



RICHLAND COUNTY COUNCIL REGULAR SESSION AGENDA

**JULY 15, 2014
6:00 PM**

CALL TO ORDER	THE HONORABLE NORMAN JACKSON
INVOCATION	THE HONORABLE NORMAN JACKSON
PLEDGE OF ALLEGIANCE	THE HONORABLE NORMAN JACKSON

Approval Of Minutes

1. Special Called Meeting: June 30, 2014 [PAGES 5-8]
2. Regular Session: July 1, 2014 [PAGES 9-20]

Adoption Of The Agenda

Report Of The Attorney For Executive Session Items

3. a. Solid Waste Contracts for Service Areas 1, 3 and 4
- b. Employee Grievances (2)
- c. Decker Center Naming
- d. Richland County Logo
- e. **Limited Notice to Proceed for Program Development Team Contract**

Citizen's Input

4. For Items on the Agenda Not Requiring a Public Hearing

Report Of The County Administrator

5. a. Introduction of New Employee

- b. Curtiss-Wright Hangar Update

Report Of The Clerk Of Council

Report Of The Chairman

Presentations

- 6. a. Historic Columbia: Robin Waites, Executive Director
- b. Advance Biofuel Industry Cluster Presentation: Anthony Mizzell, Mizzell and Associates

Approval Of Consent Items

- 7. 14-10MA
Gerald Steele
RU to GC (1.34 acres)
1530 Dutch Fork Rd.
02415-07-01
[THIRD READING] [PAGES 25-26]
- 8. An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; Subsection (f), Temporary Signs Requiring Permits; so as to delete "Grand Opening Signs" **[THIRD READING] [PAGES 27-29]**
- 9. An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; by adding a new division entitled 5A, Office of Small Business Opportunity; so that a new department will be created **[THIRD READING] [PAGES 30-50]**
- 10. An Ordinance Amending the Richland County Code of Ordinances, Chapter 2; Administration; Article X, Purchasing by adding Section 2-591 to authorize County Council to determine which purchasing decisions regarding purchasing made exclusively with monies raised through the penny tax are of such County-wide significance that County Council has the authority to make the final and conclusive determination to whom to award the contracts **[SECOND READING] [PAGES 51-59]**
- 11. An Ordinance Amending the Fiscal Year 2013-2014 Township Capital Projects budget to add Nine Hundred Fifty Six Thousand Dollars **[SECOND READING] [PAGES 60-62]**
- 12. An Ordinance Authorizing the issuance and sale of not to exceed \$35,000,000 General Obligation Bonds, Series 2014B, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto **[SECOND READING] [PAGES 63-90]**

First Reading Items

- 13. An Ordinance Amending the Fiscal Year 2014-2015 General Fund Annual Budget to appropriate \$60,000.00 of General Fund Unassigned Balance to be used for Engineering Design and

Easement Acquisition [PAGES 91-93]

Report Of Economic Development Committee

14. a. An Ordinance Authorizing pursuant to Title 4, Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of an amendment to a Special Source Revenue Credit Agreement between Richland County, South Carolina and WNS Global Services Inc.; and matters relating thereto [FIRST READING] [PAGES 95-103]
- b. Approval of Santee Cooper grant [PAGE 104]
- c. Waterpark Scope of Work [PAGES 105-113]

Other Items

15. **REPORT OF THE HOSPITALITY TAX FEASIBILITY STUDY COMMITTEE:**
[PAGES 114-117]
 - a. Sports Arena
 - b. Proposed Financing Strategy
 - c. Staff Next Steps
16. **REPORT OF THE SEWER AD HOC COMMITTEE:**
 - a. Oasis Update
17. **REPORT OF THE DIRT ROAD AD HOC COMMITTEE:**
 - a. Package "D" Bid Results [PAGES 120-121]

Citizen's Input

18. Must Pertain to Items Not on the Agenda

Executive Session

Motion Period

19. a. Move that Richland County Council restore the historic Curtiss Wright Hangar at the Richland County Owens Field Airport [ROSE]
- b. Council establish a budget committee [WASHINGTON]

Adjournment



Special Accommodations and Interpreter Services

Citizens may be present during any of the County's meetings. If requested, the agenda and backup materials will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), as amended and the federal rules and regulations adopted in implementation thereof.

Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the Clerk of Council's office either in person at 2020 Hampton Street, Columbia, SC, by telephone at (803) 576-2061, or TDD at 803-576-2045 no later than 24 hours prior to the scheduled meeting.

Richland County Council Request of Action

Subject

Special Called Meeting: June 30, 2014 **[PAGES 5-8]**



**MINUTES OF
RICHLAND COUNTY COUNCIL
SPECIAL CALLED MEETING
JUNE 30, 2014
3:30 PM**

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	Norman Jackson
Vice Chair	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Jim Manning
Member	Greg Pearce
Member	Torrey Rush
Member	Seth Rose
Member	Kelvin E. Washington, Sr.

OTHERS PRESENT – Tony McDonald, Sparty Hammett, Roxanne Ancheta, Beverly Harris, Justine Jones, Ismail Ozbek, Brad Farrar, Brandon Madden, Monique McDaniels, Daniel Driggers, Rob Perry, Sara Salley, Chris Gossett, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 3:30 p.m.

Mr. Washington stated that he will be recusing himself from the proceedings and has provided a statement regarding this to the Clerk of Council's Office.

EXECUTIVE SESSION

=====
Council went into Executive Session at approximately 3:32 p.m. and came out at approximately 3:45 p.m.
=====

SELECTION OF PROGRAM DEVELOPMENT TEAM FOR TRANSPORTATION PROGRAM

ROUND 1:

Team CECS – Ms. Dixon, Mr. Jackson and Mr. Rush

Team ICA – Mr. Pearce, Mr. Malinowski, Mr. Rose, Ms. Dickerson, Mr. Livingston, Mr. Manning and Mr. Jeter

Team ICE – No Votes

ROUND 2:

Team CECS – Mr. Pearce, Mr. Malinowski, Mr. Rose, Ms. Dixon, Ms. Dickerson, Mr. Jackson, Mr. Livingston, Mr. Rush, Mr. Manning

Team ICE – Mr. Jeter

Team ICA was the top ranked firm, followed by Team CECS and Team ICE respectfully.

ADJOURNMENT

The meeting adjourned at approximately 3:55 p.m.

Norman Jackson, Chair

Joyce Dickerson, Vice-Chair

Julie-Ann Dixon

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Greg Pearce

Seth Rose

Torrey Rush

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

Regular Session: July 1, 2014 [PAGES 9-20]



**MINUTES OF
RICHLAND COUNTY COUNCIL
REGULAR SESSION
JULY 1, 2014
6:00 PM**

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	Norman Jackson
Vice Chair	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Paul Livingston
Member	Bill Malinowski
Member	Jim Manning
Member	Greg Pearce
Member	Torrey Rush
Member	Seth Rose
Member	Kelvin E. Washington, Sr.
Absent	Damon Jeter

OTHERS PRESENT – Tony McDonald, Roxanne Ancheta, Sparty Hammett, Warren Harley, Beverly Harris, Justine Jones, Ismail Ozbek, Brad Farrar, Nelson Lindsay, John Hixon, Brandon Madden, Monique McDaniels, Amelia Linder, Andy Metts, Ray Peterson, Daniel Driggers, Melinda Edwards, Sara Salley, Nancy Stone-Collum, Ronaldo Myers, Laura Saylor, Larry Smith, Tracy Hegler, Rudy Curtis, Valeria Jackson, Geo Price, Kecia Lara, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:01 p.m.

INVOCATION

The Invocation was given by the Honorable Bill Malinowski

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Bill Malinowski

APPROVAL OF MINUTES

Regular Session: June 17, 2014 – Ms. Dickerson moved, seconded by Ms. Dixon, to approve the minutes as distributed.

Mr. Malinowski stated that on p. 5 of the minutes, the vote was not recorded for the “Airport Subleasing Contract” item. He requested that the vote be added to the minutes prior to them being placed on the website.

The vote in favor was unanimous.

Zoning Public Hearing: June 24, 2014 – Mr. Pearce moved, seconded by Mr. Malinowski, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

Mr. Washington requested that the Report of the Hospitality Tax Feasibility Study Ad Hoc Committee be added to the agenda.

Mr. Pearce moved, seconded by Mr. Malinowski, to adopt the agenda as amended. The vote in favor was unanimous.

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Smith stated that the following items were potential Executive Session Items:

- a. Contractual Matter: Convention Center Agreement**
- b. Solid Waste Disposal Contract**
- c. Project LR: Contractual Matter**
- d. Contractual Matter: Victim’s Assistance**
- e. Contractual Matter (Chair’s Report)**

CITIZENS INPUT

Dr. Sherry Jaco spoke regarding the Olympia Mill Museum project.

REPORT OF THE COUNTY ADMINISTRATOR

- a. Contractual Matter: Convention Center Agreement** – This item was taken up in Executive Session.

b. Public Information Office:

- 1. Employee Introduction** – Mr. McDonald introduced Ms. Laura Saylor, the new Senior Public Information Officer to Council.
- 2. Merit Award** – Mr. McDonald stated that Mr. Justin Martin was awarded the NACo Video Merit Award for the “New Roll Carts” ad.

REPORT OF THE CLERK OF COUNCIL

- a. REMINDER: Richland County’s 215th Anniversary Event – Richland County History: A Visual Journey, July 10th, 6:00PM, Richland Main Library – Assembly Street** – Ms. Onley reminded Council of the upcoming Richland County Anniversary Event – Richland County History Visual Journey.

REPORT OF THE CHAIR

- a. Contractual Matter** – This item was taken up during Executive Session.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance Authorizing pursuant to Title 4, Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina 1976, as amended, the execution and delivery of a Special Source Revenue Credit Agreement between Richland County, South Carolina and Project Cesium; and matters relating thereto** – No one signed up to speak.
- **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$133,000.00 of General Fund Unassigned balance for part time/temporary and postmortem pathology for the Coroner** – No one signed up to speak.
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; so as to remain in compliance with the National Flood Insurance Program upon the adoption of the new flood insurance rate map** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$133,000 .00 of General Fund Unassigned balance for part time/temporary and postmortem pathology for the Coroner [THIRD READING]**
- **14-10MA, Gerald Steele, RU to GC (1.34 Acres), 1530 Dutch Fork Rd., 02415-07-01 [SECOND READING]**

- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; Subsection (f), Temporary Signs Requiring Permits; so as to delete “Grand Opening Signs” [SECOND READING]**
- **Sustainability Policy**
- **High Performance Building Policy Options**
- **Richland County Commission on Aging**
- **Department of Public Works: Denton Dr. Ditch Stabilization Project**
- **RC Conservation Commission Financial Contribution for the Acquisition of a Historic Property**
- **Hospitality Tax Ordinance Agency Procurement**
- **Approval of FY14-15 Budgets within the FY14-15 Annual Action Plan for Community Development Department Funds**
- **Monticello Road Streetscape Project (Construction Bid Award Approval) – Phase II**
- **Minimum Residence Requirement for SLBE Program Applicants**

Ms. Dickerson moved, seconded by Ms. Dixon, to approve the consent items. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. Jackson congratulated Mr. Rose on being inducted into the USC Association of Letterman Athletic Hall of Fame for Tennis.

THIRD READING ITEMS

An Ordinance Authorizing pursuant to Title 4, Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of a Special Source Revenue Credit Agreement relating to Project Cesium; and matters relating thereto – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 2, Administration; Article V, County Departments; Division 2, Public Works; Section 2-197, Use of County Equipment by Private Parties and During Public Emergencies; and Chapter 21, Roads, Highways and Bridges; Article I, in general; Section 21-4, Drainage on Private Property; and Section 21-16; so as to broaden the circumstances under which the

County may perform emergency maintenance – Ms. Dickerson moved, seconded by Ms. Dixon, to approve this item. The vote was in favor.

SECOND READING ITEMS

An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges; Section 21-20, Road Paving Program; so as to add the Transportation Director and amend other language therein – Mr. Malinowski moved, seconded by Ms. Dixon, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; by adding a new division entitled 5A, Office of Small Business Opportunity; so that a new department will be created – Mr. Washington moved, seconded by Ms. Dickerson, to approve this item. A discussion took place.

Mr. Washington made a substitute motion, seconded by Ms. Dickerson, to approve the SLBE software package. The vote in favor was unanimous.

Ms. Dickerson moved, seconded by Ms. Dixon, to approve second reading of the ordinance. The vote was in favor.

An Ordinance Approving a Budget for and the distribution of the revenues from the one percent (1%) sales and use tax for Transportation Projects for Fiscal Year 2014-2015 and other matters related thereto – Ms. Dickerson moved, seconded by Mr. Washington, to approve this item. A discussion took place.

The vote was in favor.

FIRST READING ITEMS

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2; Administration; Article X, Purchasing by adding Section 2-591, to authorize County Council to determine which purchasing decisions regarding purchasing made exclusively with monies raised through the penny tax are of such County-wide significance that County Council has the authority to make the final and conclusive determination to whom to award the contracts – Mr. Washington moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Fiscal Year 2013-2014 Township Capital Projects budget to add Nine Hundred Fifty Six Thousand Dollars – Ms. Dickerson moved, seconded by Mr. Livingston, to approve this item. The vote in favor was unanimous.

REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

County Recycling Services – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Expiration of County's Municipal Solid Waste Disposal Contract – Mr. McDonald stated Waste Management has agreed to a \$0.25 host fee increase, a reduction of \$2.00 in tipping fees and an option for a five-year contract renewal.

Mr. Livingston moved, seconded by Ms. Dixon, to approve this item. The vote in favor was unanimous.

South Carolina Rural Infrastructure Grant Approval and Additional Funding for Project Engineering Design and Easement Acquisition – Mr. McDonald proposed that the grant match funds be taken from the General Fund.

Mr. Washington moved, seconded by Mr. Livingston, to approve this item. A discussion took place.

Mr. Malinowski made a substitute motion to explore adding the grant match funds to the rate structure. The substitute motion died for lack of a second.

The vote was in favor of the motion for approval.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; so as to remain in compliance with the National Flood Insurance Program upon the adoption of the new flood insurance rate map – Mr. Rush moved, seconded by Ms. Dixon, to defer this item until the July 15th Council meeting. The vote in favor was unanimous.

Acceptance of parcel at 2207 Decker Blvd. – Mr. Pearce moved, seconded by Mr. Washington, to approve this item. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Detention Center – HVAC Maintenance Contract – Mr. Malinowski moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Ad Hoc Health Insurance Study Committee – Mr. Pearce moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Detention Center – Fire Control – Security Control Maintenance Contract – Mr. Pearce stated that the committee recommended approval of this item. The vote in favor was unanimous.

Extension of EMS Billing Contract – Mr. Pearce stated that the committee recommended approval of this item. A discussion took place.

The vote in favor was unanimous.

Bond Issuance – Capital Project List: An Ordinance Authorizing the issuance and sale of not to exceed \$35,000,000 General Obligation Bonds, Series 2014B, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [FIRST READING] – Mr. Pearce stated that the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

An Ordinance Authorizing, pursuant to Title 12, Chapter 44, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee agreement between Richland County, South Carolina, and Project Aquarius concerning a new project; authorizing and providing with respect to an existing project for the conversion of an arrangement for fee-in-lieu of tax payments between Richland County and the Company under Title 4, Chapter 12, South Carolina Code of Laws, 1976, as amended to an arrangement under Title 12, Chapter 44, South Carolina Code of Laws, 1976, as amended; and matters relating thereto [FIRST READING BY TITLE ONLY] – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Memorandum of Understanding between Richland County and Midlands Technical College Enterprise Campus – Mr. Livingston stated that the committee recommended approval of this item. A discussion took place.

The vote in favor was unanimous.

East Richland Public Service District Land Purchase – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES

- a. **Central Midlands Council of Governments – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- b. **East Richland Public Service Commission – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- c. **Richland County Library Board – 6** – Mr. Malinowski stated that the committee recommended advertising for these vacancies. The vote in favor was unanimous.
- d. **Township Auditorium Board – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.

II. NOTIFICATION OF APPOINTMENTS

- a. **Accommodations Tax Committee – 2** – Mr. Malinowski stated that the committee recommended re-advertising these vacancies. The vote in favor was unanimous.
- b. **Board of Zoning Appeals – 1** – Mr. Malinowski stated that the committee recommended re-advertising this vacancy. The vote in favor was unanimous.
- c. **Building Codes Board of Appeals – 4** – Mr. Malinowski stated that the committee recommended re-appointing Ms. Lasenta Lewis-Ellis and re-advertise the remaining vacancies. The vote in favor was unanimous.
- d. **Community Relations Council – 4** – Mr. Malinowski stated that the committee recommended appointing Mr. Daniel J. Crooks, III and Ms. Nicole Smith and re-appoint Ms. Sarah Watson and Mr. Roscoe Wilson. The vote in favor was unanimous.
- e. **Employee Grievance Committee – 1** – Mr. Malinowski stated that the committee recommended re-advertising this vacancy. The vote in favor was unanimous.
- f. **Historic Columbia Foundation – 1** – Mr. Malinowski stated that the committee recommended re-advertising this vacancy. The vote in favor was unanimous.
- g. **Hospitality Tax Committee – 1** – Mr. Malinowski stated that the committee recommended appointing Mr. Charles Aiken. The vote in favor was unanimous.
- h. **Procurement Review Panel – 2** – Mr. Malinowski stated that the committee recommended re-advertising these vacancies. The vote in favor was unanimous.
- i. **Township Auditorium Board – 1** – Mr. Malinowski stated that the committee recommended appointing Ms. Abigail Rogers. The vote in favor was unanimous.

OTHER ITEMS

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE

- a. **Resolution designating the On-Call Engineering Teams solicitation as a significant purchase** – Mr. Livingston stated that the committee recommended approval of the resolution. The vote in favor was unanimous.

Mr. Washington moved, seconded by Ms. Dickerson, to reconsider this item. The motion for reconsideration failed.

- b. **Approval of the advertisement of the solicitation for the On-Call Engineering Teams** – Mr. Livingston stated that the committee recommended approval of the advertisement of the solicitation for the On-Call Engineering Teams. The vote in favor was unanimous.

Ms. Dickerson moved, seconded by Ms. Dixon, to reconsider this item. The motion for reconsideration failed.

REPORT OF THE DIRT ROAD AD HOC COMMITTEE

- a. **Resolution designating the Dirt Road Paving Program solicitation as a significant purchase** – Ms. Dixon stated that the committee recommended approval of the resolution. The vote in favor was unanimous.

Ms. Dixon moved, seconded by Mr. Washington, to reconsider this item. The motion for reconsideration failed.

- b. **Approval of the advertisement of the solicitation for the Dirt Road Paving Program** – Ms. Dixon stated that the committee recommended approval of the advertisement of the solicitation for the Dirt Road Paving Program. The vote in favor was unanimous.

Ms. Dixon moved, seconded by Ms. Dickerson, to reconsider this item. The motion for reconsideration failed.

REPORT OF THE HOSPITALITY FEASIBILITY STUDY AD HOC COMMITTEE

Mr. Washington stated that the committee recommended authorizing staff to move forward with the preliminary design work, drafting of a financial plan and conducting due diligence on the arena project. A discussion took place.

Ms. Dickerson made a substitute motion, seconded by Mr. Malinowski, to defer this item until the July 15th Council meeting.

<u>For</u>	<u>Opposed</u>
Malinowski	Jackson
Rose	Livingston
Dixon	Washington
Dickerson	Rush
Pearce	
Manning	

The vote was in favor of deferral.

CITIZENS' INPUT

No one signed up to speak.

EXECUTIVE SESSION

=====
Council went into Executive Session at approximately 7:13 p.m. and came out at approximately 7:43 p.m.
=====

- a. **Contractual Matter: Convention Center Agreement** – Mr. Pearce moved, seconded by Mr. Malinowski, to direct the County Administrator, along with the Legal and Finance Departments, to explore alternatives and bring back recommendations to Council. The vote in favor was unanimous.
- b. **Contractual Matter: Victim's Assistance** – Mr. Pearce moved, seconded by Mr. Malinowski, to move that the Legal Department explore potential courses of action Council could take regarding this item. The vote in favor was unanimous.

MOTION PERIOD

- a. **Move to direct staff to draft an ordinance to impose greater noise restrictions in unincorporated Richland County [ROSE]** – This item was referred to the D&S Committee.
- b. **Move that staff pursue having the appropriate provider place stickers on the County's recycling bins that enumerate what items can be recycled. Rationale: Low County citizens' participation in recycling and Sonoco's ability to handle more capacity. Additionally, the County has recently moved to the larger roll out recycling bins. This will serve as a direct citizen awareness tool to promote what items can be recycled [ROSE]** – This item was referred to the D&S Committee.
- c. **Move that the County explore opportunities in burying power lines while penny projects are being implemented. Rationale: The time to bury the lines would be when the roads and sidewalks are being built. Please forward this motion to the TPAC Committee.** – This item was referred to the D&S Committee.
- d. **Resolution honoring Verna Lee Burrell Hatten** – Ms. Dickerson moved, seconded by Mr. Jackson, to adopt a resolution honoring Ms. Hatten. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 7:47 p.m.

Norman Jackson, Chair

Joyce Dickerson, Vice-Chair

Julie-Ann Dixon

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Greg Pearce

Seth Rose

Torrey Rush

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

- a. Solid Waste Contracts for Service Areas 1, 3 and 4
- b. Employee Grievances (2)
- c. Decker Center Naming
- d. Richland County Logo
- e. Limited Notice to Proceed for Program Development Team Contract

Richland County Council Request of Action

Subject

For Items on the Agenda Not Requiring a Public Hearing

Richland County Council Request of Action

Subject

- a. Introduction of New Employee
- b. Curtiss-Wright Hangar Update

Richland County Council Request of Action

Subject

- a. Historic Columbia: Robin Waites, Executive Director
- b. Advance Biofuel Industry Cluster Presentation: Anthony Mizzell, Mizzell and Associates

Richland County Council Request of Action

Subject

14-10MA
Gerald Steele
RU to GC (1.34 acres)
1530 Dutch Fork Rd.
02415-07-01
[THIRD READING] [PAGES 25-26]

Notes

First Reading: June 24, 2014
Second Reading: July 1, 2014
Third Reading:
Public Hearing: June 24, 2014

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-14HR

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 AS TMS # 02415-07-01 FROM RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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 RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 02415-07-01 from RU (Rural District) zoning to GC (General Commercial District) zoning.

Section II. Severability. 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. 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 effective from and after _____, 2014.

RICHLAND COUNTY COUNCIL

By: _____
Norman Jackson, Chair

Attest this _____ day of
_____, 2014.

S. Monique McDaniels
Clerk of Council

Public Hearing: June 24, 2014
First Reading: June 24, 2014
Second Reading: July 1, 2014 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; Subsection (f), Temporary Signs Requiring Permits; so as to delete "Grand Opening Signs" **[THIRD READING] [PAGES 27-29]**

Notes

First Reading: June 24, 2014
Second Reading: July 1, 2014
Third Reading:
Public Hearing: June 24, 2014

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-14HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; ARTICLE VII, GENERAL DEVELOPMENT, SITE, AND PERFORMANCE STANDARDS; SECTION 26-180, SIGNS; SUBSECTION (F), TEMPORARY SIGNS REQUIRING PERMITS; SO AS TO DELETE “GRAND OPENING SIGNS”.

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 Richland County Code of Ordinances, Chapter 26, Land Development; Article VII, General development, Site, and Performance Standards; Section 26-180, Signs; Subsection (f), Temporary Signs Requiring Permits; is hereby amended to read as follows:

- (f) *Temporary signs requiring permits.* The following signs are allowed in all zoning districts, but shall require a sign permit. Such signs must conform to the standards set forth below as well as to other applicable requirements of this chapter.
 - (1) *Portable signs.* Portable signs shall be located on-premises only. Such signs shall be displayed for a period of no more than thirty (30) consecutive days and shall be allowed no more than two (2) periods per year. The sign face areas shall not exceed thirty-two (32) square feet, and shall not be illuminated. A business shall have no more than one (1) sign per street frontage.
 - ~~(2) *Grand opening signs.* A business may have one (1) sign per street frontage that is used exclusively to announce a grand opening, as well as new or improved products, sales, changes in management, hours of operation or changes thereto, or the availability of employment. Such signs shall be displayed for a period of no more than thirty (30) consecutive days. The sign face areas shall not exceed thirty-two (32) square feet, and shall not be illuminated.~~
 - (23) *Seasonal signs.* Christmas tree lots, pumpkin lots, fireworks stands, produce or flower stands, or other similar seasonal and temporary commercial uses may have one (1) sign per street frontage. Such signs shall be displayed for a period of no more than forty-five (45) consecutive days, commencing from the corresponding business license’s date of issuance or start of business date, whichever is later. The sign face areas shall not exceed forty-eight (48) square feet, and shall not be illuminated.

SECTION II. Severability. 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. 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 _____, 2014.

RICHLAND COUNTY COUNCIL

BY: _____
Norman Jackson, Chair

ATTEST THIS THE _____ DAY

OF _____, 2014

S. Monique McDaniels
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: June 24, 2014
First Reading: June 24, 2014
Second Reading: July 1, 2014 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; by adding a new division entitled 5A, Office of Small Business Opportunity; so that a new department will be created **[THIRD READING] [PAGES 30-50]**

Notes

First Reading: June 17, 2014

Second Reading: July 1, 2014

Third Reading:

Public Hearing:

Richland County Council Request of Action

Subject: Richland County Office of Small Business Opportunity

A. Purpose

County Council is requested to approve the development and implementation of an Office of Small Business Opportunity (OSBO).

B. Background / Discussion

This item was initiated in December 2013 at the request of Chairman Norman Jackson who requested a background report on establishing an Office of Small Business Opportunity in Richland County. Justine Jones, former Manager of Research, led the study and prepared the subsequent report which was initially provided to Councilman Jackson on December 16, 2013. The subsequent Revised Preliminary Report was provided to Council at its Annual Retreat on January 24, 2014. An office of small business opportunity is typically designed to support the successful development and growth of for-profit small businesses using a variety of essential business assistance resources, a combination of development programs, organizational training and strategic advancement services. As an added benefit, an OSBO will frequently plug its participants into several networks of internal and external partners that can provide additional support, development tools, and contracting opportunities to current and aspiring business owners who want to either expand or start new businesses.

This request was made about the same time the SLBE program was first being assembled. Since both programs could not be concurrently developed, and the SLBE program implementation was requested to be rolled out at the earliest possible date, the request for an OSBO was temporarily put on hold. However, more recently, several other Council members reemphasized the need to implement a capacity building component into the program at a SLBE Work Session in April 2014; therefore, after further reconsideration, and in consultation with Administrator McDonald, it became apparent it was more feasible to complete the groundwork for the program sooner than later particularly since the SLBE program is nearing its launch date and a considerable amount of its development has been completed.

The OSBO would be made into its own separate department and house the SLBE program (it is currently a division within the Procurement Office) and other associated programs targeting small businesses, which could include a Disadvantaged Business Enterprise (DBE) and/or Minority, Women, Disadvantaged Business Enterprise (MWDBE) programs after a disparity study has been completed. With Council approval, the SLBE program will be placed in the Office of Small Business Opportunity when it officially launches at the beginning of FY 15, in summer 2014. The marketing campaign for the SLBE program will begin in early June; the OSBO can be added to the campaign and both the office and the program can be marketed concurrently.

Similar programs were reviewed in the City of Columbia, City of Houston, and the City of Charlotte, each with numerous features that presumably were designed with the respective entity's participants in mind. The following are several tools other programs offer and conceivably could be utilized in Richland County's program.

- Educational Workshops, Seminars and Symposiums
- Cost Estimating and Bidding
- Project Management
- Financial Statements
- Cash Flow Management
- Mentor-Protégé Program
- Referrals to bank loans, loan funds and guarantee programs
- Group and Individualized Technical Assistance
- Acquiring Financing through Grants, Loans and Other Types of Assistance
- Business Plan Development
- Financial Packaging and Lending Assistance
- Marketing and Outreach
- Startup capital

Identifying where the office will be located and available office space is a critical need that will need to be completed before the office opens. Ample space will be needed for several staff people as well as a conference room or access to meeting space to conduct the workshops, seminars, and group meetings.

C. Legislative / Chronological History

- December 8, 2013, Councilman Jackson submitted a request for an Office of Business Opportunity to be researched and findings provided upon completion.
- December 16, 2013: County Council was forwarded the Preliminary Background Report by the Assistant to the Clerk.
- December 30, 2013: The Revised Preliminary Background Report was provided to Administration for inclusion in the 2014 Council Retreat Packet and was very briefly discussed.
- April 8, 2014: SLBE Work Session was held, which included discussion regarding an Office of Small Business opportunity.
- May 6, 2014: SLBE program design and proposed model received Council approval.

D. Financial Impact

Determining financial impact will be dependent on which program components Council would like the office to offer. Five staff people were been approved by Council on May 6, 2014 for the SLBE program; however, the full scope of services outlined above would not be able to be provided solely by program staff. Ms. Jones, the SLBE program administrator, has begun discussions and is currently in the process of establishing community partnerships to provide some of the services and offset some of the expenses associated with providing services. The goal is to utilize as many community partnerships as is feasible to offer a high quality, responsive program that mutually advances the goals and objectives of the County and its participants.

Some of the possible offerings include conducting application reviews, banking and loans, procurement process, contracting and compliance, regulations and reporting, negotiations, acquiring certifications, etc. The budget from the SLBE program could be transferred to the OSBO program and adjustments could be made mid-cycle if necessary; however, modifications would more likely occur during the next budget cycle in FY 16. Based on the needs and demands of the program, one additional staff person may be needed, but this determination will

be better made after the program has been fully implemented and a full complement of staff has been hired to assist in the operations of the office.

For the benefit Council, the SLBE program budget, which was approved previously, is included as follows:

Table 1. SLBE Program Budget

Line Description	FY15
Estimated Personnel Costs	\$382,151
Estimated Operating Costs	\$109,000
Total Estimated Program Costs	\$ 491,151

E. Alternatives

1. Approve the request to develop and implement an Office of Small Business Opportunity which contains the SLBE program and other programs targeting small businesses and their development. The office will be tasked with assisting small businesses grow, thrive and compete more equitably for contracts and projects.
2. Do not approve the request to develop and implement an Office of Small Business Opportunity which contains the SLBE program and other programs targeting small businesses and their development. The office will be tasked with assisting small businesses grow, thrive and compete more equitably for contracts and projects.

F. Recommendation

It is recommended Council approve the request for an Office of Business Opportunity which contains the SLBE program and other associated programs targeting small businesses and their development. The office will be tasked with assisting small businesses grow, thrive, and compete more equitably for contracts and projects.

Recommended by: Justine Jones Department: SLBE Program Date: May 9, 2014

G. Reviews

Finance

Reviewed by: Daniel Driggers Date: 5/15/14
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation: My understanding is that the funding is currently planned to come from Transportation Fund. We would recommend that approval clarify the intended funding source.

Legal

Reviewed by: Elizabeth McLean Date: 5/16/14
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation: Policy decision left to Council’s discretion; however, depending on the services intended to be provided (ex. lending assistance), a more complete legal review may be warranted.

Administration

Reviewed by: Roxanne Ancheta

Date: May 16, 2014

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: The creation of a new County Department to serve this purpose is at the discretion of Council. However, it is recommended that Council endorse the concept of an Office of Small Business Opportunity (OSBO). Further, it is recommended that Council direct staff regarding the proposed programs that they would like to see housed in the OSBO. Once this preliminary direction from Council has been provided, a detailed OSBO model (mission statement, goals, programs, staffing, etc.) will be developed. Staff will also complete a financial analysis to determine the cost of such an operation. This analysis will include the cost of office space (if applicable), staffing needs, operating and capital costs, etc.

Because this item is of such great importance, and has many intricacies which must be vetted by numerous departments (Procurement, Finance, Legal, Administration, etc.), it is recommended that, after the detailed OSBO model and financial analysis have been developed, we have a full Council Work Session. It is essential that we develop an OSBO that meets its mission established by Council, is financially viable, legally sound, and truly successful for our small business owners. By ensuring we lay the proper groundwork on the front end, we can help ensure this occurs.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-14HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; ARTICLE V, COUNTY DEPARTMENTS; BY ADDING A NEW DIVISION ENTITLED 5A, OFFICE OF SMALL BUSINESS OPPORTUNITY; SO THAT A NEW DEPARTMENT WILL BE CREATED.

Pursuant to the authority granted by the Constitution 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 2, Administration; Article V, County Departments; Division 5, Public Safety, Sections “2-232 – 2-234. Reserved” is hereby deleted in their entirety.

SECTION II. The Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; is hereby amended by the creation of a new Division, to read as follows:

DIVISION 5A. OFFICE OF SMALL BUSINESS OPPORTUNITY

Sec. 2-232. Creation; director.

There is hereby created the department of the Office of Small Business Opportunity (OSBO) and the position of director of the OSBO. The director shall be appointed by the county administrator and his/her term of office shall be at the pleasure of the county administrator. The director of the OSBO shall be a person with education, training, skills, and/or experience that is satisfactory to the county administrator.

Sec. 2-233. Staff; personnel; compensation.

The director of the OSBO shall have such staff and assistants as are necessary to the operation of the department and the performance of his/her duties. They shall be subject to the county personnel system and their compensation determined accordingly.

Sec. 2-234. Responsibilities; powers; duties.

The OSBO, and such employees of the department as are assigned to it, shall be charged with the following duties:

- (a) Management of the county's SLBE program (see Section 2-639, et. seq.)
- (b) Management of the county's Minority, Women and Disadvantaged Business Enterprise (MWDBE) programs;

- (c) Management of the county's program for business enterprises owned and operated by persons with disabilities;
- (d) Management of the Business Development program; and
- (e) Other programs or functions assigned to the department by the county administrator or county council.

SECTION III. Severability. 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. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION V. Effective Date. This ordinance shall be effective from and after _____, 2014.

RICHLAND COUNTY COUNCIL

BY: _____
Norman Jackson, Chair

Attest this _____ day of
_____, 2014.

S. Monique McDaniels
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: June 17, 2014 (tentative)
Second Reading:
Third Reading:



**Office of Procurement and Contracting
Small Local Business Enterprises (SLBE) Division
2020 Hampton Street, Suite 3064
Columbia, SC 29204
(803) 576-2130 – Office
(803) 576-2045- TTY
(803) 576-2135 – Fax**

**RICHLAND COUNTY OFFICE OF SMALL BUSINESS OPPORTUNITY
REQUEST FOR ADDITIONAL INFORMATION FOR JULY 15, 2014 COUNCIL MEETING**

This packet is being provided to Council to provide additional information related to the Office of Small Business Opportunity (OSBO). This packet provides responses to and supporting documents related to information referenced in earlier documents, questions asked during the June 24, 2014 Council Work Session for the OSBO, as well as additional questions received on June 27, 2014.

As with any new department, office or program, there are many aspects and features that are projected initially, but cannot be determined with more precision until after they have been applied and implemented in the operations. The subsequent process of determining what does and does not work will drive the necessary adjustments and modifications that may occasionally need to be made to ensure the model and services provided satisfactorily fulfill the objectives of the division. Council's patience, understanding and continuous support are requested during the transition. In this report, every attempt has been made to answer several questions and respond to clarifications; however, some questions are dictated by policy which requires a determination on the part of Council.

An office of small business opportunity typically supports the successful development and growth of for-profit small businesses using several fundamental resources, a combination of development programs, organizational training, and strategies for advancement. In addition, its participants will be introduced and have access to a number of networks composed of internal and external partners that can provide additional support, development tools and contracting

opportunities to current and aspiring business owners wanting to either expand or start new businesses. The proposed model follows this same premise.

BACKGROUND

The following timeline represents several events, activities and developments that have occurred over the past several months as it relates to the development of the OSBO:

- **December 2013:** Councilman Jackson made a motion to add an Office of Business Opportunity.
- **April 8, 2014:** SLBE Work Session was held, which included discussion about an Office of Small Business Opportunity.
- **April 2014:** Mr. McDonald and Ms. Jones met and discussed creating the Office of Small Business Opportunity. Ms. Jones drafted and submitted the ROA and worked with the Legal Department which drafted the Ordinance for the May A&F Committee.
- **May 27, 2014:** The item was added to the Agenda. The ROA proposed the Small, Local Business Enterprises (SLBE) program be placed in the office and included a variety of programs and services the office could provide, but did not propose a specific model. The A&F Committee approved the item on consent and recommended Council approve an Office of Small Business Opportunity (OSBO) and place the SLBE program in the newly-established department.

Councilman Livingston requested Ms. Jones provide a model designed specifically for Richland County at the June 3, 2014 Council meeting.

- **May 29, 2014:** Chairman Norman Jackson also requested a program model be developed, which was sent to Council on June 2, 2014 for discussion at its June 3, 2014 meeting (entitled *Richland County Office of Small Business Opportunity Request for Additional Information for June 3, 2014 Council Meeting*).
- **May 31, 2014:** Upon completion of the draft, the proposed model was forwarded to the Administration Department, Transportation Department, Legal Department, Procurement Division, Finance Department and Human Resources Department to provide the opportunity for departmental representatives to review the report, request clarification if needed and elicit the input of these individuals before sending it to Council. The Transportation and Administration departments responded. No objections were made nor were any questions asked by the date requested or subsequently.

- **June 2, 2014:** The proposed model was forwarded to Council via e-mail to review prior to the June 3, 2014 Council meeting.
- **June 3, 2014:** The item was briefly discussed at the meeting. A motion to defer the item to the June 17, 2014 Council meeting was approved to allow Council members who had additional questions and needed more clarification the opportunity to do so.
- **June 17, 2014:** The item received First Reading Approval.
- **June 24, 2014:** A Work Session was held to provide additional clarification, respond to questions received previously and to offer Council additional information about how the office had been proposed to be structured. At that Work Session a power point presentation was provided, which featured the following items:
 - An update on the B2GNow Diversity Management System, including the renegotiated price, the system’s features and the benefits to the County and participants;
 - A review of the responsibilities and duties of the OSBO (based on the Ordinance that was approved on May 27, 2014;
 - A proposed Mission Statement (as provided in the Appendix B as attached);
 - A proposed org chart (included in Appendix C as attached), including the SLBE division, the Business Development division, a potential DBE program, and possible other future programs/divisions that could be added as the department evolves;
 - Discussed in greater detail the primary features of the proposed model which was recommended based on three of the most significant barriers to small business development and capacity building efforts. These programs were also determined to offer the greatest short term return on investment. The three programs included the following:
 1. The prospect of offering a Bonding and Insurance program;
 2. The prospect of Access to offering an Access to Financial Capital program;
 3. The prospect of developing a Mentor-Protégé program;
 - Featured several possible programs that could be offered in the Business Development Division under a Technical Assistance unit and an Educational Assistance unit (as illustrated on the attached org chart).

FOLLOW UP RESPONSES TO REMAINING COUNCIL QUESTIONS

At the June 24, 2014 OSBO Work Session, Councilman Livingston made the following requests:

1. Ms. Jones provide a diagram illustrating how the SLBE / OSBO, Transportation, Procurement, Economic Development and Development Business Liaison all interface related to small business development and capacity building.

This diagram is attached as Appendix D.

2. Ms. Jones provide a summary of all the community groups, organizations, agencies and entities that have been contacted by her to develop partnerships, cooperatives and/or collaborations to assist in the development and administration of the SLBE Division / OSBO.

The summary is attached as Appendix A.

On June 27, 2014, Councilman Manning asked for the following additional information:

3. “Adding responsibility for B2GNow Diversity Management System software to list of duties / responsibilities of the proposed OSBO. (Ownership of software and accuracy of data contained therein; maintenance of software; training for software; etc.)”

Questions regarding ownership were responded to during the work session and for reference are addressed on page 2 of the power point presentation.

B2Gnow does not own any data, information or material that Richland County submits in the course of using its services; therefore, Richland County owns its program’s information. Upon termination of the Agreement, the program information will be immediately returned to Richland County, as outlined in the terms of the Agreement.

(Response to questions above in parentheses)

- The accuracy of the information contained therein is as good as the information provided.
 - The system will be regularly updated and backed up daily.
 - Staff and participants will be trained on the application and functionality of the software.
4. “OSBO ordinance Sec. 2-232. Creation; director proposed change – Direct report to the County Administrator or his/her designee.”

This was a request of two Council members who attended the Work Session. This is a policy decision for the *full* Council.

5. "Need formal position description for Director of OSBO. Council may wish to review / approve. As was done with the Transportation Director's position description."

A position description has been drafted, however, without an adopted Mission Statement and clear definition of the responsibilities of the office, the draft cannot be finalized.

6. "Need to determine where and how to proceed with the advertising for Director of OSBO once formal position description has been reviewed / approved. (Advertise with SC Association of Counties; Municipal Association of South Carolina; SC Association of Governmental Purchasing Officials – Why? Many Procurement Departments have Small / Local / Minority components; perhaps use a Professional Recruitment Firm (as we are doing for the Procurement Director position) because they can cast a wider net to attain a more qualified applicant pool; etc.)"

This was a request of two Council members who attended the Work Session. This is a policy decision for the *full* Council.

7. "How will a citizen know where to go for assistance to open a nail salon, for instance, if they live in the City of Columbia? Will they go to the City or the County? Is there duplication of duties / responsibilities in the City's office as to what is being proposed in the OSBO?"

There are certain services that the County and City will only provide to its respective jurisdiction's residents; however, there are others that the County and City can collaborate on. Ms. Jones and Ms. Herbert, the director of the City's OBO, have met numerous times to discuss collaborating services, events and workshops, including the pursuit of a joint Disparity Study.

With Council approval, the OSBO will take advantage of every available opportunity to collaborate with the City of Columbia that it can; however the City and the County will identify similar and distinct services after more direction is provided from Council.

8. "Included in the Work Session Agenda packet on page 2 are 'Questions for Council.' "These were not discussed. They are as follows:

"Which if any small businesses should the OSBO serve:

- "Those located in Richland County?
- "Those located in the Midlands area?
- "Those located in the state of SC?
- "Open access, available to all small businesses without regard to location?"

This is a policy decision for the *full* Council.

9. "Bonding and Insurance Program:
 - "Should the County offer its own program?"
 - "Should the County partner with a surety bonding company?"
 - "Should the County require participants provide their own bonding and insurance?"

This is a policy decision for the *full* Council.

10. "Have Finance / Risk Management / Legal reviewed the proposed bonding and insurance program? What impact, if any, will this have on the County's bond rating?"

More direction is needed from Council regarding how the office should be structured before more specific information can be provided in this regard.

11. "A generic budget for the SLBE has been provided, but not for the OSBO itself."

The ROA and the background report both addressed the budget, which indicated the SLBE budget would be transferred into the OSBO and would anticipated no additional funds needed in FY15.

SLBE / OSBO FY15 Program Budget

Line Description	FY15	Description
Estimated Personnel Costs	\$382,151	1 Assistant Director, 5 Staff Positions
Estimated Operating Costs	\$109,000	Office furniture, equipment, vehicles, vehicle maintenance and fuel, marketing and outreach events, staff training.
Total Estimated Program Costs	\$ 491,151	

12. "It is proposed that 75% of the funds for the OSBO will come from the Transportation Penny. It was stated the remaining 25% come from the General Fund. Where is that money in the General Fund now (i.e. the current line item(s) it will be shifted

from. Also, how, and who will determine the re-calibration of this percentage moving forward based on the actual usage of the department's services?"

Mr. McDonald and Ms. Jones have had several discussions about the responsibilities and scope of work that are contained within the SLBE division, and projected 75% of the division's work would be associated with the Transportation Penny Tax program and about 25% would be devoted to countywide projects. Therefore, the program's costs would be funded from both the Transportation Penny budget and the General Fund. The OSBO Director / SLBE Administrator would be responsible for allocating the actual usage of the department's services.

Initially, for the sake of simplicity and continuity, it was discussed 100% of the costs would be taken from the Transportation Penny Tax program and the General Fund would be offset the equivalent amount after an assessment determines how much the GF should be compensated. Once a trend is established which better delineates the ratios of related work after the first year or two, it will be easier to more definitively estimate. The OSBO Director in consultation with the SLBE Administrator would conduct this analysis.

13. "As to the document titled REQUEST FOR ADDITIONAL INFORMATION FOR JUNE 3, 2014 COUNCIL MEETING

"The first paragraph, page one, states, 'Based on further direction from Council regarding how the office will be composed at this meeting, staff will present a proposed model, including a mission statement, prospective names for the office, services offered, staffing needs, the location and cost of office space and project operating and capital costs to ensure the SLBE budget, which would be reallocated to the OSBO, is adequate. This information will be presented to Council in a subsequent Work Session prior to Third Reading."

"Prospective names for the office were not presented at the Work Session."

List of proposed names:

1. Richland County Office of Small Business Opportunity
2. Richland County Small Business Resources Center
3. Richland County Small Business Empowerment Center

14. "The location and cost of office space was not presented at the Work Session."

A space-sharing arrangement has been identified in the Health Department Building (next door to the Administration Building), which takes into account the needs of the impending healthcare cooperative as well as those of the County.

15. “Project operating and capital costs were not presented at the Work Session.”

These were not forgotten about, simply not provided because of the need for more information from Council; however, if the SLBE budget transferred into the OSBO, the operating and capital costs would remain roughly the same (see budget table in Question No. 11).

16. “Also in this document, third paragraph, page one: (Re: SLBE Program) “Two staff people will be employed in the department prior to its launch; three additional employees have been approved by Council but the positions have not yet been specifically designated.”

“Will these positions be hired by the director?”

These positions are currently being supervised by Ms. Jones and will be hired by Ms. Jones, since she is currently overseeing the design, development, implementation and administration of the program. Unless the structure changes and a different directive is given, she would also hire the additional three staff people.

17. Same paragraph – “After Council approves and selects a model and defines its services, staffing needs can be better determined and will be included with the other information provided at the Work Session. Initially, it is recommended the OSBO contain the SLBE and Business Development divisions, but can be expanded at a later time to include other programs described in more detail below.”

Council hasn’t approved and selected a model, nor defined services for the OSBO. Thus, this information could not have been provided at the Work Session. (Council approved the concept of an OSBO, and has given 1st reading to the ordinance creating the OSBO.)

Correct, however this was not known when the report was written nearly one month earlier at which time it was assumed Ms. Jones would have received more detail about how Council wanted this office structured, and in anticipation of this would have subsequently provided the information at the Work Session.

18. Page 4, second full paragraph – “Finally, the time required to fully implement the SLBE program and ensure it gets off to a strong and smooth start will require a very focused, strategic, sustained and responsive effort for at least six months. Furthermore, before services can be offered to the public, experienced staff will need to be hired and trained prior to providing these services. Therefore, it is recommended that the Business

Development Division and its programs not be implemented until at least January 2015, but begin building the framework to support the division at the earliest possible time.”

“If the SLBE program, currently housed in Procurement, will require a “very focused, strategic, sustained and responsive effort for at least six months,” and the SLBE program doesn’t officially launch until summer 2014, Council may need to focus primarily on the SLBE for now, and OSBO down the road. Should the OSBO concept be revisited 6 months from now, so that the focus can be on the “most urgent” (as stated at the Work Session) aspect – the SLBE program”? (Policy decisions of Council.)

This initiative originated with the Chair’s motion, several Council members who endorsed it and with the approval and directive of Mr. McDonald to move forward with it. It would be most cost-effective, time efficient and simply makes the most sense to launch the program under the OSBO, which was also stated in the ROA that was approved on consent by the Committee. The goal has been to create the framework for the OSBO in the more immediate term with the understanding that it would be built out over time using a conservative approach.

19. “Experienced” staff members have neither been hired nor trained on the SLBE program. It was stated that “... before services can be offered to the public, experienced staff will need to be hired and trained prior to providing these services.” Timeline to recruit, interview, and hire “experienced” staff members, including the director?

Ms. Jones is currently in the process of interviewing candidates for the two open positions. Recognizing the degree of experience, knowledge and skills needed to function well in these jobs and possess the ability to simultaneously handle the volume of certifying applications and overseeing compliance requirements of participants the program will demand once the program launches, she is carefully selecting the best candidates and proceeding towards hiring.

She will have completed the second phase of first-round interviews; and will conduct second interviews as soon as possible thereafter. She hopes to have high caliber finalists she can extend offers to between the middle of July and beginning of August 2014.

COMMUNITY ORGANIZATIONS FOR POTENTIAL PARTNERSHIPS

City of Columbia, Office of Business Opportunity: Uses several economic development tools to provide creative business opportunities to address many of the obstacles that face small businesses. Several options for developing a partnership are currently being explored. Currently, there is a joint workshop which will be presented in October 2014 and possibly collaborating on events during Small Business Week in 2015.

Greater Columbia Chamber of Commerce: A trusted resource for local, regional and national businesses and their employees. Offers networking and learning opportunities plus assistance in navigating complex issues facing the business community. The Greater Columbia Chamber works to build a stronger community for business and for residents. There has been discussion about regularly collaborating on small business events throughout the year and annually during Small Business Week.

Charleston County MWDBE and SBE Programs: Ensures a level playing field for participants to compete fairly for transportation contracts and reduce burdens on small businesses. The programs also aim to enhance and maximize participation of minorities and women in contracting and procurement; foster greater dialogue and strategic relationships; and promote and participate in activities that promote and support DBE development, capacity building and expansion.

An Intergovernmental Agreement has been drafted to provide assistance, consultation and support to the SLBE division, and has been approved by W. Kurt Taylor, the Charleston County Administrator. The IGA will be presented to the A&F Committee in July 2014.

USC Small Business Development Center: Offers free, private consulting, resources and seminars to help small businesses thrive.

A Memorandum of Understanding has been drafted and presented to the SBDC. A meeting has been scheduled during the week of July 14, 2014 to further discuss the terms of the agreement, which includes assisting established and emerging SLBEs with the completion and/or review of Certification Applications, educate individuals on the eligibility requirements of the Program; provide general consulting in areas such as business plans, marketing, record keeping, financial loan packaging and general management as an additional resource to program; conduct regular seminars on entrepreneurship for new business owners and skills-training for current business owners. The MOU may be presented to the A&F Committee in July 2014, but more likely

will be in September.

DESA: A broad based service provider of business and professional services that partner with clients in numerous industries, providing them with strategies to achieve goals and information to make wise decisions.

Minority Business Development Center: An agency in the US Department of Commerce that helps create and maintain U.S. jobs by promoting the growth and global competitiveness of large, medium and small businesses owned and operated by members of the minority and Diaspora communities.

SC Department of Commerce: Works with statewide partners to develop programs and services to help entrepreneurs and small business owners become successful in an increasingly competitive environment.

Office of Governor – Office of Small and Minority Business Assistance: Connects minority- and women-owned small businesses to State contracting and procurement opportunities while working with State agencies to implement and monitor minority-contracting programs in accordance with applicable policies, laws, and regulations.

South Carolina Community Bank: Offers a select range of high priority personalized products and services to traditionally underserved communities, small to medium sized businesses, professionals, and local organizations.

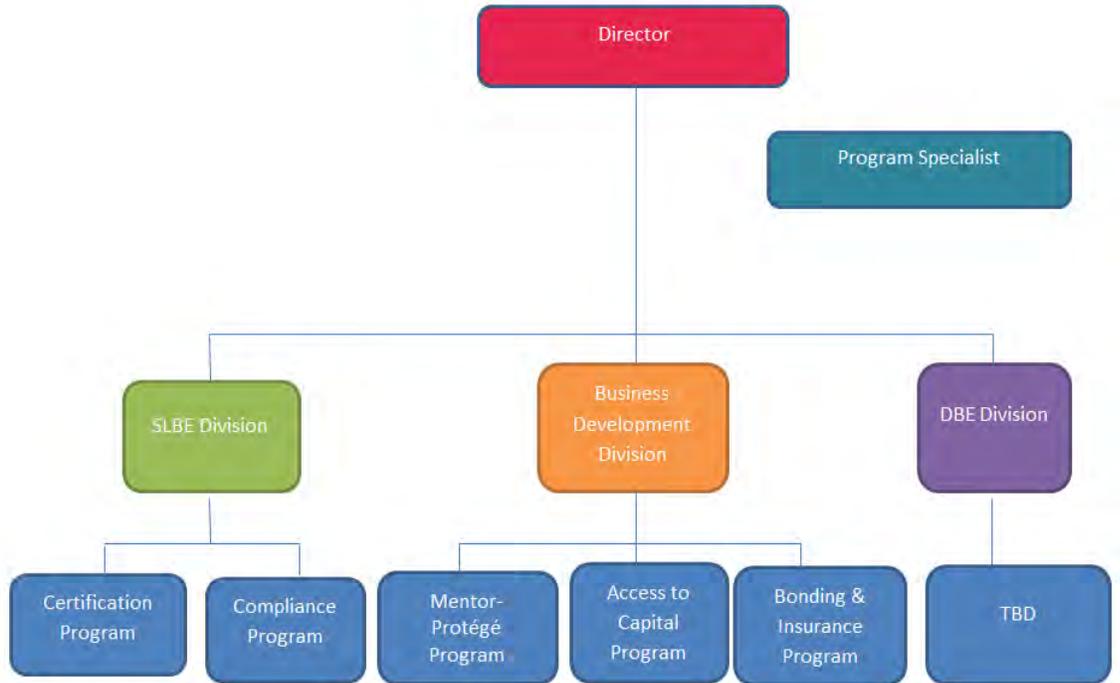
SCORE: Offers free and confidential business counseling to both prospective and established small business owners and managers from volunteer counselors with extensive business experience on a non-discriminatory equal opportunity basis.

Note: There are several other community organizations for which relationships could be established; however, with the degree of hands-on work needed to develop, prepare for implementation and launch the program, introductions and engagements occur as time allows.

OSBO PROPOSED MISSION STATEMENT

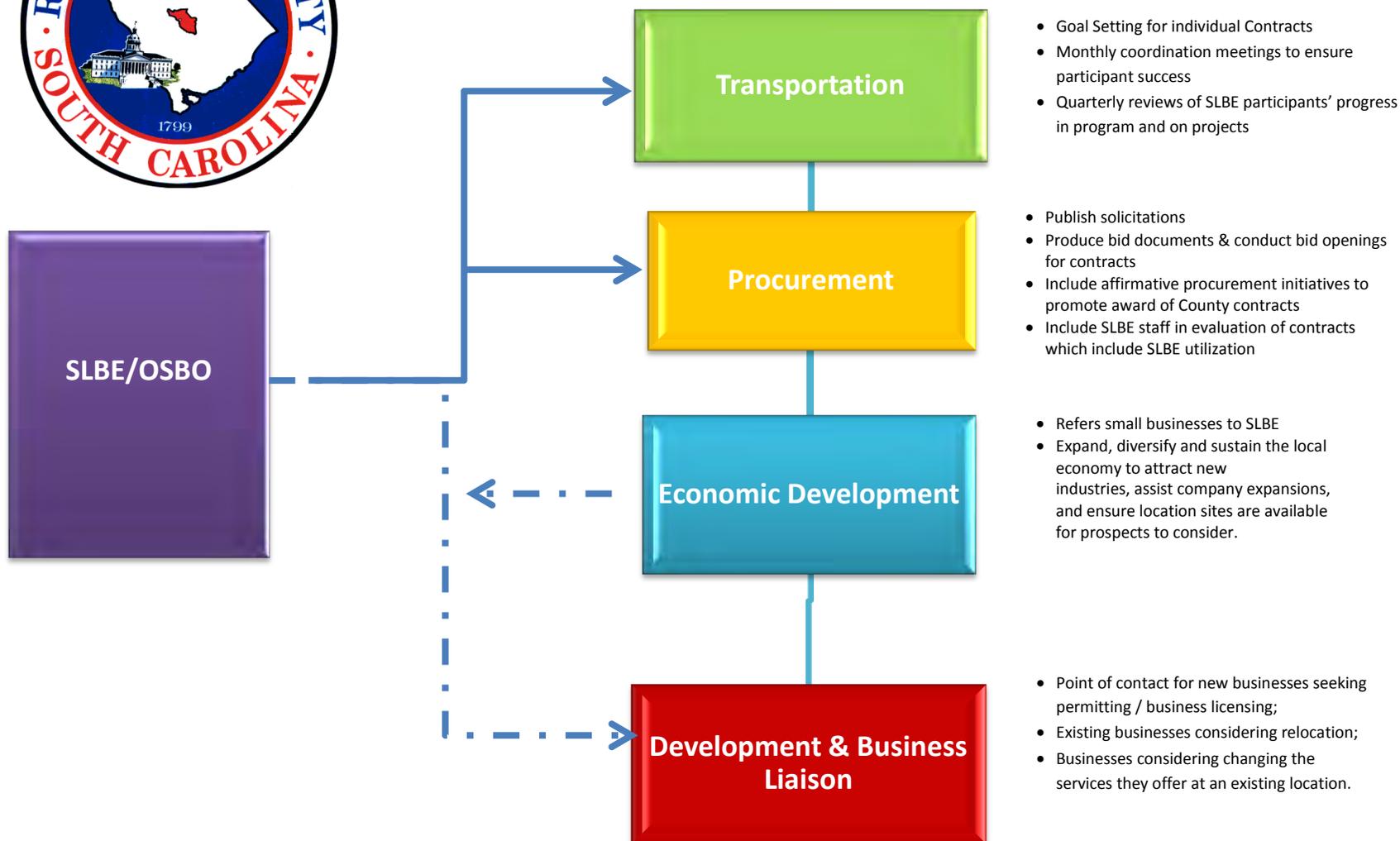
“The Office of Small Business Opportunity is an inclusive program committed to promoting Richland County small businesses in growing, building capacity and providing access to resources by offering opportunities for meaningful participation in projects and contracts through a diverse and supportive business environment.”

PROPOSED OSBO ORGANIZATIONAL CHART





Small Business Departmental Interfaces



Richland County Council Request of Action

Subject

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2; Administration; Article X, Purchasing by adding Section 2-591 to authorize County Council to determine which purchasing decisions regarding purchasing made exclusively with monies raised through the penny tax are of such County-wide significance that County Council has the authority to make the final and conclusive determination to whom to award the contracts [**SECOND READING**] [**PAGES 51-59**]

Notes

First Reading: July 1, 2014

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. _____

AMENDMENT

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2; ADMINISTRATION; ARTICLE X, PURCHASING BY ADDING SECTION 2-591 TO AUTHORIZE COUNTY COUNCIL TO DETERMINE WHICH PURCHASING DECISIONS REGARDING PURCHASING MADE EXCLUSIVELY WITH MONIES RAISED THROUGH THE PENNY TAX ARE OF SUCH COUNTY WIDE SIGNIFICANCE THAT COUNTY COUNCIL HAS THE AUTHORITY TO MAKE THE FINAL AND CONCLUSIVE DETERMINATION TO WHOM TO AWARD THE CONTRACTS.

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:

The Richland County Code of Ordinances, Chapter 2; Administration; Article X, Purchasing is hereby amended as follows:

Section 2-591 is added to read:

1. When Richland County (the "County") is engaged in a purchase involving only the expenditure of funds raised from the Penny Sales Tax Referendum passed November 6, 2012, the County Council may, upon a vote of the majority of its members, exempt any specific procurement which County Council determines is of great county wide significance, from the purchasing procedures of Article X, Division 2, Competitive Purchasing Policy, § 2-600 (Procurement of Professional Services) and 2-601 (Competitive Sealed Proposals). For purposes of this section, "determination" means County Council's majority vote that a specific procurement is of such great county wide significance that it is exempt from the provisions of §§ 2-600 or 2-601. For purposes of this section "Director of Procurement" means the Director of Procurement or any employee of the Richland County Department of Procurement designated by the Director of Procurement, in consultation with the County Administrator, to handle a solicitation under this section. Any solicitation so exempted as being of great county wide significance shall follow the procurement procedure set forth in this section. Any solicitation procured pursuant to this section is not subject to any other provision of Article X, Division 2, Competitive Purchasing Policy unless specifically stated to the contrary herein.

2. For a specific procurement involving professional services which would otherwise be subject to the provisions of § 2-600, requests for qualifications, for which County Council has made a determination, the procurement shall proceed as set forth below:

a. The Director of Procurement, in conjunction with any County employee(s) appointed by the County Administrator, shall be responsible for developing a request for qualifications and shall prepare a government project cost estimate for use in negotiations, which cost estimation shall remain confidential until after negotiation and award of a contract. A "request for qualification" is a written or published solicitation for submittals for the provision of professional services such as architectural, landscaping or engineering services, where the contract award is based upon the qualifications of the offeror for the specific project and cost is not an award criterion. The request for qualifications must contain, at a minimum, a description of the scope of the work being requested, the deadline for submission of information, how

prospective offerors may apply for consideration and must require information on prospective offerors qualifications, experience, and ability to perform the requirements of the contract.

b. The County Administrator shall establish a short-list evaluation committee (the "Committee") of three (3) or more individuals whom he determines to be qualified to make an informed recommendation to County Council as to offerors qualified to work on the proposed project.

c. The Director of Procurement, in conjunction with the County employee(s) appointed by the County Administrator, shall prepare a request for qualifications, which shall include evaluation criteria, developed by the Director of Procurement, in conjunction with any County employee(s) appointed by the County Administrator, as they determine appropriate for the specific project. There are no restrictions on the kind or number of evaluation factors that may be used, as long as they are stated in the request for qualifications and relate to the purpose of the procurement. The evaluation criteria shall be listed in the solicitation in relative order of importance, but the solicitation shall not publicly list the numerical weighting of each factor. The request for qualifications shall be submitted to County Council for its approval prior to publication.

d. The notice of the request for qualifications will be published in a newspaper of general circulation in the County and in the South Carolina Materials Management, South Carolina Business Opportunity publication, which notice shall include, but not be limited to, the project title, the general scope of work, a description of all professional services required for that project, the submission deadline, and how and to whom interested offerors may submit qualifications for consideration.

e. Offerors shall submit qualification information as required in the request for qualifications.

f. Qualification submittals shall be opened publicly in the presence of one (1) or more witnesses at the time and place designated in the request for qualifications. Only the names of the offering offerors shall be disclosed at the qualification submittal opening. Contents of the qualification submittals shall remain confidential and shall not be disclosed during the negotiation process. Qualification submittals shall be open for public inspection after contract award, except that proprietary or confidential information in any qualification submittal that is clearly marked "confidential" by the offering offeror shall not be disclosed except as provided in the request for qualifications and allowed by the South Carolina Freedom of Information Act, S.C. Code Ann. § 30-4-10 and S.C. Code Ann. § 11-35-410, "Public access to procurement information."

g. Prior to sending the qualifications submittals to the Committee, the Director of Procurement shall make an initial evaluation to determine whether the offeror is responsive and responsible, as such terms are defined in the County Ordinance, Chapter 2, Administration, Article X, Purchasing, Division 1, § 2-590. During its evaluation process, the Committee shall bring any issues regarding the responsiveness or responsibility of any offeror to the attention of the Director of Procurement. The Director of Procurement, in his sole discretion, shall have the right to waive any minor irregularities or informalities of a qualifications submittal from the material requirements of the request for qualifications. A minor informality or irregularity is one which is merely a matter of form or is some immaterial variation from the exact requirements of the request for qualifications having no effect or merely a trivial or negligible effect on total price, quality, quantity, or performance of the contract, and the correction or waiver of which would not be prejudicial to other offerors. The Director of Procurement shall either give the

offeror an opportunity to cure any deficiency resulting from a minor informality or irregularity in the request for qualifications or waive any such deficiency when it is to the advantage of the County. If the Director of Procurement determines to allow an offeror to cure the deficiency resulting from a minor informality or irregularity, the offeror shall have five (5) business days from the date the Director of Procurement notifies the offeror of any such deficiency to cure the deficiency. The Director of Procurement's notification and offeror's response to the notification shall be in writing. If the offeror fails to cure the deficiency within the five (5) day notification period, within the sole discretion of the Director of Procurement, the offeror will be rejected and the submittal will not be forwarded to the Committee. If the Director of Procurement determines to waive such deficiency, it shall be in writing. If a qualification submittal is incomplete with regards to the material requirements of the request for qualifications or the offeror is found to be non-responsive or non-responsible, the offeror will be rejected and the submittal will not be forwarded to the Committee.

h. The Committee may conduct discussions, in conjunction with the Director of Procurement, with each of the offerors submitting responses to the request for qualifications which responses appear eligible for contract award (based upon the evaluation factors) for the purpose of clarification to assure full understanding of and responsiveness to the requirements of the request for qualifications. Offerors shall be accorded fair and equal treatment with respect to clarification and any opportunity for discussion and revision of qualifications.

i. The Committee may conduct interviews with offerors submitting responses to the request for qualifications as it deems appropriate.

j. Based upon the evaluation criteria, the Committee shall select not more than **eight (8)** offerors, as directed by County Council in its determination, which, in the Committee's judgment, are the offerors whose qualification package, including the discussions and interviews, if any, are the most qualified offerors to be forwarded to County Council for consideration of award of the specific project. The Committee shall develop a written short-list report regarding the most qualified offerors, listing the offerors in alphabetical order. No non-responsive, non-responsible or non-qualified qualification submittals shall be included in the written short-listed report to County Council.

k. When the Committee has completed its written short-list report, the Director of Procurement shall forward the report and a copy of each of the short-listed offerors' qualification submittals to members of County Council.

l. Upon receipt of the Committee's written short-list report and the short-listed offerors' qualification submittals, County Council, in its sole discretion, may conduct interviews with each of the short-listed offerors to seek clarification regarding the offerors' qualification submittals or additional information from the offerors regarding their respective approach to the specific project.

m. When County Council determines, in its sole discretion, that it has sufficient information to make its award decision, County Council shall decide which of the offeror's or offerors' qualification submittal **or submittals, if County Council intends to select more than one offeror with whom to contract**, is or are in the best interests of the citizens of the county as a whole. County Council's award decision shall be by majority vote with the first offeror receiving a majority of votes being ranked number one. Once the first ranked offeror has been identified, County Council shall vote to identify the second ranked offeror by a majority vote. This process shall be repeated until all of the short-listed offerors have been ranked. In its sole discretion,

County Council may award the contract to a single offeror or to multiple offerors, not to exceed five (5) offerors, as is set forth in the request [for qualifications](#). When awarding to multiple offerors, the offerors to whom the contracts are awarded shall be determined by majority vote of County Council voting for up to five (5) offerors.

n. The Director of Procurement shall request a cost proposal from the top ranked offeror. Upon receipt of the cost proposal, in its sole discretion, County Council may direct the Director of Procurement to proceed in any of the manners indicated below, except in no case may confidential information derived from qualification submittals and negotiations submitted by competing offerors be disclosed:

i. when awarding to a single offeror, negotiate with the highest ranking offeror on price, on matters affecting the scope of the contract, so long as the changes are within the general scope of the request for proposals, or on both. If a satisfactory contract cannot be negotiated with the highest ranking offeror, negotiations may be conducted, in the sole discretion of County Council, with the second, and then the third, and so on, ranked offerors to the level of ranking determined by the County Council, in its sole discretion;

ii. when awarding a contract to multiple offerors, set the terms of the contract and give each of the offerors ranked in the top five an opportunity to agree to meet the terms of the contract;

iii. when awarding a contract to a single offeror ,during the negotiation process, as outlined in item (a) above, if the Director of Procurement is unsuccessful in the first round of negotiations, County Council may reopen negotiations with any offeror with whom the Director of Procurement had previously negotiated; or

iv. whether awarding to a single offeror or to multiple offerors, the Director of Procurement, as directed by County Council, may make changes within the general scope of the request for qualifications and may provide all of the short-listed offerors an opportunity to submit their best and final offers.

3. For a specific procurement involving professional services that would otherwise be subject to the provisions of Section 2-601, requests for proposals, for which County Council has made a determination, the procurement shall proceed as set forth below:

a. The Director of Procurement, in conjunction with any County employee(s) appointed by the County Administrator, shall prepare the request for proposals for the specific project. A "request for proposal" is a written or published solicitation for proposals to provide goods, services, or construction as described therein. Evaluation factors upon which the proposals will be evaluated by the Committee (hereinafter defined) for purposes of making a written report to County Council shall be stated in the request for proposals. Price may or may not be one of the evaluation factors but it shall not be the sole basis for evaluation and award of the contract. The pricing in proposals shall remain confidential until after negotiation and award of a contract except as provided in the request for proposals and allowed by the South Carolina Freedom of Information Act, S.C. Code Ann. § 30-4-10 and S.C. Code Ann. § 11-35-410, "Public access to procurement information." The request for proposals shall be submitted to County Council for its approval prior to publication.

b. The notice of the request for proposals will be published in a newspaper of general circulation in the County and in the South Carolina Materials Management, South Carolina Business Opportunity publication, which notice shall include, but not be limited to, the project title, the general scope of work, if applicable, a description of the goods, services, or construction to be provided for that project, the submission deadline, and how and to whom interested offerors may submit proposals.

c. Proposals shall be opened publicly in the presence of one (1) or more witnesses at the time and place designated in the request for proposals. Only the names of the offerors shall be disclosed at the proposal opening. Contents of the proposals shall not be disclosed during the negotiation process. Proposals shall be open for public inspection after contract award, except that proprietary or confidential information in any proposal that is clearly marked "confidential" by the offering vendor shall not be disclosed except as provided in the request for proposals and allowed by the South Carolina Freedom of Information Act, S.C. Code Ann. §§ 30-4-10 and S.C. Code Ann. § 11-35-410, "Public access to procurement information."

d. The request for proposals shall list the evaluation factors including price, if it is an evaluation factor, in relative order of importance, but shall not publically list the numerical weighting of each factor. There are no restrictions on the kind or number of evaluation factors that may be used, as long as they are stated in the request for proposals and relate to the purpose of the procurement.

e. The County Administrator shall establish a short-list evaluation committee (the "Committee") of three (3) or more individuals whom he determines to be qualified to make an informed recommendation to County Council as to offerors qualified to work on the proposed project.

f. Prior to sending the proposals to the Committee, the Director of Procurement shall make an initial evaluation to determine whether the offeror is responsive and responsible, as each is defined in County Ordinance, Chapter 2, Administration, Article X, Purchasing, Division 1, § 2-590. During its evaluation process, the Committee shall bring any issues regarding the responsiveness or responsibility of any offeror to the attention of the Director of Procurement. The Director of Procurement, in his sole discretion, shall have the right to waive any minor irregularities or informalities of a proposal from the material requirements of the request for proposal. A minor informality or irregularity is one which is merely a matter of form or is some immaterial variation from the exact requirements of the request for proposals having no effect or merely a trivial or negligible effect on total price, quality, quantity, or performance of the contract, and the correction or waiver of which would not be prejudicial to other offerors. The Director of Procurement shall either give the offeror an opportunity to cure any deficiency resulting from a minor informality or irregularity in the request for proposals or waive any such deficiency when it is to the advantage of the County. If the Director of Procurement determines to allow an offeror to cure the deficiency resulting from a minor informality or irregularity, the offeror shall have five (5) business days from the date the Director of Procurement notifies the offeror of any such deficiency to cure the deficiency. The Director of Procurement's notification and offeror's response to the notification shall be in writing. If the offeror fails to cure the deficiency within the five (5) day notification period, within the sole discretion of the Director of Procurement, the offeror will be rejected and the submittal will not be forwarded to the Committee. If the Director of Procurement determines to waive such deficiency, it shall be in writing. If a proposal is incomplete with regards to the material requirements of the request for proposals or the offeror is found to be non-responsive or non-responsible, the offeror will be rejected, and the proposal will not be forwarded to the Committee.

g. The Committee may conduct discussions, in conjunction with the Director of Procurement, with each of the offerors submitting responses to the request for proposals, which response appears eligible for contract award (based upon the evaluation factors) for the purpose of clarification to assure full understanding of and responsiveness to the requirements of the request for proposals. Offerors shall be accorded fair and equal treatment with respect to clarification and any opportunity for discussion and revision of proposals.

h. The Committee may conduct interviews with offerors submitting responses to the request for proposals as it deems appropriate.

i. Based upon the evaluation criteria, the Committee shall select not more than eight (8) offerors, as directed by County Council in its determination, which, in the Committee's judgment, are the offerors whose proposals, including the discussions and interviews, if any, are most advantageous to the County. The Committee shall then develop a written short-list report regarding the offerors whose proposals are most advantageous to the County, listing the offerors in alphabetical order. No non-responsive, non-responsible, or non-qualified offeror shall be included in the written short-list report to County Council.

j. When the Committee has completed its written short-list report, the Director of Procurement shall forward the report and the short-listed offerors' proposals to members of County Council.

k. Upon receipt of the Committee's short-list report and the copies of the short-listed offerors' proposals, County Council, in its sole discretion, may conduct interviews with each of the short-listed offerors to seek clarification regarding the proposals or additional information from the offerors regarding their approaches to the specific project.

l. When County Council determines, in its sole discretion, that it has sufficient information to make its award decision, County Council shall decide which of the offeror's or offerors' qualification submittal or submittals, if County Council intends to select more than one offeror with whom to contract, is or are in the best interests of the citizens of the county as a whole. County Council's award decision shall be by majority vote with the first offeror receiving a majority of votes being ranked number one. Once the first ranked offeror has been identified, County Council shall vote to identify the second ranked offeror by a majority vote. This process shall be repeated until all of the short-listed offerors have been ranked. In its sole discretion, County Council may award the contract to a single offerors or to multiple offerors, not to exceed five offerors, as is set forth in the request for proposals. When awarding to multiple offerors, the offerors to whom the contracts are awarded shall be determined by majority vote of County Council voting for up to five (5) offerors.

m. Whether price was an evaluation factor or not, the County Council in its sole discretion may direct the Director of Procurement to proceed in any of the manners indicated below, except that in no case may confidential information derived from proposals and negotiations submitted by competing offerors be disclosed:

i. when awarding a contract to a single offeror, negotiate with the highest ranking offeror on price, on matters affecting the scope of the contract, so long as the changes are within the general scope of the request for proposals, or on both. If a satisfactory contract cannot be negotiated with the highest ranking offeror, negotiations may be conducted, in the sole discretion of County Council, with the second, and then the

third, and so on, ranked offerors to the level of ranking determined by the County Council in its sole discretion;

ii. when awarding a contract to a multiple offerors, set the terms of the contract and give each of the offerors ranked in the top five an opportunity to agree to meet the terms of the contract;

iii. when awarding a contract to a single offeror, during the negotiation process as outlined in item (a) above, if the Director of Procurement is unsuccessful in the first round of negotiations, County Council may direct the Director of Procurement to reopen negotiations with any offeror with whom it had previously negotiated; or

iv. whether awarding to a single offeror or to multiple offerors, the Director of Procurement, as directed by County Council, may make changes within the general scope of the request for proposals and may provide all of the short-listed offerors an opportunity to submit their best and final offers.

4. The County Council reserves the right to reject any solicitation, in whole or in part, issued pursuant to this section and may reject, in whole or in part, any or all qualifications or proposals submitted pursuant to this section.

5. Once the County Council makes a determination pursuant to section 1 of the section, offerors and anyone acting on behalf of offerors are prohibited from contacting, by any means of communication, any County elected official, County employee other than the Director of Procurement, or a consultant advising the County regarding the solicitation about the solicitation or any portion of the solicitation. If an offeror or anyone acting on behalf of the offeror contacts a County elected official, County employee or consultant advising the County on the solicitation, the County elected official, employee, or consultant shall immediately notify the Director of Procurement and the County Attorney regarding the name of the individual making the contact, the name of the offeror on whose behalf the contact was made and the nature of the contact. Any offeror who contacts a County elected official, a County employee other than the Director of Procurement, or a consultant advising the County on the solicitation regarding the solicitation will not be eligible for award of the contract and may be subject to suspension or debarment proceedings.

6. Any procurement conducted pursuant to the provisions of this section is exempt from all other requirements of Article X, Division 2, Competitive Purchasing Policy, including but not limited to, the protest provisions therein.

7. The provisions of the South Carolina Freedom of Information Act and Section 11-35-410 of the South Carolina Consolidated Procurement Code are applicable to any solicitation undertaken pursuant to this section.

8. 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.

Enacted this ____ day of _____, 2014.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Norman Jackson, Chair
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF

_____, 2014:

Interim Clerk to Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Date of First Reading:
Date of Second Reading:
Date of Public Hearing:
Date of Third Reading:

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2013-2014 Township Capital Projects budget to add Nine Hundred Fifty Six Thousand Dollars [**SECOND READING**] [**PAGES 60-62**]

Notes

First Reading: July 1, 2014

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO.CP_01

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 TOWNSHIP
CAPITAL PROJECTS BUDGET TO ADD NINE HUNDRED FIFTY SIX
THOUSAND DOLLARS.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. Approve the Appropriation of Nine Hundred Fifty Six Thousand Dollars. Therefore, the Fiscal Year 2013-2014 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2013 as amended:	\$	-0-
Appropriation of Capital Project unassigned fund balance:	\$	956,000
Total Township Capital Project Revenue as Amended:	\$	956,000

EXPENDITURES

Expenditures appropriated July 1, 2013 as amended:	\$	-0-
Appropriate funding for land purchase	\$	956,000
Total Township Capital Project Expenditures as Amended:	\$	956,000

SECTION II. Severability. 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. 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 _____, 2014.

RICHLAND COUNTY COUNCIL

BY: _____
Norman Jackson, Chair

ATTEST THIS THE ____ DAY

OF _____, 2014

Clerk of Council

RICHLANDCOUNTYATTORNEY'S OFFICE

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

First Reading:
Second Reading:
Public Hearing:
Third Reading:

Richland County Council Request of Action

Subject

An Ordinance Authorizing the issuance and sale of not to exceed \$35,000,000 General Obligation Bonds, Series 2014B, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [**SECOND READING**] [**PAGES 63-90**]

Notes

June 24, 2014 - The Committee recommended that Council approve the capital project list as recommended by Staff, along with additional funding of the Columbia Area Mental Health facility up to \$50,000. The \$50,000 would be provided as match money only if the State agrees to fund the rest of the project, which would complete the facility.

First Reading: July 1, 2014

Second Reading:

Third Reading:

Public Hearing:

Richland County Council Request of Action

Subject: Bond Issuance – Capital Project List

A. Purpose

County Council is requested to approve the attached capital project list in conjunction with the bond ordinance for approximately \$25,000,000 as presented at the planning retreat to Council members by the County Administrator.

B. Background / Discussion

During the Council retreat in January 2014, the County Administrator provided Council with information about his capital needs assessment for County facilities. The recommendation included a planned bond issue for \$25,000,000 in the Fall of 2014.

During the discussion it was mentioned that the current bond market has shown very favorable rates, but can be volatile. Estimates are that if the County issues the same \$25,000,000 now to take advantage of these low rates the County could save the taxpayer more than \$3,000,000 on the total cost over the life of this loan. Council expressed an interest in pursuing the favorable interest rates and requested that the bond ordinance be included in the Council agenda after the budget process.

The County Administrator presented the above funding plan in order to address the most pressing capital needs based on his assessment. The assessment was the culmination of several months of reviewing and assessing the department's request as provided through the Capital Improvement Plan (CIP). The Administrator's recommended capital project list is attached for discussion.

C. Legislative / Chronological History

This is a Staff initiated request; therefore, there is no legislative history.

D. Financial Impact

There is no financial impact based on the approval of the capital project list. The financial impact of the bond issue cannot be determined until the bonds are issued; however, the preliminary analysis suggests the bond repayment could be absorbed within the current County debt service millage rate.

E. Alternatives

1. Approve the capital project list as recommended.
2. Approve an amended capital project list.
3. Defer the approval of the capital project list until a later time.
4. Do not approve a capital project list or associated bond ordinance at this time and not move forward.

F. Recommendation

It is recommended that Council approve Alternative 1 with a bond ordinance.

Recommended by: County Administration Department: County Administration Date: 6/3/14

G. Reviews

(Please replace the appropriate box with a ✓ and then support your recommendation in the Comments section before routing on. Thank you!)

Please be specific in your recommendation. While “Council Discretion” may be appropriate at times, it is recommended that Staff provide Council with a professional recommendation of approval or denial, and justification for that recommendation, as often as possible.

Finance

Reviewed by: Daniel Driggers

Date: 6/13/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Elizabeth McLean

Date: 6/19/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Policy decision left to Council’s discretion.

Administration

Reviewed by: Tony McDonald

Date: 6/20/14

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend approval as outlined in the attached list. The following points should be considered:

1. Of the \$25 million available to bond, we are recommending that only \$21.5 million be bonded at this time.
2. If the lesser amount is selected for moving forward, the debt will be structured to keep the debt service flat so that there will be no change in the millage.
3. The Council may elect to proceed with the full \$25 million issue, in which case a list of unfunded requests is included from which the Council may select additional projects.
4. In order to meet the Council’s directive with respect to the funding of the recreation projects, which included Hospitality Tax funds and others sources of funds that may be needed to make up the balance, a total of \$5 million has been earmarked in the proposed capital bond for this purpose.

Attachment - Capital Project List

Target Debt available \$25.0m

A. Capital Projects – Considered Current Commitments

Sheriff Vehicle Replacement	\$2.0m	
Sheriff Equipment	\$700k	
Public Safety Facility	\$1.6m	
EMS Vehicle Replacement	\$2.0m	
Facility Program (flooring)	\$700k	
Restore from current year redirect (EOC \$3m, Detention Center \$4m)	\$ 7.0m	
Commitment to Destination Parks (FY15 Budget)	<u>\$ 5.0m</u>	
Current Commitment sub-total		\$ 19.0m

B. Administrator's Recommended

Increase of Sheriff Vehicle Replacement	\$500k	
Increase of Facility Program (flooring)	\$300k	
Addition of F&G roof replacement plan	\$600k	
Township Parking Lot	\$250k	
Addition of F&G HVAC replacement plan	\$400k	
Addition of Technology replacement plan	<u>\$400k</u>	
Administrator's Recommendation sub-total		<u>\$2.5m</u>
Unissued amount		\$3.5m

Capital Projects – Additional Request for Future consideration

Voter Registration/Election Commission	amount undetermined
Treasurer Department – satellite office	amount undetermined
CASA/Fostering Futures \$700k annual operating costs	\$2m
Sheriff Department – Airport Hanger/Complex	amount undetermined
Sheriff Facility (\$66M requested in 2016)	\$9m
Sheriff Airplane Replacement	\$1m
Emergency Services New HQ	\$2m
EMS – Downtown Station	\$5m
F&G – Facility Renovations	\$3m
Fire – 7 new stations requested	<u>\$22m</u>

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$35,000,000 GENERAL OBLIGATION BONDS, SERIES 2014B, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, OF RICHLAND COUNTY, SOUTH CAROLINA; FIXING THE FORM AND DETAILS OF THE BONDS; DELEGATING TO THE COUNTY ADMINISTRATOR CERTAIN AUTHORITY RELATED TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE 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. Findings and Determinations. The County Council (the "County Council") of Richland County, South Carolina (the "County"), 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 each county shall have the power to incur bonded indebtedness in such manner and upon such terms and conditions as the General Assembly shall prescribe by general law. Such debt must be incurred for a public purpose and a corporate purpose in an amount not exceeding eight percent (8%) 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, 2013, for purposes of computation of the County's constitutional debt limit, is \$1,524,590,417. Eight percent of such sum is \$121,967,233. 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 \$51,710,000. Thus, the County may incur not exceeding \$70,257,233 of additional general obligation debt within its applicable debt limitation.

(f) It is now in the best interest of the County for the County Council to provide for the issuance and sale of not exceeding \$35,000,000 general obligation bonds of the County pursuant to the aforesaid provisions of the Constitution and laws of the State of South Carolina, the proceeds of which will be used to provide funds for: (i) defraying the costs of capital projects, including but not limited to constructing, renovating and repairing County facilities and funding the purchase of fiscal year 2014-2015 equipment and public safety vehicles (the "Projects"); (ii) paying costs of issuance of the bonds; and (iii) such other lawful corporate and public purposes as the County Council shall determine.

(g) Pursuant to Ordinance No. 067-12HR enacted by County Council on November 13, 2012, the County adopted Written Procedures related to Tax-Exempt Debt.

SECTION 2. Authorization and Details of Bonds. Pursuant to the aforesaid provisions of the Constitution and laws of the State, there is hereby authorized to be issued not exceeding \$35,000,000 aggregate principal amount of general obligation bonds of the County to be designated "Not exceeding \$35,000,000 (or such other amount as may be issued) General Obligation Bonds, Series 2014B, of Richland County, South Carolina" (the "Bonds") for the purpose stated in Section 1(f) of this Ordinance.

The Bonds shall be issued as fully registered Bonds registerable as to principal and interest; shall be dated as of the first day of the month in which they are delivered to the initial purchaser(s) thereof; shall be in denominations of \$5,000 or any integral multiple thereof not exceeding principal amount of Bonds maturing each year; shall be numbered from R-1 upward, respectively; shall bear interest from their date payable at such times as hereafter designated by the Administrator of the County (the "Administrator") at such rate or rates as may be determined by the County Council at the time of sale thereof; and shall mature serially in successive annual installments as determined by the Administrator.

Both the principal of and interest on the Bonds 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 3. Delegation of Authority Relating to the Bonds. The County Council hereby delegates to the Administrator or his lawfully-authorized designee the authority: (a) to determine the par amount of the bonds; (b) to determine maturity dates of the Bonds and the respective principal amounts maturing on such dates; (c) to determine the interest payment dates of the Bonds; (d) to determine redemption provisions, if any, for the Bonds; (e) the date and time of sale of the Bonds; (f) to receive bids on behalf of the County Council; and (g) to award the sale of the Bonds to the lowest bidder therefor in accordance with the terms of the Notice of Sale for the Bonds.

After the sale of the Bonds, the Administrator or his lawfully-authorized designee shall submit a written report to the County Council setting forth the results of the sale of the Bonds.

SECTION 4. Registration, Transfer and Exchange of Bonds. The County shall cause books (herein referred to as the "registry books") to be kept at the offices of the Registrar/Paying Agent, for the registration and transfer of the Bonds. Upon presentation at its office for such purpose the Registrar/Paying Agent shall register or transfer, or cause to be registered or transferred, on such registry books, the Bonds under such reasonable regulations as the Registrar/Paying Agent may prescribe.

Each Bond shall be transferable only upon the registry books of the County, which shall be kept for such purpose at the principal office of the Registrar/Paying Agent, 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/Paying Agent duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any such Bond the Registrar/Paying Agent on behalf of the County shall

issue in the name of the transferee a new fully-registered Bond or Bonds, of the same aggregate principal amount, interest rate and maturity as the surrendered Bond. Any Bond surrendered in exchange for a new registered Bond pursuant to this Section shall be canceled by the Registrar/Paying Agent.

The County and the Registrar/Paying Agent may deem or treat the person in whose name any fully-registered Bond shall be registered upon the registry books as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond 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 Bond to the extent of the sum or sums so paid, and neither the County nor the Registrar/Paying Agent shall be affected by any notice to the contrary. For every such transfer of Bonds, the County or the Registrar/Paying Agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such transfer, and, except as otherwise provided herein, may charge a sum sufficient to pay the cost of preparing each Bond issued upon such transfer, which sum or sums shall be paid by the person requesting such transfer or by the County as a condition precedent to the exercise of the privilege of making such transfer. Neither the County nor the Registrar/Paying Agent shall be obliged to make any such transfer of Bonds during the fifteen (15) days preceding an interest payment date on such Bonds.

SECTION 5. Record Date. The County hereby establishes a record date for the payment of interest or for the giving of notice of any proposed redemption of Bonds, and such record date shall be the fifteenth (15th) day of the calendar month preceding each semiannual interest payment date on such Bond or in the case of any proposed redemption of Bonds, such record date shall be the fifteenth (15th) day prior to the giving of notice of redemption of bonds.

SECTION 6. Mutilation, Loss, Theft or Destruction of Bonds. In case any Bond shall at any time become mutilated in whole or in part, or be lost, stolen or destroyed, or be so defaced as to impair the value thereof to the owner, the County shall execute and the Registrar shall authenticate and deliver at the principal office of the Registrar, or send by registered mail to the owner thereof at his request, risk and expense a new Bond of the same series, interest rate and maturity and of like tenor and effect in exchange or substitution for and upon the surrender for cancellation of such defaced, mutilated or partly destroyed Bond, or in lieu of or in substitution for such lost, stolen or destroyed Bond. In any such event the applicant for the issuance of a substitute Bond shall furnish the County and the Registrar evidence or proof satisfactory to the County and the Registrar of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in an amount as may be required by the laws of the State of South Carolina or such greater amount as may be required by the County and the Registrar. Any duplicate Bond issued under the provisions of this Section in exchange and substitution for any defaced, mutilated or partly destroyed Bond or in substitution for any allegedly lost, stolen or wholly destroyed Bond shall be entitled to the identical benefits under this Ordinance as was the original Bond in lieu of which such duplicate Bond is issued, and shall be entitled to equal and proportionate benefits with all the other Bonds of the same series issued hereunder.

All expenses necessary for the providing of any duplicate Bond shall be borne by the applicant therefor.

SECTION 7. Execution of Bonds. The Bonds shall be executed in the name of the County with the manual or facsimile signature of the Chair of the County Council attested by the manual or facsimile signature of the Clerk of the County Council under a facsimile of the seal of the County impressed, imprinted or reproduced thereon; provided, however, the facsimile signatures appearing on the Bonds may be those of the officers who are in office on the date of adoption of this Ordinance. The execution of the Bonds in such fashion shall be valid and effectual, notwithstanding any subsequent change in such offices. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed

thereon a certificate of authentication. Each Bond shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth herein.

SECTION 8. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit A and incorporated herein by reference.

SECTION 9. Security for Bonds. The full faith, credit, and taxing power of the county is irrevocably pledged to the payment of the Bonds. The Bonds are payable from an ad valorem tax levied annually by the County Auditor and collected by the County Treasurer.

The Council shall give the County Auditor and the County Treasurer written notice of the delivery of and payment for the Bonds and they are hereby directed to levy and collect annually, on all taxable property in the County, an ad valorem tax sufficient to pay the principal and interest of the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Notice of Initiative and Referendum. The County Council hereby delegates to the 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 B. If such notice is given, the Administrator is authorized to cause such notice to be published in a newspaper of general circulation in the County.

SECTION 11. 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 Bonds, and such Bond or Bonds shall no longer be deemed to be outstanding hereunder when:

(a) Such Bond or Bonds 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 is canceled or subject to cancellation by the County or the Paying Agent; or

(b) Payment of the principal of and interest on such Bonds 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 set 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 corporate trustee. At such time as the Bonds shall no longer be deemed to be outstanding hereunder, such Bonds 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, 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;
- (b) non-callable, U. S. Treasury Securities - State and Local Government Series (“SLGS”);

- (c) general obligation bonds of the State, its institutions, agencies, school districts and political subdivisions; and
- (d) a defeasance obligation as defined in Section 6-5-10 of the S.C. Code as such as may be amended from time to time.

(c) Such Bond or Bonds shall be defeased as provided in Section 11-14-110 of the S.C. Code as such may be amended from time to time.

SECTION 12. Exemption from State Taxes. Both the principal of and interest on the Bonds shall be exempt, in accordance with the provisions of Section 12-2-50 of the Code, 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.

SECTION 13. Eligible Securities. The Bonds initially issued (the “Initial Bonds”) will be eligible securities for the purposes of the book-entry system of transfer maintained by The Depository Trust Company, New York, New York (“DTC”), and transfers of beneficial ownership of the Initial Bonds shall be made only through DTC and its participants in accordance with rules specified by DTC. Such beneficial ownership must be of \$5,000 principal amount of Bonds of the same maturity or any integral multiple of \$5,000.

The Initial Bonds shall be issued in fully-registered form, one Bond for each of the maturities of the Bonds, in the name of Cede & Co., as the nominee of DTC. When any principal of or interest on the Initial Bonds becomes due, the Paying Agent, on behalf of the County, shall transmit to DTC an amount equal to such installment of principal and interest. DTC shall remit such payments to the beneficial owners of the Bonds or their nominees in accordance with its rules and regulations.

Notices of redemption of the Initial Bonds or any portion thereof shall be sent to DTC in accordance with the provisions of the Ordinance.

If (a) DTC determines not to continue to act as securities depository for the Bonds, or (b) the County has advised DTC of its determination that DTC is incapable of discharging its duties, the County shall attempt to retain another qualified securities depository to replace DTC. Upon receipt by the County the Initial Bonds together with an assignment duly executed by DTC, the County shall execute and deliver to the successor securities depository Bonds of the same principal amount, interest rate and maturity registered in the name of such successor.

If the County is unable to retain a qualified successor to DTC 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 Bonds 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 Bonds by mailing an appropriate notice to DTC, upon receipt by the County of the Initial Bonds together with an assignment duly executed by DTC, the County shall execute, authenticate and deliver to the DTC participants Bonds in fully-registered form, in substantially the form set forth in Section 2 of this Ordinance in the denomination of \$5,000 or any integral multiple thereof.

Notwithstanding the foregoing, at the request of the purchaser, the Bonds will be issued as one single fully-registered bond and not issued through the book-entry system.

SECTION 14. Sale of Bonds, Form of Notice of Sale. The Bonds shall be sold at public sale. A Notice of Sale in substantially the form attached hereto as Exhibit C and incorporated herein by reference shall be distributed to prospective bidders and a summary of such Notice of Sale shall be published in a newspaper having general circulation in the State of South Carolina or in a financial publication published in the City of New York, State of New York, or both, not less than seven (7) days prior to the date set for such sale.

SECTION 15. Preliminary and Final Official Statement. The County Council hereby authorizes and directs the Administrator to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Bonds together with the Notice of Sale. The County Council authorizes the Administrator to designate the Preliminary Official Statement as “near final” for purposes of Rule 15c2-12 of the Securities Exchange Commission. The Administrator is further authorized to see to the completion of the final form of the Official Statement upon the sale of the Bonds so that it may be provided to the purchaser of the Bonds.

SECTION 16. Filings with Central Repository. In compliance with Section 11-1-85, South Carolina Code of Laws 1976, as amended, the County covenants that it will file or cause to be filed with a central repository for availability in the secondary bond market when requested: (a) a copy of an annual independent audit of the County within thirty (30) days of the County's receipt thereof; and (b) within thirty (30) days of the occurrence thereof, event specific information of an event which adversely affects more than five (5%) percent of the tax revenues of the County or the County's tax base.

SECTION 17. Continuing Disclosure. In compliance with the Securities and Exchange Commission Rule 15c2-12 (the “Rule”) the County covenants and agrees for the benefit of the holders from time to time of the Bonds to execute and deliver prior to closing, and to thereafter comply with the terms of a Disclosure Dissemination Agent Agreement in substantially the form appearing as Exhibit D to this Ordinance. In the event of a failure of the County to comply with any of the provisions of the Disclosure Dissemination Agent Agreement, an event of default under this Ordinance shall not be deemed to have occurred. In such event, the sole remedy of any bondholder or beneficial owner shall be an action to compel performance by the Ordinance.

SECTION 18. Deposit and Use of Proceeds. The proceeds derived from the sale of the Bonds shall be deposited with the Treasurer of the County in a special fund to the credit of the County, separate and distinct from all other funds, and shall be expended from time to time and made use of by the County Council as follows:

- (a) Any premium shall be placed in the sinking fund established pursuant to Section 4-15-150 of the Code; and
- (b) The balance of the proceeds shall be applied for the purposes set forth in this Ordinance including defraying the costs and expenses of issuing the Bonds.

SECTION 19. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the Bonds and this Ordinance, such notice in substantially the form attached hereto as Exhibit E, 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 20. Reimbursement of Certain Expenditures. The County Council hereby declares that this Ordinance shall constitute its declaration of official intent pursuant to Treasury Regulation § 1.150-2 to reimburse the School District from the proceeds of the Bonds for expenditures with respect to the Project (the “Expenditures”). The County anticipates incurring Expenditures with respect to the

capital improvements prior to the issuance by the County of the Bonds for such purposes. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid, or (b) the date the Project was placed in service, but in no event more than three (3) years after the original Expenditures. The Expenditures are incurred solely to acquire, construct or rehabilitate property having a reasonably expected economic life of at least one (1) year. The source of funds for the Expenditures with respect to the Project will be the County's general reserve funds or other legally-available funds.

SECTION 21. Tax Covenants. The County hereby covenants and agrees with the Holders of the Bonds that it will not take any action which will, or fail to take any action which failure will, cause interest on the Bonds to become includable in the gross income of the Bondholders for federal income tax purposes pursuant to the provisions of the IRC and regulations promulgated thereunder in effect on the date of original issuance of the Bonds. The County further covenants and agrees with the holders of the Bonds that no use of the proceeds of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of the Bonds would have caused the Bonds to be "arbitrage bonds," as defined in Section 148 of the IRC, and to that end the County hereby shall:

- (a) comply with the applicable provisions of Sections 103 and 141 through 150 of the IRC and any regulations promulgated thereunder so long as the Bonds 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 IRC 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 IRC.

SECTION 22. Miscellaneous. The County Council hereby authorizes any one or more of the following officials to execute such documents and instruments as necessary to effect the issuance of the Bonds: Chair of the County Council, County Administrator, Clerk to the County Council and County Attorney. The County Council hereby retains McNair Law Firm, P.A. and The Law Office of Ernest W. Cromartie III, LLC, as co-bond counsel and Southwest Securities Inc., as financial advisor in connection with the issuance of the Bonds. Co-disclosure counsel for the Bonds will be designated by the County Attorney. The County Administrator is authorized to execute such contracts, documents or engagement letters as may be necessary and appropriate to effectuate these engagements.

All rules, regulations, resolutions and parts thereof, procedural or otherwise, in conflict herewith or the proceedings authorizing the issuance of the Bonds are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its adoption.

[Signature Page to Follow]

Enacted this ____ day of July, 2014.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Norman Jackson, Chair
Richland County Council

(SEAL)

ATTEST THIS _____ DAY OF
_____, 2014:

Clerk to Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Date of First Reading: July 1, 2014
Date of Second Reading: July 15, 2014
Date of Public Hearing: July 15, 2014
Date of Third Reading:

FORM OF BOND

UNITED STATES OF AMERICA
 STATE OF SOUTH CAROLINA
 COUNTY OF RICHLAND
 GENERAL OBLIGATION BONDS, SERIES 2014B

No. R-

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

REGISTERED HOLDER: CEDE & CO.

PRINCIPAL AMOUNT: _____ DOLLARS

KNOW ALL MEN BY THESE PRESENTS, that Richland County, South Carolina (the "County"), is justly indebted and, for value received, hereby promises to pay to the registered holder specified above, or registered assigns, the principal amount specified above on the maturity date specified above, upon presentation and surrender of this Bond at the principal office of _____, in the City of _____, State of _____ (the "Paying Agent"), and to pay interest on such principal amount from the date hereof at the rate per annum specified above until this Bond matures. Interest on this Bond is payable semiannually on _____ and _____ of each year, commencing _____, until this Bond matures, and shall be payable by check or draft mailed to the person in whose name this Bond is registered on the registration books of the County maintained by the registrar, presently _____, in _____, _____ (the "Registrar"), at the close of business on the fifteenth (15th) day of the calendar month preceding each semiannual interest payment date. The principal of and interest on this Bond 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; provided, however, that interest on this fully-registered Bond shall be paid by check or draft as set forth above.

This Bond shall not be entitled to any benefit under the Ordinance (hereafter defined), nor become valid or obligatory for any purpose, until the certificate of authentication hereon shall have been duly executed by the Registrar.

For the payment hereof, both principal and interest, as they respectively mature and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the County are irrevocably pledged and there shall be levied annually by the County Auditor and collected by the County Treasurer, in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on this Bond as they respectively mature and to create such sinking fund as may be necessary therefore.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to number, denomination, date of maturity, redemption provisions, and rate of interest, aggregating _____ Dollars (\$ _____), issued pursuant to and in accordance with the Constitution

and laws of the State of South Carolina, including Article X of the Constitution of the State of South Carolina, 1895, as amended; Title 4, Chapter 15, Code of Laws of South Carolina 1976, as amended; Title 11, Chapter 27 of the Code of Laws of South Carolina 1976, as amended; and Ordinance No. _____ duly enacted by the County Council on _____, 2014.

[Redemption Provisions]

This Bond 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 Bond 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 Bond or Bonds of the same aggregate principal amount, interest rate redemption provisions, if any, 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 Bond is registered as the absolute owner hereof 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 Bond 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 Bond exist, have happened and have been performed in regular and due time, form and manner as required by law; that the amount of this Bond, 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; and that provision has been made for the levy and collection of a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on this Bond as the same shall respectively mature and to create such sinking fund as may be necessary therefor.

IN WITNESS WHEREOF, RICHLAND COUNTY, SOUTH CAROLINA, has caused this Bond to be signed with the facsimile signature of the Chair of the County Council, attested by the facsimile signature of the Clerk to the County Council and the seal of the County impressed, imprinted or reproduced hereon.

RICHLAND COUNTY, SOUTH CAROLINA

Chair, County Council

(SEAL)
ATTEST:

Clerk, County Council

[FORM OF REGISTRAR'S CERTIFICATE OF AUTHENTICATION]

Date of Authentication:

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

_____ as Registrar

By: _____ Authorized Officer

The following abbreviations, when used in the inscription on the face of this Bond shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM - As tenants in common

UNIF GIFT MIN. ACT

TEN ENT - As tenants by the entireties

_____ Custodian _____
(Cust.) (Minor)

JT TEN - As joint tenants with right of survivorship and not as tenants in common

under Uniform Gifts to Minors

(State)

Additional abbreviations may also be used though not in list above.

[FORM OF ASSIGNMENT]

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

_____ (Name and address of Transferee)

the within Bond and does hereby irrevocably constitute and appoint _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated:

Signature Guaranteed:

(Authorizing Officer)

Signature(s) must be guaranteed
by an institution which is a
participant in the Securities
Transfer Agents Medallion
Program (“STAMP”) or similar
program.

NOTICE: The signature to this
agreement must correspond with
the name of the registered holder as
it appears upon the face of the
within Bond in every particular,
without alteration or enlargement or any
change whatever.

Copies of the final approving opinions to be rendered shall be printed on the back of each Bond and preceding the same a certificate shall appear, which shall be signed on behalf of the County with a facsimile signature of the Clerk to the County Council. The certificate shall be in substantially the following form:

[FORM OF CERTIFICATE]

IT IS HEREBY CERTIFIED that the following is a true and correct copy of the complete final approving opinions (except for date and letterhead) of McNair Law Firm, P.A., Columbia, South Carolina, approving the issue of bonds of which the within bond is one, the original of which opinions were manually executed, dated and issued as of the date of delivery of and payment for the bonds and a copy of which is on file with the County Council of Richland County, South Carolina.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Clerk, County Council

FORM OF NOTICE

NOTICE IS HEREBY GIVEN that the County Council (the "County Council") of Richland County, South Carolina (the "County"), on _____, 2014, enacted Ordinance No. _____ entitled "AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$_____ GENERAL OBLIGATION BONDS, SERIES 2014B, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, OF RICHLAND COUNTY, SOUTH CAROLINA; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE ADMINISTRATOR OF THE COUNTY TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO" (the "Ordinance"). The Ordinance authorizes the issuance and approves the sale of not to exceed \$35,000,000 General Obligation Bonds, Series 2014B (the "Bonds") of the County.

The proceeds of the Bonds will be used to provide funds for: (i) defraying the costs of capital projects, including but not limited to constructing, renovating and repairing County facilities and funding the purchase of fiscal year 2014-2015 equipment and public safety vehicles (the "Projects"); (ii) paying costs of issuance of the Bonds; and (iii) such other lawful corporate and public purposes as the County Council shall determine.

Pursuant to Section 11-27-40(8) of the Code of Laws of South Carolina, 1976, as amended, unless a notice, signed by not less than five (5) qualified electors of the County, of the intention to seek a referendum is filed both in the office of the Clerk of Court of the County and with the Clerk of the County Council, the initiative and referendum provisions of South Carolina law, Sections 4-9-1210 to 4-9-1230 of the Code of Laws of South Carolina, 1976, as amended, shall not be applicable to the Ordinance. The notice of intention to seek a referendum must be filed within twenty (20) days following the publication of this notice of the adoption of the aforesaid Ordinance in a newspaper of general circulation in Richland County.

/s/Chair, County Council, Richland County,
South Carolina

FORM OF NOTICE OF SALE

\$ _____ GENERAL OBLIGATION BONDS, SERIES 2014B
OF RICHLAND COUNTY, SOUTH CAROLINA

Time and Place of Sale: NOTICE IS HEREBY GIVEN that sealed bids, facsimile bids and electronic bids will be received on behalf of Richland County, South Carolina (the "County") in the Administrative Conference Room, 4th Floor, 2020 Hampton Street, Columbia, South Carolina, until 11:00 a.m., South Carolina time, on _____, _____, 2014, at which time said proposals will be publicly opened for the purchase of \$ _____ General Obligation Bonds, Series 2014B, of the County (the "Bonds").

Sealed Bids: Each hand delivered proposal shall be enclosed in a sealed envelope marked "Proposal for \$ _____ General Obligation Bonds, Series 2014B, Richland County, South Carolina" and should be directed to the County Administrator at the address 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 the confidentiality of bids submitted by facsimile transmission. Any delay in receipt of a facsimile bid, and any incompleteness or illegible portions of such bid are the responsibility of the bidder. Bids by facsimile should be transmitted to the attention of J. Milton Pope, County Administrator, fax number (803) 576-2138.

Electronic Bids: Electronic proposals must be submitted through i-Deal's Ipreo Electronic Bid Submission System ("Ipreo"). No electronic bids from any other providers of electronic bidding services will be accepted. Information about the electronic bidding services of Ipreo may be obtained from i-Deal, 40 W. 23rd Street, 5th floor, New York, New York 10010, Customer Support, telephone (212) 404-8102.

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, MISDIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Book-Entry-Only Bonds: The Bonds will be issued in fully-registered form. One Bond representing each maturity will be issued to and registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), as registered owner of the Bonds and each such Bond will be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing each year; Purchasers will not receive physical delivery of certificates representing their interest in the Bonds purchased. The winning bidder, as a condition to delivery of the Bonds, will be required to deposit the Bond certificates representing each maturity with DTC.

The Bonds will be issued in fully-registered form registered as to principal and interest; will be dated _____, 2014; will be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing in each year; and will mature serially in successive annual installments on _____ in each of the years and in the principal amounts as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
-------------	-----------------------------	-------------	-----------------------------

The Bonds will bear interest from the date thereof payable semiannually on _____ and _____ of each year, commencing _____, until they mature.

[Redemption Provisions]

Registrar/Paying Agent: Wells Fargo Bank, N.A., Atlanta, Georgia, shall serve as Registrar/Paying Agent for the Bonds.

Bid Requirements: Bidders shall specify the rate or rates of interest per annum which the Bonds are to bear, to be expressed in multiples of 1/20 or 1/8 of 1% and the interest rate specified for any maturity shall not be lower than the interest rate specified for any previous maturity. Bidders are not limited as to the number of rates of interest named, but the rate of interest on each separate maturity must be the same single rate for all Bonds of that maturity from their date to such maturity date. A bid for less than all the Bonds, a bid at a price less than par or a bid which includes a premium in excess of 10% of the par amount of the Bonds will not be considered. In addition to the bid price, the successful bidder must pay accrued interest from the date of the Bonds to the date of full payment of the purchase price.

Award of Bid. The Bonds will be awarded to the bidder or bidders offering to purchase the Bonds at the lowest true interest cost (TIC) to the County. The TIC will be the nominal interest rate which, when compounded semiannually and used to discount all debt service payments on the Bonds (computed at the interest rates specified in the bid and on the basis of a 360-day year of twelve 30-day months) to the dated date of the Bonds, results in an amount equal to the price bid for the Bonds. In the case of a tie bid, the winning bid will be awarded by lot. The County reserves the right to reject any and all bids or to waive irregularities in any bid. Bids will be accepted or rejected no later than 3:00 p.m., South Carolina time, on the date of the sale.

Security: 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 as they respectively mature, and for the creation of such sinking fund as may be necessary therefor. There shall be levied annually by the County Auditor and collected by the County Treasurer, in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

Good Faith Deposit: No good faith deposit is required.

Bid Form: Proposals should be enclosed in a separate sealed envelope marked "Proposal for \$ _____ General Obligation Bonds, Series 2014B, of Richland County, South Carolina" and should be directed to the Chair of the County Council at the address in the first paragraph hereof. It is requested but not required that you submit your bid on the Proposal for Purchase of Bonds supplied with the Official Statement.

Official Statement: Upon the award of the Bonds, the County will prepare an official statement (the "Official Statement") in substantially the same form as the preliminary official statement subject to minor additions, deletions and revisions as required to complete the Official Statement. Within seven (7) business days after the award of the Bonds, the County will deliver the Official Statement to the successful bidder in sufficient quantity to comply with Rule G-32 of the Municipal Securities Rulemaking Board. The successful

bidder agrees to supply to the County all necessary pricing information and any Underwriter identification necessary to complete the Official Statement within 24 hours after the award of the Bonds.

Continuing Disclosure: In order to assist the bidders in complying with S.E.C. Rule 15c2-12(b)(5), the County will undertake, pursuant to an ordinance and a Disclosure Dissemination Agent Agreement, to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the final Official Statement.

Legal Opinion: The County Council shall furnish upon delivery of the Bonds the final approving opinions of McNair Law Firm, P.A., Columbia, South Carolina, which opinions shall accompany each Bond, together with the usual closing documents, including a certificate of the County that no litigation is pending affecting the Bonds.

Certificate as to Issue Price: The successful bidder must provide a certificate to the County by the date of delivery of the Bonds, stating the initial reoffering price of the Bonds to the public (excluding bond houses and brokers) and the price at which a substantial amount of the Bonds were sold to the public, in form satisfactory to Bond Counsel. A sample copy of such a certificate may be obtained from Bond Counsel.

Delivery: The Bonds will be delivered on or about _____, 2014, in New York, New York, at the expense of the County. The balance of the purchase price then due, including the amount of accrued interest, must be paid in federal funds or other immediately available funds.

Additional Information: The Preliminary Official Statement of the County with respect to the Bonds will be furnished to any person interested in bidding for the Bonds upon request. 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 Bonds. Persons seeking additional information should communicate with Tony McDonald, County Administrator, 2020 Hampton Street, Columbia, South Carolina, 29201, telephone (803) 576-2054 or Francenia B. Heizer, Esquire, McNair Law Firm, P.A., 1221 Main Street, 17th Floor, Columbia, South Carolina, 29201, telephone (803) 799-9800, e-mail: fheizer@mcnair.net.

RICHLAND COUNTY, SOUTH CAROLINA
s/ _____
Chair, County Council

FORM OF CONTINUING DISCLOSURE CERTIFICATE

This Continuing Disclosure Certificate (the “Disclosure Certificate”) is executed and delivered by Richland County, South Carolina (the “County”) in connection with the issuance of \$ _____ General Obligation Bonds, Series 2014B, Richland County, South Carolina (the “Bonds”). The Bonds are being issued pursuant to an ordinance adopted by the County Council of the County (the “Ordinance”). The County covenants and agrees as follows:

SECTION 1. Purpose of the Disclosure Certificate. This Disclosure Certificate is being executed and delivered by the County for the benefit of the beneficial owners and in order to assist the Participating Underwriters (defined below) in complying with the Rule (defined below).

SECTION 2. Definitions. The following capitalized terms shall have the following meanings:

“Annual Report” shall mean any Annual Report provided by the County pursuant to, and as described in, Sections 3 and 4 of this Disclosure Certificate.

“Dissemination Agent” shall mean the County or any successor Dissemination Agent designated in writing by the County and which has filed with the County a written acceptance of such designation.

“Listed Events” shall mean any of the events listed in Section 5(a) of this Disclosure Certificate.

“National Repository” shall mean for purposes of the Rule, the Electronic Municipal Market Access (EMMA) system created by the Municipal Securities Rulemaking Board.

“Bonds” shall mean the \$ _____ General Obligation Bonds, Series 2014B, Richland County, South Carolina, dated _____, 2014.

“Participating Underwriter” shall mean _____ and any other original underwriter of the Bonds required to comply with the Rule in connection with offering of the Bonds.

“Repository” shall mean each National Repository and each State Depository, if any.

“Rule” shall mean Rule 15c2-12(b)(5) adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time.

“State Depository” shall mean any public or private repository or entity designated by the State of South Carolina as a state depository for the purpose of the Rule. As of the date of this Certificate, there is no State Depository.

SECTION 3. Provision of Annual Reports.

(a) The County shall, or shall cause the Dissemination Agent to provide, not later than February 1 of each year, commencing in 2015, to each Repository an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. Not later than fifteen (15) business days prior to such date the County shall provide the Annual Report to the Dissemination Agent, if other than the County; provided, that if the audited financial statements required pursuant to Section 4 hereof to be included in the Annual Report are not available for inclusion in the Annual Report as of such date,

unaudited financial statements of the County may be included in such Annual Report in lieu thereof, and the County shall replace such unaudited financial statements with audited financial statements within fifteen (15) days after such audited financial statements become available for distribution. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 4 of this Disclosure Certificate; provided that the audited financial statements of the County may be submitted separately from the balance of the Annual Report.

(b) If the County is unable to provide to the Repositories an Annual Report by the date required in subsection (a), the County shall send a notice to the Municipal Securities Rulemaking Board and State Depository, if any, in substantially the form attached hereto as Exhibit A.

(c) The Dissemination Agent shall:

(1) determine each year prior to the date for providing the Annual Report the name and address of each National Repository and each State Depository, if any; and

(2) if the Dissemination Agent is other than the County, file a report with the County and (if the Dissemination Agent is not the Registrar) the Registrar certifying whether the Annual Report has been provided pursuant to this Disclosure Certificate, and, if provided, stating the date it was provided, and listing all the Repositories to which it was provided.

SECTION 4. Content of Annual Reports.

(a) Each Annual Report shall contain Annual Financial Information with respect to the County, including the information provided in the Official Statement under the headings: “THE BONDS—Security;” “DEBT STRUCTURE—Outstanding Indebtedness;” “CERTAIN FISCAL MATTERS—Assessed Value of Taxable Property in the County,” “—Estimated True Value of All Taxable Property in the County,” “—Tax Rates,” “—Tax Collections for Last Five Years,” and “—Ten Largest Taxpayers.”

(b) Audited Financial Statements prepared in accordance with GAAP as described in the Official Statement will be included in the Annual Report.

Any or all of the items listed above may be included by specific reference from other documents, including official statements of debt issues with respect to which the County is an “obligated person” (as defined by the Rule), which have been previously filed with each of the National Repositories or the Securities and Exchange Commission. If the document incorporated by reference is a final official statement, it must be available from the Municipal Securities Rulemaking Board. The County will clearly identify each such document so incorporated by reference.

SECTION 5. Reporting of Significant Events.

(a) Pursuant to the provisions of this Section 5, the County shall give, or cause to be given, notice of the occurrence of any of the following events (the “Listed Events”):

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;

- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders;
- (8) Bond calls;
- (9) Tender offers;
- (10) Defeasances;
- (11) Release, substitution, or sale of property securing repayment of the securities;
- (12) Rating changes;
- (13) Bankruptcy, insolvency, receivership or similar event of the County;
- (14) The consummation of a merger, consolidation, or acquisition involving the County or the sale of all or substantially all of the assets of the County other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms;
- (15) Appointment of a successor or additional trustee or the change of name of a trustee.

(b) Whenever the County obtains knowledge of the occurrence of a Listed Event described in subsections (a)(2), (7), (8), (11), (14), or (15) above, the County shall as soon as possible determine if such event would be material under applicable federal securities laws. If the County determines that knowledge of the occurrence of such event would be material under applicable federal securities laws, the County shall promptly, and no later than 10 days after the occurrence of the event, file a notice of such occurrence with the Trustee, the Municipal Securities Rulemaking Board and the State Depository.

(c) Whenever the County obtains knowledge of the occurrence of a Listed Event described in subsections (a)(1), (3), (4), (5), (6), (9), (10), (12), or (13) above, the County shall promptly, and no later than 10 days after the occurrence of the event, file a notice of such occurrence with the Trustee, the Municipal Securities Rulemaking Board and the State Depository.

(d) Notwithstanding the foregoing, notice of Listed Events described in subsections (a)(8), (9), and (10) above need not be given under this subsection any earlier than the notice (if any) of the underlying event is given to owners of affected Bonds. For the purposes of the event identified in (a)(13) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the County in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the County, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the County.

SECTION 6. Termination of Reporting Obligation. The County's obligations under this Disclosure Certificate shall terminate upon the defeasance, prior redemption or payment in full of the Bonds.

SECTION 7. Dissemination Agent. The County may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Disclosure Certificate, and may discharge any such Agent, with or without appointing a successor Dissemination Agent. The initial Dissemination Agent shall be the County.

SECTION 8. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Certificate, the County may amend this Disclosure Certificate and any provision of this Disclosure Certificate may be waived, if such amendment or waiver is supported by an opinion of counsel expert in federal securities laws acceptable to the County, to the effect that such amendment or waiver would not, in and of itself, cause the undertakings herein to violate the Rule if such amendment or waiver had been effective on the date hereof but taking into account any subsequent change in or official interpretation of the Rule.

SECTION 9. Additional Information. Nothing in this Disclosure Certificate shall be deemed to prevent the County from disseminating any other information, using the means of dissemination set forth in this Disclosure Certificate or any other means of communication, or including any other information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is required by this Disclosure Certificate. If the County chooses to include any information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is specifically required by this Disclosure Certificate, the County shall have no obligation under this Certificate to update such information or include it in any future Annual Report or notice of occurrence of a Listed Event.

SECTION 10. Default. In the event of a failure of the County, or the Dissemination Agent to comply with any provision of this Disclosure Certificate, any beneficial owner may take such actions as may be necessary and appropriate, including seeking injunctive relief or specific performance by court order, to cause the County, or the Dissemination Agent, as the case may be, to comply with its obligations under this Disclosure Certificate. A default under this Disclosure Certificate shall not be deemed an event of default under the Ordinance, and the sole remedy under this Disclosure Certificate in the event of any failure of the County, or the Dissemination Agent to comply with this Disclosure Certificate shall be an action to compel performance.

SECTION 11. Duties, Immunities and Liabilities of Dissemination Agent. The Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Certificate, and the County agrees to indemnify and save the Dissemination Agent, its officers, directors, employees and agents, harmless against any loss, expense and liabilities which they may incur arising out of or in the exercise or performance of their powers and duties hereunder, including the costs and expenses (including attorneys' fees) of defending against any claim of liability, but excluding liabilities due to the Dissemination Agent's negligence or willful misconduct. The obligations of the County under this Section shall survive resignation or removal of the Dissemination Agent and payment of the Bonds.

SECTION 12. Beneficiaries. This Disclosure Certificate shall inure solely to the benefit of the County, the Dissemination Agent, the Participating Underwriters, and Holders from time to time of the Bonds and shall create no rights in any other person or entity.

SECTION 13. Counterparts. This Disclosure Certificate may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
County Administrator

Dated: _____, 2014

NOTICE TO REPOSITORIES OF FAILURE TO FILE ANNUAL REPORT

Name of Issuer: Richland County, South Carolina
Name of Issue: \$_____ General Obligation Bonds, Series 2014B
Richland County, South Carolina
Date of Issuance: _____, 2014

NOTICE IS HEREBY GIVEN that Richland County, South Carolina (the "County") has not provided an Annual Report with respect to the above-named Bonds as required by Sections 3 and 4 of the Continuing Disclosure Certificate executed and delivered by the County as Dissemination Agent. The County has notified us in writing that the Annual Report will be filed by _____.

Dated: _____

RICHLAND COUNTY, SOUTH CAROLINA

FORM OF NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the County Council of Richland County, South Carolina (the "County"), in County Council Chambers located at 2020 Hampton Street, Columbia, South Carolina, at 6:00 p.m. on Tuesday, July 15, 2014, or at such other location as proper notice on the main entrance to the said building might specify.

The purpose of the public hearing is to consider an Ordinance providing for the issuance and sale of General Obligation Bonds of Richland County, South Carolina in the aggregate principal amount of not to exceed \$35,000,000 (the "Bonds"), the proceeds of which will be used to provide funds for: (i) defraying the costs of capital projects, including but not limited to constructing, renovating and repairing County facilities and funding the purchase of fiscal year 2014-2015 equipment and public safety vehicles (the "Projects"); (ii) paying costs of issuance of the Bonds; and (iii) such other lawful corporate and public purposes as the County Council shall determine.

The full faith, credit and taxing power of the County will be irrevocably pledged for the payment of the principal of and interest on the Bonds as they respectively mature, and for the creation of such sinking fund as may be necessary therefor. There shall be levied annually by the Auditor of the County, and collected by the Treasurer of the County, in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

At the public hearing all taxpayers and residents of the County and any other interested persons who appear will be given an opportunity to express their views for or against the Ordinance and the issuance of the Bonds.

COUNTY COUNCIL OF RICHLAND COUNTY,
SOUTH CAROLINA

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2014-2015 General Fund Annual Budget to appropriate \$60,000.00 of General Fund Unassigned Balance to be used for Engineering Design and Easement Acquisition [**PAGES 91-93**]

Notes

First Reading:
Second Reading:
Third Reading:
Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO.GF_01

AN ORDINANCE AMENDING THE FISCAL YEAR 2014-2015 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$60,000.00 OF GENERAL FUND UNASSIGNED BALANCE TO BE USED FOR ENGINEERING DESIGN AND EASEMENT ACQUISITION.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. Council accepted the South Carolina Rural Infrastructure grant in the amount of \$350,000, and the allocation of \$60,000 to be used for engineering design and easement acquisition. That the amount of Sixty Thousand (\$60,000.00) be appropriated specifically for South Carolina Rural Infrastructure Grant Approval and Additional Funding for Project Engineering Design and Easement Acquisition. Therefore, the Fiscal Year 2014-2015 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2014 as amended:	\$ 154,012,309
Appropriation of General Fund unassigned fund balance:	\$ <u>60,000</u>
Total General Fund Revenue as Amended:	\$ 154,072,309

EXPENDITURES

Expenditures appropriated July 1, 2014 as amended:	\$ 154,012,309
Grant Match :	\$ <u>60,000</u>
Total General Fund Expenditures as Amended:	\$ 154,072,309

SECTION II. Severability. 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. 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 _____, 2014.

RICHLAND COUNTY COUNCIL

BY: _____
Norman Jackson, Chair

ATTEST THIS THE ____ DAY
OF _____, 2014

Clerk of Council

RICHLANDCOUNTYATTORNEY'S OFFICE

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

First Reading:
Second Reading:
Public Hearing:
Third Reading:

Richland County Council Request of Action

Subject

- a. An Ordinance Authorizing pursuant to Title 4, Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of an amendment to a Special Source Revenue Credit Agreement between Richland County, South Carolina and WNS Global Services Inc.; and matters relating thereto **[FIRST READING] [PAGES 95-103]**
- b. Approval of Santee Cooper grant **[PAGE 104]**
- c. Waterpark Scope of Work **[PAGES 105-113]**

AN ORDINANCE AUTHORIZING PURSUANT TO TITLE 4, CHAPTER 1, SECTION 170; TITLE 4, CHAPTER 1, SECTION 175; AND TITLE 4, CHAPTER 29, SECTION 68 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED, THE EXECUTION AND DELIVERY OF AN AMENDMENT TO A SPECIAL SOURCE REVENUE CREDIT AGREEMENT BETWEEN RICHLAND COUNTY, SOUTH CAROLINA AND WNS GLOBAL SERVICES INC.; AND MATTERS RELATING THERETO.

WHEREAS, the County and WNS Global Services, Inc. (the “Company”) entered into a Special Source Revenue Credit Agreement dated as of July 18, 2012 (the “SSRC Agreement”), concerning a project in the County;

WHEREAS, by the terms of the SSRC Agreement, the benefits under the SSRC Agreement terminate if the Company does not achieve certain job creation benchmarks by certain dates;

WHEREAS, the Company has experienced a delay in executing its anticipated employment contracts and thus, is unable to timely meet the job commitment benchmarks as set forth in the SSRC Agreement;

WHEREAS, the Company does anticipate finalizing its employment contracts and hiring at least 100 employees by December 31, 2014;

WHEREAS, in anticipation of creating at least 100 jobs by December 31, 2014, and a total of 400 jobs at the Company’s project in the County, the Company has asked the County to (i) not terminate the SSRC Agreement and (ii) amend the deadlines by which the Company must achieve the job commitment benchmarks;

WHEREAS, because of the Company’s continued commitment to investing and creating jobs in the County, the County desires to enter into an amendment with the Company to continue the benefits under the SSRC Agreement and amend the job creation deadlines (the “Amendment”);

WHEREAS, there has been prepared and presented to this meeting of Richland County Council (the “County Council”) the proposed form of the Amendment which is attached as Exhibit A; and

WHEREAS, it appears that the Amendment now before this meeting is in appropriate form and is an appropriate instrument to be approved, executed and delivered by the County for the purposes intended.

NOW, THEREFORE, BE IT ORDAINED by the County Council in meeting duly assembled as follows:

Section 1. In order to promote industry, develop trade and utilize the manpower, agricultural products and natural resources of the State, the form, terms and provisions of the Amendment which is before this meeting and filed with the Clerk to County Council are hereby approved and all of the terms, provisions and conditions thereof are hereby incorporated herein by reference as if the Amendment was set out in this Ordinance in its entirety. The Chair of the County Council and the County Administrator be and they are hereby authorized, empowered and directed to execute, acknowledge and deliver the Amendment to the Company. The Amendment is to be in substantially the form now before this meeting and hereby approved, or with such changes therein as shall be approved, upon advice of counsel, by the officials of the County executing the same, their execution thereof to constitute conclusive evidence of their approval of any and all changes or revisions therein from the form of Amendment now before this meeting.

Section 2. The Chair of County Council, the County Administrator and the Clerk to County Council, for and on behalf of the County, are hereby each authorized and directed to do any and all things necessary to effect the execution and delivery of the Amendment and the performance of all obligations of the County under and pursuant to the Amendment.

Section 3. The consummation of all transactions contemplated by the Amendment is hereby approved and authorized.

Section 4. This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

Section 5. The provisions of this Ordinance are hereby declared to be separable and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder.

Section 6. All orders, resolutions, ordinances and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its passage and approval.

DONE, RATIFIED AND ADOPTED this _____ day of _____, 2014.

RICHLAND COUNTY COUNCIL

By: _____
Chair
Richland County Council

ATTEST:

Clerk to Council

First Reading: _____, 2014
Second Reading: _____, 2014
Public Hearing: _____, 2014
Third Reading: _____, 2014

**EXHIBIT A
FORM OF AMENDMENT**

FIRST AMENDMENT TO SPECIAL SOURCE REVENUE CREDIT AGREEMENT

THIS FIRST AMENDMENT TO SPECIAL SOURCE REVENUE CREDIT AGREEMENT (this “Amendment”) is dated as of _____, 2014, by and between RICHLAND COUNTY, SOUTH CAROLINA (the “County”), a body politic and corporate and a political subdivision of the State of South Carolina (the “State”), and WNS GLOBAL SERVICES, INC., a Delaware corporation authorized to do business in South Carolina (the “Company”).

WITNESSETH:

WHEREAS, the County and the Company entered into a Special Source Revenue Credit Agreement dated as of July 18, 2012 (the “SSRC Agreement”);

WHEREAS, by the terms of the SSRC Agreement, the benefits under the SSRC Agreement terminate if the Company does not achieve certain job creation benchmarks by certain dates;

WHEREAS, the Company has experienced a delay in executing its anticipated employment contracts and thus, is unable to timely meet the job commitment benchmarks as set forth in the SSRC Agreement;

WHEREAS, the Company does anticipate finalizing its employment contracts and hiring at least 100 employees by December 31, 2014;

WHEREAS, in anticipation of creating at least 100 jobs by December 31, 2014, and a total of 400 jobs at the Company’s project in the County, the Company has asked the County to (i) not terminate the SSRC Agreement and (ii) amend the deadlines by which the Company must achieve the job commitment benchmarks;

WHEREAS, because of the Company’s continued commitment to investing and creating jobs in the County, pursuant to an Ordinance dated _____, 2014 (the “Ordinance”), the County Council authorized this Amendment.

NOW, THEREFORE, in consideration of the above, \$1.00 and other value, the receipt and sufficiency of which the parties acknowledge, the parties hereby agree as follows:

1. Sections 4.2 and 4.3 of the SSRC Agreement shall be amended by striking each Section in its entirety and including the following:

SECTION 4.2. Annual Credit.

(a) Pursuant to and subject to the provisions of this Section, the Company is entitled to an Annual Credit against its Payments-in-Lieu-of-Taxes (each, an “Annual Credit”) as set forth below:

(i) In each Property Tax Year for Property Tax Years 2015 through 2018 inclusive, the Company is entitled to receive an Annual Credit based on the number of total Jobs, subject to the Annual Credit caps in subsection (ii). The amount of the possible Annual Credit is set forth in the chart below:

<u>Total Jobs</u>	<u>Annual Credit</u>
at least 100	10%
at least 200	20%
at least 300	30%
at least 400	40%

(ii) The amount of the Annual Credit the Company may claim, regardless of the total Jobs, is capped in certain Property Tax Years as follows:

<u>Property Tax Year</u>	<u>Maximum Annual Credit</u>
2015	10%
2016	20%
2017	30%
2018	40%

The number of total Jobs is measured as of the December 31 prior to the Property Tax Year in which the Company claims the Annual Credit. The Company shall certify to the County the number of total Jobs as of each December 31 by submitting to the County a copy of the Company’s DOR Form WH-1606 (“SC Withholding Fourth Quarter/Annual Reconciliation”) for the period ending on each December 31 by February 28 of the Property Tax Year in which the Company claims the Annual Credit.

(b) If, by December 31, 2014, or on any subsequent December 31, the Company does not have at least 100 Jobs, then this Agreement shall immediately terminate.

(c) The Company is not entitled to receive an Annual Credit under this Agreement for any Property Tax Years after Property Tax Year 2018.

(d) Notwithstanding anything in this Agreement to the contrary, the Company is entitled to an Annual Credit only to the extent that, as of the date that an Annual Credit is to be applied, the total cost of the Infrastructure Improvements is at least equal to the aggregate amount of any Annual Credit previously provided and the amount of the Annual Credit to be provided for the year in question. Upon request of the County, the Company shall provide documentation to the County reflecting the cost of the Infrastructure Improvements.

SECTION 4.3 **Term.** The term of this Agreement shall be from the effective date of this Agreement until March 1, 2019 unless earlier terminated pursuant to Section 4.2 hereof or pursuant to the exercise by the Company of its option to terminate pursuant to Section 8.1 hereof.

2. This Amendment controls over any contrary or inconsistent provision of the SSRC Agreement. Every provision of the SSRC Agreement not specifically amended or modified by the terms of this Amendment shall remain unchanged and in full force and effect.

[Remainder of Page Intentionally Left Blank]
[Signature page follows]

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first written above.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Chairman
Richland County Council

ATTEST:

Clerk to Council

WNS GLOBAL SERVICES, INC.

By: _____
Name: _____
Title: _____

~#4824-5640-2715 v.1~



MEMORANDUM

To: Economic Development Committee
From: Nelson Lindsay, Director of Economic Development
Date: July 9, 2014
Re: Santee Cooper Grant

Richland County has been approved for a grant from the Santee Cooper Rural Development program. This grant needs to be voted on by the Economic Development Committee and sent to County Council for approval.

Santee Cooper Rural Economic Development program (SCRED) - This fund provides funding to local governments to advance economic development in Santee Cooper or the electric cooperative's territories. The grant will reimburse the County for presentation materials and equipment for the new Economic Development Office up to \$10,000.

County staff will work with the funding agency to administer the grant and ensure compliance with all appropriate rules and regulations.

The EDC's recommendation for approval of these grants is requested. The item will be forwarded to the July 15th meeting for Council action.

Cc: Sara Salley, Grants Manager



RICHLAND COUNTY
Administration
2020 Hampton Street
Columbia, South Carolina 29203
Voice: (803) 576-2417 Facsimile (803) 576-2494

July 7, 2014

Attention: Richland County Procurement Office

Reference: Waterpark Design, Build, Operate, Maintain

Background Information:

Richland County is soliciting proposals from qualified developers to design, build, operate and maintain a water park in possible combination with a year round activity such as an Adventure Park to be located on approximately 200 acres of County-owned property in Northeast Columbia. The total proposed development shall consist of approximately 20-25 acres of land, on which the Selected Proposer will develop a Waterpark/Adventure Park. Richland County is willing to entertain offers that include utilizing other portions of the 200 acres owned by the County.

Through this Request for Proposals (RFP), Richland County is inviting proposals from qualified developers interested in the Design, Build, Operation and Maintenance of a Waterpark/Adventure Park development which is anticipated to consist of a well themed Waterpark, year-round Adventure Park, amenities, and ample parking to help support the park. The Selected Proposer will be solely responsible for the design, build, operation, and maintenance of the Waterpark/Adventure Park. The proposed Waterpark/Adventure Park will have ample land surrounding the attraction upon which future entertainment and dry developments could potentially be created. Richland County requests that the Selected Proposer construct a high-quality Waterpark/Adventure Park allowing specific areas for future additions to the Waterpark when needed in a phased approach. It is envisioned that when completed, this will be the largest Waterpark/Adventure Park in the state of South Carolina.

Overview of Richland County

Formed in 1785, Richland County is home to Columbia, South Carolina's state capital and the county seat. Richland County's close-knit community, low cost of living, beautiful rivers and lands and vibrant urban centers attract a diverse population of more than 389,000. Richland County is the second-most populous county in South Carolina, behind only Greenville County. In addition to being home to an array of colleges and universities, award-winning hospital systems and some of the best schools in the state, Richland County also offers much to see and do.

Scope of Work

Waterpark

The Proposer shall clearly define the project purpose and design concept. Richland County envisions the Adventure Park being incorporated into the footprint of the waterpark; however for this scope discussion they have been separated. The waterpark should include but not be limited to water slides of varying heights, type and complexity, a lazy river, wave pool, children's activity pool w/play structure, sundeck with cabanas, locker facilities, retail and food/beverage shops and an indoor facility which could house conventions, meetings or dining space. The waterpark should be family focused with a goal of supporting 200,000 guests annually. Ample parking should be provided for both the waterpark and adventure park, which includes parking for large vehicles such as school/charter buses and RV's.

Adventure Park

The Proposer shall clearly describe the adventure park's purpose and design concept. The adventure park features shall include but not be limited to a zip line course which consists of a number of strategically placed towers around the park. These towers should be constructed at varying heights to provide a zip lining experience for people of all ages and experience levels. Richland County also envisions a ropes course being incorporated into this adventure park. The adventure park should have the opportunity to be open year-round or at least a period of time in excess of the normal operating window of the waterpark.

Operating Agreement Period

Richland County proposes execution of a 10 to 30 year operating agreement with possible extension options. Any proposed structure must take into consideration the following: (1) Richland County expects the Project to be designed, built and operated in a manner that will generate a positive net income from year 1 for the County, (2) any financing obtained by the Selected Proposer to support the Project should not be dependent on the County for repayment, (3) a proposal for revenue sharing between the Selected Proposer and the County, taking into consideration income from ticket sales, concessions, merchandise, event income, etc., (4) the operating expectations of the County relative to maximizing the use of the facilities to their fullest potential. The Proposer is directed to propose any terms that would lead to the successful operation of the Project, benefiting both the Selected Proposer and the County, and provide documentation to support the merits of the proposal.

Project Criteria

Waterpark

- Goal of attracting 200,000 guests annually
- Family focused waterpark
- Dining/concessions component desired
- Water slides of varying height, type and complexity desired

- Lazy River component desired
- Wave Pool component desired
- Children's activity pool w/play structure component desired
- Sundeck with cabanas component desired
- Locker facilities component desired
- Indoor facility featuring dining, meeting space, convention space desired

Adventure Park

- Open year-round or at least extended period of time
- Zip line course component desired
- Ropes-course component desired

Ancillary Amenities

- Water plant/filtration system supporting the recycling of water
- Parking to support both functions
- Restroom facilities

General Project Requirements

The Selected Proposer will be expected to enter into a Design, Build, Operate, Maintain agreement with Richland County, negotiated and prepared by the Richland County Procurement Department.

1. The design, location, and construction of improvements shall comply with all applicable County and State code requirements
2. The Selected Proposer of the Waterpark/Adventure Park project will have had successful experience with similar waterpark facilities that utilize a design, build, operate, and maintain delivery method. This experience should be clearly identified with accurate references provided.
3. The Selected Proposer is responsible for being fully informed of and complying with the requirements of applicable federal, state and local jurisdictional laws, regulations and restrictions. Additionally, the Selected Proposer shall be responsible for obtaining all requisite approvals, licenses and permits.
4. The Selected Proposer agrees that he or she has thoroughly studied the proposed property and is aware of any zoning, environmental or utility easement conditions that may exist on the property. Additionally, if these conditions exist and are not amenable to the proposed development, the Selected Proposer agrees to work with Richland County on the best way to handle any conditions that may exist.
5. Project Development Period: The Development Period will be based upon the time frame proposed by the Selected Proposer and memorialized in any contract or lease agreements. The Development Plan will include any necessary applications for zoning changes or special permits. Richland County has a strong preference that full build-out of development be completed within 18 months.

Proposal Submission Guidelines

Response Format

Proposals shall be submitted in a sealed envelope clearly marked with the solicitation title and number. In addition, the proposer's name and address should be marked on the envelope. Proposers shall submit one (1) original and (5) copies of their proposal. In addition one (1) electronic copy must be provided in either Microsoft Word or Adobe Acrobat PDF format. Sealed proposals shall be received by the Richland County Procurement Department at 2020 Hampton Street, Columbia, South Carolina 29203.

Proposals will be accepted no later than _____ at 2:00 P.M. at which time proposals will be opened publicly for the purpose of reading the names and locations of proposers.

Following are minimum requirements that a proposer must demonstrate in their proposal. Any proposal that fails to demonstrate that the proposer possesses the minimum criteria shall be rejected without any further consideration.

1. Letter of Transmittal

Proposer must submit one (1) original letter of transmittal and a copy bound in each of the five (5) proposal packages. The letter of transmittal shall be no greater than two pages in length and shall contain the following:

- a. Statement as to the name, title, address, telephone and email address(s) of the individual(s) with authority to bind the Proposer during the period in which Richland County is evaluating proposals. Such individual(s) shall sign the Letter of Transmittal. Statement as to the address and legal form of the Proposer. If a joint venture is being proposed, provide the information for all participating firms.
- b. Statement that the proposal will remain in effect for 90 days after the date due to Richland County.
- c. Statement that, if selected, Proposer will negotiate in good faith with Richland County.
- d. Signed and dated Certification of Proposer Regarding Debarment, Suspension and Other Responsibility Matter.

2. Proposal

The proposal should be a comprehensive and accurate submittal. Complete proposals shall be no longer than 50 pages, not including resumes. The proposal must be prepared on 8 ½" by 11" paper with foldouts from this as may be required. Five (5) copies of the proposal must be submitted. The proposals should be bound by either wired or 3-ring binder along the left side and organized in the following fashion using tabbed, numbered separators for each section:

- a. Cover containing RFP title and Proposer's name
- b. Letter of Transmittal
- c. Table of Contents and Required Sections:
 - I. Overview of Proposer and Project Team
 - II. Previous Project Experience

- III. Proposed Design
- IV. Organizational Chart and Management Plan
- V. Market Analysis
- VI. Appendix

Section I: Overview of Proposer and Project Team

A concise description of the Proposer, including organizational structure, subsidiary companies, identification of principals or parent companies, length of time in business, office locations and size and overall number of personnel by discipline. If proposing a joint venture, this applies to all companies included on the Project Team. The Proposer shall also clearly describe the specific roles each company in the joint venture will be responsible for.

Section II: Previous Project Experience

Proposer shall provide descriptions of its most recent project(s) that demonstrate its ability and qualifications to proceed with this type of project. The record of experience should include relevant work directly applicable to any referenced project(s). The descriptions should be specific noting the following:

- a. Name, address and telephone number of the client's project manager or contracting officer and written authorization for Richland County to contact the client;
- b. Current status of the referenced project(s);
- c. Provide cost, location and land/building sizes of the referenced project(s);
- d. Describe the specific roles that members of the Proposer's Project Team held in the referenced project(s);
- e. List any projects in which Proposer or any member of its Project Team has defaulted or declared bankruptcy or is in the process of doing so.

Section III: Proposed Design

Richland County encourages creative and innovative proposals that serve the regions recreational and entertainment needs. Richland County recognizes that the proposed development is preliminary and that its composition and details may have some changes prior to actual construction. The description and visual representation should aid in an effective evaluation of the Proposer's ability to achieve Richland County's development goals and demonstrate the Proposer's vision for the Waterpark/Adventure Park Development project. The proposed development description should cover at a minimum the following items:

- a. Overall vision and scope of the proposed development;
- b. Nature of the project including building uses, square foot usage and any and all other uses;
- c. Architectural style and other building components including landscaping in the development;
- d. Whether any phasing of the development is recommended;
- e. Preliminary project budget;
- f. Business and financial structure between Proposer and Richland County sufficiently detailed to allow an evaluation of the financial returns and risks;

- g. A list of any and all financial contingencies;
- h. Proposed development schedule (Gantt chart).

Section IV: Organizational Chart and Management Plan

Proposal should have a detailed description of the proposer's organizational chart and management plan ("Plan") for the Waterpark/Adventure Park Development. The Plan should clearly state the project manager(s) and pertinent personnel who will be associated with the Waterpark/Adventure Park Development. This plan should not only focus on personnel during the design and construction phase, but also the operational phase of the project. Resumes of the project manager(s) and pertinent personnel must be included. This requirement is in place for all members of the Proposers Project Team.

Section V: Market Analysis

Proposer should include (a) a market analysis of the Waterpark/Adventure Park property including the markets the development will serve; (b) a preliminary ten (10) year financial pro-forma analysis including break-even data showing income, operating costs, capital costs, equity contribution, debt service and returns to Proposer and Richland County and (c) how the development will impact economic development.

Section VI: Appendix

- a. Financial Information: Financial information of the Proposer (separate statements for each entity forming the Project Team) which shall include (a) audited financial statements for the past three (3) years including balance sheet, statement of income and retained earnings, statement of expenses and cash flows including notes to the financial statements; or (b) if not independently audited (either a certified audit or review) then internally prepared financial statements for the past three (3) years certified as true and correct by the president and chief financial officer of the Proposer together with other financial documentation as may be required in order to portray the financial soundness of the Proposer to Richland County's satisfaction. All such financial information shall be prepared in accordance with United States Generally Accepted Accounting Principles.
- b. References: Proposer shall also provide (a) the names and addresses of at least three (3) commercial or institutional credit references within the past three (3) years; (b) a letter authorizing each credit reference to respond to inquiries from Richland County and (c) the terms and conditions of any significant contingent liabilities such as guaranteed loans or other obligations that could affect this RFP.
- c. Insurance Requirements: The successful Proposer will be required to comply with Richland County's insurance requirements. If the Proposer is a joint venture, the Proposer shall include a written statement explaining how the joint venture will fulfill the requirements of

the project and fully discuss and identify the responsibility of each entity forming the joint venture for performing the services and providing the required insurance.

Proposal Evaluation Criteria

A selection will be made regarding this RFP based in part on the Proposer whose proposal would be most advantageous to Richland County including but not limited to the factors listed below. Proposals received in response to this RFP will be reviewed by an Evaluation Team and scored in the categories listed below.

A. Proposer and Project Team

- a. Qualifications and experience
- b. Qualifications/Experience of all team members
- c. Quality and ability of project management team to provide operation and maintenance
- d. Quality of design and construction oversight for similar projects
- e. Success and viability of similar projects
- f. Evaluation for overall compliance with requirements as stated in the RFP

B. Project/Technical Understanding

- a. Demonstrated understanding of project objectives
- b. Demonstrated understanding of existing site and any constraints
- c. Demonstrated understanding of Richland County review/approval process

C. Financials/Economic Benefit

- a. Proof of development costs
- b. Financial performance of other projects including gross per square foot, marketing, promotional costs, etc.
- c. Market Analysis

D. Project Amenities

Proposals that incorporate a waterpark and adventure park will receive additional points based on creativity and the ability to be a year-round facility

- a. Waterpark
- b. Adventure Park

E. Proposed Cost

The Proposer should submit in a separately sealed envelope the total cost for the Waterpark/Adventure Park project. This cost should be all-inclusive and clearly delineate specific costs associated with design, build, operation and maintenance.

Interviews will be conducted with finalists as determined by the Evaluation Team. Proposers shall be treated fairly and equally with respect to any opportunity for discussions and revisions of Proposals. Proposers are strongly urged to provide

competitive pricing as revisions will not be permitted after submissions and before the award of the Contract.

Richland County upon review of submissions, reserves the right to: (1) take no further action; (2) reject any or all proposals that are deemed not responsive to its needs; (3) to amend the RFP at any time, and/or (4) conduct discussion, interviews and negotiations and proceed to award.

Interested Proposers should submit their sealed proposals to the Richland County Procurement Department at 2020 Hampton Street, Columbia, South Carolina 29203 no later than 2:00 P.M. local time on _____, 2014. Proposals submitted after the stated time and date will not be accepted nor considered.

Evaluation Factors

The proposal evaluation process is designed to award the contract, not necessarily to the Respondent of least cost, but rather to the Respondent that is most advantageous to the County with the best combination of attributes based upon the evaluation factors specifically established for this RFP.

Respondents must provide all information outlined in the Evaluation Factors to be considered responsive. Proposals will be evaluated based on the responsiveness of the Respondent's information to the Evaluation Factors which will demonstrate the Respondent's understanding of the Evaluation Factors and capacity to perform the required services of this RFP.

Proposers should submit a complete proposal that addresses all the requirements set forth in this RFP. All sections of the proposal should be prepared and submitted in a straightforward, easy to understand and economical manner. Informative content and clarity of presentation are more important than quantity of pages; emphasis should be placed on clear, complete presentation of factual information.

It is the intent of Richland County to utilize this RFP as the primary vehicle to objectively and systematically evaluate the responses in order to reduce the respondents to a limited number of interested and qualified candidates. Qualified candidates selected as the result of the RFP submittals are expected to be asked to participate in subsequent interviews and/or presentations to Richland County Council and/or staff, with a single master Proposer to be selected. Richland County will negotiate with such Proposer regarding the terms and conditions of a development agreement, including, but not limited to, scope of development, time frames for construction, and operations and maintenance agreements and expectations. The RFP Proposers will be responsible for payment of all costs and expenses associated with their response, subsequent responses, presentations, as well as predevelopment and planning costs, as necessary.

Evaluation and Award Process

A. All Proposers are subject to the terms and conditions of this solicitation

- B. Any award made under this solicitation shall be made to the Proposer whose proposal is determined to be the most advantageous to Richland County.
- C. The Evaluation Team shall evaluate and rate each Proposer. A maximum of five (5) Proposers will be shortlisted and will be allowed to present an oral presentation to the Evaluation Team, Hospitality Tax Committee, and/or Richland County Council.
- D. Proposers that were not among the top rated firms will not be allowed to present an oral presentation. Proposers selected to participate in the oral presentations will be notified in writing.
- E. The Evaluation Team will review the Evaluation Factors and Oral Presentations for each shortlisted firm and make a recommendation to the Hospitality Tax Committee for their consideration.
- F. After negotiations have resulted in the terms acceptable to both parties, the selected Proposer, proposed design and cost will be presented to Richland County Council for formal approval of the contract.

Richland County Council Request of Action

Subject

REPORT OF THE HOSPITALITY TAX FEASIBILITY STUDY COMMITTEE: [PAGES 114-117]

- a. Sports Arena
- b. Proposed Financing Strategy
- c. Staff Next Steps

Richland County Council

County Administration Building
2020 Hampton Street
P.O. Box 192
Columbia, SC 29202



Phone: (803) 576-2061
Fax: (803) 576-2136

Torrey Rush	Kelvin E. Washington, Sr., Chair	Jim Manning
District 7	District 10	District 8

HOSPITALITY TAX FEASIBILITY STUDY

July 1, 2014
4:00 PM

Council Chambers

- 1. Call to Order: Councilman Kelvin E. Washington, Sr. - Chair**
- 2. Sports Arena**
- 3. Proposed Financing Strategy**
- 4. Staff Next Steps**
- 5. Other Business**

Richland County Government

County Administration
400 Powell Road
Columbia, SC 29202



Phone: (803) 576-3584
Fax: (803) 576-2137

Administration Capital Projects



MEMORANDUM

To: Hospitality Tax Advisory Committee Members
CC: Tony McDonald, County Administrator
Roxanne Ancheta, Assistant County Administrator
FROM: Chad Fosnight, Capital Projects Program Manager
DATE: July 7, 2014
RE: Hospitality Tax Committee Recommendations

The Hospitality Tax Ad Hoc Committee convened on Tuesday, July 1st to discuss the Austin, Texas visit as well as some specifics on the Sports Arena project.

Four members of Council and three staff members traveled to Austin Texas from June 26 – 28 to visit waterparks operated by Hawaiian Falls as well as a Sports Arena constructed and operated by the City of Round Rock.

The group visited 3 different waterparks in 3 cities (Pflugerville, Mansfield, and White Settlement) and was able to talk to city officials responsible for the Pflugerville and White Settlement parks. A better understanding of the “Design, Build, Operate, Maintain” delivery method proposed for the waterpark, and operational understanding of each park was gained by this trip.

The group also had the opportunity to visit the “Round Rock Sports Center.” This \$14.5 million facility featured 6 basketball courts, 12 volleyball courts and 9 multi-purpose rooms for a total of 83,000 square feet. The facilities inside this Sports Center were only available on a reservation basis. According to the General Manager, the facility opened in February and was booked every weekend all the way through the end of July.

Committee Recommendations:

1. Receive Pro Forma financials for each facility documenting the financial expectations prior to the construction of the facilities. The committee also requested an operational analysis for each facility to use as a comparison to the Pro Forma.

- a. Chad Fosnight will request this information from both Hawaiian Falls and the City of Round Rock**
2. Negotiate a purchase contract for the property at Atlas and Bluff Road and include options to perform due diligence on the property (appraisal, environmental, etc.) Funds for these purposes would come from the Hospitality Tax funds associated with this project.
3. Concurrent with purchase contract, develop a Scope of Work for a Design Consultant on the Sports Arena
 - a. Chad Fosnight will begin drafting the Scope of Work for design**
4. Unlike the Waterpark project, the Sports Arena will utilize a traditional “Design, Bid, Build” delivery method.

Richland County Council Request of Action

Subject

REPORT OF THE SEWER AD HOC COMMITTEE:

- a. Oasis Update

Richland County Council Request of Action

Subject

REPORT OF THE DIRT ROAD AD HOC COMMITTEE:

- a. Package "D" Bid Results [**PAGES 120-121**]



Civil Engineering Consulting Services, Inc.

*Transportation and Forensic Engineering
Environmental Planning • Consulting Management*

July 9th, 2014

Rob Perry, PE
Director of Transportation
Richland County
2020 Hampton Street
Columbia, SC 29204

Bid Review and award summary for Low Volume Paving Richland County RC-PW-601-2014

Mr. Perry,

Civil Engineering Consulting Services (CECS) is pleased to provide you with the bid tabulation review information requested as a result of the bid opening conducted on July 8, 2014 at the Richland County Administration Building. CECS has been asked to review the bids and to provide Richland County with a summary and options for proceeding forward.

There were two responsive bids received for the project. Based upon our review of the submittals, prices and other required forms, it is our recommendation to award the project to The Lane Construction Corporation. The Bid Certification sheet is attached to this letter for your reference. The Lane Construction Corporation submitted a bid that is within 13.2% of the engineer's estimate, and appears to have included all the necessary components for an award. In addition, the pricing submitted by Lane for surface alternate #2 is the same price as the triple treatment option. It would be very advantageous for Richland County to award the Asphalt surface option for this contract. It is our recommendation that the county strongly consider this alternative for the award to The Lane Construction Corporation.

The result of the bids submitted is as follows:

		% below estimate
Engineer's Estimate	\$876,178.06	--
The Lane Construction Corporation	\$760,547.73	13.2%
C.R. Jackson, Inc.	\$774,163.51	11.6%

In addition to the construction contract amount, standard industry practices involve a contingency for construction and other costs that may arise that are the responsibility of the County. (Utility relocations, for example.)

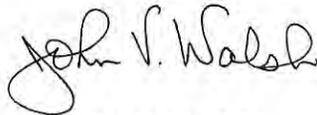
We have calculated those at approximately 10% of the construction award amount – or \$ 76,055.00

In summary, it appears that a request for authorization from Council in the amount of **\$836,602.73**(which includes Alternate #2 utilizing the asphalt surface course) would be appropriate for consideration at the next possible Council Meeting.

CECS will be available as needed to assist the County with additional information or in implementing any decision rendered concerning the above.

We are as always pleased to serve as a resource to Richland County in its endeavors to deliver services to its citizens. Please advise if you need any additional information in this regard.

Respectfully Submitted:

A handwritten signature in black ink that reads "John V. Walsh". The signature is written in a cursive style with a large initial "J" and "W".

John V. Walsh, PE
Director of Program Management
Civil Engineering Consulting Services

CC: Ismail Ozbek, Interim Director of Public Works
Chris Gossett, Assistant Director of Transportation
Stacy Culbreath, Assistant County Engineer
Chris Gossett, Assistant Director of Transportation

Richland County Council Request of Action

Subject

- a. Move that Richland County Council restore the historic Curtiss Wright Hangar at the Richland County Owens Field Airport [**ROSE**]
- b. Council establish a budget committee [**WASHINGTON**]

Richland County Council Request of Action

Subject

Must Pertain to Items Not on the Agenda