consent] **Motion that County Council be treated like all County wide elected officials [Forwarded from A&F Committee]** Council tabled the item.

- u. **Resolution to Distribute \$7,400 in Federal Forestry Funds [Forwarded from A&F Committee]** Council approved the Resolution allocating \$7,400, of which 50% will be apportioned to public schools, and the remaining 50% will be used for the construction and/or improvement of public roads. **ACTION: FINANCE, LEGAL, ADMINISTRATION, CLERK OF COUNCIL**
 - v. **Retention Schedule for Finance Department Records [Forwarded from A&F Committee]** Council approved the request to establish retention schedules for direct deposit forms; employee salary garnishment records; and position control reports. **ACTION: FINANCE, REGISTER OF DEEDS**
 - w. [Removed from Consent] **Retention Schedules for the Public Works Department [Forwarded from A&F Committee]** Council deferred the item to the June 19, 2012 Council Meeting. **ACTION: PUBLIC WORKS, CLERK OF COUNCIL**
 - x. **Special Duty Budget: Off-Duty Security Work Sheriff Deputies [Forwarded from A&F Committee] [First Reading]** Council approved first reading of a budget amendment for Special Duty in the amount of \$40,000. This request has no financial impact on the General Fund because this amendment will be funded entirely from revenues generated by the Special Duty program. **ACTION: FINANCE, SHERIFF, ADMINISTRATION, CLERK OF COUNCIL, LEGAL**
 - y. **Workers Compensation Information [Forwarded from A&F Committee]** Council received the item as information.
3. **Second Reading Items**
- a. **12-04MA
Richland County
GC to RM-MD (.64 acres)
5225, 5229, 5235 & 5239 Ridgeway St.
09309-03-07(p)/08(p)/09(p)/10(p)** Council deferred the item to the June 19, 2012 Council Meeting. **ACTION: PLANNING, CLERK OF COUNCIL**
 - b. **12-14MA
Marion Bouknight
Lee Blythe
RU to RS-MD
Old Tamah Rd. & Shay Grove Rd.
03500-04-08(p)/24** Council deferred the item to the June 19, 2012 Council Meeting. **ACTION: PLANNING, CLERK OF COUNCIL**

4. First Reading Items

- a. **An Ordinance to levy and impose a one percent (1%) (preliminary, subject to change) sales and use tax, subject to a referendum, within Richland County pursuant to Section 4-37-30 of the Code of Laws of South Carolina 1976, as amended; to define the purposes and designate the projects for which the proceeds of the tax may be used; to provide the maximum time for which such tax may be imposed; to provide the estimated cost of the projects funded from the proceeds of the tax; to provide for a county-wide referendum on the imposition of the sales and use tax and the issuance of General Obligation Bonds and to prescribe the contents of the ballot questions in the referendum; to provide for the conduct of the referendum by the Richland County Election Commission; to provide for the administration of the tax, if approved; to provide for the payment of the tax, if approved; and to provide for other matters relating thereto [First Reading by Title only] Council gave first reading approval by title only to the ordinance. ACTION: ADMINISTRATION, LEGAL, FINANCE, PLANNING, PUBLIC WORKS, PROCUREMENT, CLERK OF COUNCIL**

5. Report of Development and Services Committee

- a. **Utilities Crossing Conservation Easements in Richland County:** Council directed staff to go back to the motion as it was originally submitted in September 2011 and proceed from there. ACTION: PLANNING, CONSERVATION COMMISSION, UTILITIES, ADMINISTRATION, LEGAL
- b. **Bidding of Solid Waste Collection Services in Council District 11:** Council re-approved the previously negotiated and approved contract for Service Area #2, and directed staff to bid out Service Area #6. ACTION: ADMINISTRATION, SOLID WASTE, LEGAL, PROCUREMENT, FINANCE

6. Report of Administration and Finance Committee

- a. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-141, Table of Permitted Uses; Permitted Uses with Special Requirements, and Special Exceptions; "Residential Uses" of Table 26-V-2.; and Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; so as to permit "Group Homes (10 to 15)" in the RU (Rural District), with special requirements [First Reading] Council**

gave first reading approval to the ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- b. **Resolution on Water/Sewer Rates for Non-City Residents:** Council did not approve the item.

7. Report of Rules and Appointments Committee

a. Notification of Vacancies:

- i. **Board of Assessment Control-1; there is one vacancy on this board; Lisa McCloud, March 3, 2012*** Advertise. **ACTION: CLERK OF COUNCIL**

*** Eligible for reappointment**

- ii. **Community Relations Council-1; there is one vacancy on this council for an unexpired term; Seneca Brewton Henry, April 5, 2014-Resigned** Advertise. **ACTION: CLERK OF COUNCIL**

- iii. **East Richland Public Service Commission-1; there will be one vacancy on this commission; Catherine Cook, June 19, 2012** Advertise. **ACTION: CLERK OF COUNCIL**

b. Notification of Appointments

- i. **Accommodations Tax Committee-4 (2 persons employed or have worked in Hospitality, 1 person employed or have worked in Lodging, and 1 person from a cultural industry); no applications were received** Advertise. **ACTION: CLERK OF COUNCIL**

- ii. **Appearance Commission-2 (1 licensed horticulturalist and 1 landscaper is needed)** Advertise. **ACTION: CLERK OF COUNCIL**

- iii. **Board of Assessment Control-1; one application was received from for the one position from Fred C. Meetze, Jr.:** Meetze was appointed. **ACTION: CLERK OF COUNCIL**

- iv. **Business Service Center Appeals Board-1 (a CPA is needed); no applications were received** Advertise. **ACTION: CLERK OF COUNCIL**

- v. **Employee Grievance Committee-1; one application was received for the one position from Betty A. Etheredge:** Etheredge was appointed. **ACTION: CLERK OF COUNCIL**

- c. **Discussion from Rules and Appointments Committee**
 - i. **Council Member Individual Discretionary Account Motions:** Council returned the item to Committee. **ACTION: CLERK OF COUNCIL**
 - ii. **Add to Section 4.1 of Council Rules: "No standing committees of Council shall be scheduled at the same time." [Livingston]** Held in Committee. **ACTION: CLERK OF COUNCIL**
 - iii. **That all items currently listed at the end of the A&F and D&S Committee agendas as "Items Pending Analysis" be cleared up within 90 days. There is no reason some action should not be taken, even if it means to table it for now [Malinowski]** Held in Committee. **ACTION: CLERK OF COUNCIL**
 - iv. **All committee items being sent to full council will not automatically be placed on the consent agenda but be listed as first reading items. The rationale is that only three persons could be present for the quorum and if all voted for the item it goes on the consent and this is only about 27% of council. [Malinowski]** Tabled in Committee.
 - v. **Reviewing Committee Qualifications:** Held in Committee. **ACTION: CLERK OF COUNCIL**
- 8. **Richland County/City of Columbia Intergovernmental Fire Agreement:** Council approved the contract. The vote to reconsider failed. **ACTION: ADMINISTRATION, LEGAL, FINANCE, CLERK OF COUNCIL, EMS**
- 9. **Report of the Regional Recreation Complex Ad Hoc Committee:**
 - a. **\$22M Option:** Council approved proceeding with the \$22M option. The Committee will meet to discuss options for facility management. Information will be forthcoming to Council. **ACTION: ADMINISTRATION, FINANCE, PROCUREMENT, LEGAL**
- 10. **Citizens' Input:** One person spoke.
- 11. **Executive Session**
 - a. **Personnel Matter:** No action was taken.
- 12. **Motion Period:** None.

13. Adjournment: Council adjourned at 10:56 p.m.