

# **RICHLAND COUNTY**

## **SPECIAL CALLED MEETING AGENDA**

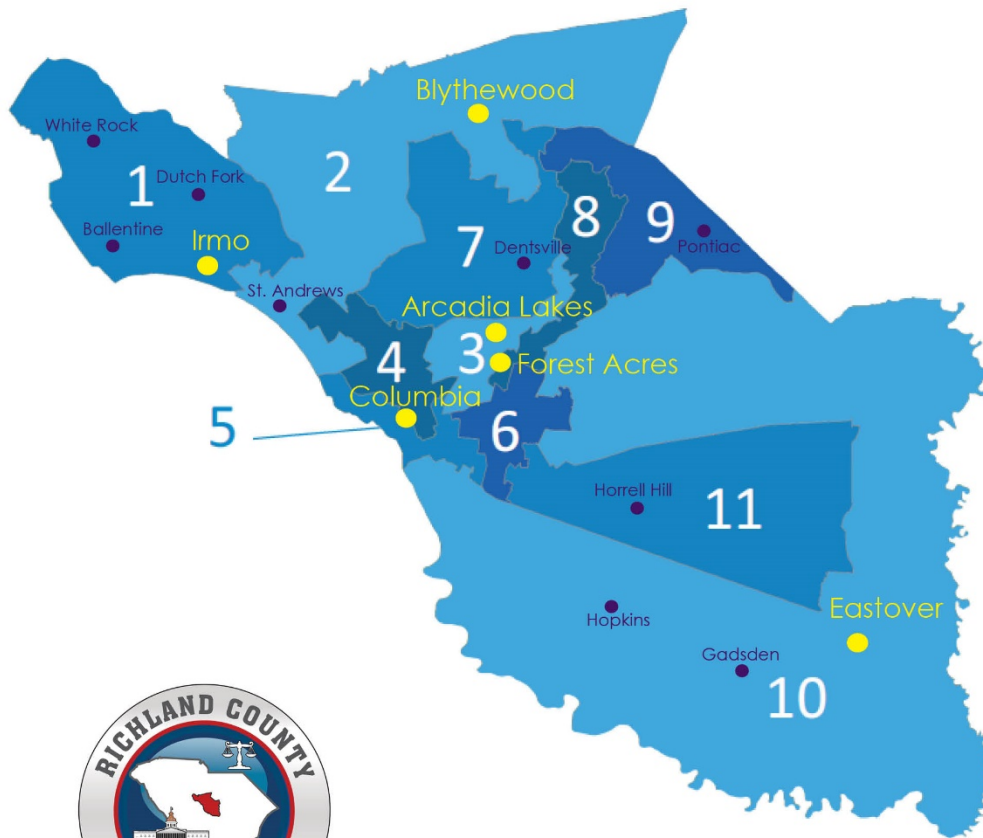


**Tuesday, SEPTEMBER 11, 2018**

**6:00 PM**



# RICHLAND COUNTY COUNCIL 2017-2018



**VICE CHAIR**  
Bill Malinowski  
District 1



**CHAIR**  
Joyce Dickerson  
District 2



Yvonne McBride  
District 3



Paul Livingston  
District 4



Seth Rose  
District 5



Greg Pearce  
District 6



Gwendolyn Kennedy  
District 7



Jim Manning  
District 8



Calvin "Chip" Jackson  
District 9



Dalhi Myers  
District 10



Norman Jackson  
District 11



Richland County Special Called Meeting

September 11, 2018 - 6:00 PM

2020 Hampton Street, Columbia, SC 29204

**1. CALL TO ORDER**

The Honorable Joyce Dickerson

- a. Roll Call

**2. INVOCATION**

The Honorable Calvin "Chip" Jackson

**3. PLEDGE OF ALLEGIANCE**

The Honorable Calvin "Chip" Jackson

**4. APPROVAL OF MINUTES**

The Honorable Joyce Dickerson

- a. Budget 3rd Reading: June 21, 2018 [PAGES 11-39]
- b. Zoning Public Hearing: July 24, 2018 [PAGES 40-42]
- c. Special Called Meeting: July 24, 2018 [PAGES 43-61]
- d. Special Called Meeting: July 31, 2018 [PAGES 62-63]

The Honorable Joyce Dickerson

**5. ADOPTION OF AGENDA**

**6. PRESENTATION OF RESOLUTION**

The Honorable Seth Rose  
The Honorable Dalhi Myers

- a. A Resolution Honoring the life of James E. "Jim" Jaco

Larry Smith,  
County Attorney

**7. REPORT OF ATTORNEY**

- a. Huger St. Property Design/Development Review Commission and Minor Subdivision Plat Applications [ACTION]

- b. Correct Care, LLC - Letter of Agreement [ACTION]
- c. Potential Property Purchase: Northwest Recycling Center [ACTION]

**8. CITIZENS' INPUT**

The Honorable Joyce Dickerson

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

**9. REPORT OF THE ASSISTANT COUNTY ADMINISTRATOR**

Dr. Sandra Yudice,  
Assistant County Administrator

- a. GFOA Award: Budget & Grants Office and Finance Department [PAGES 64-69]
- b. Property Acquisition Letter of Intent - 911 Communications Center [ACTION]
- c. Property Acquisition - Township Auditorium [ACTION] [PAGE 70]
- d. Employee Grievance [ACTION] [PAGE 71]
- e. Request from Library for Property Sale Proceeds [ACTION]
- f. Disbursement of FY19 hospitality tax funding to the Pinewood Lake Park Foundation [ACTION] [PAGES 72-85]
- g. Pinewood Lake Park Foundation Inventory Disposition [PAGES 86-103]

Kimberly Williams-Roberts,  
Clerk to Council

**10. REPORT OF THE CLERK OF COUNCIL**

- a. Doris Greene, US Census Bureau
- b. 2019 County Council Retreat [ACTION] [PAGE 104]
- c. Capital City Classic: "A Journey Remembered" Honoring Coach Willie and Mary Jeffries, September 17, 6:00 PM, Columbia Metropolitan Convention Center, 1101 Lincoln Street
- d. Midlands Technical College Annual Oyster Roast & Shrimp Boil, October 17, 6:00 - 8:00 PM, MTC Northeast Campus, 151 Powell Road
- e. Charter Nex Films Ribbon Cutting, October 11, 1:00 PM, Carolina Pines Industrial Park, 10771 Farrow Rd., Blythewood

- f. Tea & Talks with Planners, September 24, 2:00 - 4:00 PM, 4th Floor Conference Room

**11. REPORT OF THE CHAIR**

The Honorable Joyce Dickerson

- a. Introduction of Richland County Recreation Commission Executive Director
- b. Personnel Matter
- c. Carolina Crossroads Comments [PAGES 105-108]

**12. OPEN / CLOSE PUBLIC HEARINGS**

The Honorable Joyce Dickerson

- a. An Ordinance allowing for the temporary waiver of Richland County Administration and Richland County Council review and approval of change orders for work on structures damaged by the storm and flood during the period of October 3 through October 6, 2015
- b. An Ordinance Amending Chapter 17, Motor Vehicles In Traffic; Article II, General Traffic And Parking Regulations; Section 17-9, Through Truck Traffic Prohibited; So As To Include Hobart Rd.

**13. APPROVAL OF CONSENT ITEMS**

The Honorable Joyce Dickerson

- a. 18-025MA  
Evan Wilson  
RS-LD to RS-MD (7.18 Acres)  
Joiner Road and Deloach Drive  
TMS # R16415-04-24, 25, 26, 33, 34, 35, 36, 37, 38, 39  
& R16415-05-01, 02 [SECOND READING] [PAGES 109-110]

The Honorable Joyce Dickerson

**14. THIRD READING ITEMS**

- a. An Ordinance allowing for the temporary waiver of Richland County Administration and Richland County Council review and approval of change orders for work on structures damaged by the storm and flood during the period of October 3 through October 6, 2015 [PAGES 111-113]
- b. An Ordinance Amending Chapter 17, Motor Vehicles In Traffic; Article II, General Traffic And Parking Regulations; Section 17-9, Through Truck Traffic Prohibited; So As To Include Hobart Rd. [PAGES 114-128]

The Honorable Joyce Dickerson

**15. SECOND READING ITEMS**

- a. An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges; Section 21-1, Purpose; and Section 21-2, Jurisdiction; so as to add language regarding annexation [PAGES 129-131]
- b. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Farifield County to include certain property located in Richland County; the execution and delivery of an infrastructure credit agreement to provide for infrastructure credits to DPX Technologies, LLC and DPX Holdings, LLC; and other related matters [PAGES 132-151]

**16. REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE**

The Honorable Paul Livingston

- a. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of an infrastructure credit agreement to provide for infrastructure credits to Arclin Surfaces - Blythewood Co.; and other related matters [FIRST READING BY TITLE ONLY] [PAGE 152]

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

The Honorable Bill Malinowski

**18. NOTIFICATION OF APPOINTMENTS**

- a. Historic Columbia - One (1) Vacancy
  - 1. Dawn Mills Campbell [PAGES 153-154]
- b. Accommodations Tax - Three (3) Vacancies (One applicant must have a background in Cultural Industry; Two applicants must have a background in the Hospitality Industry)
  - 1. Taylor H. Miller [PAGES 155-156]
- c. Midlands Workforce Development Board - Three (3) Vacancies (One Apprenticeship seat; must be a representative of a registered apprenticeship program and Two Private Sector Business seats; must represent private sector business with policy-making or hiring authority)
  - 1. Tim Miller, Jr. [PAGES 157-158]
  - 2. Kathryn "Kate" Lang [PAGES 159-160]

- d. Building Codes Board of Appeals - Five (5) Vacancies (One applicant must be from the Architectural Industry; One from the Plumbing Industry; One from the Electrical Industry; and Two from the Fire Industry as alternates)

1. Deborah A. Snow [PAGES 161-162]

**19. REPORT OF THE INTERIM ADMINISTRATOR AD HOC COMMITTEE**

The Honorable Norman Jackson

- a. Recommendation of Committee

**20. OTHER ITEMS**

The Honorable Joyce Dickerson

- a. Resurfacing Package P [PAGES 163-174]
- b. FY19 - District 3 Hospitality Tax Allocations [PAGES 175-176]
- c. FY19 - District 5 Hospitality Tax Allocations [PAGES 177-178]
- d. FY19 - District 7 Hospitality Tax Allocations [PAGES 179-180]

**21. CITIZEN'S INPUT**

The Honorable Joyce Dickerson

- a. Must Pertain to Richland County Matters Not on the Agenda

**22. EXECUTIVE SESSION**

Larry Smith,  
County Attorney

**23. MOTION PERIOD**

- a. Move that Council immediately move forward with the revised Lower Richland Sewer Plan, which has been improved to remove 23 lift stations from private property (consolidated into 3 on public property), expanded to include all failed closed septic systems at Richland One Schools (Hopkins Elementary and Middle Schools and Gadsden Elementary School) and the Franklin Park subdivision, and to offer access to public sewer to any requesting resident along the revised route with NO TAP FEE. No resident will be required to tap on to the system UNLESS they wish to.
- b. Move to authorize Dr. Yudice and staff to utilize emergency funds to facilitate third party well testing in areas potentially impacted by Westinghouse's previously undisclosed 2011 uranium leak. Funds would be available for testing over the next thirty days, subject to individual requests.

The Honorable Dalhi Myers

The Honorable Dalhi Myers  
The Honorable Joyce Dickerson



c. The Lourie Center recently lost funding from United Way necessary to continue operating a program that transports seniors to medical appointments and essential shopping. They are requesting Council provide \$12K in additional funding so that this program can continue

The Honorable Greg Pearce

d. To resolve the water contamination issues in the Lower Richland community and put the citizens at ease I move that Richland County move forward with the water system already approved with partnership with Westinghouse nuclear energy plant, International Paper, SCE&G and others to provide seed funds as they all has contributed to water quality in the area.

The Honorable Norman Jackson

Move forward with the approved Sewer System which has been delayed since February of 2018 for unknown reasons. Citizens have signed up and are depending on the service.

Move forward with an overlay for the Garners Ferry/Sumter Highway corridor with setbacks, sineage not to exceed 8' with earthtone natural colors in keeping the Rural Character.

Move forward with review of the SE & NE Sport Complex plans to promote tourism and support AAU and other sports in the county.

In the absence of an interim, acting, or administrator Richland County is not in compliance with State law. I move that Richland County abide by all State laws and rules until the position is filled.

e. Because of recent orders from the chair in order to stop or prevent abuse, mistreatment or special treatment of anyone I move that in the absence of an administrator, Council develop a policy addressing staff's duties and responsibilities and Council's role. An opinion from the AG's Office is advised.

The Honorable Norman Jackson

f. Move to for the Approval of Amended FY 2018-2019 Budget for Richland County School District One. Move that this should be first reading only based on previous agreement.

The Honorable Norman Jackson

## 24. 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

### SPECIAL CALLED MEETING

June 21, 2018 – 6:00 PM

Council Chambers

2020 Hampton Street, Columbia, SC 29204

**COUNCIL MEMBERS PRESENT:** Joyce Dickerson, Chair; Bill Malinowski, Vice Chair; Seth Rose, Calvin “Chip” Jackson, Norman Jackson, Gwen Kennedy, Paul Livingston, Yvonne McBride, Dalhi Myers, and Greg Pearce

**OTHERS PRESENT:** Michelle Onley, Brandon Madden, Sandra Yudice, Kim Williams-Roberts, Larry Smith, Tim Nielsen, Stacey Hamm, Nancy Stone-Collum, Portia Easter, Wendy Davis, Ashley Powell, James Hayes, Dwight Hanna, Jeff Ruble, O’Jetta Bryant, Tyler Kirk, Steven Gaither, Jasmine Crum, Beverly Harris, Marjorie King, and Tracy Hegler

1. **CALL TO ORDER** – Ms. Dickerson called the meeting to order at approximately 6:00 PM.

Ms. Dickerson stated that Mr. Pearce was not in attendance due to a family emergency.

2. **ADOPTION OF THE AGENDA** – Ms. Myers moved, seconded by Ms. Kennedy, to adopt the agenda as published.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

3. **THIRD READING**

Dr. Yudice stated today we are having 3<sup>rd</sup> Reading of the Budget Amendment for FY 2019.

Mr. Hayes stated the document we will be primarily working from is the motions list. At last week’s meeting, Mr. Livingston requested Budget to white out those items that Council did not have to revisit, and highlight those items they did have to visit. He stated there was a motion list that was sent out earlier this week with Budget Memo 6-1. On the attached motion list Item #20 was highlighted, but it should not have been highlighted because no additional information was requested on it.

Mr. Pearce stated, for clarification, the highlighted items are the ones we will be taking up. The items that are not highlighted will not be taken up.

Mr. Hayes stated it is all a part of the budget ordinance. Mr. Manning and Mr. Livingston questioned going through all of the items again, and you would not have to do that because they would be included in the budget ordinance.

Mr. Livingston stated that’s not to say you could not pull out anything you wanted to.

Mr. Pearce stated that was his question. He wanted to know if he was confined to the highlighted items.

## Millage Agencies

1. **Richland County Recreation Commission (Requested \$14,601,333 – Mill Cap)** – Mr. Hayes stated they supplied additional information in a companion document. He believes Council had questions, as it related to the usage of the center for HOAs and the neighborhoods.

Ms. McBride stated her questions were answered, in the correspondence, regarding the use of the facilities.

Ms. Myers moved, seconded by Mr. Livingston, to approve this item.

Mr. Pearce inquired if the Memorandum of Agreement with the Recreation Commission was signed.

Ms. Myers stated she raised that question last week, and she was told it was signed and returned back to the Legal Department. She stated she had not physically seen it, but she has been told it was signed and returned.

Mr. C. Jackson stated the last formal meeting we had he did not recall it being signed. He remembered the discussion, but he does not remember anything coming back.

Mr. Smith stated they forwarded to the Recreation Commission, at the Council's direction, a MOU, which had not been signed. They sent back a document, which they said they would be willing to sign; however, the changes they made to the document were not consistent with what the Council directed us to do, related to that MOU. To the best of his knowledge, we do not have a fully executed document between the two parties, at this point.

Mr. Bob Coble stated they signed the last document, with one correction regarding the name of the Commission, and it was hand delivered back. If there is a miscue, in terms of getting it, we will get another copy of it.

Ms. Tara Dickerson stated she did deliver it. When they met there was a deadline of the next A&F Committee meeting. She hand delivered the document to Ms. Onley the afternoon of the A&F Committee meeting.

Ms. Dickerson stated, in other words, we do have it.

Mr. Coble stated, if you like we can get another copy of it, and have it hand delivered, but he has seen the signed copy. Mr. Smith is correct. There was previously one that was not what you had asked for, and we had said we wanted to talk about it. Hearing of further instructions from County Council that you wanted it signed, we complied with that, with the one change of the legal name of the Commission.

Mr. C. Jackson inquired if they have to vote to ratify the document that has apparently been signed and returned, but they have not seen. He stated his concern is, being a member of the committee, along with several other members of Council, that met and discussed it, having not seen the final version, it would be nice to have a copy of that after having gone through the process. If it fell down within the walls of the County, so be it, but wherever it lies, he would like to have a copy.

Mr. Rose stated, if this is a big concern to Council, perhaps we could defer this to the end of the meeting, or whenever they can bring a copy for everyone to review. He stated he does not have

**Special Called Meeting**

**June 21, 2018**

**2**

any concerns. He is fine with moving forward, but if a majority were to have a concern, he would rather move it to later in the meeting.

Mr. Livingston inquired if we could move forward with 3<sup>rd</sup> Reading, contingent upon the document the funds will be released.

Mr. Smith stated, as he recalls, the document required the Commission to commit to do certain things, going forward. It talked about them being subject to them being audited. It is an operational document, more so than anything else. These were some things Council was concerned about going forward with the Recreation Commission, in terms of how they were operating.

Mr. Livingston offered a friendly amendment that the release of the funding will be contingent upon receipt of the MOU.

Ms. Kennedy stated she believes all Council members need to be provided documents prior to the meeting.

Ms. Myers stated, for clarification, she asked last week at 2<sup>nd</sup> Reading about the MOU, because she said she could not vote for it without it, and they said, "Well we gave it to the Clerk's Office." And, she said, "Oh, well I have not seen it. But, ok if you gave it to the Clerk's Office." She stated she has not seen it, but they certified last week the same thing they came here and said. She relied on that representation.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

2. ***Columbia Area Mental Health (Requested \$2,153,501)***—Mr. Hayes stated there was some confusion last week, as it relates to the requested amount, and the cap. He stated he did go back and review their paperwork. Their paperwork did say they requested the allowable millage cap.

Mr. Pearce moved, seconded Ms. McBride, to approve this item.

Mr. Pearce stated he was looking at the number, and it looked like the normal millage growth was the same number as the cap.

Mr. Hayes stated what typically happens because Mental Health has such a small millage, and you have such a small growth, it is not going to make much of a difference. You will find that in very small millages like the zoo and Columbia Area Mental Health.

In Favor: Malinowski, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

3. ***Public Library (Requested \$28,275,839 – Above Mill Cap)***
  - a. ***Move that Richland Library, in addition to being funded at the allowable cap adjustment for CPI and Population Growth, receive the requested \$940,000 for Lower Richland and Edgewood Branch start-up funding.***

Special Called Meeting

June 21, 2018

3

- b. *Reduce amount to Lower Richland while library is in temporary location at \$100,000 or 2 head counts until year when permanent library location and construction plans established.*

***NOTE: The Library is requesting \$420K above the Cap; this includes funding for both the Edgewood and Lower Richland Branches; Council actions at 2<sup>nd</sup> Reading approves an amount that is \$420K more than what they requested; that is an increase of \$840K above the Cap as opposed to \$420K above the Cap. With the amount in Lump Sum Appropriations approved for them at \$325K they would need only an additional \$95K to meet their request; otherwise, the amount will be \$515K.***

Mr. Hayes stated there was some confusion at 2<sup>nd</sup> Reading. The Library is requesting \$28,275,839, which is \$420,000 above the cap. It includes funding for both the Edgewood and Lower Richland branches. There was a motion made by Mr. Manning, and it could have been Mr. Hayes fault he and Ms. Myers did not have all the information, but there was a motion to increase their budget instead of \$420,000, but by \$840,000. If Council so chooses, that would have to be amended. As it stands now, the Library is only requesting \$420,000. A portion of that would be funded by the Lump Sum appropriation amount Council approved at 2<sup>nd</sup> Reading.

Mr. Pearce moved, seconded by Ms. Myers, to approve the Library request of \$28,275,839.

Mr. Pearce stated Mr. Madden's memo had a number of \$95,000. Could someone explain that?

Mr. Hayes stated the Library is asking for \$420,000. Council approved a Lump Sum appropriation of \$325,000, which means they would only need an additional \$95,000. If Council approved the additional \$420,000, the total amount needed would be \$515,000.

Mr. Pearce inquired what the correct motion is to get the number right.

Mr. Hayes stated the amount they are requesting is \$28,275,839, which would be the cap, plus the \$420,000.

Ms. Myers inquired if the correct motion would be for \$95,000 above the millage cap because we appropriated some of it already. They need an additional \$95,000.

Mr. Hayes stated that is correct. The total would still be \$28,275,839, which would be their approved budget. That is a \$420,000 increase over the cap, which is funded by the \$325,000 approved at 2<sup>nd</sup> Reading and an additional \$95,000, which would go against the unallocated General Fund.

Ms. McBride stated, for clarification, we are voting on the \$420,000, above the cap.

Mr. Hayes stated, which will be a part of the total budget, because you have to approve the total budget.

Ms. McBride inquired if that includes the \$95,000 or exclude the \$95,000.

Mr. Hayes stated it includes the \$95,000.

In Favor: C. Jackson, Myers, Kennedy, Manning, N. Jackson, Livingston, and McBride

Opposed: Malinowski and Dickerson

**Special Called Meeting**

**June 21, 2018**

**4**

The vote was in favor.

4. **Riverbanks Zoo and Gardens (Requested \$2,300,241)** –Mr. Pearce moved, seconded by Ms. Myers, to approve this item.

In Favor: Malinowski, C. Jackson Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

5. **Midlands Technical College – Operating (Requested \$6,087,264)** – Mr. Pearce moved, seconded by Ms. Myers, to approve this item.

In Favor: Malinowski, C. Jackson Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

6. **Midlands Technical College – Capital (Requested \$3,177,870)**– Mr. Pearce moved, seconded by Ms. Myers, to approve this item.

In Favor: Malinowski, C. Jackson Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

7. **School District One (Richland District 1 is asking for Council set the Cap millage rate of 263.4, plus look back of 3.4 or 266.8) NOTE: At the rate the district is requesting, the dollar amount is estimated by the District to be \$224,927,684. Maximum amount as calculated by the RC Auditor is \$224,497,097. Since deferral of ordinance, Council will pass a dollar budget.** – Mr. Hayes stated School District One is requesting the cap, and look back for a total of \$224,497,097.

Ms. Kennedy moved, seconded by Mr. N. Jackson, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

8. **School District Two (Richland District 2 is asking that Council set the millage rate at 331.6) NOTE: At the rate the district is requesting, the dollar amount will stay the same as the cap amount (\$152,286,785).** –Mr. Hayes stated School District Two is requesting the maximum allowable cap for a total of \$152,286,785.

Mr. C. Jackson moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose, and McBride

The vote in favor was unanimous.

Special Called Meeting

June 21, 2018

5

## GRANTS

9. **Accommodations Tax (Approval of A-Tax Committee recommendations - \$630,000)** – Mr. Pearce moved, seconded by Mr. Livingston, to approve this item.

Mr. Pearce stated he continues to be concerned about the drop in A-Tax. He understands Mr. Hayes talked with the Department of Revenue about it, but the answer that was conveyed back to him did not really give us any insight in to why that revenue dropped.

Mr. Hayes stated it is included in the companion document (Exhibit B). The Department of Revenue sent us a rundown of what they captured in FY17 for unincorporated Richland County, as well as year-to-date for FY 18. You will notice there was a significant drop in the revenue. We also asked them if annexation could have potentially had an impact on it. Their response was, "When an entity who has previously paid to a local government, such as the County, if that entity is annexed into the City, those funds would go to the City now." You will also notice there was an increase in the funds to the City of Columbia, while we had a decrease. There was an assumption that some things that did get annexed into the City. The Department of Revenue did a side by side comparison, and we did experience a drop, but the City did experience an increase.

Mr. Pearce stated, it is his understanding, that A-Tax and H-Tax, when annexation takes place the losing entity does retain part of the base. In other words, if there was a restaurant and we were getting \$200,000 a year. We would continue to get the \$200,000. The restaurant is now generating \$400,000, so the City would get the additional \$200,000.

Mr. Hayes stated they asked about that and the Department of Revenue responded, "Accommodations Tax funds are collected on a monthly basis from any business, or individual, that engages in the act of supplying accommodations. The amounts are collected and allocated based on where the accommodations occurred, which is reported on a Schedule ST or 3T, of the Accommodations Tax Return. If a location that supplies accommodations is annexed into an incorporated area, that location then will be allocated to the incorporated area, and no longer allocated to Richland County."

Mr. Pearce stated next year it would really be helpful for Council to have one of the budget staff members do a detailed analysis of this.

Mr. Livingston stated the law Mr. Pearce is referring to refers to Hospitality Tax. It is true with Hospitality Tax. You will continue to receive what you received, prior to annexation.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

Opposed: Malinowski and Manning

The vote was in favor.

10. **Hospitality Tax (Approval of the funding level for the Ordinance Agencies at FY18 level) NOTE: Columbia Museum of Art, Historic Columbia, EdVenture and Township (\$1,676,743)** – Mr. Pearce moved, seconded by Mr. C. Jackson, to approve this item at \$1,676,743.

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose, and McBride

Special Called Meeting

June 21, 2018

6



The vote in favor was unanimous.

Mr. N. Jackson requested a breakdown of this item.

Columbia Museum of Art - \$765,872  
Historic Columbia Foundation -- \$385,143  
EdVenture - \$155,557  
Township Auditorium - \$300,000  
Operations -- \$70,171

Ms. Myers requested that next budget season we consider putting EdVenture on par with the other Tier I Ordinance Agencies. She stated it is one of the more important aspects of the community for children.

Mr. Pearce stated, when the funding was established for the Ordinance Agencies, there was an arbitrary number was picked out for EdVenture. Over the years, when the numbers were growing, when we had an ordinance that let the numbers grow, they had no base to grow on. That is why they have fallen so far behind. Ms. Myers suggestion of taking a look at that agency has some historical base to do that.

**11. Hospitality Tax (Approval of H-Tax Committee recommendations - \$347,516)** – Mr. Malinowski stated on p. 22 of the companion document, Hospitality Tax Detailed, about halfway down we have the Gateway to the Army Association - \$8,000. Is that the one that Mr. N. Jackson brought up the question about us give them funds, but not all taxpayers can visit the base

Mr. Hayes stated the Hospitality Tax Committee did recommend giving them \$8,000, but that is not part of the \$100,000. They did answer a question, which is in the companion document. This is the same group, Gateway to the Army. The committee gave them \$8,000, but there was a Lump Sum amount Council agreed to give them over a 3-year period of \$100,000.

Mr. Malinowski inquired if that one is in the budget.

Mr. Hayes stated the \$8,000 is part of the committee, not a part of the \$100,000.

Mr. Malinowski inquired where the \$100,000 goes.

Mr. Hayes stated that is a part of the overall Hospitality Tax that Council approves. The committee recommendation is outside of the \$100,000.

Mr. Malinowski stated the Greater Columbia Restaurant Association has been recommended for \$10,000. He would make a motion the \$10,000 be removed because they taut themselves as being a Statewide non-partisan trade organization, but in the most recent primary elections they went in print as favoring particular candidates. He stated that is non-partisan, and the taxpayers money should be going to an organization that is favoring certain candidates over others.

Mr. Malinowski moved, seconded by Mr. N. Jackson, to remove the \$10,000 allocation for the Greater Columbia Restaurant Association.

Mr. Pearce stated, for clarification, there are a couple of restaurants. How is it listed?

**Special Called Meeting**

**June 21, 2018**

**7**

Mr. Malinowski stated it is listed as the Greater Columbia Restaurant Association. It is actually listed as the SC Restaurant and Lodging Association.

Mr. Livingston inquired if the motion is to support the remaining recommendations of the Hospitality Tax Committee.

Mr. Malinowski responded in the affirmative.

Mr. C. Jackson stated the item regarding the Gateway to the Army that Mr. Malinowski inquired about earlier is #15 on the motion list.

Ms. Myers inquired if the restaurant association is a pact, or the actual association, that took a position.

Mr. Malinowski responded it is his understanding it is the organization, and not the pact, based on the press release he has.

Ms. Myers stated, for clarification, so they do not use a pact for that.

Mr. Malinowski stated according to their "About Them" it says they are Statewide non-partisan that strive to represent the best interest of its members. They do not indicate they have a pact. Other ones indicate they have pacts.

Mr. Manning, who was on the phone, spoke regarding this item.

Mr. Hayes stated the only name he has for this organization is what was listed in Zoom Grants for this organization, which is the Greater Restaurant Association.

Mr. Malinowski stated if you continue under that it says a chapter of...

Mr. Hayes stated the chapter of the SC Restaurant and Lodging Association.

Mr. Rose stated this is an organization that does a lot of good with the funds that we allocate. We have committee of citizens that recommended this dollar amount. He certainly cannot go off of information that he has not seen on a press release, that he does not know if was properly written. Everyone up here supports First Responders. He knows the Firefighters have an association that issues endorsements. We certainly would not support firefighters because they have an association that makes independent endorsements. The bottom line is we have a group of citizens that recommended this dollar figure, and they do a good job.

Ms. McBride stated it would be good if our legal counsel could look at the letter, and then look at the name to verify that it is the same association.

Ms. Dickerson stated Mr. Malinowski brought in a copy of a press release. She does not know where it came from. She has not seen it either.

Ms. McBride stated she has not seen it, and she is asking for verification.

Ms. Dickerson stated, since they have not seen it, they can either vote it up or down.

Mr. Smith stated he would not be able to verify it, based on a press release or letter.

**Special Called Meeting**

**June 21, 2018**

**8**

Ms. McBride stated she did not know what it was. She knew there was correspondence, and there was a name on the correspondence, so we could verify if that was the same name of the grantee.

Mr. Malinowski stated he agrees with Mr. Rose that we have a good group of citizens that made this approval. The recommendations are made in February of March. This particular incident came up in June, so they would not have known about it.

Mr. Livingston inquired if the official logos for the organization were on the press release.

Mr. Manning made a substitute motion, seconded by Mr. Malinowski.

Ms. Kennedy stated she had a problem with this being compared to EMS and Fire Department. Restaurant with Emergency First Responders, but she is fine.

Mr. Pearce stated early today he spoke with the head of this organization because he was working on his personal discretionary. He gives them \$10,000 out of his money every year. This is a local organization that promotes local restaurants. They use the money we give them to promote Restaurant Week, and promote restaurants through various activities. He finds it very hard to believe that our local organization, which is a branch of this other group, would be involved in something like that. He personally does not have a problem with giving them money from his discretionary account.

Mr. N. Jackson inquired about how many Greater Columbia Restaurant Associations we have up for grants. Just one, right?

Mr. Hayes stated, as far as he knows, there is only one. He would have to verify it.

Mr. N. Jackson stated this is the one that participated in partisan election.

In Favor: Malinowski, Manning, N. Jackson, and Livingston

Opposed: C. Jackson, Myers, Pearce, Dickerson and Rose

Abstain: McBride

Mr. Malinowski's motion failed.

Mr. Manning questioned the outcome of the vote.

Ms. Onley stated there were 5 nay votes, 4 aye votes, 1 abstention vote, and Ms. Kennedy was away from the dais during the vote; therefore, the substitute motion failed.

Mr. C. Jackson stated, if it is appropriate with the rules, and is okay with Mr. Manning, he would be glad, once Mr. Manning states his verbal vote, to cast the vote on his behalf.

Ms. Dickerson stated she does not know that you can do that. She does not think the rules allow someone else to vote. This is one of the things that really concerns her when we get in situation like this. She needs a parliamentarian to be right there to tell her what the next step is. Otherwise, we get bogged down in this is right, and that is not right. She requested Mr. Smith to go to the podium and help her with this item.

**Special Called Meeting**

**June 21, 2018**

**9**

Mr. Smith stated there is nothing in the rules that allows one Council member to vote for another because that Council member is absent. The rules allows a Council member, in a Special Called meeting, to participate, that includes voting, telephonically, which Mr. Manning is doing.

Mr. C. Jackson stated he thought when we changed the rules to have all votes cast electronically, it did away with any voice vote. So, whether telephonically, or present, Mr. Manning is casting a voice vote, and he thought that was eliminated when we went to total electronic voting.  
Ms. Dickerson stated she thinks other than on a Special Called meeting call in vote.

Mr. Malinowski stated, for clarification, if an individual abstains do they not have to provide the Clerk with a document stating why they abstained.

Mr. Smith stated, if a person is recusing themselves from voting, they have to give a reason for the recusal. If they have a personal or financial interest, and they are recusing themselves. If a person just abstains from voting, and that person is sitting at the dais, their vote goes with the prevailing side.

Mr. Malinowski stated, it was his understanding, we did not allow abstention votes. That every Council member had to vote aye or nay.

Mr. Smith stated the abstention is different from the recusal.

Mr. Malinowski inquired where the recusal button is then.

Mr. Smith stated there is not a recusal button. The rules say, if a Council member has a conflict, they are to recuse themselves, and they are to give the reason for the recusal, and they do not vote at all. If a Council member, however, is at the dais, and they do not register a recusal, but they also do not vote, then they are abstaining from voting. Their vote is counted on the prevailing side.

Ms. Kennedy stated, for example, she had to recuse herself, at one time, because we were voting on a committee her daughter was running for. She recused herself at that point and let everyone know what it was for.

Ms. McBride stated, for clarification, if that is the case people have abstained every meeting that we have, so we would have to go back and look at all our meetings.

In Favor: Malinowski, Kennedy, Manning, Dickerson, N. Jackson and Livingston

Opposed: C. Jackson, Myers, Pearce, Rose and McBride

The vote was in favor.

- 12. Hospitality Tax (Approval of recommended funding level for Special Promotions Agencies at FY18 level) NOTE: Columbia Metropolitan Convention Center and Visitor's Bureau & Columbia International Festival (\$255,091) – Mr. Pearce moved, seconded by Mr. C. Jackson, to approve this item at \$255,091.**

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Dickerson, N. Jackson, Livingston, Rose, and McBride

The vote in favor was unanimous.

**13. Hospitality Tax (Approval of SERCO – Tier 3 – funding level - \$67,895)** – Mr. Pearce moved, seconded by Mr. C. Jackson, to approve this item at \$67,895.

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Dickerson, N. Jackson, Livingston, Rose, and McBride

The vote in favor was unanimous.

**14. Hospitality Tax (Approval of Famously Hot New Year – Tier 3 – funding level - \$75,000)** – Mr. Pearce moved, seconded by Mr. C. Jackson, to approve this item at \$75,000.

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Dickerson, N. Jackson, Livingston, Rose, and McBride

The vote in favor was unanimous.

**15. Hospitality Tax (Approval of Gateway to the Army Association [Council Advocacy Group] - \$100,000)** – Mr. Hayes stated the questions regarding this item were addressed in Companion Document #8, and Exhibit B.

Mr. Manning moved, seconded by Mr. Rose, to approve this item at \$100,000.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Dickerson, Manning, Livingston, Rose, and McBride

Opposed: Malinowski and N. Jackson

The vote was in favor.

**16. Hospitality Tax (Approval of Gateway Pocket Park/Blight Removal Project - \$250,000)** – Mr. Hayes stated the questions regarding this item were addressed Companion Document #9, and Exhibit B.

Ms. Myers moved, seconded by Mr. C. Jackson, to approve this item at \$250,000.

Mr. Malinowski stated, in reading Mr. Hayes response where he says, “There are areas, or pockets in the community that are deteriorating throughout the County. Emerging blight pockets, not addressed, can result in areas in each district with dilapidated and abandoned buildings.” He inquired how putting a park in is going to eliminate the blight. He stated, it seems to him, if we have a problem with the wrong element in this communities we are just providing them another place to gather, so he is not sure how this helps.

Dr. Yudice stated the “Gateway Pocket Parks” were the entrances to the main thoroughfares of the County to identify Richland County as a welcoming place to visit.

Mr. Pearce stated, for clarification, this is a part of revivification. He stated he thought they set aside money.

Mr. Hayes stated these are the items that were approved last year, but you have to approve the funding again this year.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

**Special Called Meeting**

**June 21, 2018**

**11**

The vote in favor was unanimous.

- 17. Hospitality Tax (Approval of Historical Corridor funding level -\$372,715)**– Mr. Hayes stated this item was approved for the first year of the biennium. This is to approve it for the second year. In discussions with Administrator, it is his understanding, that Council, during the 2017 Council Retreat, had some thoughts about historical items in some of the Council districts. This was supposed to be seed funding to address those items.

Mr. Pearce moved, seconded by Mr. C. Jackson, to approve this item at \$372,715.

Mr. Pearce inquired if we spent the money last year.

Mr. Hayes responded that it was not used.

Mr. Pearce stated, for clarification, that we are now approving another sum.

Mr. Hayes stated Council essentially approved the same funding level for FY18 and FY19. What he did was simply shift the funds over, if Council so chose to approve it.

Mr. Pearce inquired as to how much was approved last year.

Mr. Hayes stated \$410,000. The funds that were not spent will go to the H-Tax fund balance. The \$372,715 would be available for expenditures, if Council so chooses.

Mr. Pearce stated he is trying not to short change the project. When it started talking about the Civil Rights Museum, part of that involved the historical trail. He inquired if Council got started on this project this year, and the cost exceeds \$372,000, would we have access to the money we appropriated last year.

Mr. Hayes stated it would take 3 readings. Council would only be approving the \$372,000. He stated Council could go back and earmark those funds out of fund balance, but it would take 3 readings. He stated Council essentially approved the same funding level. There is a \$38,000 difference between FY18 and FY19. He stated he took the \$38,000 from the corridor project, and kept everything else level.

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- 18. Hospitality Tax (Approval of Councilmember H-Tax allocations funding level) NOTE: Amounts to \$164,850 to be allocated to each Councilmember (\$1,813,350)**– Mr. Hayes stated this item is the funding level for the Councilmembers' H-Tax discretionary amounts.

Mr. Manning moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston and McBride

The vote in favor was unanimous.

**19. Hospitality Tax (Approval of Conservation Commission funding level -\$75,000)**

Mr. Manning moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston and McBride

The vote in favor was unanimous.

**20. Hospitality Tax (Approval of Multi-purpose facility funding level -\$2,000,000)** – Mr. Hayes stated this was approved on 2<sup>nd</sup> Reading, but there were comments regarding continuing projects that were associated with the Renaissance. u

Mr. Pearce inquired if this is one of the projects that was in Renaissance.

Dr. Yudice responded in the affirmative.

Mr. Pearce inquired as to which project that would be.

Mr. Hayes stated it was the multi-purpose facility in the FY18 budget presented by the previous Administrator. "Biennium budget I recommends designating funding to explore the development of a multi-purpose facility to prompt public/private partnership. This involves construction of a civic center to host concerts and entertainment events in the Southeastern portion of the County.

Mr. Pearce stated that money is already there.

Mr. Hayes stated the funding was approved for FY18, but Council will have to approve it for FY19.

Mr. Pearce stated Council set aside the funding for those projects, so why do we have to approve it again. He inquired if the funding approved last year will just disappear.

Mr. Hayes stated it will roll into fund balance, to be designated for that project. It was budgeted, but because it was not expended it will roll into fund balance to be designated for the multi-purpose facility.

Mr. Pearce stated we made a motion that temporarily everything was frozen with Renaissance. He inquired if we are going to take a piece out and move forward. He stated he does not understand, if the money is already there, why we have to vote on it, and the project is still there.

Mr. Hayes stated he got clarification from Mr. Madden that there was an estimated amount of funding calculated for FY19, but none of that was approved. That is why Council is being requested to approve funding for FY19.

Mr. Pearce inquired as to why Council is not approving funding for Columbia Mall then.

Mr. Madden stated, when Council approved Biennium Budget I, they approved the budgets for one year for the millage agencies, and for General Fund both years were approved. Hospitality Tax, Conservation, Neighborhood Improvement and Accommodations Tax was only approved for FY18. Now we are coming back to request approval of the funds for FY19.

Mr. Pearce stated the project in Lower Richland is going to cost a lot more than \$2 million.

**Special Called Meeting**

**June 21, 2018**

**13**

Mr. Madden stated this was intended to be seed funding to assist in facilitating that. The total cost will be higher.

Mr. Hayes stated the total will be \$4 million, and they will be earmarked for that funding. The \$2 million, that was not spent, will go to the H-Tax fund balance, and will be designated for usage for the facility.

Mr. Livingston stated if we deferred the Renaissance, then there is not a project before us.

Ms. Myers stated then we should not be voting on the Gateways or Pocket Parks, since none of that is properly before us either. She noted that if we are not voting on anything to do with Renaissance, we just voted on 3 items, that by definition are Renaissance. Either we are cherry picking, or we are going to take them as they come, but we just voted on several Renaissance projects.

Mr. Pearce stated he thought Revivification was separate. It came up before Renaissance.

Dr. Yudice stated Revivification did come before Renaissance, but once Renaissance was adopted it was rolled into Renaissance.

Mr. Livingston stated, if that is the case, he is going to make a motion to reconsider all those things that were in the Renaissance Plan, so that way we will be clean about it, and we can come back later and make votes on those things we want to move forward on.

Mr. Livingston moved, seconded by Mr. Rose, to defer 3<sup>rd</sup> Reading of this item.

Mr. Livingston inquired, if he wanted to bring this back item back for 3<sup>rd</sup> Reading, could he do so at any time.

Mr. Smith stated he could either designate a specific time for it to come back, if not, it would be an indefinite deferral. The preference is to designate a time, if not, it would normally roll over to the next meeting.

Mr. Pearce proposed a friendly amendment to defer the item until such time as the Renaissance comes back for a vote.

Mr. Livingston stated he may want to separate this item and bring it back prior to the Renaissance coming back for a vote.

In Favor: Malinowski, Pearce, Kennedy, N. Jackson, Livingston, Rose and Manning

Opposed: C. Jackson, Myers, Dickerson, and McBride

The vote was in favor.

Ms. Myers stated someone specifically commented the Gateway Parks and beautification were parts of the Renaissance that they liked, and wanted to vote to fund. She wanted to point this out for the record, so we are clear that we are obviously cherry picking which things we are going to fund, and which things we are not.

Mr. Livingston stated, for the record, it is going to be his recommendation is going to be to defer all of them.

**Special Called Meeting**

**June 21, 2018**

**14**



Mr. Pearce stated the money stays in the bank, so the money will still be there, and be available.

Mr. N. Jackson stated as long as the money remains in Lower Richland for those projects, he is fine with it.

- 21. Hospitality Tax (Approval of Reserve for Future Years/Contingency funding level -\$150,000)** – Mr. Hayes stated according to his research the contingency funds were put into the budget by the previous Administrator for the other initiatives associated with Richland Renaissance. There was some funding put aside to supplement the Gateway Pocket Park, the Gateway to the Army, the multi-purpose facility, etc.

Mr. Manning moved, seconded by Mr. Malinowski, to approve this item for \$150,000.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, N. Jackson and Livingston

Opposed: Dickerson, Rose and McBride

The vote was in favor.

- 22. Hospitality Tax (Approval of Transfers Out funding level - \$2,564,800)** – Mr. Hayes stated this is the cost allocation for the H-Tax Fund.

Mr. Manning moved, seconded by Mr. C. Jackson, to approve the funding level of \$2,564,800.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Manning, N. Jackson, Rose, and McBride

Opposed: Malinowski and Dickerson

The vote was in favor.

- 23. Hospitality Tax (A one-time additional allocation of \$250,000 to the Columbia Museum of Art from H-Tax fund balance) NOTE: This is a carryover item that did not get taken up during the FY18 budget process.** – Mr. Hayes stated the questions regarding this item are answered in Companion Document #11.

Mr. Pearce stated this item actually goes back to 2015, when Karen Brosius approached Council and announced that the Columbia Museum of Art was initiating a capital campaign to expand the facility, which assist them long-term in producing additional revenue, and providing additional space for shows and educational space. They set an aggressive goal of \$14 million. When she made the presentation, she stated they would not be asking Richland County for any capital support. They felt it was the responsibility of the museum to see what it could do. Half of the \$14 million was for the renovations of the facility, and half was for a long-term endowment. They did not do quite as well as they thought, and raised \$7,021,406, which was sufficient money to cover the cost of the renovations and additional space. The City of Columbia contributed \$1 million to the capital campaign. In addition, the South Carolina Art Commission gave them \$1.2 million. This renovated space will enlarge the Columbia Museum of Art to 123,000 sq. ft., and add additional 27,000 sq. ft. They have added an industrial kitchen. They will have 12,322 sq. ft. of additional space for shows, and 4,500 sq. ft. for additional educational areas. They had not appropriated any money for reinstallation of the permanent collections, so all of the items that do not leave the museum are in storage. They wanted to appropriately reinstall that, and the cost was going to be \$250,000. They wrote a letter, last year, asking for the biennial budget to give \$125,000 last year and \$125,000 this

**Special Called Meeting**

**June 21, 2018**

**15**

year for reinstallation of the exhibits. It was the very last page of the budget last year, and did not get taken up. They will be ready during this fiscal year to reinstall the exhibit. One option would be to give the \$125,000 this year, and agree to give the other \$125,000 next year; however, his motion will be for the \$250,000.

Mr. Pearce moved, seconded by Mr. Livingston, to approve \$250,000 for this item.

Ms. Dickerson requested that Mr. Pearce amend the motion to \$125,000.

Mr. Pearce accepted the friendly amendment.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- 24. Hospitality Tax (\$25,000 to Columbia Classical Ballet)** – Mr. Manning moved, seconded by Mr. N. Jackson, to approve Items 24 – 31.

In Favor: C. Jackson, Pearce, Kennedy, Dickerson, N. Jackson, Livingston and McBride

Opposed: Malinowski and Rose

Abstain: Manning

The vote was in favor.

- 25. Hospitality Tax (\$25,000 to Columbia City Ballet)** – See #24

- 26. Hospitality Tax (\$15,000 to Olympia Granby Historical Society)** – See #24

- 27. Hospitality Tax (\$10,000 to Annual World Affairs Council Dinner)** – See #24

- 28. Hospitality Tax (\$10,000 to Annual International Festival & New International Student Welcome Event)** – See #24

- 29. Hospitality Tax (\$200,000 to EdVenture Children's Museum)** – See #24

- 30. Hospitality Tax: District 2 Allocations (Moving Forward Summit - \$10,000; River Community Foundation [Blues, Blueberry and BBQ - \$50,000; River Community Foundation [Broad River Community Best in Show Fall Fest] - \$25,000; Richland Music Festival - \$30,000; Capital City Lake Murray Regional Tourism Board - \$10,000; SC Philharmonic - \$2,500; Columbia Classical Ballet - \$3,500; Blythewood Historical Society - \$2,000; Famously Hot New Year - \$5,000; Midlands Tech Harbison Theatre - \$2,500; and Palmetto Capital City Classic - \$5,000)** -- See #24

- 31. Hospitality Tax (Move to approve \$150,000 for Promotions at Pinewood Lake Park by the Foundation which must submit a plan of events)** – See #24

**Hospitality Tax (Allocate Discretionary H-Tax funds as follows: 701 Center for Contemporary Art - \$1,000; Ann Brodie's Carolina Ballet - \$2,500; Carolina Marathon Associations - \$1,000; Columbia City Ballet - \$15,000; Columbia Classical Ballet - \$15,000; Columbia Film Society d/b/a Nickelodeon Theatre**

Special Called Meeting

June 21, 2018

16

- \$1,000; Columbia International Festival - \$25,000; Columbia Metro CVB - \$10,000; Columbia Regional Sports Council - \$5,000; EdVenture - \$1,000; Famously Hot New Year - \$1,000; Historic Columbia Foundation - \$12,000; Miss SC Pageant - \$1,850; SC Philharmonic - \$10,000; Sparkleberry Northeast Fair, Inc. - \$500; Special Olympics - \$2,000; Town of Eastover - \$2,500) – Mr. Malinowski moved, seconded by Mr. N. Jackson, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston and McBride

The vote in favor was unanimous.

Ms. Myers inquired if the unallocated fund were rolled over.

Mr. Hayes stated the rollover amount will not be available until after the books for FY18 are closed.

**32. Richland County Conservation Commission (RCCC recommended Historic Preservation Grants - \$207,900)** – Ms. Kennedy moved, seconded by Ms. Myers, to approve Items #32 and #33.

Mr. Manning made a substitute motion, seconded by Mr. Pearce, to approve Items #32 – #40.

Mr. Malinowski stated, for clarification, that Mr. Hayes put in a companion document that none of these groups submitted an application.

Mr. Hayes stated the companion document had answers from Ms. Hegler stating that none of the groups had submitted an application. The motion at the last meeting was for the groups to complete an application.

Ms. Dickerson stated, for clarification, these funds are predicated on the groups submitting an application.

Mr. Hayes stated that is his understanding.

Mr. Manning withdrew his motion.

Ms. McBride made a substitute motion, seconded by Mr. N. Jackson, to approve Items #32 - #44.

Mr. Manning made a 2<sup>nd</sup> substitute motion, seconded by Ms. McBride, to approve Items #32 - #54.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson and McBride

Opposed: Malinowski, Livingston and Rose

The vote was in favor.

**33. Richland County Conservation Commission (RCCC Community Conservation Grants -\$42,100)** – See Item #32.

**34. Neighborhood Redevelopment (Neighborhood Redevelopment matching grants committee - \$50,213)** – See Item #32.

Special Called Meeting

June 21, 2018

17

35. **Neighborhood Redevelopment (To allocate funding to approve the Neighborhood Redevelopment Budget) NOTE: Includes using \$650K in Fund Balance (\$1,447,277) – See Item #32.**
36. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award Fairwold Acres/Harlem Heights \$1,384) – See Item #32.**
37. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award St. Mark's Wood \$1,500 – See Item #32.**
38. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award Fountain Lake \$1,500) – See Item #32.**
39. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award Green Lakes \$1,500 – See Item #32.**
40. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award Yorkshire HOA \$1,500) – See Item #32.**
41. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award Atlas Road Community \$5,000) NOTE: Community Development Office should return to Council with a plan for the Atlas Road Park (\$1,500) – See Item #32.**
42. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award Belvedere Community \$1,500) – See Item #32.**
43. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award North 21 Terrace Neighborhood \$1,200) – See Item #32.**
44. **Neighborhood Redevelopment (To allocate Neighborhood Redevelopment fund balance to award Pinehurst Neighborhood Association \$1,000) – See Item #32.**

**GENERAL FUND**

45. **County Departments (Approve as presented in budget work sessions -\$3,896,076) – See Item #32.**
46. **Computer Technology Replacement (To allocate GF Transfer to CTR fund to continue with the 3-year computer leasing program -\$310,000) – See Item #32.**
47. **Discretionary Grant (Approve total of \$200,000 in discretionary grant committee recommendations \$123,652 in new recommendations, and \$76,348 in multi-year grants approved in prior years) – See Item #32.**
  - 47(a). **Discretionary Grant (Epworth Children's Home and New Economic Beginnings be reduced to the maximum allowable amount of \$10,000 and that Harvest Hope Food Bank and SisterCare each receive \$10,000) – See Item #32.**
48. **Contractual & Statutory Grant – Central Midlands COG, City Center Partnership, LRADAC (Approve at FY18 Funding Levels - \$825,932) – See Item #32.**

Special Called Meeting

June 21, 2018

18

**49(a). LumpSum (Move to have all FY18 approved amounts become FY19 recommended amount for FY19 LumpSum Appropriations - \$1,673,668) – See Item #32.**

**49(b). LumpSum (Antioch Senior Center \$5,000) — See Item #32.**

**49(e). LumpSum (To allocate \$50,000 to Garners Ferry Seniors Association) – See Item #32.**

**49(f). LumpSum (\$63,240 for Senior Resources Meals on Wheels) – See Item #32.**

**50. LumpSum (Therapy Place \$25,000) – See Item #32.**

**53 LumpSum (Town of Eastover \$100,000 for decommissioning of former school and Asbestos removal) – See Item #32.**

**54 Various (To allocate Lump sum funding to various groups that have historically been funded in multiple funds; \$53,000 Columbia Chamber of Commerce for BRAC; \$20,000 for Congaree River Keeper; \$75,000 Keep the Midlands Beautiful; \$53,295 River Alliance) MO) NOTE: Various Funds – General, Stormwater, Temporary Alcohol, Solid Waste (\$201,295) – See Item #32.**

#### **SPECIAL REVENUE FUNDS**

**55 Economic Development (To allocate funding to approve Economic Development’s Budget) NOTE: Includes the \$775,000 transfer in from the GF. Council approved to include a half mill transfer out from General Fund that should have occurred in 2016-2017 for 2016-2017 (\$3,211,500) – There was a discussion regarding Items #49(c), 49(d), 51 and 52 that were withdrawn at 2<sup>nd</sup> Reading. Mr. Hayes stated those items were removed from the motions list.**

Mr. Livingston stated, at one time, we were including in the budget the catch up funding for Economic Development. Council granted them a .5 mill in 2017 and 2018. For whatever reason, they did not receive those funds. That was \$1.496 million. He inquired if that was incorporated in this budget.

Mr. Hayes stated that is incorporated in the \$3,211,500. The repayment amount is incorporated in that amount.

Mr. Livingston stated there was also a reserve fund of approximately \$800,000.

Mr. Hayes stated there is currently about \$8.5 million in the General Fund Balance assigned for Economic Development. They are utilizing approximately \$3.5 million for projects this year. The fund balance is not a part of this fund.

Mr. Livingston inquired if it is available for Economic Development.

Mr. Hayes stated Council would have to earmark it for it to be appropriated, but it is in the General Fund fund balance assigned for Economic Development. Of the \$8.5 million, \$3.5 is being utilized to fund Economic Development project, but the residual is in fund balance. Council would have to do 3 readings and a public hearing to access that.

Mr. Livingston stated if he wants to use \$800,000 fund balance from this current year.

**Special Called Meeting**

**June 21, 2018**

**19**

Mr. Hayes inquired, for clarification, if Mr. Livingston was referring to a portion of the residual fund balance. He stated the \$1.4 million is coming from unallocated, but they do have funds assigned that could be used to increase the budget further.

Mr. Livingston stated, for clarification, that the \$1.4 million is not in General Fund.

Mr. Hayes stated the .5 mill is coming from the General Fund millage. In essence, we are repaying the Economic Development Fund for FY17 and FY18 from the General Fund. Fiscal Year 2019 was factored in, prior to 2<sup>nd</sup> Reading.

Mr. Livingston moved, seconded by Mr. Malinowski, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson Livingston, Rose and McBride

The vote in favor was unanimous.

Mr. Livingston stated in the note on this item it says it includes the \$775,000 transfer from the General Fund for 2016-2017. He stated he had a sheet where the transfer should have been for 2 years.

Mr. Hayes stated \$940,000 is for the MCIP Revenue. That is the only thing they have gotten over the last couple of years. The Economic Development fund has 2 sources of revenue: MCIP and the Economic Development Fund that Council passed. There was a 2<sup>nd</sup> set of funds Council passed, which was the General Fund transfer in. The \$940,000, plus the \$775,000 gave you a pre-Second Reading budget of \$1,715,000. The \$775,000, which is based off the Auditor's current value of the mill for the General Fund was already included. What you asked for at 2<sup>nd</sup> Reading, was to go back and account for FY17 and FY18, which totaled \$1,496,500. When you take \$1,715,000, plus \$1,496,500, you get the total of \$3,211,500.

Mr. Livingston inquired about what last year's total budget was.

Mr. Hayes stated it was approximately \$973,000.

**56 Public Defender (To allocate funding to approve Public Defender's Budget) NOTE: Includes increasing transfer in from GF by \$400K (\$3,968,098)** – Mr. Pearce moved, seconded by Mr. N. Jackson, to approve this item.

Ms. Kennedy made a substitute motion, seconded by Mr. N. Jackson, to approve Items #56-59.

Mr. Malinowski made a 2<sup>nd</sup> substitute motion, seconded by Mr. Pearce, to take up the items individually

In Favor: Malinowski, C. Jackson, Myers, Pearce, Dickerson, N. Jackson, Livingston., Rose and McBride

Opposed: Kennedy

The vote was in favor.

Mr. Pearce moved, seconded by Mr. Rose, to approve this item.

Mr. Pearce stated, when the Public Defender moved, there were some issues about security. He inquired if all of those things get settled, and they were able to get moved and settled in their new space.

Mr. Madden responded in the affirmative.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

**57 Fire Service (To approve downward adjustment to Fire Services Budget that the millage will support -\$26,757,330)** – Mr. Pearce moved, seconded by Ms. Myers, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

**58 Emergency Telephone System (To allocate funding to approve ETS Budget) NOTE: Includes funding for 5 new positions as a part of the Council approved RCSD takeover of Call Center (\$6,252,352)** – Mr. Pearce moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

**59 School Resource Officers (To allocate funding to approve SRO Budget) NOTE: As indicated budgeted revenues have not kept pace with actual revenues and we have had conversations with the RCSD and plan to convene a committee in the fall to include all stakeholders and bring a corrective plan of action back to Council. Heathwood amount of \$71,995 has been removed. (\$5,939,419)** – Mr. Livingston moved, seconded by Mr. C. Jackson, to approve this item.

Mr. Pearce inquired if this is the item that deals with paying for the School Resource Officer and paying for the private school.

Ms. Dickerson responded in the affirmative.

Mr. Pearce stated we cannot eliminate a position that exists, so if the person does not go to the school, we will have to appropriate money to pay for the salary for the full time deputy because we by law cannot eliminate the position. He inquired if that had been accounted for.

Mr. Hayes stated, based on the motion to remove Heathwood, he removed approximately \$72,000 from the budget.

Mr. Pearce stated we cannot do that because it will eliminate the position.

Mr. Hayes stated he was just doing what the motion was.

**Special Called Meeting**

**June 21, 2018**

**21**

Mr. Pearce stated that is against the law.

Chief Cowan stated Mr. Pearce is correct. Heathwood spends \$44,487 and the County spends \$27,468 currently for the position at Heathwood. If you remove the \$27,468 from what the County is spending because of the decision by Council that means the County will have to pick up \$71,955 for the position.

Mr. Pearce stated, for clarification, when the person is working at Heathwood, they are being paid with private money. No public money is being used. During the time they are not at Heathwood, they are regular deputies doing their duty in other parts of the County. What passed was to eliminate the whole job. We would need a motion tonight to provide the extra money for the deputy's salary or allow the deputy to work at Heathwood.

Mr. Livingston stated either we pay all or part of it.

Mr. Pearce stated, if we pay part of it, Heathwood gets a deputy for the time they pay. So, the motion as it should, would eliminate that, but it does not provide any extra money, so the motion would have to be amended.

Mr. N. Jackson moved to add the County portion back in.

Mr. Hayes stated the total amount that funded for Heathwood is \$71,955.

Mr. N. Jackson stated his understanding from the breakdown is that the County portion is \$27,468. So, he is making a motion to add that back in.

Chief Cowan stated that will not fund the position.

Mr. N. Jackson stated then he moves to fund the position.

Mr. Pearce inquired if the County has a contract with Heathwood.

Chief Cowan responded in the affirmative.

Mr. Pearce inquired as to when the contract expires.

Chief Cowan stated they have signed a new contract for the next school; however, Council action would take precedence.

Mr. Pearce made a substitute motion, seconded by Mr. Malinowski, to complete the contract where Heathwood pays for when the deputy is there, and the County pay the portion when the deputy is not there.

Mr. C. Jackson stated all SROs are funded the exact same way. Now of them are there are 100% of the time. Public schools close down during the summer, Christmas, and there are no SROs there, and we cover the cost. Because there was opposition to covering the cost for a private school, he made a motion to simply pull them out and have them totally responsible for the full cost of the position. Chief Cowan indicated there still needs to be a position. The question was whether or not, if there were a position covered by the County, that position should go to another public school that has a vacancy, or has a need. There are many of them in Richland

**Special Called Meeting**

**June 21, 2018**

**22**



One and Richland Two, where the position could be applied. There was no interest, on his part, in making the motion that we cover Heathwood Hall.

Ms. Kennedy stated she did not understand why this officer could not go to one of these public schools.

Chief Cowan stated if the County fully funds the position that is what would happen. The Sheriff would determine where the deputy would go.

Ms. Myers stated, what we are debating, and what we debated the last time, was whether or not we should accept private money from a party, with a private contract, to have a School Resource Officer during the days and times when they are there. They are not getting the benefit of having that officer during the summer, but neither do the public schools. Nobody pays to have a SRO, in the summertime, because they do regular, Richland County deputy duties during the summertime. We are basically debating whether or not a private party should be allowed to hire a deputy. If we are going to create a blanket rule to do that, that's fine. It's not really fair to say because the private party contracting runs a school, they cannot have a deputy. That is what they are doing. They are paying for the deputy every hour they have him/her.

Mr. C. Jackson stated, for clarification, they are not paying for every hour they have him/her. They are paying for a percentage of that time. There is a set salary for the hour, and we pay a certain percentage and they pay a certain percentage.

Ms. Myers stated she could be dead wrong about this, but what she has gotten from the Sheriff's Department, and the school, is the reason the contracts all read that way is because they are getting paid for 9 months. What we are subsidizing in the summer is getting our officer back. The so-called subsidy is to pay the officer's salary for when they are not working at the school. This is the Sheriff's Department program that they went out and solicited this school to pay for. The school did not come to them, they went to the school. The documents she was sent reflect that. She is not died in the wool trying to get an officer away from the public schools, but she is died in the wool for fairness. To the extent that they are paying for a service they were offered, and have been paying all this time, even assuming we are going to take the officer, we should not take it midway through a contract and not even give them the benefit of figuring out what they are going to do for some private source security.

Mr. C. Jackson stated Heathwood Hall has an option of paying 100% of the salary, if they choose to do that. His making the motion last week was not to suggest that we pull out of a contract, or that we penalize them unfairly or do anything differently than Richland One is going when they pay 77% of the salary, or Richland Two when they pay 67%, and Lexington pays 58% of the salary. Heathwood pays some percentage of the salary. He simply made a motion that instead of paying 58% of the salary, they would pay 100%.

Mr. N. Jackson requested clarification on Mr. Pearce's motion.

Mr. Pearce stated his motion is that Heathwood Hall will pay when the officer is there, and the County pays when the officer is not there.

Mr. N. Jackson inquired as to the value of the position.

Chief Cowan stated the position is \$71,955.

**Special Called Meeting**

**June 21, 2018**

**23**

Mr. N. Jackson stated, for clarification, Council will have to put back \$71,955.

Mr. Hayes stated the motion will restore the amount back to the amount before 2<sup>nd</sup> Reading, which was \$6,011,374.

Ms. Dickerson stated, for clarification, we would not eliminating the position. If we move it to another school, it is not that we are eliminating it you are just moving it to another position.

Mr. Hayes stated they would have to move the "cost center" from the Heathwood Hall to one of the school districts.

Mr. N. Jackson stated it is not about the removal. It is about the funding.

Mr. Hayes stated he was under the impression Council would keep the \$71,955 in, but instead of it going to the cost center of Heathwood Hall, it would move to another public school.

Mr. Livingston stated he shares Ms. Myers concern about yanking the position now. He would like for us to move forward with it this particular time. We would have to come up with some kind of future policy. If we do not do anything, we could have several private schools requesting officers. And, if we open up the door to all of them, then we will have to substitute all of those because we are going to have to hire officers whether we need them during the summer or not.

Mr. Malinowski stated, if Mr. C. Jackson previously made a motion, he wonders why it is not in front of us or why it has not been on the floor, at some point and time. He thinks what he is saying is that the Sheriff's Department goes to Heathwood Hall and says, "The Council has said if you want this particular SRO, you will pay the entire amount. If they do not pay the entire amount, then we fall back to us funding it, at another school in the system." He inquired if that motion was somewhere.

Mr. C. Jackson stated it was approved on 2<sup>nd</sup> Reading.

Mr. Hayes stated he took out the \$72,955, which reduced it from \$6,011,374 to \$5,939,419. If Council's opt to put the funding back. Be it that Heathwood decides to pay 100% or you opt to send the funds to another school, they can do so.

Ms. Dickerson stated, if you look at the last sentence, it says, "Heathwood Hall in the amount of \$71,955 has been removed."

Ms. Kennedy inquired if it is legal for us to provide SROs for private schools.

Mr. Smith stated Council funds the Sheriff's budget with public dollars. As to the deployment of his staff, Council does not have the authority to say where he sends the deputies. It is up to the Sheriff to deploy his deputies where he sees fit. Council could not make a motion to say send a deputy here or send a deputy there. Council funds a position, and then he deploys them and takes care of the operational aspects of his office, as an elected official. He wanted to sure the motion did not include anything about where the deputy would go.

Ms. Kennedy inquired if it was legal for the Sheriff to use public funds, at his discretion, for private schools.

**Special Called Meeting**

**June 21, 2018**

**24**

Mr. Smith stated the Sheriff has the right to enter into contracts himself. The Council is funding a position, with public dollars. It is his understanding, a portion of the funding for this position is with private dollars, which is not a problem. However, Council is funding a portion of it, and it is his understanding these individuals are also performing a function for the public, as well. He does not know the degree of that, but it appears we are not talking about a situation where this position is totally funded by private money.

Ms. McBride stated we all want to make all of our schools safe, regardless if they are public or private, but we do have responsibility, as a Council, to make sure that we are providing funds to our public schools. She thinks there is a great need, and it was her understanding, there is a great need for School Resource Officers. Also, we are setting a precedence because any private school could come in now and say we would like an officer, and we will fund all of it for the time they are in school, and you will fund the other part. She does not think that will be fair to the other schools if they come in. She stated she is supporting taking the position, as Mr. C. Jackson said, and find a school that will want the position and pay for the position. In addition, you are looking at the amount of money that we are paying, but these officers are also part of the retirement fund that we will be paying. That is her concern, as well as others, that we do not take public funds and put them in private schools.

Mr. N. Jackson stated his concern is that the Sheriff is fully funded, and we do not cut any positions. Us having a discussion how the Sheriff spends his money, and what he does it not really before us because we cannot do anything about that. The only thing we can do is make sure we pass the funding.

Mr. Malinowski stated, for clarification, all the benefits Ms. McBride spoke about are included in the funding provided by the school.

Ms. McBride stated it would not cover full retirement. We will be paying the rest of it.

Mr. Rose requested a definitive response regarding the retirement funding.

Chief Cowan stated when they charge the school districts, they charge them in 3 categories: salary, personnel services, and equipment. There are different stages of that, but under the money we are talking about right now, the personnel services Ms. McBride is asking about, is fully covered in the \$71,955 (i.e. FICA, Retirement, Longevity, etc.). The concern under Mr. C. Jackson's motion, is the position no longer has funding. If that is the direction of Council, the Sheriff will take the position and move it to another location, under his determination, but that means the position needs to be funded.

Ms. Myers stated, for clarification, it is her understanding what Mr. Smith said was that all of the motions put forward may be outside the bounds of the law. We have the authority to fund the Sheriff's budget at a certain level. We do not have the authority to direct him, as an elected official, where he does, whatever he does. That is his job.

Mr. Rose inquired if that is why the contract is not with the County, but the Sheriff's Department.

Chief Cowan responded in the affirmative.

Mr. Rose stated the point was well received that Ms. Myers made. Once we fund the Sheriff's Department's budget it is him that determines the use. The contract is not with this body, but with the Sheriff's Department and the school.

Ms. McBride stated she does think anyone is questioning the authority of the Sheriff, and what he can do with the position. Our concern is the \$27,000 the County is paying.

Mr. Livingston stated it looks like we only have one option anyway, and that is to fund it.

Ms. Dickerson requested clarification of Mr. Pearce's motion.

Mr. Pearce stated it was to leave it alone and let the contract work its way out, and go from there.

Mr. N. Jackson stated, for clarification, because we cannot eliminate the position, we were going to make sure the \$77,000 was back in the budget.

Mr. Hayes stated before 2<sup>nd</sup> Reading the funding was there. The total was \$6,011,374. He took it out based on the motion to remove the cost center. He stated he needs a budget dollar. If Council is going to put the funding back, that would bring the total \$6,011,374.

Mr. N. Jackson stated that is his point. If we cannot eliminate the position then we have to put it back.

Mr. Pearce stated his motion was whatever the figures we presently operate under to continue to operate under those figures, at least until the end of the contract.

Mr. Hayes stated the total is \$6,011,374.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Dickerson, N. Jackson and Livingston

Abstain: Kennedy, Rose and McBride

The vote was in favor.

**60 Transportation Tax (To adjust the Transportation Budget to match projected Revenue and approve funding levels for the various Transportation related projects) NOTE: This represents the 65.1M projected to be brought in by the Sales Tax Revenue in FY19; the total recommended Transportation Budget is \$148,978,756 including BANS drawdown (\$65,100,000) – Mr. Livingston moved, seconded Ms. Myers, to approve this Items 60 and 60(a).**

Mr. N. Jackson stated there was also a recommendation the County will manage the transportation system.

Mr. Hayes stated that is not written in the details.

Mr. N. Jackson stated there is a certain amount of money included if the County takes over the transportation system.

Mr. Hayes stated all of the projects are listed on p. 73.

**Special Called Meeting**

**June 21, 2018**

**26**

In Favor: C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

Opposed: Malinowski,

The vote was in favor.

**60(a) Transportation Tax (Administration Office requests that Council direct staff to engage the City of Columbia in developing a global intergovernmental agreement. This agreement will be applicable to all transportation projects funded with the transportation penny tax revenues, for which the City submits annual budget requests according to County Ordinance No. 039-12HR, to ensure the funding is expended pursuant to the SC Department of Revenue transportation penny guidelines.) – See Item # 60.**

**61. Debt Service Funds (Various Debt Service Payments FY19) (\$389,960,321) – Mr. Livingston moved, seconded by Ms. Myers, to approve this item.**

Mr. Pearce inquired as to what the debt limit is.

Mr. Hayes stated this is just the County.

Mr. Malinowski stated the one we just voted on has \$148,978,756 and this one has \$257,479,000.

Mr. Hayes stated the \$148,978,756 is the Transportation Operating budget for next year. The amount of money on the other is the debt service associated with the repayment of the BAN.

Mr. Livingston stated he called Mr. Hayes after he saw that because it showed a 207% increase in debt service. He realized that the \$250M bond was a part of that.

Mr. C. Jackson stated there are some legitimate Countywide issues that we have that regardless of whether we call them Richland Renaissance or Revivification, or whatever that are going to continue to plague us. Those of us that are going to be around for a while are going to have to continue to contend with these blighted areas in our County. We are going to need to address this blight, and not politicize it. By classifying blight with a title that it was associated with this or that; therefore, that was tabled, so we do not address the issues. If these areas of blight and improvement were the goals of Ms. Hegler under the Revivification Plan, prior to Richland Renaissance, then he would respectfully request that Council give staff permission to go back and pull out all of the items in the budget that were connected with Revivification and resubmit for approval. To simply not address some of the horrible conditions in our community simply because they are associated by title is grossly unfair, when we acknowledge in this room that those very issues we are talking about removing were issues prior to Richland Renaissance.

Mr. C. Jackson moved, seconded Ms. Myers, to direct Planning and Development staff to pull out all of the items in the budget that are connected to Revivification and resubmit them for approval.

Mr. Livingston inquired if that will include the Historic Trail because he thought was separate.

Mr. C. Jackson stated he did not want to debate which is, and which is not. He is asking that we give staff permission to pull it out and submit to us a list of things that are a part.

**Special Called Meeting**

**June 21, 2018**

**27**

Mr. Livingston stated the Historic Trail may not have been under Revivification and he wants that pulled out.

Mr. C. Jackson stated he heard the issue, concern, and the debate we had tonight when we made a decision on a couple of areas and approved them. Then another one come up later and we associated with Richland Renaissance, as the others were, and we did not approve it. He was simply asking. The explanation was that some of these were under Revivification. He wanted us to look at all of those under Revivification to make sure none of those areas did not lose their approval for moving forward.

Mr. Hayes stated what he has a record of being approved is the \$250,000 for the Gateway Pocket Park., \$372,000 for the Historic Corridor, but did not approve the \$2 million for the multi-purpose facility.

Mr. N. Jackson stated the items have been discussed and approved. At this point, to go back and pull them out. You would have to reconsider those items to take them out to reconsider. He stated we cannot go back now, and just say take these things out on something that has been already approved. We have to go back to those specific items. Reconsider those items and move forward. He stated he agrees with Mr. C. Jackson. His understanding of the Renaissance Plan was temporary, to get our thoughts together, and then move forward. Not to kill it. He tells his constituents it is not killed. It is temporarily on hold to get a clearer understanding on how we move forward.

Mr. Malinowski stated he was looking at the chart Mr. Hayes provided, and in the Special Revenue, the very first one has Victims' Rights, and he wants to make sure it is not being increased from previous years.

Ms. Kennedy stated she wanted staff to remember that District 7 is a part of Richland County. Nothing has been allocated to District 7 for the Renaissance, or any other thing.

Mr. Rose inquired if this is a proper before us. He inquired if we would have to go back and reconsider the items instead of make a blanket motion.

Mr. C. Jackson stated he would be happy to amend the motion to simply ask that staff look at those areas that fell under Revivification that were not approved tonight.

Mr. Rose inquired if that needs to be in the form of a motion, or could Ms. Hegler simply bring this to us at the next Council meeting.

Mr. Smith stated Council can either make it in the form of a motion or a directive to staff.

Mr. C. Jackson stated he made a motion.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Rose and McBride

Opposed: Malinowski and Livingston

Abstain: Manning

The vote was in favor to have staff look at the areas that fall under Revivification.

**Special Called Meeting**

**June 21, 2018**

**28**

Ms. Myers inquired when the debt service on the BAN begins.

Mr. Hayes stated we have a debt service payment coming up next year, but we are not currently paying debt service.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston and McBride

Opposed: Malinowski and Rose

The vote was in favor of the debt service.

Mr. Pearce moved, seconded by Mr. N. Jackson, to approve the budget ordinance, as distributed.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston and McBride

Opposed: Malinowski, Manning and Rose

The vote was in favor.

In Favor: Malinowski

Opposed: C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

Ms. Myers moved, seconded by Mr. C. Jackson, to reconsider the budget ordinance.

The motion for reconsideration failed.

4. **ADJOURNMENT** – The meeting adjourned at approximately 9:49.



## Richland County Council

ZONING PUBLIC HEARING  
July 24, 2018 – 7:00 PM  
Council Chambers  
2020 Hampton Street, Columbia, SC 29204

**COUNCIL MEMBERS PRESENT:** Joyce Dickerson, Chair; Bill Malinowski, Vice Chair; Greg Pearce, Seth Rose, Yvonne McBride, Norman Jackson, Paul Livingston, Gwen Kennedy, Dalhi Myers, Calvin Jackson and Jim Manning

**OTHERS PRESENT:** Michelle Onley, Tracy Hegler, Geo Price, Tommy DeLage, Trenia Bowers, Tim Nielsen, Ashley Powell and Kimberly Williams-Roberts

1. **CALL TO ORDER** – Ms. Dickerson called the meeting to order at approximately 7:00 PM.
2. **ADDITIONS/DELETIONS TO THE AGENDA** – There were not additions/deletions to the agenda.
3. **ADOPTION OF THE AGENDA** – Mr. Livingston moved, seconded by Ms. Kennedy, to adopt the agenda as published.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

4. **MAP AMENDMENTS**

- a. 18-025MA  
Evan Wilson  
RS-LD to RS-MD (7.18 Acres)  
Joiner Road and Deloach Drive  
TMS# R16415-04-24, 25, 26, 33, 34, 35, 36, 37, 38, 39 & R16415-05-01, 02 [FIRST READING]

Ms. Dickerson opened the floor to the public hearing.

Mr. Evan Wilson spoke in favor of this item.

Ms. Mary Cockfield and Ms. Leslee Allison spoke against this item.

The floor to the public hearing was closed.

Mr. N. Jackson moved, seconded by Mr. Malinowski, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride



The vote in favor was unanimous.

- b. 18-026MA  
Tom James  
NC to GC (5.53 Acres)  
Lower Richland Boulevard  
TMS# R21800-04-20 [FIRST READING]

Ms. Dickerson opened the floor to the public hearing.

Mr. Stan Harpe spoke against this item.

The floor to the public hearing was closed.

Mr. N. Jackson inquired if there was a problem with the notice.

Mr. Price stated the advertisement was done properly. He is not sure of the advertising on the site. If there is a discrepancy between what should have been advertised, and what was posted, we would ask that this item be deferred until the September Zoning Public Hearing.

Mr. N. Jackson moved, seconded by Mr. Malinowski, to defer this item until the September Zoning Public Hearing.

Mr. Manning inquired if there will be an opportunity for another public hearing.

Mr. N. Jackson stated if this item has to be re-advertised, then the public hearing would out because it would be a new item.

Ms. Dickerson stated we will deal with it when it comes back.

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Dickerson, N. Jackson and McBride

Opposed: Pearce, Manning and Rose

The vote was in favor.

5. **OTHER BUSINESS**

- a. An Ordinance Amending Chapter 26 so as to include the Provisions of the Richland County Land Development Manual [FIRST READING BY TITLE ONLY] –

Ms. Dickerson opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Ms. Hegler stated this is a document staff has been working on for a couple of years to consolidate all of the land development requirements into one manual. It is referenced in different places, specifically, throughout Chapters 21 and 26. The request is for First Reading by Title Only to the text amendment. The item will come back to the September Zoning Public Hearing for 2<sup>nd</sup> Reading and a full public hearing.

Mr. Livingston moved, seconded by Ms. Myers, to approve this item.

Mr. Malinowski stated the Planning Commission approved this item, with exceptions. He inquired if Council will get a copy of the exceptions before the September meeting.

Ms. Hegler stated she will make a note of that in the manual.

Mr. C. Jackson stated he has spoken with Ms. Hegler about a couple of issues he would like to see changed. He believes this is the document those changes would be included in.

Ms. Hegler stated a number of them would be.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

6. **ADJOURNMENT** – The meeting adjourned at approximately 7:17 PM.



Richland County Council  
Special Called  
July 24, 2018 – Immediately Following Zoning Public Hearing  
Council Chambers

COUNCIL MEMBERS PRESENT: Joyce Dickerson, Chair; Bill Malinowski, Vice Chair; Calvin “Chip” Jackson, Norman Jackson, Gwen Kennedy, Paul Livingston, Jim Manning, Yvonne McBride, Dalhi Myers, Greg Pearce and Seth Rose

OTHERS PRESENT: Michelle Onley, Beverly Harris, James Hayes, Kim Williams-Roberts, Trena Bowers, John Thompson, Brandon Madden, Jennifer Wladischkin, Tracy Hegler, Sandra Yudice, Stacey Hamm, Ismail Ozbek, Larry Smith, Dwight Hanna, Tim Nielsen, Art Braswell, Stephen Staley, Jamelle Ellis, Melissa Watts, Janet Claggett, Tiffany Harrison, Ashley Powell, Quinton Epps, Sandra Haynes, Nathaniel Miller, Tommy DeLage, and Geo Price

1. **CALL TO ORDER** – Ms. Dickerson called the meeting to order at approximately 7:30 PM.

2. **APPROVAL OF MINUTES**

a. **Special Called Meeting: July 10, 2018** – Mr. Manning moved, seconded by Mr. Pearce, to approve the minutes as distributed.

Mr. Malinowski stated on p. 33, Item (n): Approval of Utility Relocation Estimate, that particular item was removed from the Transportation Ad Hoc Committee meeting, prior to the agenda being approved. Therefore, this is not properly in the minutes and needs to be removed.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

3. **ADOPTION OF THE AGENDA** –Mr. Manning moved, seconded by Mr. C. Jackson, to adopt the agenda as published.

Ms. Dickerson stated “FY19-District 4 Hospitality Tax Allocations” needed to be added to the agenda under Other Items.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

**Special Called  
July 24, 2018**

-1-

4. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS** – Mr. Smith stated the following items are eligible for Executive Session.

- a. Pinewood Lake Park Update
- b. Colonial Life Property Update
- c. Sungard/CRW Settlement Agreement
- d. Marsha Taylor, et. al. vs. County of Richland Settlement
- e. Potential Property Purchase: Northwest Recycling Agreement
- f. Personnel Matter: Interim County Administrator
- g. Personnel Matter: Clerk to Council Contract
- h. Communications Center: Property Negotiations Update

Colonial Life Property Update – Mr. Smith stated the last time this was before Council there was some issues regarding some additional costs that were associated with that particular contract. Council directed him to go and review the invoices that were submitted by the attorney involved in the transaction. He has done that, and at this point, he would request that Council direct, based on his review, that we execute the necessary documents to close out this particular transaction.

Ms. Dickerson inquired if we have an amount to attach to this.

Mr. Smith stated it was \$57,000.

Ms. Dickerson moved, seconded by Mr. Malinowski, to allow the attorney to go forward with this item, as presented.

Ms. McBride inquired as to what Mr. Smith means by closeout.

Mr. Smith stated the Council had this particular piece of property under contract, and we did not go through with the transaction. He explained to the Council what the consequences would be of not going forward with that transaction. One of the consequences would be that the County would lose the earnest money. Subsequently, they said they had some additional costs. They forwarded some invoices from the attorney that represented the property owner, as it relates to the costs that he had billed. The information was forwarded to him, and he was asked to review the information to make sure it was in order before the invoice was paid. The total amount, including what was billed, was \$57,000.

Ms. McBride stated we will pay the \$57,000 and not purchase the property.

Mr. Smith stated they will retain the \$20,000, which they already have, and we will pay the additional \$37,000 to close out the matter.

Mr. Livingston inquired if there was no reason to negotiate those prices. We automatically agreed to what someone submitted. Was there any basis for challenging or negotiating any of the costs?

Mr. Smith stated they did not automatically agreed to them. The costs were reviewed to determine if whether or not they were appropriated. In fact, to Mr. Livingston's question, there were some things that could have been additional costs, but for purposes of trying to resolve this matter that is where we are at this point. He is asking for authority to resolve it at this junction.

**Special Called  
July 24, 2018**

**-2-**

Mr. Livingston inquired if based on the review Mr. Smith thought the charges were adequate or fair.

In Favor: Malinowski, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

Opposed: C. Jackson and Myers

The vote was in favor.

Mr. Malinowski moved, seconded by Mr. Manning, to reconsider this item.

In Favor: C. Jackson and Myers

Opposed: Malinowski, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The motion for reconsideration failed.

5. **CITIZENS' INPUT: For Items on the Agenda Not Requiring a Public Hearing** – Ms. Helen Taylor Bradley spoke regarding Item 20(b) regarding the healthcare needs in the Lower Richland area.

Mr. Richard Brown stated on May 15, 2018 a petition was submitted to Council to request that some amendments be made to assist with some eyesores and nuisances in the more mature neighborhoods. He requested that the Ordinance Review Committee to take up the petition.

Mr. Malinowski stated Ms. Onley has scheduled the Ordinance Review Committee meeting for September 11<sup>th</sup> at 3:00 p.m.

6. **REPORT OF THE ASSISTANT COUNTY ADMINISTRATOR**

- a. Communications Center: Property Negotiations Update – This item was taken up in Executive Session.
- b. SCDOT Turnback Program – Dr. Yudice stated they have received a letter from SCDOT on 2018-2019 Turnback Program. The Turnback is a voluntary program for which local governments wishing to take over State roads receive a one-time funding, per mile, based on the conditions of the roads. The funding can be used to bring the road to the County's standards and take over their maintenance. We need to be mindful that the cost to bring the road to the County's standards may be more than what the Turnback Program could, or would, fund. The draft to SCDOT is in the agenda packet and indicates the County will submit a letter, with its decision to participate, pending Council's review of the State Road Inventory. She stated they are requesting SCDOT provide the County with a list of the State maintained roads within the County. SCDOT indicated the due date to submit the letter is August 31<sup>st</sup>. Staff will review the inventory the SCDOT submits and bring back to Council for review and discussion.

Ms. Dickerson stated she is going to request a motion to approve the Assistant County Administrator submitting a letter for action.

Mr. Malinowski requested Mr. Ozbek to give Council his thoughts on this matter. He thinks a letter should go back to SCDOT stated the County received this and we are not interested.

**Special Called  
July 24, 2018**

**-3-**

Mr. Ozbek stated this matter was discussed in the legislature last year, and he believes Council had some opportunity to discuss this. He stated his opinion is that we have previously rejected the offer. At that time, they did not have a price tag. This time they are sweetening the pie, and giving the County this much money per mile, depending on the roads. They are going to give you one-time funding, but the County is going to take over these roads for perpetuity.

Mr. N. Jackson moved, seconded by Mr. Malinowski, to not accept the proposal from SCDOT.

Ms. Myers stated there are a couple roads in the Lower Richland community that were destroyed during the flood. She is in support of not accepting mass numbers of road. There are 2 roads that were under discussion, that are critical needs roads that SCDOT was meant to be helping the County get. She would like to reserve the right to go back and ask for those roads, which are presently closed, and are critical needs roads. SCDOT was going to provide funding for those roads. While the State is not going to maintain those roads, the County needs them. The EMS people have told us that not having those roads adds 10 – 11 minutes to their response time.

Mr. N. Jackson stated SCDOT is supposed to maintain these roads through the gasoline tax. The failure to increase the gasoline tax for 31 years, which was \$0.16 per gallon. The SCDOT has been trying to turn these roads over to the counties. He is sure that letters went out to all 46 counties to have the counties to take care of their problem. The SCDOT will not share part of the gasoline tax with the counties. They give you a one-time deal, and in future years the County has to find a way to maintain the roads, while the SCDOT continues to receive the gasoline tax, and using it for whatever they choose. He does not think the County should accept it. As for the road, Ms. Myers is talking about, it is a SCDOT maintained road. They still have the responsibility to maintain their road. If we were to accept those roads, what is going to happen is we have to maintain what they are supposed to maintain. He does not think because of an economically distressed community, SCDOT should not delay doing the job they are supposed to do. Everyone pays the gasoline tax, and he thinks it is their responsibility. We have to ask our representatives in those districts to address those situations, so that SCDOT will take care of their responsibilities.

Ms. Myers stated the roads she was speaking of were roads that SCDOT allowed to become private roads, and they are willing to fund the County to get them back because of the critical needs. They are no longer SCDOT roads, and we are requesting special funding. That is why she does not want them, in this case, to have a blanket statement that says we want no money. Otherwise, they will be private roads and we will not have access to them.

Mr. Livingston stated he is concerned about unsafe, or hazardous roads, in Richland County. He does not care who owns them, but with that said, it says the State will provide a list of roads under consideration. He inquired, for clarification, if the County gets to pick the roads or if the State will provide the County a list of roads

Dr. Yudice stated what we are requesting is an inventory of State maintained roads within the County.

Mr. Ozbek stated the County has a list of State, County and private maintained roads.

Mr. Livingston stated his question is whether we are talking about roads that we are choosing from the State list or are they going to choose for us.

**Special Called  
July 24, 2018**

**-4-**

Mr. N. Jackson stated they are giving us all the roads.

Mr. Livingston stated this clearly says, "Richland County is requesting the Department of Transportation to provide a list of State roads under consideration via this program." He inquired if that meant all State roads, or some that is under consideration.

Dr. Yudice stated the intention was for the State to provide us the list of roads they maintain, not specifically for this program.

Mr. Livingston inquired as to how roads are selected or chosen for this program.

Dr. Yudice stated the County would have to choose those roads, if Council approves participation in the program.

Mr. Manning stated he is not clear. He inquired if there is a list of roads. He stated Ms. Myers said SCDOT met with her about some in her district. He stated he has not had SCDOT meet with him, so he inquired if that meant there were none in District 8.

Dr. Thompson stated the County does not have a State maintained list, in terms of roads.

Mr. Manning inquired what the August 31<sup>st</sup> deadline is for.

Dr. Yudice stated it is to tell SCDOT if the County wants to participate in this program.

Mr. Manning stated, so this program is, either they turn them all over, or they turn none over. Or the program is let's have some more chitchat.

Dr. Yudice stated the County will have to tell SCDOT the County would like to participate in this fiscal year. The County will tell SCDOT which roads we would like to include in the program.

Mr. Manning stated, at this point, we do not know if any of those are in District 8.

Dr. Yudice stated they received the letter last week, and because of the recess, we wanted to bring it to Council's attention before the deadline.

Mr. Manning stated he is still at a loss about how he is going to vote on a program about roads in District 8, but we do not know if there are any roads in District 8, but he is going to vote for participating for roads in District 8. Then when we come back in September we will learn what happened. He inquired if he is understanding that right. He stated tonight you cannot tell me if there is a road in District 8, but by the time we come back in September, a letter will have been written saying yea or nay on participating, not only in District 8, but in all 11 districts. There is going to be some roads chosen, and some roads not chosen. And, that will be a final deal.

Ms. Myers stated, as she understands the program, what the staff is asking us to do today is to opt in, or out, so we have the option later on of picking a road, 2 roads, 3 roads, or no roads. It is just opting in or out, at this point, because the window closes August 31<sup>st</sup>.

Mr. N. Jackson stated, from his experience with SCDOT, they have the 5<sup>th</sup> largest maintained road

**Special Called  
July 24, 2018**

**-5-**

system in the country. They want to turn over all State roads to each county for maintenance. They are going to give a list of State roads in each county. Not for us to choose which one we want, and which one we do not want. They want to turn over all State roads, and give you a portion to fix it one time. He stated he is for safety, and he has concerns with people's safety and safe roads. However, when it comes to a private, he is not sure how SCDOT can turn a road into a private road. He stated SCDOT used to maintain the road. There was a flood, and the road was breached, and SCDOT refused to repair the road. If it is a private road, we do not usually work on private property. He inquired who owned the private road.

Mr. Malinowski stated he thinks he can clarify this and stop the debate. He stated Mr. Ozbek said we have a list of State maintained roads. If you look at the letter provided on p. 42 of the agenda, at the bottom, it states, "If you are interested in participating in the Voluntary Turnback Program, please send a letter to my attention...that includes the route name, as well as the beginning and ending point of the section you are interested in taking into your system." We already have the list, and if we want any of these roads, we tell them which ones we want.

Mr. Ozbek stated they basically gave us 4 categories of how much they are going to pay for the type of road, and you get to pick from the list of State maintained roads within the county. Then, give them the name of the road, and from what station to what station.

Ms. Dickerson stated the option right now is to opt into the program, or either opt out.

Mr. C. Jackson stated, in the interest of time, and this possibly being the last meeting before the August recess, and not having an opportunity of which roads will be selected, and which ones will not, he would be comfortable giving Dr. Yudice authorization to request to participate in the program with the full understanding that we need some extension of time to come back with a list we can all agree upon.

Mr. C. Jackson made a substitute motion, seconded by Ms. Myers, to authorize Dr. Yudice to request to participate in the program, with the understanding that we need time to come back with a list Council can agree upon.

Mr. N. Jackson stated if SCDOT is maintaining these roads now, and we are going to take over a road of our chose from SCDOT, and they are going to give us one-time funding. In the future, we will have to find additional funding to maintain these roads because we will not get a part of the gasoline tax. He stated we will not qualify for STIP funding because the roads will become County roads; therefore, we will have to find additional funding, while SCDOT continues with the gasoline tax. What he proposed in the past, was if they were going to give us a portion of the gasoline tax to continue to maintain these roads, that is fine, but they are keeping the funding, giving us a one-time fee. We will be responsible for it whether we take one or all of the roads.

Mr. C. Jackson inquired as to what the anticipated lifespan of a road that has been repaired.

Mr. N. Jackson stated it is 15 – 20 years.

Mr. C. Jackson stated, in terms of having to do anything, if we do take this over, we are looking at a minimum of 20 years before we have to worry about the problem described by Mr. N. Jackson.

Mr. Ozbek stated the life of pavement is very flexible. We expect them to last 15 – 20 years, but

**Special Called  
July 24, 2018**

**-6-**



unfortunately depending on traffic, they may only last 10 years. There are a lot of variables, but 15 – 20 years is a good estimate.

Mr. Livingston stated, if the roads are unsafe and hazardous, and the State is not doing them, he thinks it is in the best interest to do them for the citizens. What he would like for them to consider, as we move forward, is to at least come up with some kind of criteria, which you are going to use to identify the roads based on unsafe roads.

Ms. Kennedy requested the roads in her district that need desperate repairs be include in the list of roads.

Mr. Ozbek stated we have a list and we can provide a list of which ones are County and which one are State roads. In the Transportation and Public Works Directors' professional opinions, they will not recommend taking over any of the roads, other than the roads notated by Ms. Myers and any State road a Council member may note is not being maintained. He stated he will not recommend any roads.

Ms. Kennedy stated she found out recently that part of Wilson Boulevard is State, part is County, and part is City, which means it is being completed at different stages.

Dr. Thompson stated they are finding that to be the case across the County. For example, in the Greengate Community they are getting calls because the County's contractor went out and laid asphalt to a certain point. SCDOT came out and stopped at a certain point. Now there is this little area in the middle they are asking who will take care of. So, we are working through these issues.

Ms. Kennedy stated it looks ridiculous. Wilson Boulevard is a very active road, and there is a lot of traffic on it.

Mr. Malinowski stated, the way he understands the substitute motion is, we want to go out and look at all of the bad roads, take them over into the County, get one-time payment to fix them, and 10 – 20 years later have to fix them again with no funding.

Dr. Thompson stated, as we consider the Transportation Penny Program, and the \$656 Million investment in the Penny Program, at this point after we make all of our road widenings, and we have a chance to make those types of improvements on the roadways, we do not have a way to maintain those roads. So, now to add more to it, we are only going to exacerbate the issue.

Mr. C. Jackson stated to not become cynical in this discussion and debate, and acting on the recommendation of the Transportation and Public Works Directors against the letter the Assistant County Administrator wrote, and the comments made by Mr. N. Jackson, he withdrew his substitute motion.

Mr. Manning stated he would like to express his concern with the SCDOT, or the USPS, because this letter is dated July 3, 2018 from Park Street, and was received on July 20<sup>th</sup>. He recognizes that Independence Day was in the middle of that, but 17 days for a letter to get from there to here, he is concerned about whoever delayed it for that long.

In Favor: Malinowski, Pearce, Kennedy, Manning, N. Jackson, Rose and McBride

**Special Called  
July 24, 2018**

**-7-**

Opposed: C. Jackson, Myers, Dickerson and Livingston

The vote was in favor of not accepting the proposal from SCDOT.

7. **REPORT OF THE CLERK OF COUNCIL**

- a. 2019 County Council Retreat – Ms. Roberts stated Council was provided a handout with the recommendations of potential locations, and tentative dates, for the 2019 Council Retreat. The Clerk’s Office is requesting Council make a decision, so they are able to have ample time to prepare for the upcoming Retreat.

Mr. Pearce stated he is going to abstain from voting on this item since he will not be here next year.

Mr. C. Jackson moved, seconded by Mr. Rose, to defer this item until the September 11<sup>th</sup> Council meeting.

Ms. Dickerson stated she wanted the Council members to understand this may put us in a position where we may or may not get the date, or the facility at this particular cost.

Mr. C. Jackson stated his request to defer was simply to ask staff to look at the dates again, and see what can be done, because there are inherent conflicts with a couple of the dates. He is not sure all of the Council members recognize this Retreat is for 2 ½ days, and in the past we have gone for 1 ½ days.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Rose and McBride

Opposed: Malinowski and Manning

The vote was in favor.

- b. SCAC Invitations:

1. McNair Law Firm and Compass, August 4, 5, or 6 – Red Fish, 7:00 PM
2. Parker Poe: August 4 or 5 – Dinner Cruise, 5:30 – 9:00 PM
3. Waste Management: August 4, 5, or 6 – Hudson’s Seafood, 7:00 PM
4. Republic Services, August 6 – Alexander’s Restaurant, 12:00 – 1:30 PM

Ms. Roberts reminded Council of the invitations received for the SCAC Conference.

8. **REPORT OF THE CHAIR**

- a. Personnel Matter: Acting County Administrator – Ms. Dickerson stated there was an Ad Hoc Committee meeting held. Mr. N. Jackson chaired this committee, and their recommendation was be taken up in Executive Session.
- b. Personnel Matter: Clerk to Council Contract – This item was taken up in Executive Session.

**Special Called  
July 24, 2018**

**-8-**

9. **APPROVAL OF CONSENT ITEMS**

- a. 18-019MA, Mohammad Tabassum, RU to NC (1.7 Acres), 7125 Monticello Road, TMS # R07600-02-25 [THIRD READING] – Mr. Livingston moved, seconded by Ms. Myers, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, Livingston, Rose and McBride

The vote in favor was unanimous.

- b. 18-020MA, Robert L. Legette, NC to GC (.51 Acres), 441 Percival Road, TMS # R016712-06-03 [THIRD READING] – Ms. Myers moved, seconded by Ms. Kennedy, to approve this item.

In Favor: Malinowski, C. Jackson, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

Abstain: Manning

The vote in favor was unanimous with Mr. Manning abstaining from the vote.

- c. 18-022MA, Scott Morrison, RU to RS-E (10.81 Acres), 204 Langford Road, TMS # R15200-05-02(p) [THIRD READING] – Ms. Dickerson moved, seconded by Ms. Myers, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

Abstain: Manning

The vote in favor was unanimous with Mr. Manning abstaining from the vote.

10. **THIRD READING ITEMS**

- a. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of an Infrastructure Credit Agreement to provide for Infrastructure Credits to Lorick Place, LLC to assist in the development of a low-income housing project; and other related matters –Mr. Livingston moved, seconded by Ms. Myers, to approve this item.

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

11. **SECOND READING ITEMS:**

- a. An Ordinance Amending Chapter 17, Motor Vehicles In Traffic; Article II, General Traffic And Parking Regulations; Section 17-9, Through Truck Traffic Prohibited; so as to include Hobart Rd. – Ms. Myers moved, seconded by Mr. Pearce, to approve this item.

**Special Called  
July 24, 2018**

**-9-**

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

12. **REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE**

- a. Proposed District 9 Neighborhood Master Plan – “Pontiac” – Mr. Pearce stated the committee recommended approval of this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- b. Council Motion: State and/or Federal law prohibitions against a county plastic bag ordinance [MALINOWSKI and N. JACKSON] – Mr. Pearce stated this item was held in committee for staff to research other counties, municipalities, states and what they have done, and bring back recommendations to the committee.

- c. Council Motion: Coordination of DHEC inquiries [N. JACKSON] – Mr. Pearce stated the committee directed the Assistant Administrator to speak with the entities involved and make sure they coordinate with DHEC themselves.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- d. County Council is requested to approve an amendment of the Richland County Code of Ordinances, Chapter 21: Roads, Highways, and Bridges – Mr. Pearce stated this item is to better define where roads were located. It added language saying “unincorporated” Richland County. The committee’s recommendation was for approval.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

13. **REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE**

- a. Amendment to lease for Economic Development Office – Mr. Livingston stated the committee’s recommendation is for approval.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and

**Special Called  
July 24, 2018  
-10-**

McBride

Opposed: Malinowski

The vote was in favor.

Mr. Manning moved, seconded by Mr. N. Jackson, to reconsider this item.

In Favor: Malinowski

Opposed: C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The motion for reconsideration failed.

- b. City of Columbia and Richland County Animal Care Facilities Intergovernmental Agreement – Mr. Livingston stated the committee’s recommendation was for approval.

In Favor: Malinowski, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- c. Approval of an Intergovernmental Agreement (IGA) between Richland County and the City of Columbia regarding FY 2019 Transportation Penny Program projects – Mr. Livingston stated the committee’s recommendation is for approval.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- d. Affordable Housing Development – Mr. Livingston stated the committee’s recommendation is for approval.

In Favor: Malinowski, C. Jackson, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

Mr. Pearce moved, seconded by Mr. Manning, to reconsider this item.

Opposed: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The motion for reconsideration failed.

**Special Called  
July 24, 2018**

**-11-**

- e. Candlewood Neighborhood Park Land Acquisition and Subsequent Deed to Richland County Recreation Commission for Park Maintenance – Mr. Livingston stated the committee’s recommendation was for approval.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

Mr. Manning moved, seconded by Ms. Myers, to reconsider this item.

Opposed: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The motion for reconsideration failed.

- f. Approval to negotiate and enter into a contract for the modernization of the six (6) Judicial Center elevators located at 1701 Main St. – Mr. Livingston stated the committee’s recommendation was for approval.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Dickerson, Livingston, Rose and McBride

Opposed: Malinowski

The vote was in favor.

Mr. Livingston moved, seconded by Mr. Manning, to reconsider this item.

In Favor: Malinowski

Opposed: C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The motion for reconsideration failed.

- g. This is a request for Council to award a contract for the construction of a landfill gas control system to include perimeter and in-waste active landfill gas extraction wells connected by piping to a vacuum blower system, along with ancillary systems – Mr. Livingston stated the committee’s recommendation was for approval.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- h. Council Motion: Reconsider the order to request the return of funds used to purchase four acres for county projects by CHAO and Associates and move the projected forward immediately giving

**Special Called  
July 24, 2018  
-12-**

appropriate time to complete the project [N. JACKSON] – Mr. Livingston stated the committee Chair ruled this motion was not properly before the committee, and no action was taken.

- i. Council Motion: Appropriate up to \$300,000 from the Gills Creek Part A project to repair the emergency spillway and an additional \$300,000 to build the boardwalk where the temporary bridge was removed [N. JACKSON] – Mr. Livingston stated this item died in committee for a lack of a second.
- j. Council Motion: Allocation of additional \$3M in funding for the Pinewood Lake Park project [N. JACKSON] – Mr. Livingston stated this item died in committee for lack of a second.
- k. Council Motion: Conservation Commission to revise the proposed contract agreement with the Pinewood Lake Park Foundation [N. JACKSON] – Mr. Livingston stated this item died in committee for lack of a second.
- l. Council Motion: Council review of the Hospitality Tax process [KENNEDY] – Mr. Livingston stated the committee recommended providing a flowchart to Council members and the grantees when they are notified of their award.

Mr. N. Jackson stated a motion was made by Ms. Kennedy, and seconded by Mr. Manning, to move the funds from FY18 to FY19. In a subsequent meeting, he and Ms. Kennedy were informed that it was limited to mid-August. He stated that was not the will of Council. He requested a clarification.

Mr. Madden stated the Hospitality Tax funds that were not used by the end of FY18 will be rolled over for the entire fiscal year. There is not a date associated with that.

Ms. Myers stated, for clarification, the funds roll over, but for grantees that were awarded funds in FY18, August 31<sup>st</sup> is the date by which all of their information needs to be in.

Mr. Madden stated, for those organizations that received funding in FY18, prior to them receiving their FY19 funds, they should submit an end of the year report, detailing how they used their funds.

Ms. Myers stated, for clarification, if they have not expended all of their money for FY18, their funding rolls over too.

Mr. Madden responded in the affirmative.

Mr. N. Jackson stated, for clarification, if the organization has not used their funds, they have to declare how it was spent.

Mr. Madden stated if they have not spent any funds, then those funds would roll over, and they would not have to account for those funds that were not spent.

Ms. Dickerson inquired, if they applied for additional funds for FY19, the organization will have their FY18 funding, plus their FY19 funding.

Mr. Madden stated pursuant to the Council motion, that is correct.

**Special Called  
July 24, 2018  
-13-**

Ms. Dickerson stated, if one of the person's in her district planned an event, they applied for funds, funds were allocated, but they did not go through with the function, that means they still have funds.

Mr. Madden stated that is correct.

Ms. Dickerson stated, if they apply to have that same function in FY19, they could add the FY18 funds to the FY19 funds.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- m. The Richland Program Development Team (PDT) requests a wage rate increase for Calendar Year (CY) 2018 and retroactive payment for wage rate increases for CYs 2016 and 2017 – Mr. Livingston stated the committee's recommendation was to defer this item until the September Committee meeting.

In Favor: C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

Opposed: Malinowski

The vote was in favor.

- n. Request from the University of South Carolina's Center for Applied Innovation and Advanced Analytics to partner and implement (including funding) a project that would provide rural internet to those areas of unincorporated Richland County that do not have access to broadband. – Mr. Livingston stated the committee's recommendation was to defer this item until the September Committee meeting.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

14. **REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE**

- a. A Resolution of the County Council of Richland County, South Carolina relating to incentives for affordable low income rental housing developments and other matters related thereof – Mr. Livingston stated the committee recommended approval of this item.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- b. A Resolution committing to negotiate a fee-in-lieu of ad valorem taxes agreement between Richland County and Project Monopoly; identifying the project; and other matters related to Project Monopoly –

**Special Called  
July 24, 2018**

**-14-**



Mr. Livingston stated the committee recommended approval of this item.

Mr. Malinowski inquired if the figure of \$19,000,000,000 on p. 286 is correct.

Mr. Livingston stated it is supposed to be \$19,000,000.

In Favor: Malinowski, C. Jackson, Myers, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- c. An Ordinance Authorizing the execution and delivery of a fee in lieu of ad valorem taxes agreement between Richland County and Project Monopoly; the granting of certain special source revenue credits to Project Monopoly, the transfer of real property located in Richland County to Project Monopoly; the granting of an option and right of first refusal on other real property to Project Monopoly; the execution and delivery of documents necessary to effect the intent of this ordinance; and other related matters [FIRST READING BY TITLE ONLY] – Mr. Livingston stated the committee’s recommendation was for approval.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

15. **REPORT OF RULES & APPOINTMENTS COMMITTEE**

16. **NOTIFICATION OF VACANCIES**

- a. Accommodations Tax – Three (3) Vacancies (ONE applicant must have a background in the Cultural Industry; TWO applicants must have a background in the Hospitality Industry)
- b. Hospitality Tax – Two (2) Vacancies (applicants must be from the Restaurant Industry)
- c. Employee Grievance Committee – Six (6) Vacancies (MUST be a Richland County employee; 2 seats are alternates)
- d. Board of Assessment Appeals – One (1) Vacancy
- e. Board of Zoning Appeals – One (1) Vacancy
- f. Building Codes Board of Appeals – Five (5) Vacancies (ONE applicant must be from the Architecture Industry; ONE from the Plumbing Industry; ONE from the Electrical Industry and TWO from Fire Industry as alternates)
- g. Procurement Review Panel – Two (2) Vacancies – (ONE applicant must be from the public procurement arena and ONE applicant must be from the consumer industry)

**Special Called  
July 24, 2018  
-15-**

- h. Library Board of Trustees – Six (6) Vacancies
- i. Historic Columbia Foundation – One (1) Vacancy
- j. East Richland Public Service Commission – One (1) Vacancy
- k. Midlands Workforce Development Board – Three (3) Vacancies (ONE Apprenticeship seat; must be a representative of a registered apprenticeship program and TWO Private Sector Business seats; must represent private sector business with policy-making or hiring authority)

Mr. Malinowski stated the committee recommended to advertise the vacancies.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

17. **REPORT OF THE INTERIM ADMINISTRATOR AD HOC COMMITTEE** – Mr. N. Jackson stated the committee recommended discussing this matter in Executive Session.

18. **OTHER ITEMS**

- a. FY19 – District 11 Hospitality Tax Allocations
- b. FY18 – District 7 Hospitality Tax Allocations
- c. FY19 – District 9 Hospitality Tax Allocations
- d. FY19 – District 4 Hospitality Tax Allocations

Mr. Manning moved, seconded by Mr. Malinowski, to approve Items 18(a) – 18(d).

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote was in favor.

Mr. Manning moved, seconded by Mr. Malinowski, to reconsider Items 18(a) – 18(d).

Opposed: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The motion for reconsideration failed.

**POINT OF PERSONAL PRIVILEGE** – Mr. Pearce congratulated Mr. Hayes on being awarded the Distinguished Budget Presentation Award FY18-19 Budget Book from the GFOA.

**Special Called  
July 24, 2018**

**-16-**

19. **CITIZENS' INPUT: Must Pertain to Richland County Matters Not on the Agenda** – Mr. Carl McKinney stated he addressed Council on July 10<sup>th</sup> regarding the Planning Commission meeting of July 9<sup>th</sup>. Since that time someone sloppily changed the agenda posted on the website. There is also a posting for the June 26<sup>th</sup> Zoning Public Hearing, and parts of the Development Review Team meeting from June 28<sup>th</sup>. There are also errors in both the July 9<sup>th</sup> agenda, and tonight's agenda, showing Joiner Road and DeLoach Road as unpaved.

24. **EXECUTIVE SESSION** –

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, Livingston and McBride

Abstain: N. Jackson

The vote in favor was unanimous with Mr. N. Jackson abstaining from the vote.

***Council went into Executive Session at approximately 8:52 PM and came out at approximately 10:38 PM.***

- a. Pinewood Lake Park Update – No action was taken
- b. Sungard/CRW Settlement Agreement – Ms. McBride moved, seconded by Mr. N. Jackson, to authorize staff to execute a full, and final settlement, and release of all claims in the matter.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

Mr. Manning moved, seconded by Mr. Livingston, to reconsider this item.

Opposed: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The motion for reconsideration failed.

- c. Marsha Taylor, et. al. vs. County of Richland Settlement Agreement – Mr. C. Jackson moved, seconded by Mr. Livingston, to authorize Richland County to enter into a settlement agreement in the matter of Marsha Taylor, et. al. vs. Richland County.

In Favor: Malinowski, C. Jackson, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

Abstain: Myers

The vote in favor was unanimous with Ms. Myers abstaining from the vote because she represents Taylor Brothers.

Mr. Malinowski moved, seconded by Mr. Manning, to reconsider this item.

Opposed: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

**Special Called  
July 24, 2018**

**-17-**

The motion for reconsideration failed.

- d. Potential Property Purchase: Northwest Recycling Center – Mr. Malinowski moved, seconded by Ms. Myers, to authorize staff to enter into a potential property purchase agreement, up to the amount discussed in Executive Session.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

- e. Communications Center: Property Negotiations Update – No action was taken.
- f. Personnel Matter: Interim County Administrator – Mr. N. Jackson stated the Interim Administrator Ad Hoc Committee recommended to offer the position to Applicant A, and do the proper background check.

Mr. Hanna stated it is his understanding Council wishes to offer the applicant discussed the position of Interim County Administrator contingent upon the candidate successfully passing the background checks, verifications, and the mutual agreement of the contract between Council and the candidate.

In Favor: Pearce, Rose, McBride, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, Myers, C. Jackson and Manning

The vote in favor was unanimous.

Mr. N. Jackson moved, seconded by Mr. Manning, to reconsider this item.

Opposed: Pearce, Rose, McBride, N. Jackson, Malinowski, Dickerson, Livingston, Kennedy, C. Jackson and Manning

The motion for reconsideration failed.

- g. Personnel Matter: Clerk to Council Contract – Ms. Dickerson stated Ms. Roberts has accepted the Council's contract.

Mr. Livingston moved, seconded by seconded by Ms. Kennedy, to approve Ms. Roberts' contract.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

The vote in favor was unanimous.

Mr. Rose moved, seconded by Mr. N. Jackson, to reconsider this item.

Opposed: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Manning, Dickerson, N. Jackson, Livingston, Rose and McBride

**Special Called  
July 24, 2018**

The motion for reconsideration failed.

20. **MOTION PERIOD**

- a. I move that the County Council's Property Distribution Management Ad Hoc Committee (formerly 911 Emergency Building Ad Hoc Committee) convene and create a group modeled after the 39 Member Panel (not to be confused with the TPAC) that culminated in the Transportation Penny and/or the Development Roundtable Panel that brought forth the 20+ Environmentalists/Developers Joint Recommendations for implementation and/or the Flood Recovery Blue Ribbon Panel (modeled after a Tennessee local government's work) that guided direction following the 1,000 year flood tragedy, with the goal to culminate in a comprehensive and inclusive strategy for the Renaissance [MANNING] – This item was referred to the Property Distribution Management Ad Hoc Committee.
- b. Based on the discussion at the July 9, 2018 Navigating to Move Forward Council Roundtable Workshop priority discussion of the life and death needs in Lower Richland for a critical health care clinic and in light of the July 10, 2018 establishment of the Property Transition Management Ad Hoc Committee and the fact that the identified property for the clinic was obtained over 10 years ago, I move that the properly authorized Richland County agent(s) request Palmetto Health and Providence to proceed with their proposals to build a free standing emergency room facility to include an ER and outpatient care, pharmacy, clinic, and other preventative healthcare services [MANNING, N. JACKSON and MYERS] – This item was referred to the A&F Committee.
- c. Move to have an ISO study completed to give the County guidance on the need for and potential recommended locations of new fire stations and the proper use of/mix of volunteer and paid fire department employees in all areas of Richland County [MYERS] – This item was referred to the A&F Committee.

21. **ADJOURN** – The meeting adjourned at approximately 10:51 PM.

**Special Called  
July 24, 2018  
-19-**



## Richland County Council

SPECIAL CALLED MEETING  
July 31, 2018 – 4:00 PM  
Council Chambers  
2020 Hampton Street, Columbia, SC 29204

**COUNCIL MEMBERS PRESENT:** Joyce Dickerson, Chair; Bill Malinowski, Vice Chair; Greg Pearce, Seth Rose, Calvin “Chip” Jackson, Norman Jackson, Gwen Kennedy, Paul Livingston, Jim Manning, Yvonne McBride, Dalhi Myers

**OTHERS PRESENT:** Michelle Onley, Sandra Yudice, Kim Williams-Roberts, Larry Smith, Trena Bowers, Dale Welch and Jamelle Ellis

1. **CALL TO ORDER** – Ms. Dickerson called the meeting to order at approximately 4:00 PM.

Dr. Yudice stated Mr. Hanna is available via telephone.

2. **ADOPTION OF THE AGENDA** – Mr. Pearce moved, seconded by Mr. N. Jackson, to adopt the agenda as published.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

Abstain: Manning

The vote in favor was unanimous, with Mr. Manning abstaining from the vote.

3. **REPORT OF THE INTERIM ADMINISTRATOR AD HOC COMMITTEE** – Mr. N. Jackson stated the committee met earlier today, but no action was taken. Any action will be reserved until after a discussion has taken place with full Council.

4. **REPORT OF THE COUNTY ATTORNEY**

- a. **Personnel/Contractual Matter: Interim County Administrator Position**

In Favor: Malinowski, Dickerson, McBride, Livingston, Pearce, Kennedy, Myers and N. Jackson

Opposed: Rose, Manning and C. Jackson

The vote was in favor of going into Executive Session.

***Council went into Executive Session at approximately 4:05 PM  
and came out at approximately 4:39 PM.***

In Favor: Malinowski, Dickerson, McBride, Livingston, Pearce, Kennedy, Myers, N. Jackson, Rose, Manning and C. Jackson

The vote in favor was unanimous to come out of Executive Session.

Mr. Malinowski moved, seconded by Ms. Myers, to direct the Human Resources Director, Mr. Hanna, to re-open the position advertisement for Interim Administrator, and that it remain open until filled. Any candidates that previously applied, do not need to reapply. Their applications will still be considered.

In Favor: Malinowski, C. Jackson, Myers, Pearce, Kennedy, Dickerson, N. Jackson, Livingston, Rose and McBride

Opposed: Manning

The vote was in favor.

5. **ADJOURNMENT** – The meeting adjourned at approximately 4:42.



Government Finance Officers Association

203 North LaSalle Street, Suite 2700

Chicago, Illinois 60601-1210

312.977.9700 fax: 312.977.4806

RECEIVED  
2018 JUL 23 AM 10:50  
RICHLAND COUNTY  
ADMINISTRATOR'S OFFICE

July 9, 2018

Gerald Seals  
County Administrator  
Richland County  
2020 Hampton Street, PO Box 192  
Columbia, SC 29201

Dear Mr. Seals:

We are pleased to notify you that Richland County, South Carolina, has received the Distinguished Budget Presentation Award for the current budget from Government Finance Officers Association (GFOA). This award is the highest form of recognition in governmental budgeting and represents a significant achievement by your organization.

When a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation is also presented to the individual(s) or department designated as being primarily responsible for its having achieved the award. This has been presented to:

**Richland County Budget & Grants Office**

We hope you will arrange for a formal public presentation of the award, and that appropriate publicity will be given to this notable achievement. A press release is enclosed for your use.

We appreciate your participation in GFOA's Budget Awards Program, and we sincerely hope that your example will encourage others to achieve and maintain excellence in governmental budgeting.

Sincerely,

Michele Mark Levine  
Director, Technical Services Center

Enclosure





**Government Finance Officers Association**

203 North LaSalle Street, Suite 2700

Chicago, Illinois 60601-1210

312.977.9700 fax: 312.977.4806

## FOR IMMEDIATE RELEASE

July 9, 2018

**For more information, contact:**

**Technical Services Center**

**Phone: (312) 977-9700**

**Fax: (312) 977-4806**

**E-mail: [budgetawards@gfoa.org](mailto:budgetawards@gfoa.org)**

(Chicago, Illinois)--Government Finance Officers Association is pleased to announce that **Richland County, South Carolina**, has received GFOA's Distinguished Budget Presentation Award for its budget.

The award represents a significant achievement by the entity. It reflects the commitment of the governing body and staff to meeting the highest principles of governmental budgeting. In order to receive the budget award, the entity had to satisfy nationally recognized guidelines for effective budget presentation. These guidelines are designed to assess how well an entity's budget serves as:

- a policy document
- a financial plan
- an operations guide
- a communications device

Budget documents must be rated "proficient" in all four categories, and in the fourteen mandatory criteria within those categories, to receive the award.

When a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation is also presented to the individual(s) or department designated as being primarily responsible for having achieved the award. This has been presented to **Richland County Budget & Grants Office**.

There are over 1,600 participants in the Budget Awards Program. The most recent Budget Award recipients, along with their corresponding budget documents, are posted quarterly on GFOA's website. Award recipients have pioneered efforts to improve the quality of budgeting and provide an excellent example for other governments throughout North America.

*Government Finance Officers Association is a major professional association servicing the needs of more than 19,000 appointed and elected local, state, and provincial-level government officials and other finance practitioners. It provides top quality publications, training programs, services, and products designed to enhance the skills and performance of those responsible for government finance policy and management. The association is headquartered in Chicago, Illinois, with offices in Washington D.C.*

Washington, DC Office

Federal Liaison Center, 660 North Capitol Street, NW, Suite 410 • Washington, DC 20001 • 202.393.8020 fax: 202.393.0780

[www.gfoa.org](http://www.gfoa.org)



**Government Finance Officers Association**  
203 North LaSalle Street, Suite 2700  
Chicago, Illinois 60601-1210  
312.977.9700 fax: 312.977.4806

August 17, 2018

Stacey Hamm  
Director of Finance  
Richland County  
2020 Hampton Street  
4th Floor  
Columbia, SC 29204-1002

Dear Ms. Hamm:

We are pleased to notify you that your 2017 fiscal year end comprehensive annual financial report (CAFR) qualifies for GFOA's Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment. Congratulations for having satisfied the high standards of the program. We hope that your example will encourage others in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

A "Summary of Grading" form and a confidential list of comments and suggestions for possible improvements are enclosed. We want to strongly encourage the recommended improvements be made in the next report, and that the report be submitted to the program within six months of your next fiscal year end. Certificate of Achievement Program policy requires that written responses to the comments and suggestions for improvement accompany the next fiscal year's submission. The written responses should provide details about how each item is addressed within this report. These responses will be provided to those Special Review Committee members participating in the review. If a comment is unclear or there appears to be a discrepancy, please contact the Technical Services Center at (312) 977-9700 and ask to speak with a Certificate of Achievement Program in-house reviewer.

When a Certificate of Achievement for Excellence in Financial Reporting is awarded to a government, an Award of Financial Reporting Achievement (AFRA) is also presented to the individual(s) or department designated by the government as primarily responsible for its having earned the Certificate. An AFRA is enclosed for the preparer as designated on the application.

Continuing participants will find a brass medallion enclosed with these results. First-time recipients will receive a plaque in about 10 weeks. We hope that appropriate publicity will be given to this notable achievement. A sample news release has been enclosed.

A current holder of a Certificate of Achievement may include a reproduction of the Certificate in its immediately subsequent CAFR. A camera-ready copy of your Certificate is enclosed for that purpose. If you reproduce your Certificate in your next report, please refer to the enclosed instructions. A Certificate of Achievement is valid for a period of one year.

A Certificate of Achievement Program application is posted on GFOA's website. This application must be completed and accompany your next submission. See sections III and IV of the application for instructions. **The entity's GFOA membership number appears on the attached comments and must be listed on the application.** Your continued interest in and support of the Certificate of Achievement Program is most appreciated. If we may be of any further assistance, please contact the Technical Services Center at (312) 977-9700.

Sincerely,

A handwritten signature in black ink, reading "Michele Mark Levine". The signature is written in a cursive style with a large initial "M".

Michele Mark Levine  
Director, Technical Services Center



GOVERNMENT FINANCE OFFICERS ASSOCIATION  
**NEWS RELEASE**

**FOR IMMEDIATE RELEASE**

08/17/2018

**For more information contact:**  
**Michele Mark Levine, Director/TSC**  
**Phone: (312) 977-9700**  
**Fax: (312) 977-4806**  
**E-mail: [mlevine@gfoa.org](mailto:mlevine@gfoa.org)**

(Chicago, Illinois)--The Certificate of Achievement for Excellence in Financial Reporting has been awarded to **Richland County** by Government Finance Officers Association of the United States and Canada (GFOA) for its comprehensive annual financial report (CAFR). The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An Award of Financial Reporting Achievement has been awarded to the individual(s) or department designated by the government as primarily responsible for preparing the award-winning CAFR.

The CAFR has been judged by an impartial panel to meet the high standards of the program, which includes demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the CAFR.

*Government Finance Officers Association is a major professional association servicing the needs of nearly 19,000 appointed and elected local, state, and provincial-level government officials and other finance practitioners. It provides top quality publications, training programs, services, and products designed to enhance the skills and performance of those responsible for government finance policy and management. The association is headquartered in Chicago, Illinois, with offices in Washington, D.C.*



The Government Finance Officers Association  
of the United States and Canada

*presents this*

## AWARD OF FINANCIAL REPORTING ACHIEVEMENT

*to*

**Finance Department**  
Richland County, South Carolina



*The award of Financial Reporting Achievement is presented by the Government Finance Officers Association to the individual(s) designated as instrumental in their government unit achieving a Certificate of Achievement for Excellence in Financial Reporting. A Certificate of Achievement is presented to those government units whose annual financial reports are judged to adhere to program standards and represents the highest award in government financial reporting.*

Executive Director

*Christopher P. Morill*

Date August 17, 2018

*July 24, 2018*

*Township Auditorium*

*1703 Taylor Street Columbia, SC 29201*

*Re: ACQUISITION INTEREST OF PROPERTY AT JOHNSON TOAL & BATTISTE*

Council Chair Joyce Dickerson,

On behalf of the Township Auditorium Executive Board, we would like to extend our appreciation to the County for the time, effort, and thoroughness of the completed appraisal for the property at Johnson Toal & Battiste. After careful review of the details and the estimated bottom line numbers associated with the final conduct of that appraisal, we, The Executive Board voted unanimously to move forward using all correct measures to potentially obtain the listed property for the overall enhancement and use of the Township Auditorium venue.

We are requesting for Richland County to pursue and engage in the necessary negotiations with the landlords of the property at Johnson Toal & Battiste, in hopes that a common agreement can be settled and the listed property can be acquired.

Again, we sincerely appreciate County Council's assistance and cooperation with the Township Auditorium Executive Board as we look to further improve and enhance the Township Auditorium and its significance as a staple of the community, county, and state of South Carolina.

With Appreciation,



*Aundrai Holloman, Executive Director*

Township Auditorium

1703 Taylor Street Columbia, SC 29201



# RICHLAND LIBRARY

access freely.

RICHLANDLIBRARY.COM

August 9, 2018

Dr. Sandra Yudice  
Assistant County Administrator  
Richland County  
PO Box 192  
Columbia, SC 29202-0192

Dear Dr. Yudice,

On May 23, 2018, the Richland Library Board of Trustees formally submitted a letter to Richland County Council concerning the sale of the former Richland Library Sandhills property (1 Summit Parkway). This letter serves as a follow-up to this previous communication.

The Richland Library Board of Trustees is respectfully requesting that Richland County Council support having the proceeds from the sale of the 1 Summit Parkway location returned to the library for our use. We believe it is appropriate to use the proceeds from the sale of the former Sandhills Library—paid for with 1989 library bonds and on property given for the use of a library—to be used on library capital projects.

The library's board of trustees intends to allocate \$700,000 of the Sandhills sale to fund the furniture and technology needs at Richland Library Edgewood. Receiving the funds from the sale of the 1 Summit Parkway property is paramount to the library's plans to bring services to this community.

While we have made our desires clear, we do however fully understand that the final decision is ultimately at the will of council.

Please reach out to either of us, or Richland Library Executive Director Melanie Huggins, if you have further questions or concerns.

Thank you for your consideration, and as always, we appreciate Richland County Council and your administration's continued support of the library.

Sincerely,

Nathaniel Barber  
Chair, Richland Library Board of Trustees

Rev. Johnny Ray Noble  
Incoming Chair, Richland Library Board of Trustees

RECEIVED  
2018 AUG 14 PM 5:49  
RICHLAND COUNTY  
ADMINISTRATOR'S OFFICE



## **Council Meeting Briefing Document**

### **Agenda Item**

Disbursement of FY19 hospitality tax funding to the Pinewood Lake Park Foundation

### **Background**

During its May 1, 2018 meeting Council directed County staff to proceed with the payment of \$12,175.92 in FY18 hospitality tax funds to the Pinewood Lake Foundation for Wet n Wild and Lights of Christmas events. Also, Council requested that the Foundation provide procurement documents for the remaining balance of their FY18 hospitality tax allocation. The Foundation provided the documentation to utilize a vendor as a sole source vendor to receive the remaining balance of their FY18 hospitality tax allocation. Upon review, it was determined that the vendor was not a sole source per the County's procurement policy. As noted in the briefing document included in the May 1, 2018 Council meeting agenda packet, pursuant to the County's grants policy organizations receiving \$50,000 or more in hospitality tax funds will be required to follow County Procurement Code when spending County hospitality tax funds. At that time there was severe concern by staff of the Foundation utilizing the services of one particular vendor for all events, thus, violating open and free market competition and the vendor's extreme and exorbitant pricing.

The Foundation submitted an additional FY18 payment request for the Sun Splash event. The payment request for the Sun Splash event included invoices totaling \$37,226.20. Of those invoices, \$2,694 were deemed compliant with the County's hospitality tax grant guidelines. Accordingly, the Foundation received a total of \$14,870.12 in hospitality tax funds in FY18. The \$14,870.12 was disbursed in two payments to the Foundation:

- The first payment of \$12,175.92 was dated May 9, 2018. This payment was the amount directed by Council during the aforementioned Council meeting.
- The second payment of \$2,694.20 was dated August 1, 2018. This payment was provided in accordance with a review of the Foundation's additional FY18 payment request for the Sun Splash event. The date of the aforementioned payment is after June 30, 2018 as the Foundation indicated that the expenses for the Sun Splash event occurred prior to June 30, 2018.

County Council appropriated \$376,129.88 to the Pinewood Lake Park Foundation in hospitality tax funds for FY19. This appropriation (\$376,129.88) includes \$143,129.88 in funding that was carried over from the Foundation's FY18 allocation of hospitality tax funds. Pursuant to the County's grant policy, grantees may receive up to 75% of the Council allocated funding so long as the documentation supporting the request complies with the said policy, which includes the submission of a complete Final Report for the previous fiscal year.

The Foundation submitted a FY19 payment request of \$67,500.00 on August 14, 2018. Based on the County's grant policy, only \$40,196.20 was eligible for upfront payment and was processed accordingly. However, the Foundation is non-compliant with the hospitality tax grant's guidelines since it has not



submitted a complete the FY18 Final Report. Staff will work with the Foundation to come into compliance. *However, based on email correspondence with the Foundation and Councilperson N. Jackson, the FY19 funding is needed immediately so as to not delay the promoting the Foundation's upcoming concert in September 2018.*

### Issues

As noted in the FY19 hospitality tax grant payment request form, organizations who received FY18 (2017-18) hospitality tax funding, must have a completed FY18 Final Report on file prior to receiving any Council approved FY19 hospitality tax funds. The Foundation received \$14,870.12 in hospitality tax funds in FY18. This means that contingent upon the submittal and approval of the Foundation's FY18 Final Report, the Foundation's FY19 payment of \$40,196.20 will be available for disbursement. This requirement is a listed provision of the Foundation's signed FY18 grant agreement.

Mitigating this issue is that the Foundation has expressed urgency in receiving the FY19 funds as they have planned events that they have cannot have unless the funding is provided. Attached is a detailed comparison of the \$14,870.12 in FY18 hospitality tax funds disbursed to the Foundation with the documentation provided by the Foundation in the FY18 Final Report submitted in January 2018 for review, which will reveal that out of the \$14,870.12 in FY18 hospitality tax funding provided to the Foundation, only \$627.92 is appropriately documented (i.e., proof of payment).

*Any deviation, in this instance, as it relates to compliance with the County's grant policy and hospitality tax guidelines can only be provided by County Council.*

The County's Grant Policy is attached.

### Fiscal Impact

The impact of this request on the County is negligible as Council appropriated the funding in question to the Foundation during its Biennium Budget I process.

### Past Legislative Actions

- During its May 1, 2018 meeting Council directed County staff to proceed with the payment of \$12,175.92 in FY18 hospitality tax funds to the Pinewood Lake Foundation for Wet n Wild and Lights of Christmas events. Also, Council requested that the Foundation provide procurement documents for the remaining balance of their FY18 hospitality tax allocation.
- Monitoring and Distribution of County Funds to External Agencies Document. Approved by Council during its April 4, 2017 meeting Effective Date July 1, 2017.

### Alternatives

1. Consider the request and approve waiving the County's grant policy and disburse the FY19 hospitality tax payment to the Pinewood Lake Park Foundation.
2. Consider the request and do not approve waiving the County's grant policy and do not disburse the FY19 hospitality tax payment to the Pinewood Lake Park Foundation until a completed FY18 Final Report is submitted and includes the appropriate documentation (e.g., proof of payment).

### Staff Recommendation

Staff will proceed as directed by County Council.

## Richland County Distribution Compared to Final Reports

For Pinewood Lake Park Foundation's January 2018 Submissions

Invoice	Vendor	Event	Amount Distributed By Richland County	Amount of Proof of Payment provided by the Foundation	Variance	Notes
Unnumbered Contract	Mystik Vibrations	Sun Splash	\$1,200.00	\$0.00	\$1,200.00	Completely Unlisted in Final Reports
Pro-18466-2	ACS Sound and Lighting	Sun Splash	\$1,494.20	\$0.00	\$1,494.20	Completely Unlisted in Final Reports
10562	Laugh n' Leap Amusements	Summer Wet and Wild	\$500.00	\$500.00	\$0.00	
5.26589E+18	Sam's Club	Summer Wet and Wild	\$73.95	\$73.95	\$0.00	
1093	Dynamic Landscape	Lights of Christmas	\$7,048.00	\$0.00	\$7,048.00	No proof of payment in Final reports
1095	Dynamic Landscape	Lights of Christmas	\$4,500.00	\$0.00	\$4,500.00	No proof of payment in Final reports
904915133	Publix	Lights of Christmas	\$31.61	\$31.61	\$0.00	
4.14064E+20	Sam's Club	Lights of Christmas	\$22.36	\$22.36	\$0.00	
<b>Total</b>			<b>\$14,870.12</b>	<b>\$627.92</b>	<b>\$14,242.20</b>	

**Richland County Government  
Policies and Procedures Manual**

Title: Monitoring and Distribution of County Funds to External Agencies

Department: Policy Number: 2017-01

Effective Date: July 1, 2017

**I. Purpose**

To establish a standardized set of internal controls for monitoring the distribution of County funds to external agencies through the County's current promotional and community services-based funding initiatives, including the Hospitality Tax, Accommodations Tax and Discretionary grant programs. The purpose of the protocols outlined in this document is to:

- A. Ensure proper oversight of all funds appropriated by the County to external agencies.
- B. Minimize the County's risk of non-compliance by external agencies with the County's requirements.
- C. Ensure proper administration and accounting of all grant funds.
- D. Provide effective and excellent stewardship of taxpayers' money

**II. Definitions**

- A. Accommodations Tax Grants – grants that provide financial support to non-profit organizations and groups that fund tourism and tourism-related projects and events.
- B. Accommodations Tax Advisory Committee – A committee of seven members who are appointed by a majority vote of County Council that reviews Accommodations Tax grant applications and makes funding recommendations to County Council. The majority of the members must be from the hospitality industry and at least two members must be from the lodging industry and one member must represent cultural organizations.
- C. Hospitality Tax Grants – grants that provide financial support to organizations and projects whose primary mission is to attract tourists by promoting dining and overnight accommodations in unincorporated areas of Richland County.
- D. Hospitality Tax Advisory Committee - A Committee of five members who are appointed by a majority vote of County Council that reviews Hospitality Tax grant applications and makes funding recommendations to County Council. At least two committee members must be representative of the restaurant industry.

- E.** Discretionary Grants – grants that provide financial support to nonprofit or charitable organizations providing services to the citizens of Richland County.
- F.** Discretionary Grants – A committee of seven members that reviews Discretionary Grant applications and makes funding recommendations to County Council. The committee members are made up of Richland County Government employees and two members of County Council.
- G.** Grant Application – Application submitted by an organization for consideration of funding by the County.
- H.** Grant Agreement – Agreement between the County and the grantee outlining the conditions of accepting County funds.
- I.** Grant Manager – County staffer responsible for monitoring the funding provided to external agencies.
- J.** Level 1 Funding – Funding provided to external agencies to address funding gaps experienced by County Promotional entities and Community Service based organizations.
- K.** Level 2 Funding – Grants funding to organizations via the Hospitality Tax Advisory Committee, Accommodations Tax Advisory Committee and / or the Discretionary Grant Committee.
- L.** Level 3 Funding - Provides “seed” funding to organizations through Council advocacy based initiatives.
- M.** “Seed” Funding – Funding provided to developing organizations to facilitate the success of their projects or programs.
- N.** Grantee – Any non-County entity that was allocated funding by County Council.
- O.** Fund Recovery – The process utilized by County staff to recover funds provided to a non-County entity that were not utilized properly.
- P.** Non-compliant - A grantee that is being reviewed by the Grants Manager for one of the following actions:
  - 1.** Provisions of the grant guidelines and signed grant award agreement are not met;
  - 2.** Required Mid-Year and Final Reports are not provided by their due date;

3. Grant funds are not spent in accordance with the guidelines and/or procedures identified in the Accommodations Tax, Hospitality Tax and / or Discretionary Grant and / or have no back up invoices;
  4. Grant funds are spent on items not eligible for grant funding;
  5. Reporting requirements are not met;
  6. Grant-required tasks/activities are not conducted according to the established requirements or as outlined in grant application; and / or
  7. Other identified delinquencies exist
- Q.** Noncompliance – A status given to a grantee after a review of their funding expenditures resulted in being noncompliant with the County’s grant requirements.
- R.** External Agencies – Entities that are external to the day to day operations of Richland County Government.

### **III. Policy Statements**

- A.** It is recognized that the funding is awarded to external agencies by Council through a funding system that is based on contemporaneous processing on three funding levels:
1. Level 1 – Addresses funding gaps
  2. Level 2 – Grants funding via grant review Committees
  3. Level 3 – Provides “seed” funding for advocacy based initiatives
    - a.** Staff expectations: Organizations funding on level 3 are fledging and staff will provide incubation assistance in the form of formal grant training workshops, expenditure tracking best practices and capacity building assistance.
- Organizations funding through any of the aforementioned levels are subject to the policy stipulations herein.
- B.** It is the policy of Richland County Government that all funding awarded to the entities shall be used in accordance with all applicable Federal and State Laws and Richland County Ordinances.
- C.** Instances of malfeasance and / or misuse of funding provided by Council to external agencies will be reported to County Council for its consideration.

#### **IV. Distribution Procedure**

##### **A. External Agencies Requirements:**

All external agencies awarded County funds through its promotional and community services-based funding initiatives, including the Hospitality Tax, Accommodations Tax and Discretionary grant programs are required to comply with the following requirements prior to receiving any funding:

1. Submit a completed grant application or a funding narrative outlining the purpose and intent of the project or program detailing the use of the Council awarded funding to support the funded project or program.
2. Submit a signed grant agreement
3. Provide proof of non-profit status or fall into one of the following categories:
  - a) Organizations exempt from federal income tax under Section 501(C)(3) of the Internal Revenue Code and whose primary goal is to attract additional visitors through tourism promotion. The letter of exemption from the Internal Revenue Service must accompany your proposal / application.
  - b) Destination Marketing Organizations, which are recognized non-profit organizations charged with the responsibility of marketing tourism for their specific municipalities, counties or regions, such as Chambers of Commerce, Convention and Visitors Bureaus and Regional Tourism Commissions.
4. Submit a copy of current Richland County Business License. - If it is determined that a Richland County Business License is not needed, a copy of the completed Business License Assessment Survey form is required. (Exhibit 2)

##### **B. Eligibility of External Agencies**

In order to be eligible for receiving County funds, external agencies entities must meet all of the following requirements:

1. Applicant organizations must have been in existence for at least one (1) year prior to requesting funds.
2. Applicants must provide proof of their non-profit status or fall into one of the following categories:
  - a) Organizations exempt from federal income tax under Section 501(C)(3) of the Internal Revenue Code and whose primary goal is to attract additional visitors through

tourism promotion. The letter of exemption from the Internal Revenue Service must accompany your proposal.

- b) Destination Marketing Organizations, which are recognized non-profit organizations charged with the responsibility of marketing tourism for their specific municipalities, counties or regions, such as Chambers of Commerce, Convention and Visitors Bureaus and Regional Tourism Commissions.
3. Religious organizations may receive funding; however, Richland County may not sponsor nor provide financial support to a religious organization in a manner which would actively involve it in a religious activity (i.e. public funds must not be used for a religious purpose). Thus, any funds provided must be solely utilized for secular purposes and the principal or primary goal of the sponsored activity must not be to advance religion.
4. Grantee organizations may not re-grant County funds to other organizations. All funds must be spent on direct program expenditures by the organization that is granted the allocation.
5. Beginning in FY18, all organizations that use a fiscal agent to administer grant funded projects through the Hospitality Tax grant program can only do so for one fiscal year, after which they must have a 501 (c) (3) tax exempt status to receive future Hospitality Tax grant funds from the County.
6. No grant application will be accepted from any applicant who has not successfully completed the terms of all previous grant agreements regardless of when the previous grant was awarded.
7. If based upon reasonable evidence, an applicant has presented false or misleading information on any aspect of an application, the board shall censure the applicant and declare the applicant ineligible for future grants from the County for a fixed period of at least two fiscal years.

**C. Request for Payment:**

In order to receive allocated funding, external agencies must submit the following documents:

1. A payment request form (Exhibit 1- Example of Hospitality Tax Grant Payment Request Form)
2. The payment request form must include invoices and proof(s) of payment to reimburse costs incurred.
3. Up to 75% of the allocated funding will be provided upfront. The remaining 25% or the balance of the allocated will be provided

once a Mid-Year report is submitted, reviewed and approved by the Grants Manager.

4. Organizations that are requesting the allocated funding upfront must include price quotes for the planned expenditures.
5. All invoices, quotes and proofs of payment must equate to the amount being requested and approved upon review of the Grants Manager.

## **V. Reporting and Monitoring**

- A. Mid-Year Report:** All organizations that have received grant funding from the County must submit a complete Mid-Year report by January 31.
- B. End-Year Report:** All organizations that have received grant funding from the County must submit a complete End-Year report by July 31.

## **VI. Noncompliance Protocols**

Once identified as noncompliant, the grantee is subject to a review process overseen by the Richland County Grants Manager and the Office of Administration to determine if the organization has reached a level of noncompliance. The noncompliance process provides assistance to the grantee to re-establish a status of compliance. However, if a grantee's actions do not re-establish a status of compliance, Richland County may initiate the grant funds recovery process. The grant funds recovery process typically involves actions by Richland County designed to recover funds awarded through the grant agreement. A grantee remains in noncompliant status until all delinquencies are resolved.

**A. Noncompliance Levels:** There are two levels of noncompliance, each with a progressive level of corrective action. At any level in the noncompliance process, grantees that correct their deficiencies by complying with the established standards may return to a status of compliance. If at any time a grantee receives a noncompliance notification from Richland County, but the grantee has already submitted a required report, a required deliverable or has corrected the stated deficiency, the grantee should immediately contact the Richland County Grants Manager to discuss the noncompliance situation.


- 1. Level 1:** Grantee organization receives a letter from the Grants Manager outlining the noncompliance issue and the steps the organization needs to take in order to clear up the issue. The grantee organization has 10 business days from the date of the letter to respond. If the instances of noncompliance are corrected, the grantee's record is cleared and the grant is removed from a status of non-compliance. Any pending grant payments for the noncompliant grantee will be suspended until the issue is resolved. Failure to respond or correct the noncompliant issue within 10 days moves the grantee into Level 2 noncompliance.



- a) Instances when grant funds are not used in accordance with grant guidelines and are to be restored or refunded to Richland County, an invoice will be sent to the grantee requesting funds be returned upon receipt of the invoice.
- 2. Level 2:** Grantee receives a letter informing the grantee that the 10-day window in Level 1 of noncompliance has passed and that the issue has not been resolved. The grantee has 30 days to resolve the issue. All County grant funds for this organization are suspended until the noncompliance issue is resolved. If, following this notice, the grantee submits the required deliverable, or submits documentation of the completion of the previously unresolved grant requirement, Richland County grant staff will review it for sufficiency. If program staff finds the deliverable sufficient, the grant status returns to compliance.
- a) All organizations that reach Level 2 noncompliance are reported to Richland County Administration and County Council.
  - b) If fund recovery is unsuccessful in either Level 1 or Level 2, the County will follow all available legal steps for debt recovery.

**VII. Annual Internal Audit:**

At the end of each fiscal year, the Grants Manager will conduct an internal audit to allow staff to test the efficiency of its internal controls for administering County Council allocated funds in accordance with the established guidelines and requirements. The results of the audit, along with any recommended improvements to this policy, will be shared with Council for its consideration.

  
 \_\_\_\_\_  
 County Administrator

  
 \_\_\_\_\_  
 Date

Date adopted by Richland County Council: April 4, 2017

**Exhibit 1**



# Hospitality Tax Grant Payment Request Form

Organization: \_\_\_\_\_

Contact: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Amount Requested\*: \$ \_\_\_\_\_ **Pick-Up Check** \_\_\_\_\_ **Mail Check** \_\_\_\_\_  
(2020 Hampton Street, 4<sup>th</sup> Floor, Finance)

\* Per Richland County Policy, up to 75% of the allocated funding will be provided upfront. The remaining 25% or the balance of the allocated will be provided once a Mid-Year report is submitted, reviewed and approved by the Grants Manager.

Budget Item	Amount Approved	Amount Previously Drawn	Amount Requested this Draw	Remaining Balance
<b>Total Amount Requested:</b>			<b>\$</b>	

**REQUIRED ATTACHMENTS (your payment will not be processed until the following documents are received)**

**1. List of Grant Expenses** - Please attach an **itemized list** of expenditures. The total should match the total amount of funds you are requesting. The list should include vendor name, amount and expense category (Entertainment, Marketing or Security).

**2. A current balance sheet**, which is defined as a financial "picture" of a company at a given date in time that lists a nonprofit's assets, liabilities, and the difference between the two, which is the nonprofit's equity, or net worth. It can also be defined as an itemized statement which lists the total assets and the total liabilities of a given business to portray its net worth at a given moment of time.

For organizations who received a FY17 HTax Grant, Richland County must have a completed **final report** form for your 2016-2017 projects/programs on file prior to releasing FY18 funds.

**ORGANIZATION SIGNATURE:**

Provide signature of the Authorizing Official within organization, verifying accuracy of above statements and attachments.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**For questions, please call Natasha Dozier, Grants Manager at 803.576.2069.**

Richland County Administration PO Box 192 Columbia, SC 29202 Fax 803.576.2137 Email [doziern@rcgov.us](mailto:doziern@rcgov.us)

**Exhibit 2**



## Richland County Business Service Center

2020 Hampton Street, Suite 1050  
P.O. Box 192  
Columbia, SC 29202

Phone: (803) 576-2287  
Fax: (803) 576-2289  
[bsc@rcgov.us](mailto:bsc@rcgov.us)  
<http://www.rcgov.us/bsc>

# Business License Assessment Survey

- This form is intended to help the County better understand where and how your business operates, to assess whether or not a Richland County business license is needed. If a license is needed, our office will work collaboratively with you to facilitate compliance.
- If you already have a County license, please provide the number: \_\_\_\_\_. If your business does not currently have a license, please be aware a license may or may not be needed.
- Please complete and return this form to the Business Service Center. (Faxes not accepted.)

### Business Information

1. Corporate Business Name: \_\_\_\_\_
2. Doing Business As (if different): \_\_\_\_\_
3. Local Business Phone: \_\_\_\_\_ Open Date: \_\_\_\_\_
4. Business activity: \_\_\_\_\_ 2012 NAICS Code: \* \_\_\_\_\_  
\*See <http://www.census.gov/naics/> for assistance)
5. Description of your business (at least 10 words) \_\_\_\_\_

### Physical Location Information

6. Business Location (Street, City, State, Zip): \_\_\_\_\_
7. If the physical address is not in the unincorporated areas of the County, how often does your business go into – or expect to go into – the non-city areas of Richland County:  
Approximately: \_\_\_\_\_ times a (circle one) week month year
8. Name of best person to contact re: license requirements: \_\_\_\_\_
9. Title: \_\_\_\_\_ Work Phone: \_\_\_\_\_
10. Cell Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_
11. Area where business has been and/or will be conducted by the business: (check all that apply)
  - Arcadia Lakes
  - Blythewood
  - Columbia
  - Cayce
  - Forest Acres
  - Eastover
  - Irmo
  - non-city limits in Richland County
  - outside Richland County entirely



**County Council Meeting  
Briefing Document**

**Agenda Item**

Pinewood Lake Park Foundation Inventory Disposition

**Background**

A meeting was arranged with the Pinewood Lake Park Foundation's (Foundation's) Executive Director (Director) on July 2, 2018 to discuss ongoing issues related to the activities at the Pinewood Lake Park (Park). Originally the following items were proposed for the meeting agenda:

- 1) Scheduling Activities and Reservations
- 2) Foundation Volunteers on-site
- 3) Inventory of items in house and out buildings
- 4) Status of the dam and repairs

After a request from the Director the meeting agenda was revised to also include the following items:

- Pinewood Lake Park Management Plan
- Reimbursement from managing and operating the park since May of 2015 through today. Including cleaning the house and outside restrooms through March of 2018
- Repairing the emergency spillway  
CHAO and Associates are involved
- Cutting the trees from the dam (was supposed to be done since last year)
- Reimbursement for the \$75k for events at the park. (Need the Conservation Commission to send explanation of the decision of the Conservation Commission which was not relayed to the Grants Department)

The meeting was conducted on July 2, 2018. Attempts were made to discuss and resolve the agenda items (transcript can be provided upon request) including Item #3: Inventory and schedule of items in house and out buildings. During this discussion the Director stated there were items in the main house and out buildings on the property which were not owned by Richland County (County). The Director provided a list of items which were owned by the County (Attachment A), alleged a few things had gone missing, and wanted to make sure nothing else went missing.

After several requests by staff, an inventory meeting was scheduled for July 30, 2018 at the Park. During this meeting the Director went through the main house and out buildings marking all the property which was County-owned. All items not marked were items which do not belong to the County and presumably, therefore, belong to the Foundation. A list of these items was generated and provided to the Director for review and concurrence (Attachment B).

In addition to conducting the inventory, the Director stated she wanted to be monetarily reimbursed for various items such as security cameras, steel cables with yellow barricades, sinks and grill trays. County staff informed the Director during the inventory that we would complete the inventory and then get with County Administration to determine how best to proceed.

It was determined that County Council would need to provide direction on how to proceed with the inventory and reimbursement requests. The Director was informed of this decision on August 7, 2018. The Director responded on August 8, 2018 requesting us to wait until there is a new County Administrator in place (Attachment C). Please note, this correspondence does not respond to the accuracy of the inventory list developed.

Staff reviewed all invoices and requests for reimbursement, received from the Foundation, to determine if any of the inventory items claimed by the Foundation had been previously paid for by the County. Based on our research of the available records, only the security cameras and accompanying hardware, for which the Foundation is seeking monetary reimbursement, was reimbursed under hospitality tax dollars. Staff could not determine the County has paid for any of the other inventory items claimed by the Foundation.

Staff requests this issue be resolved as quickly as possible, so we can expedite the return of property to the Foundation, as it is in the best interest of the both parties: the Foundation and the County. As long as the Foundation has claims to property co-mingled with county property and on county property there is an opportunity for allegations the items have been mismanaged or misplaced.

### **Issues**

Items claimed by the Foundation at Pinewood Lake Park should be returned to them as soon as possible as part of the implementation of the Conservation Commission's Management Plan for the Park.

### **Fiscal Impact**

There is no cost associated with returning items to the Foundation, for which they claim ownership. Replacement of some items that are needed for the Park's efficient and effective operation would be covered by the Conservation Commission's budget.

There would be a fiscal impact should Council approve reimbursing the Foundation for the items noted above. That amount and funding source is TBD.

### **Past Legislative Actions**

County Council approved the Conservation Commission taking over management and operations of the Pinewood Lake Park effective July 1, 2017.

### **Alternatives**

1. Approve return of all requested items and reimburse the Foundation monetarily for items requested, except the security cameras and accompanying hardware.
2. Approve return of all requested items but do not reimburse the Foundation monetarily for items requested (instead, return items that can be returned without damage to or dismantling of county-owned property).
3. Do not return all requested items but do reimburse the Foundation monetarily for items requested, except the security cameras and accompanying hardware.
4. Do not return all requested items and do not reimburse the Foundation monetarily for items requested.
5. Consider this item and do not proceed in any way.

### **Staff Recommendation**

Staff recommends returning all requested items which will not cause damage to or dismantling of county-owned property to the Foundation and not reimbursing them monetarily for the items the Foundation requested.

CAROLINA CONSULTANTS GROUP LLC  
PO Box 186568  
Columbia SC 29229  
PH 803-463-0709

*County-owned properties  
only*

*PROVIDED by MS. HART during  
2 July 2018 meeting*

**CAROLINA CONSULTANTS GROUP LLC**

**Invoice on Furnishing; Decorating and repairs on main house at**

**Pine Wood Lake Park**

**October 12, 2015**

**Front Room \$4,320**

Accessories, paintings (2), Pictures, window dressing, Plants (2); upgrade light fixtures

**Middle Room \$5,580**

Office suite, Rug, paintings; Plants (2); upgrade light fixtures

**Back Room \$6,570**

Office suite, Rug, paintings; Plants (2); upgrade light fixtures

**Living Room \$8,448**

Fireplace mantel, chairs (4) table, stand, 40" television, paintings, light fixtures over mantel, upgrade light fixtures, ceiling, rug, figurines, Potted decorative Plants (6); Sand and repaint wall and ceiling from cracks,

**Dining Room \$7,880**

Table and (6) chairs, paintings, accessories, curtains and accessories, cabinet fixtures, Potted plants and accessories; upgrade light fixtures



CAROLINA CONSULTANTS GROUP LLC  
PO Box 186568  
Columbia SC 29229  
PH 803-463-0709

**Sub Total**                    **\$65,753**

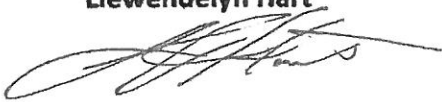
**Consultants Fee 11%**   **\$7,233**

**Tax**                            **\$4,208**

**Total include Furniture; Materials; Fixtures; Tax; Accessories and Labor**

**TOTAL \$77,194**

**Liewendelyn Hart**



**Project Manager**

CAROLINA CONSULTANTS GROUP LLC  
PO Box 186568  
Columbia SC 29229

BREAKFAST ROOM



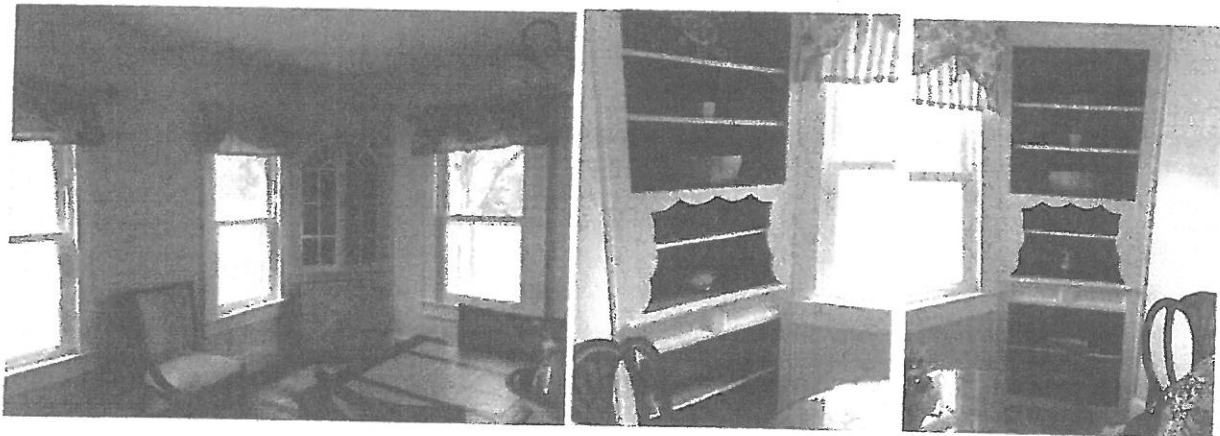
DINING ROOM



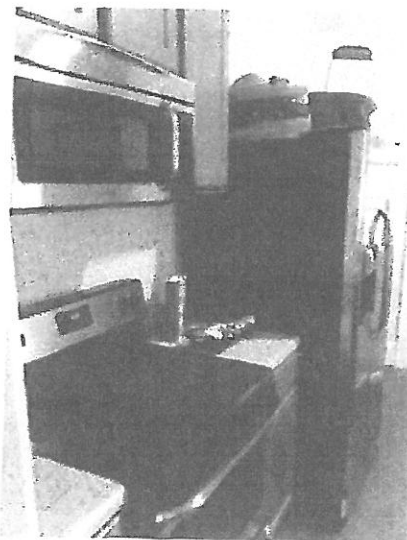
BREAKFAST ROOM



DINING ROOM



KITCHEN



## Tracy Hegler

---

**From:** Quinton Epps  
**Sent:** Tuesday, August 7, 2018 5:03 PM  
**To:** liewendelyn hart (liewendelynhart@gmail.com)  
**Cc:** Tracy Hegler; ken@kendridders.com; sanders.virginia1@gmail.com; carolk2005@gmail.com; Nancy Stone-Collum; RANDY PRUITT  
**Subject:** Inventory meeting follow-up  
**Attachments:** Inventory July 31 2018 (00000002).docx

Good afternoon, Ms. Hart

As a follow-up to our inventory meeting that took place on Monday, July 30, 2018, please see attached list of items you identified as belonging to the Pinewood Lake Park Foundation (Foundation). In addition, it is my understanding you are requesting the County reimburse the Foundation for the following items:

- 1) Security camera power boxes and wiring.
- 2) The steel cables with yellow barricades that are used to block vehicular traffic in the Park.
- 3) The sink at Picnic Shelter 1 and grill tray at Picnic Shelter 3.

Administration has advised that only County Council has the authority to provide direction on this, especially as it pertains to a request for funding.

Please advise if it is your intention to remove, from the Park, the items noted on the attached list and seek reimbursement for those items noted above and we will prepare the information for County Council's consideration after their recess, in September.

Sincerely,

**Quinton Epps**

Division Manager  
Community Planning & Development Department  
803-576-2082  
[epps@rcgov.us](mailto:epps@rcgov.us)

CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

---

**From:** Quinton Epps  
**Sent:** Monday, July 30, 2018 2:53 PM  
**To:** 'liewendelynhart'  
**Cc:** Tracy Hegler; ken@kendridders.com; sanders.virginia1@gmail.com; carolk2005@gmail.com; Nancy Stone-Collum; RANDY PRUITT  
**Subject:** RE: Notification and approval of events at Pinewood Lake Park

Ms. Hart,

We will be there to meet you at 10 am 31 July 2018 at the Main house.

Sincerely,

**Quinton Epps**

Division Manager  
Community Planning & Development Department  
803-576-2082  
[epps@rcgov.us](mailto:epps@rcgov.us)

CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

---

**From:** liewendelynhart [<mailto:liewendelynhart@gmail.com>]  
**Sent:** Monday, July 30, 2018 1:33 PM  
**To:** Quinton Epps  
**Cc:** Tracy Hegler; [ken@kendriggers.com](mailto:ken@kendriggers.com); [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com); [carolk2005@gmail.com](mailto:carolk2005@gmail.com); Nancy Stone-Collum  
**Subject:** RE: Notification and approval of events at Pinewood Lake Park

Dear Mr. Epps,  
The Foundation will meet on July 31, 2018 at 10:00 am to go over the inventory of what belongs to the Foundation. After the Foundation will arrange a date to remove their items.  
Sincerely,  
Liewendelyn Hart  
Pinewood Lake Park Foundation  
Executive Director

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: Quinton Epps <[Epps.Quinton@richlandcountysc.gov](mailto:Epps.Quinton@richlandcountysc.gov)>  
Date: 7/30/18 10:31 AM (GMT-05:00)  
To: liewendelynhart <[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)>  
Cc: Tracy Hegler <[Hegler.Tracy@richlandcountysc.gov](mailto:Hegler.Tracy@richlandcountysc.gov)>, [ken@kendriggers.com](mailto:ken@kendriggers.com), [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com), [carolk2005@gmail.com](mailto:carolk2005@gmail.com), Nancy Stone-Collum <[Stone-Collum.Nancy@richlandcountysc.gov](mailto:Stone-Collum.Nancy@richlandcountysc.gov)>  
Subject: RE: Notification and approval of events at Pinewood Lake Park

Ms. Hart,

Thank you for responding and letting us know the event listed for Aug 2 & 3, "Wet & Wild" is no longer scheduled for those dates so we can remove it from the reservation calendar. We appreciate your consideration in abiding by the rules. We look forward to your updated list and reservation information for your upcoming events. Please let me know if you have any questions and thanks again,

Sincerely,

## Quinton Epps

Division Manager

Community Planning & Development Department

803-576-2082

[epps@rcgov.us](mailto:epps@rcgov.us)

CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

---

**From:** liewendelynhart [<mailto:liewendelynhart@gmail.com>]  
**Sent:** Monday, July 30, 2018 8:21 AM  
**To:** Quinton Epps  
**Cc:** Tracy Hegler; [ken@kendriggers.com](mailto:ken@kendriggers.com); [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com); [carolk2005@gmail.com](mailto:carolk2005@gmail.com); Nancy Stone-Collum  
**Subject:** Re: Notification and approval of events at Pinewood Lake Park

Dear Mr. Epps,

The schedule of events were sent to James Hayes with the proposal and approved by Country Council. The Foundation plans to abide by the rules as any other organization. The Foundation just received and signed the contract for the grant. The process will take a couple of weeks delaying the order of events through no fault of the Foundation but at the mercy of the County Finance Department. Whenever the requests are approved the Foundation will give you an updated list. If there is a conflict with another scheduled event the Foundation will move the event to an alternative site at the park owned by the Foundation.

Sincerely,

Liewendelyn Hart

Pinewood Lake Park Foundation

Excutive Director

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: Quinton Epps <[Epps.Quinton@richlandcountysc.gov](mailto:Epps.Quinton@richlandcountysc.gov)>

Date: 7/27/18 11:35 AM (GMT-05:00)

To: "liewendelyn hart ([liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com))" <[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)>

Cc: Tracy Hegler <[Hegler.Tracy@richlandcountysc.gov](mailto:Hegler.Tracy@richlandcountysc.gov)>, [ken@kendriggers.com](mailto:ken@kendriggers.com), [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com), [carolk2005@gmail.com](mailto:carolk2005@gmail.com), Nancy Stone-Collum <[Stone-Collum.Nancy@richlandcountysc.gov](mailto:Stone-Collum.Nancy@richlandcountysc.gov)>

Subject: Notification and approval of events at Pinewood Lake Park

Ms. Hart,

We received the attached event list regarding the Pinewood Lake Park Foundations (Foundations) proposed activities at the Pinewood Lake Park (Park) for the upcoming fiscal year FY2019. We have not received any other communications regarding these events. We encourage the use of the Park by the Foundation and other groups. In order to avoid any misunderstandings or scheduling conflicts applicants must provide proper notification of an event and receive approvals to conduct an event at the Park. If the rules are not followed and approvals not granted, we cannot ensure the facility will be available and will not accept liability for the potential unavailability of the facility. This liability is solely with the requesting group or applicant.

The first event listed by the Foundation for FY2019, "Wet and Wild Family Event", is scheduled for Aug 2 & 3 from 12 to 7 pm. If you still plan to conduct this event, please submit the necessary applications and request forms which are attached. We make this request in order to avoid any misunderstandings or scheduling conflicts within the Park. We will need the same information for each of the Special Events listed on the attached.

Please note the Conservation Commission (Commission) only manages the facility and not the use of Hospitality-Tax (H-Tax) funds. Review, approval and reimbursement for H-Tax expenditures must be coordinated with the grants office and not the Commission.

The Conservation Division on behalf of the Commission encourages the Foundation to provide quality events and promotions at the Park in keeping with the terms of the H-tax Grant program. We also encourage the continued involvement with its volunteers to keep the Park an integral part of the Lower Richland Community. Please let me know if you have any questions.

Sincerely,

Quinton Epps, CFM, CEPSCI  
Division Manager  
Richland County Government  
Community Planning & Development Department  
Conservation Division  
[epps@rcgov.us](mailto:epps@rcgov.us)<<mailto:epps@rcgov.us>>

P 803-576-2082 F 803-576-2088

2020 Hampton St.  
3rd Floor, Rm 3063A  
Columbia, SC 29204

rcgov.us<<http://www.rcgov.us/>>

CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

## Pinewood Lake Park Inventory Report

On Tuesday, July 31<sup>st</sup> 2018 an official inventory was conducted at the Pinewood Lake Park Main House and property structures. Four (4) people were present from the Pinewood Lake Park Foundation (Foundation) and three (3) Richland County staff. The purpose of the inventory was to detail which items in the house belonged to the Foundation. Marking material was placed on all items that belong to Richland County. Items that are not marked and therefore belong to the Foundation will be removed from the house on a date agreed upon by both parties. The following document details the items that belong to the Foundation in each room of the Main House and surrounding structures.

### Main Living Room:

- Popcorn Machine
- All items in the Television Stand/Dresser
- All items in the closet locating in the living room
- Bulletin Board
- Clock on top of fireplace mantle
- "TERK" TV antenna

### Kitchen

- Fire Extinguisher
- Three small hanging black mirrors
- Small hanging painting

All items contained within the lower and upper cabinets, cupboards, oven, dish washer, kitchen counters, and refrigerator belong to the Foundation. All the kitchen appliances themselves are Richland County property. It was noted by Mrs. Hart that she had some issues with her taxes when the refrigerator unit was purchased and discussion about ownership should take place.

### Foyer/Waiting Room/Hallway

- All items that are on the built-in shelves in the corners of the room
- All items on top of the glass table
- Sofa
- Wood Stove
- Wooden Dining Table and decorative items
- Two wooden chairs
- Small Trash Bin
- All Items contained in the Hallway closet

### Back Bedroom/Bathroom

- All items contained in and on wooden desk and low table and in fireplace



- Hanging Clock
- All items in the closet
- Three small hanging bathroom mirrors
- All Toiletry items and small trash bin

#### Front Bedroom

- Hanging mirror
- All items in the bedroom closet
- All items in or on top of wooden desk

#### Main Bathroom

- All items except for the sink and toilet

#### Back Entrance Room and Basement

- All Miscellaneous items in the back entrance room
- All items located in the back entrance room closet
- All items located near the entrance to the basement and on the shelves leading down the basement stairs

#### Front Room/Antique Room

- All historical items on the shelves and shelving units
- All items on the Glass table
- All items in closet
- APC Battery Backup and Surge Protection Unit
- Former security system cameras that were replaced by Richland County cameras

Mrs. Hart stated that when the new camera system was set up, the cameras were attached to power boxes and wiring that belongs the Foundation. Mrs. Hart stated that their modems, power boxes, and electrical wiring were now considered as defective equipment. She said the cameras were no good without the modems, power boxes, and electrical wiring and that she wanted to be reimbursed for these items. Mr. Epps stated this would need to be determined by County Administration.

#### Structures on Park Grounds

- All Items within the cinder block storage shed are considered Foundation property except for chairs, tables, and structural items.
- The steel cables with yellow barricades that are used to block vehicular traffic in the Park are Foundation property. Ms. Hart stated she wanted to be reimbursed for these items. Mr. Epps stated this would need to be determined by County Administration.

- The sink at Picnic Shelter 1 and grill tray at Picnic Shelter 3 were replaced by the Foundation. Ms. Hart stated she wanted to be reimbursed for these items. Mr. Epps stated this would need to be determined by County Administration.
- All Master Locks on Park grounds are Foundation property. Mr. Epps stated all the locks would be replaced and the existing locks would be returned to the Foundation.

DRAFT

**Tracy Hegler**

---

**From:** liewendelyn hart <liewendelynhart@gmail.com>  
**Sent:** Tuesday, August 21, 2018 10:32 AM  
**To:** Quinton Epps; KIMBERLY WILLIAMS-ROBERTS; Norman Jackson; LARRY SMITH  
**Subject:** Re: Inventory meeting follow-up

On Wed, Aug 8, 2018 at 4:54 PM, Liewendelyn hart <[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)> wrote:

Mr. Epps,

I am not sure what you are referring to. Please wait until Richland County have an Administrator or an Acting or Interim Administrator in place before you make these decisions. There is a lot over the past four years where some things are with Administration and some with the Conservation Commission. Until you can work with the Foundation to figure it out I will await until someone is in charge to address your concerns.

Respectfully ,

Liewendelyn Hart

Pinewood Lake Park Foundation E/D

Sent from my iPhone

> On Aug 7, 2018, at 5:03 PM, Quinton Epps <[Epps.Quinton@richlandcountysc.gov](mailto:Epps.Quinton@richlandcountysc.gov)> wrote:

>

> Good afternoon, Ms. Hart

>

> As a follow-up to our inventory meeting that took place on Monday, July 30, 2018, please see attached list of items you identified as belonging to the Pinewood Lake Park Foundation (Foundation). In addition, it is my understanding you are requesting the County reimburse the Foundation for the following items:

>

> 1) Security camera power boxes and wiring.

> 2) The steel cables with yellow barricades that are used to block vehicular traffic in the Park.

> 3) The sink at Picnic Shelter 1 and grill tray at Picnic Shelter 3.

>

> Administration has advised that only County Council has the authority to provide direction on this, especially as it pertains to a request for funding.

>

> Please advise if it is your intention to remove, from the Park, the items noted on the attached list and seek reimbursement for those items noted above and we will prepare the information for County Council's consideration after their recess, in September.

>

> Sincerely,

>

> Quinton Epps

> Division Manager

> Community Planning & Development Department

> 803-576-2082

> [epps@rcgov.us](mailto:epps@rcgov.us)<mailto:[epps@rcgov.us](mailto:epps@rcgov.us)>

>

> CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the

intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

>  
> From: Quinton Epps  
> Sent: Monday, July 30, 2018 2:53 PM  
> To: 'liewendelynhart'  
> Cc: Tracy Hegler; [ken@kendriggers.com](mailto:ken@kendriggers.com); [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com); [carolk2005@gmail.com](mailto:carolk2005@gmail.com); Nancy Stone-Collum; RANDY PRUITT  
> Subject: RE: Notification and approval of events at Pinewood Lake Park

>  
> Ms. Hart,  
>  
> We will be there to meet you at 10 am 31 July 2018 at the Main house.

>  
> Sincerely,  
>  
> Quinton Epps  
> Division Manager  
> Community Planning & Development Department  
> 803-576-2082  
> [epps@rcgov.us](mailto:epps@rcgov.us)<mailto:[epps@rcgov.us](mailto:epps@rcgov.us)>

>  
> CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

>  
> From: liewendelynhart [mailto:[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)]<mailto:[mailto:[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)]>  
> Sent: Monday, July 30, 2018 1:33 PM  
> To: Quinton Epps  
> Cc: Tracy Hegler; [ken@kendriggers.com](mailto:ken@kendriggers.com)<mailto:[ken@kendriggers.com](mailto:ken@kendriggers.com)>; [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com)<mailto:[sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com)>; [carolk2005@gmail.com](mailto:carolk2005@gmail.com)<mailto:[carolk2005@gmail.com](mailto:carolk2005@gmail.com)>; Nancy Stone-Collum  
> Subject: RE: Notification and approval of events at Pinewood Lake Park

>  
>  
> Dear Mr. Epps,  
> The Foundation will meet on July 31, 2018 at 10:00 am to go over the inventory of what belongs to the Foundation. After the Foundation will arrange a date to remove their items.

> Sincerely,  
> Liewendelyn Hart  
> Pinewood Lake Park Foundation  
> Executive Director

>  
> Sent from my T-Mobile 4G LTE Device

>  
> ----- Original message -----  
> From: Quinton Epps <[Epps.Quinton@richlandcountysc.gov](mailto:Epps.Quinton@richlandcountysc.gov)><mailto:[Epps.Quinton@richlandcountysc.gov](mailto:Epps.Quinton@richlandcountysc.gov)>>

> Date: 7/30/18 10:31 AM (GMT-05:00)  
> To: liewendelynhart <[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)<mailto:[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)>>  
> Cc: Tracy Hegler <[Hegler.Tracy@richlandcountysc.gov](mailto:Hegler.Tracy@richlandcountysc.gov)<mailto:[Hegler.Tracy@richlandcountysc.gov](mailto:Hegler.Tracy@richlandcountysc.gov)>>, [ken@kendriggers.com](mailto:ken@kendriggers.com)<mailto:[ken@kendriggers.com](mailto:ken@kendriggers.com)>, [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com)<mailto:[sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com)>, [carolk2005@gmail.com](mailto:carolk2005@gmail.com)<mailto:[carolk2005@gmail.com](mailto:carolk2005@gmail.com)>, Nancy Stone-Collum <[Stone-Collum.Nancy@richlandcountysc.gov](mailto:Stone-Collum.Nancy@richlandcountysc.gov)<mailto:[Stone-Collum.Nancy@richlandcountysc.gov](mailto:Stone-Collum.Nancy@richlandcountysc.gov)>>  
> Subject: RE: Notification and approval of events at Pinewood Lake Park  
>  
> Ms. Hart,  
>  
> Thank you for responding and letting us know the event listed for Aug 2 & 3, "Wet & Wild" is no longer scheduled for those dates so we can remove it from the reservation calendar. We appreciate your consideration in abiding by the rules. We look forward to your updated list and reservation information for your upcoming events. Please let me know if you have any questions and thanks again,  
>  
> Sincerely,  
>  
> Quinton Epps  
> Division Manager  
> Community Planning & Development Department  
> 803-576-2082  
> [epps@rcgov.us](mailto:epps@rcgov.us)<mailto:[epps@rcgov.us](mailto:epps@rcgov.us)>  
>  
> CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.  
>  
> From: liewendelynhart [[mailto:\[liewendelynhart@gmail.com\]\(mailto:liewendelynhart@gmail.com\)](mailto:liewendelynhart@gmail.com)][<mailto:\[mailto:\[liewendelynhart@gmail.com\]\(mailto:liewendelynhart@gmail.com\)\]>](mailto:[mailto:liewendelynhart@gmail.com])  
> Sent: Monday, July 30, 2018 8:21 AM  
> To: Quinton Epps  
> Cc: Tracy Hegler; [ken@kendriggers.com](mailto:ken@kendriggers.com)<mailto:[ken@kendriggers.com](mailto:ken@kendriggers.com)>; [sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com)<mailto:[sanders.virginia1@gmail.com](mailto:sanders.virginia1@gmail.com)>; [carolk2005@gmail.com](mailto:carolk2005@gmail.com)<mailto:[carolk2005@gmail.com](mailto:carolk2005@gmail.com)>; Nancy Stone-Collum  
> Subject: Re: Notification and approval of events at Pinewood Lake Park  
>  
>  
> Dear Mr. Epps,  
> The schedule of events were sent to James Hayes with the proposal and approved by Country Council. The Foundation plans to abide by the rules as any other organization. The Foundation just received and signed the contract for the grant. The process will take a couple of weeks delaying the order of events through no fault of the Foundation but at the mercy of the County Finance Department. Whenever the requests are approved the Foundation will give you an updated list. If there is a conflict with another scheduled event the Foundation will move the event to an alternative site at the park owned by the Foundation.  
> Sincerely,  
> Liewendelyn Hart  
> Pinewood Lake Park Foundation  
> Excutive Director  
>

> Sent from my T-Mobile 4G LTE Device

>

> ----- Original message -----

> From: Quinton Epps <[Epps.Quinton@richlandcountysc.gov](mailto:Epps.Quinton@richlandcountysc.gov)<mailto:[Epps.Quinton@richlandcountysc.gov](mailto:Epps.Quinton@richlandcountysc.gov)>>

> Date: 7/27/18 11:35 AM (GMT-05:00)

> To: "liewendelyn hart ([liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)<mailto:[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)>)"  
<[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)<mailto:[liewendelynhart@gmail.com](mailto:liewendelynhart@gmail.com)>>

> Cc: Tracy Hegler <[Hegler.Tracy@richlandcountysc.gov](mailto:Hegler.Tracy@richlandcountysc.gov)<mailto:[Hegler.Tracy@richlandcountysc.gov](mailto:Hegler.Tracy@richlandcountysc.gov)>>

<[ken@kendriggers.com](mailto:ken@kendriggers.com)<mailto:[ken@kendriggers.com](mailto:ken@kendriggers.com)>

>, [sanders.virginial@gmail.com](mailto:sanders.virginial@gmail.com)<mailto:[sanders.virginial@gmail.com](mailto:sanders.virginial@gmail.com)>

>, [carolk2005@gmail.com](mailto:carolk2005@gmail.com)<mailto:[carolk2005@gmail.com](mailto:carolk2005@gmail.com)>

>, Nancy Stone-Collum <[Stone-Collum.Nancy@richlandcountysc.gov](mailto:Stone-Collum.Nancy@richlandcountysc.gov)<mailto:[Stone-Collum.Nancy@richlandcountysc.gov](mailto:Stone-Collum.Nancy@richlandcountysc.gov)>>

> Subject: Notification and approval of events at Pinewood Lake Park

>

> Ms. Hart,

>

> We received the attached event list regarding the Pinewood Lake Park Foundations (Foundations) proposed activities at the Pinewood Lake Park (Park) for the upcoming fiscal year FY2019. We have not received any other communications regarding these events. We encourage the use of the Park by the Foundation and other groups. In order to avoid any misunderstandings or scheduling conflicts applicants must provide proper notification of an event and receive approvals to conduct an event at the Park. If the rules are not followed and approvals not granted, we cannot ensure the facility will be available and will not accept liability for the potential unavailability of the facility. This liability is solely with the requesting group or applicant.

>

> The first event listed by the Foundation for FY2019, "Wet and Wild Family Event", is scheduled for Aug 2 & 3 from 12 to 7 pm. If you still plan to conduct this event, please submit the necessary applications and request forms which are attached. We make this request in order to avoid any misunderstandings or scheduling conflicts within the Park. We will need the same information for each of the Special Events listed on the attached.

>

> Please note the Conservation Commission (Commission) only manages the facility and not the use of Hospitality-Tax (H-Tax) funds. Review, approval and reimbursement for H-Tax expenditures must be coordinated with the grants office and not the Commission.

>

> The Conservation Division on behalf of the Commission encourages the Foundation to provide quality events and promotions at the Park in keeping with the terms of the H-tax Grant program. We also encourage the continued involvement with its volunteers to keep the Park an integral part of the Lower Richland Community. Please let me know if you have any questions.

>

> Sincerely,

>

> Quinton Epps, CFM, CEPSCI

> Division Manager

> Richland County Government

> Community Planning & Development Department

> Conservation Division

> [eppsq@rcgov.us](mailto:eppsq@rcgov.us)<mailto:[eppsq@rcgov.us](mailto:eppsq@rcgov.us)<mailto:[eppsq@rcgov.us](mailto:eppsq@rcgov.us)%3cmailto:[eppsq@rcgov.us](mailto:eppsq@rcgov.us)>>

>

> P 803-576-2082 F 803-576-2088

>

> 2020 Hampton St.

> 3rd Floor, Rm 3063A

> Columbia, SC 29204

> [rcgov.us](http://www.rcgov.us)<<http://www.rcgov.us>/>

>

> CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

> <winmail.dat>

**2019 ANNUAL COUNCIL RETREAT OPTIONS  
(IN ORDER OF MOST TO LEAST EXPENSIVE)**

**CLEMSON'S UNIVERSITY CONFERENCE CENTER AND INN**

- available dates Jan 14<sup>th</sup> - 17<sup>th</sup> and Jan 21<sup>st</sup>- 24<sup>th</sup>

**EMBASSY SUITES – CHARLESTON, SC**

- available dates Jan 14<sup>th</sup> – 17<sup>th</sup> and Jan 21<sup>st</sup> – 24<sup>th</sup>

**EMBASSY SUITES – MYRTLE BEACH, SC**

- available dates Jan 21<sup>st</sup> – 24<sup>th</sup>

**PARKLANE ADULT ACTIVITY CENTER**

- available dates Jan 15<sup>th</sup> – 17<sup>th</sup> and Jan 22<sup>nd</sup> – 24<sup>th</sup>

**COUNCIL CHAMBERS**

- available dates Jan 15<sup>th</sup> – 17<sup>th</sup> and Jan 22<sup>nd</sup> – 24<sup>th</sup>



# RICHLAND COUNTY COUNCIL

## SOUTH CAROLINA

FROM THE DESK OF CHAIRWOMAN JOYCE DICKERSON DISTRICT 2

**August 22, 2018**

**SCDOT Carolina Crossroads Project Team**  
**955 Park Street**  
**Columbia, SC 29201**

To Whom It May Concern,

Richland County staff recently attended two meetings – a stakeholder meeting and an open house – to hear updates on ongoing Carolina Crossroads project. After reading the Draft Environmental Impact Statement (DEIS), reviewing the website and speaking with members of the SCDOT Project Team, Richland County has several comments and concerns, as follows, the majority of which deal with the mobility goal and defining metrics, multimodal transportation, access management, and community impacts.

In general, the conceptual improvements are expected to relieve congestion. Likewise, this congestion relief is also spoken of in terms of improving mobility. However, the means by which this term is being defined and the metrics used to measure it seems to fall short of true mobility. Mobility is about the movement of people via multiple/alternative transportation modes, rather than single-occupancy vehicles (SOVs) and, thereby, the reduction of traffic. Mobility enhancements typically focus on a reduction of dependence on SOVs and the introduction of bike, pedestrian, and mass transit infrastructure (and/or other multimodal measures).

The mobility benefits provided under RA1 (Representative Alternative 1, which is the Recommended Preferred Alternative) (and other alternatives in general) are substantiated via engineering and traffic metrics only, instead of being assessed for impacts on mobility as well, as the two-part project goal suggests they should be. These include engineering metrics such as level of service (LOS) improvements, geometric reductions and increase in speeds and decreases in travel times. These improvements look to increase the amount of SOVs, not people in general, and allow that automobiles move through the system as quickly as possible. The resultant benefits do not achieve high results in people's mobility but in vehicles' traffic metrics. This includes travel time savings, travel time reliability, vehicle operating costs, accident cost savings, emissions cost savings, freight inventory cost savings and pavement maintenance cost savings. As such, the core issue is with how mobility has been defined and the "mobility" metrics that have been used to determine the appropriateness of previous potential alternatives in earlier screening processes, along with which of and how RA1's improvements will be undertaken.

Multimodal uses for the system, such as transit infrastructure and access, are noted in part as why the project is needed. The DEIS describes that improving access to the existing transit system should take place. However, a limited scope has been used in addressing transit possibilities as an alternative, primarily due to not meeting the



Chair  
Central Midlands COG  
School District Two  
Lexington/Richland Five  
School District  
City of Columbia Liaison  
Towns of Arcadia Lakes,  
Blythewood, Eastover  
Forest Acres, Irmo  
Midlands Technical College  
Central Midlands Regional  
Transit Authority (CMRTA)  
Commission on Aging Ad  
Hoc Committee  
International Ad Hoc  
Committee  
Courthouse Ad Hoc  
Committee  
Budget Ad Hoc Committee

# RICHLAND COUNTY COUNCIL

## SOUTH CAROLINA



engineering and traffic metrics which have been utilized throughout the screenings. In the preliminary screening process, mass transit and transportation system management (TSM) options were evaluated. These were considered as stand-alone options, where they were considered in a vacuum as one single implementable solution to the breadth of issues to be addressed. As such, the transit options and TSM did not meet the stated purposes of improved mobility, reduced congestion and subsequent needs. If the proposed mass transit and TSM options were evaluated in tandem with one another, or as part of additional alternatives, it is likely they would have been able to meet the purpose and needs. Even though the mass transit alternatives were precluded from advancing as viable alternatives, SCDOT has stated it will accommodate bus stops at interchanges and give them priority at signaling. Additionally, two express routes are being evaluated by the COMET/CMRTA which would utilize the system features. Further, park and ride services will be evaluated by SCDOT for the study area where potential service locations will be recommended.

Access management and community impacts affect each other in turn. These two factors both deal with peripheral elements that will most directly affect adjacent neighborhoods and County citizens. The DEIS says little about access management and community impact mitigation. These are features that will then be mitigated during the design-build phase of the projects. In general, the DEIS gives possible design features that may be included such as adding two-way turn lanes, driveway consolidations, raised medians and other traffic measures such as parking restrictions, speed measures (only mentioned as an increase and not decrease) and changing signals to roundabouts.

There are two areas of concern when dealing with access management and the community. One location is the Broad River Rd. interchange at I-20 and the other will be the new interchange at Colonial Life Blvd. Access management will be the biggest concern when it comes to the Broad River Rd. interchange, particularly keeping and extending sidewalks. The type of proposed interchange, single point urban interchange (SPUI), will have limitations on pedestrian crossings and any potential bike use because of longer signal phasing. The Penny Program is coordinating with SCDOT on future programming as it relates to the Broad River Road Corridor Neighborhood Master Plan improvements, which should limit discrepancies between Carolina Crossroads and Penny projects.

For the Colonial Life Blvd. interchange, the primary concerns will be community impacts from higher speed travel. The new interchange is proximate to a residential neighborhood area. Colonial Life Blvd. will now be a focal point for traffic entering and exiting I-126. Per conversations at the Carolina Crossroads open house, the lone traffic calming measure being considered for this new interchange will be a single traffic light. As this interchange's context is heavily residential, *greater attention should be placed upon traffic calming and other TSM measures (emphasis added)*. Moreover, inclusion of pedestrian infrastructure needs to be addressed as the transition from interstate to neighborhood occurs quickly. SCDOT has stated it will work to create new connections



regarding bike and pedestrian facilities. County staff has a particular interest in seeing this come to fruition and intends to remain engaged throughout the design-build process.

Since, again, the Carolina Crossroads improvement project narrowly defines mobility within its scope of work, limited to SOVs and engineering metrics, alternatives development has been disadvantaged in what is able to be effectively evaluated and moved forward as potential solutions for improving true mobility. Multimodal and TSM options have not been adequately included, nor holistically considered, as adequate measures alongside other means for improving the corridor and study area. Access management and mitigation for traffic in transition areas need to be given greater priority and be addressed with context-based solutions.

The “Environmental Commitments to Projects,” which provides a list of environmental and community factors that SCDOT commits to as the project moves further along in the development process, is a particularly critical component of the DEIS and FEIS (Final Environmental Impact Study). This section is slated to include limited real mobility measures SCDOT plans to include as secondary features as part of the alternatives development process, such as bike-ped infrastructure, transit stop prioritization and park and ride service study and site recommendation. Critical to the successful implementation of the measures identified in this element will be the way mitigation for impacts is considered (which is not explicitly addresses within the DEIS). The guarantee of actionable methods for mitigation is warranted in order to make sure impacts are being properly addressed.

### **General Comments for Moving Forward**

- Prioritization of the movement of people and goods through various modes of transportation and not exclusively faster moving SOVs.
- Use of mobility metrics beyond traffic and engineering criteria.
- Multimodal features need to be moved forward into implementation as studies are completed. Priority should be given to expanding modal splits and reduction of trips within the corridor and study area as a means of congestion reduction.
- Access management features developed during the design-build process need to include traffic calming measures beyond traffic signals. Priority should be given to measures which are context specific and look at safety and pedestrian friendliness. Access management features that allow for or increase traffic speeds should not be utilized in areas that quickly transition to residential in nature. For instance, smaller curb radii and similar features should be used near transition areas.
- Sidewalk connections need to be kept and added where changes are being made to increase linkages and enhance pedestrian safety. Sidewalks should be included along

# RICHLAND COUNTY COUNCIL

## SOUTH CAROLINA



new interchanges, and where SPUIs are implemented; signal phasing should allow for adequate timing for pedestrian or bike crossings.

- Mitigation measures should be developed in concert with local jurisdictions and stakeholders as the design-build process moves forward. This should include potential community impacts and environmental impacts.
- Promises made as part of the Environmental Commitments need be upheld and accountability measures should be put in place with input from local jurisdictions and stakeholders.
- Issues such as traffic and emergency response management during construction should be addressed, in detail, by the awarded design-build team. Further, all proposed plans pertaining to the aforementioned should be thoroughly vetted by impacted jurisdictions prior to starting of construction.

Respectfully,

Joyce Dickerson  
Chair  
Richland County Council

## Richland County Council Request for Action

**Subject:**

18-025MA  
Evan Wilson  
RS-LD to RS-MD (7.18 Acres)  
Joiner Road and Deloach Drive  
TMS # R16415-04-24, 25, 26, 33, 34, 35, 36, 37, 38, 39 & R16415-05-01, 02

**Notes:**

First Reading: July 24, 2018  
Second Reading:  
Third Reading:  
Public Hearing: July 24, 2018

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL OF RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_-18HR

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 # R16415-04-24, 25, 26, 33, 34, 35, 36, 37, 38, 39 AND R16415-05-01 AND 02 FROM RESIDENTIAL SINGLE-FAMILY LOW DENSITY DISTRICT (RS-LD) TO RESIDENTIAL SINGLE-FAMILY MEDIUM DENSITY DISTRICT (RS-MD); 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 # R16415-04-24, 25, 26, 33, 34, 35, 36, 37, 38, 39 and R16415-05-01 and 02 from Residential Single-Family Low Density District (RS-LD) to Residential Single-Family Medium Density District (RS-MD).

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 \_\_\_\_\_, 2018.

RICHLAND COUNTY COUNCIL

By: \_\_\_\_\_  
Joyce Dickerson, Chair

Attest this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Michelle M. Onley  
Deputy Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: July 24, 2018  
First Reading: July 24, 2018  
Second Reading: September 11, 2018  
Third Reading: September 18, 2018

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_\_-18HR

AN ORDINANCE ALLOWING FOR THE TEMPORARY WAIVER OF RICHLAND COUNTY ADMINISTRATION AND RICHLAND COUNTY COUNCIL REVIEW AND APPROVAL OF CHANGE ORDERS FOR WORK ON STRUCTURES DAMAGED BY THE STORM AND FLOOD DURING THE PERIOD OF OCTOBER 3 THROUGH OCTOBER 6, 2015.

WHEREAS, the County of Richland has been severely and catastrophically affected by record levels of rain from the late evening hours of Saturday, October 3, 2015 through Tuesday, October 6, 2015; and

WHEREAS, this catastrophic 1,000 year rain event resulted in widespread flooding throughout the County of Richland, causing damage to thousands of structures within the said County; and

WHEREAS, many citizens of Richland County are still in the process of damage control and damage repair; and

WHEREAS, Richland County is the recipient of over \$30 million in Community Development Block Grant- Disaster Recovery (CDBG-DR) funds from HUD, which provides for the replacement of substantially damaged mobile home units and the rehabilitation of single-family stick-built structures damaged during the October 2015 flood; and

WHEREAS, Richland County has received hundreds of applications for the use of these funds and are in various stages of implementing those replacements/repairs, which includes an original estimate for the scope of work; and

WHEREAS, Richland County and its contractor(s) often encounter unforeseen conditions and needs, not originally estimated, while performing the mobile home replacement and/or single family rehab work; and

WHEREAS, Section 2-593 of the Richland County Code of Ordinances requires that the County Administrator shall have the authority to approve change orders in the amount not to exceed 10 percent of the original contract price; and

WHEREAS, Section 2-593 of the Richland County Code of Ordinances stipulates that any change order in excess of \$10,000 shall be reviewed and approved by the county council; and

WHEREAS, the current situation, which was created by the severe storms and resultant flooding during October 3, 2015 and immediately thereafter, has resulted in a unique situation wherein damage to structures require immediate and ongoing response and repair; and

WHEREAS, the County Council has determined that it is in the best interest of its citizens to expedite and assist homeowners and business owners affected by the storm to begin, and continue, repairs and rebuilding.

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

SECTION I:

THIS ORDINANCE APPLIES ONLY FOR THE COUNTY'S REPAIR, WITH THE USE OF CDBG-DR FUNDS, OF STRUCTURES DAMAGED BY THE STORM AND FLOOD DURING THE PERIOD OF OCTOBER 3 THROUGH OCTOBER 6, 2015.

1. The County's staff in the Community Planning and Development Department shall expeditiously review and approve, if appropriate, change orders, verified by County-approved Housing Inspectors, especially those caused by unforeseen site conditions or emergency situations, for up to 10.0% of the cost of the contract. No such change order approval shall exceed the already appropriated amount of funds (i.e. the contingency).
2. All change orders between 10.1- 24.9% of the cost of the contract, verified by County-approved Housing Inspectors, shall require approval of County Administration.
3. All change orders at or exceeding 25% of the costs of the contract, verified by County-approved Housing Inspectors, shall require approval of Richland County Council.

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 Suspended. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby temporarily suspended until **January 1, 2020**.

SECTION IV. Effective Date. This ordinance shall become effective immediately upon adoption and shall remain in effect until **January 1, 2020**, at which time it shall have no further effect.

RICHLAND COUNTY COUNCIL

BY: \_\_\_\_\_  
Joyce Dickerson, Chair

ATTEST THIS THE \_\_\_\_ DAY

OF \_\_\_\_\_, 2018



---

Kimberly Williams-Roberts  
Clerk of Council

First Reading: June 19, 2018  
Second Reading:  
Public Hearing:  
Third Reading:

## Richland County Council Request for Action

**Subject:**

An Ordinance Amending Chapter 17, Motor Vehicles in Traffic; Article II, General Traffic and Parking Regulations; Section 17-9, Through Truck Traffic Prohibited; so as to include Hobart Road

**Notes:**

June 26, 2018 – The committee recommended Council approving an amendment to the ordinance, Article II. General Traffic and Parking Regulations, Section 17-9 prohibiting through truck traffic on Hobart Road and the Brookhaven neighborhood within Richland County, and to recommend to SCDOT to place a “No Through Truck Traffic Ahead” sign on the road.

First Reading: July 10, 2018

Second Reading:

Third Reading:

Public Hearing:



**Companion Document – Supplemental information for Through Truck Traffic Prohibited on Hobart Road and Brookhaven Neighborhood**

**Additional Information Requested by Committee**

During its May meeting, the Development & Services (D&S) Committee requested additional information on the subject. Specifically:

1. What is the County’s policy for a “No Through Trucks” designation on County maintained roads?
2. What is the process to close a section of Hobart Road at the railroad crossing?

**Item 1 – No Through Trucks**

The County does not currently have a policy on this. However, the South Carolina Department of Transportation (SCDOT) does have a draft policy that they currently use. This is attached for your information. There are four primary items that are reviewed when a request is received:

- A field evaluation of the proposed route identifying any potential hazards such as railroad crossings, limited site distances, etc. **(The route along Hobart Road has a railroad crossing.)**
- An evaluation of the roadway lane widths, safety features, and surface conditions. **(After speaking to the Engineer that designed Hobart Road, he stated that it was never intended to be a truck route. The pavement section that was used was a standard residential section (8” base course and 2” of surface course) as well as the lane widths associated with a residential roadway.)**
- An evaluation of intersection geometrics at points of turn along routes. **(There are no known issues here.)**
- An analysis of traffic volumes to identify potential congestion issues or bottlenecks. **(A traffic count was performed several years ago and there were over 1,000 vehicles traveling in a single direction on a single day. That count would be doubled in order to arrive at the actual Average Daily Traffic (ADT) of over 2,000 vehicles per day travelling this residential roadway. By County Standards, this would classify this road as a “Major Collector” with a required pavement section is 8” stone base, 3” intermediate binder course, and 2” asphalt surface course.)**

**Item 2 – Closing a section of Hobart Road**

To close any road (or road section) in the County Road Maintenance System, the process is as follows (as advised by Assistant County Attorney, Brad Farrar):

"Any interested person, the State (or any of its political subdivisions or agencies) may petition a court of competent jurisdiction to abandon or close any street, road or highway whether opened or not. Prior to

filing the petition, notice of intention to file shall be published once a week for three consecutive weeks in a newspaper published in the county where such street, road or highway is situated. Notice also shall be sent by mail requiring a return receipt to the last known address of all abutting property owners whose property would be affected by any such change, and posted by the petitioning party along the street, road, or highway, subject to approval of the location of the posting by the governmental entity responsible for maintenance of the street, road, or highway..."

The Court then, pursuant to 57-9-20, "...shall determine (whether) it is to be the best interest of all concerned that such street, road or highway be abandoned or closed, (and) the court shall then determine in whom the title thereto shall be vested and issue an appropriate order."

Staffs such as EMS, Fire Service, School District, and Sheriff's Department will be contacted also to be sure that there are no concerns from their perspectives. Mr. Randy Wells with Richland County / City of Columbia Fire Department stated that there would be little impact on their response time (please see attached email).

#### **Staff Recommendation**

The staff recommendation contained in the original briefing document is unchanged. However, staff further recommends that County Council direct staff to develop and implement a Through Truck Traffic Prohibition Policy based on the SCDOT draft standard.

**Submitted by:** Department of Public Works

**Date:** June 14, 2018

## STEPHEN STALEY

---

**From:** Wells, Randy C <cfdrwells@columbiasc.net>  
**Sent:** Monday, June 11, 2018 2:21 PM  
**To:** STEPHEN STALEY; Miranda Spivey; MICHAEL BYRD; Cowan, Chris; cearles@richland2.org; COC Fire Command Staff  
**Cc:** Ismail Ozbek; CHRIS EVERSMANN; Allison Steele; Gary Barton; BRAD FARRAR; LARRY SMITH; ELIZABETH MCLEAN  
**Subject:** RE: [EXTERNAL] RE: Close off section of roadway

The Fire Department does not have any objection to this request.

Multiple access points to areas in our response territories are always of value. This part of the county has experienced exponential growth over the past 10 years with few options to improve infrastructure to accommodate the increased population. Hobart Road (currently a dirt and gravel track) accesses the back of a subdivision that is part of a larger cluster of neighborhoods that can only be accessed via Longtown Road (north from Rimer Pond Rd and south from Killian Road).

Closing Hobart Road will not affect 98% of our responses into that community cluster: our companies' primary running routes use Longtown Road from the north and south. It will, however, directly affect general vehicle congestion around the Longtown Rd/Killian Rd and Rimer Pond Rd/HWY 21 intersections because Hobart Road is used as a more convenient cut through for many commuters.

If Hobart Road is indeed closed off (which is probably safer for citizens since it crosses two train tracks without crossing guards) we will communicate this with our members and there should be little affect to our responses in that area.

Respectfully,



We Are Columbia

**Randy C. Wells**, EFO, CFO, CEMSO  
Assistant Chief of Operations  
Fire Department

1800 Laurel Street, Columbia, SC 29201

Phone: 803-545-3702  
Cell: 803-240-4326  
Fax: 803-733-8311

ColumbiaSC.net

---

**From:** STEPHEN STALEY [mailto:STALEY.STEPHEN@richlandcountysc.gov]  
**Sent:** Monday, June 11, 2018 11:37 AM  
**To:** Miranda Spivey; MICHAEL BYRD; Cowan, Chris; cearles@richland2.org; COC Fire Command Staff  
**Cc:** Ismail Ozbek; CHRIS EVERSMANN; Allison Steele; Gary Barton; BRAD FARRAR; LARRY SMITH; ELIZABETH MCLEAN  
**Subject:** [EXTERNAL] RE: Close off section of roadway

**CAUTION:** This email originated outside of the organization. Do not click links or open attachments from unknown senders or suspicious emails. Never enter a username or password on a site that you did not knowingly access.

Thank you Miranda.

To date we have not heard of any objections to this request. Mr. Byrd did recall something about Hobart Road but could not find any information but believed Brad Farrar may have some information and copied him on the email. However, as you may know, Brad is on military leave until August 9th. I have also copied Larry Smith and Elizabeth Mclean in case they have some information.

Thank you for your assistance!

**Stephen S. Staley, P.E.**

County Engineer  
Richland County Government  
Department of Public Works  
Engineering Division  
[Staley.Stephen@richlandcountysc.gov](mailto:Staley.Stephen@richlandcountysc.gov)

P 803-576-2479  
400 Powell Rd.  
Columbia, SC 29203  
[RCGOV.US](http://RCGOV.US)

***Confidential and Privileged:** This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.*

**From:** Miranda Spivey

**Sent:** Wednesday, June 06, 2018 11:08 AM

**To:** STEPHEN STALEY; MICHAEL BYRD; Cowan, Chris; cearles@richland2.org; COC Fire Command Staff

**Cc:** Ismail Ozbek; CHRIS EVERSMANN; Allison Steele; Gary Barton

**Subject:** RE: Close off section of roadway

**Importance:** High

Good Morning Stephen,

The Fire Marshal's Office does not have any issue, provided there are two remote points of emergency ingress/egress remaining for the subdivisions impacted.

This email has been forwarded, by way of this email, to our public safety partners for additional input.

Thanks

**MELONDY "MIRANDA" SPIVEY, CFI-1, CFPE, CBCLI**

Division Manager

P 803-576-3405 M 803-518-5077



**From:** STEPHEN STALEY  
**Sent:** Wednesday, June 06, 2018 10:41 AM  
**To:** Miranda Spivey  
**Cc:** Ismail Ozbek; CHRIS EVERSMANN; Allison Steele; Gary Barton  
**Subject:** Close off section of roadway

Miranda-

Good morning. Hope you have been doing well!

I wanted to ask if you could find out if any of the essential departments (Fire, EMS, Sheriff, School District, etc.) would take issue with us permanently closing a section of Hobart Road that crosses the Norfolk Southern Rail as shown on the attached sketch. The Hobart Road would then end on both sides of the rail and there would be no thru traffic.

Thank you for your assistance!

Have a good day.

**Stephen S. Staley, P.E.**

County Engineer  
Richland County Government  
Department of Public Works  
Engineering Division  
[Staley.Stephen@richlandcountysc.gov](mailto:Staley.Stephen@richlandcountysc.gov)

P 803-576-2479



400 Powell Rd.  
Columbia, SC 29203  
[rcgov.us](http://rcgov.us)

**Confidential and Privileged:** This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately, and destroy all copies of the original message.

South Carolina Department of Transportation  
Traffic Engineering Guidelines

**NUMBER:** TG-XX

**SUBJECT:** Requests for Truck Routes and Truck Prohibitions

**BACKGROUND:** The Department frequently receives requests from local governments to prohibit trucks on particular routes or to designate a truck route in a particular area. While there is guidance on Truck Prohibition signing available in the Supplement to the MUTCD, no official guidance has been in place regarding how to evaluate and process requests for truck routes and truck prohibitions. This guideline outlines the process for evaluating such requests.

**GUIDELINES:** The process for requesting and implementing truck routes and truck prohibitions is as follows:

1. A local government shall submit a request identifying the section or sections of roadway where they plan to restrict through truck traffic (local truck traffic and deliveries must still be allowed) and shall also propose truck routing to bypass the restricted area. If a truck route is recommended without any through-truck restrictions, the truck routing will only serve as a suggested route and cannot be enforced.
2. These requests will be evaluated at the District level with Headquarters Traffic Engineering providing assistance upon request. District staff should review and evaluate the requested truck routing to determine the feasibility of the route as well as to identify any issues associated with the requested prohibitions.

At a minimum, the review should consist of the following:

- A field evaluation of the proposed truck route to identify any potential hazards (railroad crossings, limited sight distances, etc.)
  - An evaluation of the roadway lane widths, safety features and surface conditions
  - An evaluation of intersection geometrics at points of turn along the route
  - An analysis of traffic volumes to identify potential congestion issues or bottlenecks
3. The review should identify necessary roadway improvements that will be required along the proposed route. It will be the responsibility of the requesting local governmental entity to identify



funding for any necessary improvements. If improvements cannot be made and no suitable alternate routing exists, truck prohibitions should not be approved.

4. Truck prohibitions may only be implemented if suitable alternate routes exist where trucks can make the necessary turning maneuvers and not experience any known truck-related issues on the route.
5. The truck route should not be located adjacent to a primary or secondary school where it would interfere with school traffic or utilize a solely residential roadway.
6. The truck route should not be overly burdensome on the trucking industry. For example, a 10 mile truck route should not be implemented to bypass a 1 mile or shorter prohibition.
7. If the review reveals that the proposed routing or prohibitions are feasible, SCDOT will request that the local government pass an ordinance for the prohibition of the through truck traffic on the specified segment of roadway. The ordinance should give a legal description to the prohibitions and provide identification local government that will be responsible for enforcement of the restriction. This ordinance should also include or reference a description of the type of trucks prohibited which is typically a vehicle with greater than 6 wheels. This description permits small delivery trucks such as UPS/FedEx to operate without restriction and would not create issues with residents that drive dually pickup trucks.
8. Once SCDOT is notified that the ordinance has been passed, SCDOT will proceed with installing the truck routing and truck prohibition signing in accordance with the MUTCD (latest edition) and the SCDOT Supplement to the MUTCD. If any of the prohibited roads/streets not on the state highway system, the local government will be responsible for providing and erecting approved prohibition signs on those facilities.

Approved:

\_\_\_\_\_  
Director of Traffic Engineering

\_\_\_\_\_  
Date



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

**May 22, 2018 Development & Services Committee  
Briefing Document – Through Truck Prohibited on Hobart Road and the Brookhaven  
Neighborhood**

## Agenda Item

County Council is requested to approve an amendment to the ordinance, Article II. General Traffic and Parking Regulations, Section 17-9 prohibiting through truck traffic on the County portion of Hobart Road from its intersection with the State portion of Hobart Road to its intersection with Longtown Road West within Richland County.

The amendment will read as follows:

“(11) All through truck traffic is prohibited on the County portion of Hobart Road and within the Brookhaven neighborhood in Richland County.”

## Background

The County portion of Hobart Road serves as one of the main roads through the Brookhaven neighborhood. It is a two-lane residential road that, over the years, has become a major cut-through road for traffic traveling from Farrow Rd. to Longtown Road. This cut-through traffic includes a large volume of heavy truck traffic, such as semis, concrete trucks, and delivery trucks that has contributed to the deterioration of the road and has turned a quiet community road into a loud, busy connector that it was not designed or intended to be. There are other routes that these trucks can use to avoid Hobart Road.

Since mid-2017, Public Works has received service requests from citizens to have this road closed to this truck traffic because of the reasons mentioned above.

As shown on the attached map exhibit, there is a State (SCDOT) portion as well as a County portion of Hobart Road. A preliminary request to close of the State portion of Hobart Road to through truck traffic has been made to the SCDOT Richland Maintenance Staff. While this closure would be desirable, it should not hold up action by RC Council. Also attached is an image of a large truck traversing this residential neighborhood.

Because of its brevity, Section 17-9 in its entirety follows:

### **Sec. 17-9. Through truck traffic prohibited.**

- (a) All through truck traffic is prohibited on the following roads in Richland County, South Carolina:
- (1) Sparkleberry Lane;

- (2) Congress Road between Leesburg Road and Garners Ferry Road;
- (3) Bynum Road;
- (4) Summit Parkway;
- (5) Valhalla Drive;
- (6) Olympia Avenue between Heyward Street and Bluff Road;
- (7) Bakersfield Road between Dutch Square Boulevard and Morninghill Drive;
- (8) N. Donar Drive;
- (9) Prima Drive; and
- (10) Longreen Parkway.

(b) For the purpose of this section, the following definitions shall apply:

(1) Truck means: a) every motor vehicle designed and used primarily for drawing other vehicles, and not so constructed as to carry a load other than a part of the weight of the vehicle and the load so drawn; b) every vehicle having more than two (2) axles, with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle; and/or c) every vehicle having more than two (2) axles, with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle, and so constructed that no part of its weight rests upon the towing vehicle.

(2) Through truck traffic means truck traffic moving from the beginning point of the road to the ending point of the road without stopping.

(Ord. No. 016-96HR, § I, 1-2-96; Ord. No. 061-01HR, § I, 9-4-01; Ord. No. 002-02HR, § I, 1-8-02; Ord. No. 001-06HR, § I, 1-3-06; Ord. No. 031-07HR, § I, 4-3-07; Ord. No. 058-10HR, § I, 9-21-10; Ord. No. 058-14HR, § I, 11-18-14)

### Issues

There are several residential roads with a through truck traffic prohibition; emergency response vehicles on a mission are not considered through traffic and are not affected by this action.

### Fiscal Impact

The financial impact will be minimal and limited to the installation of appropriate signage which will be paid for from the Roads and Drainage Maintenance (RDM) Division operating budget. No additional funding will be required.

### Past Legislative Actions

None

### Alternatives

1. Approve an amendment to the ordinance, Article II. General Traffic and Parking Regulations, Section 17-9 prohibiting through truck traffic on Hobart Road and the Brookhaven neighborhood within Richland County.

Or,

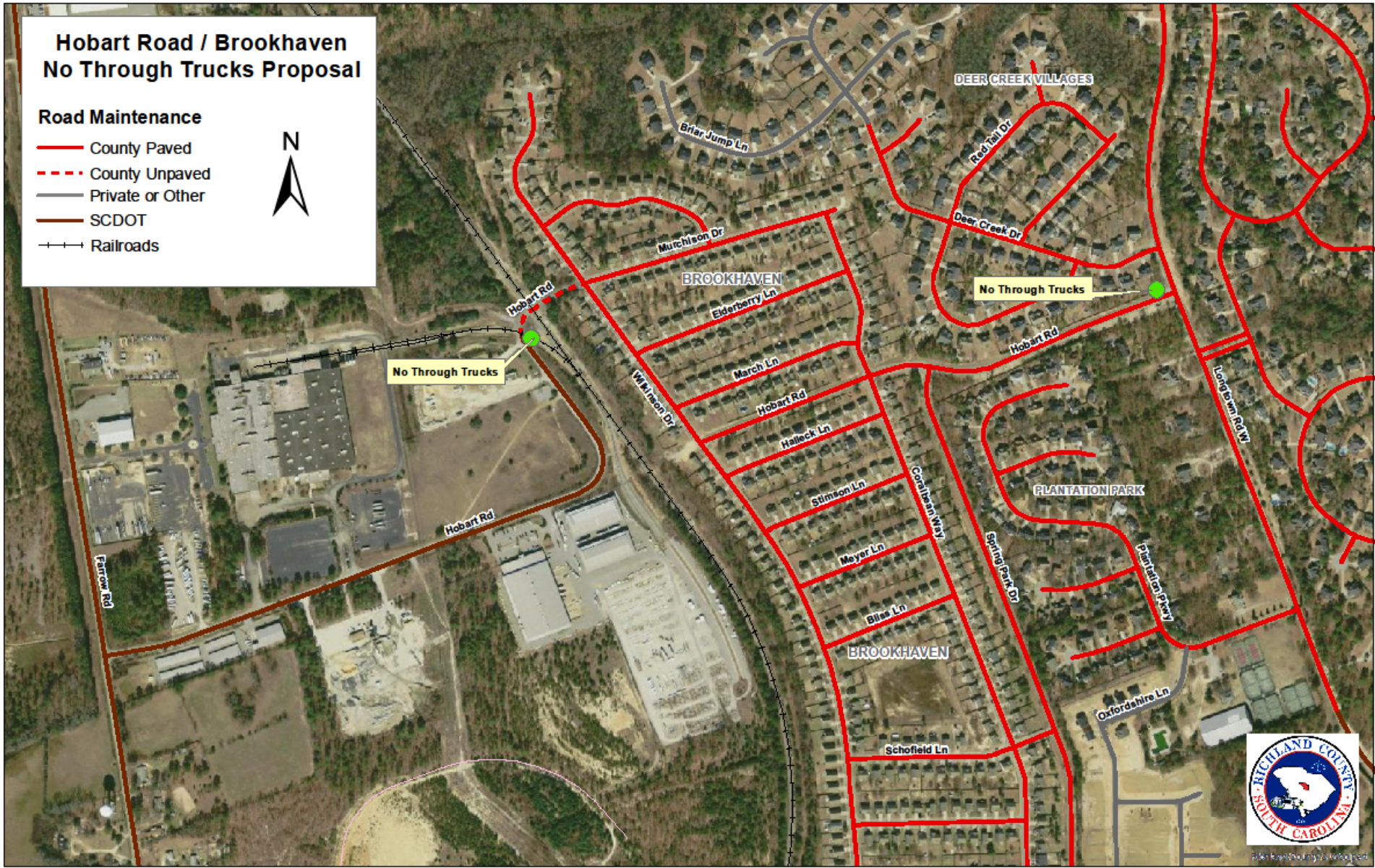
2. Do not approve the amendment to the ordinance and allow truck traffic to continue to use Hobart Road through the Brookhaven neighborhood.

**Staff Recommendation**

It is recommended that County Council approve an amendment to the ordinance, Article II. General Traffic and Parking Regulations, Section 17-9 prohibiting through truck traffic on Hobart Road and the Brookhaven within Richland County.

**Submitted by:** Department of Public Works

**Date:** May 7, 2018





STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_-18HR

AN ORDINANCE AMENDING CHAPTER 17, MOTOR VEHICLES IN TRAFFIC; ARTICLE II, GENERAL TRAFFIC AND PARKING REGULATIONS; SECTION 17-9, THROUGH TRUCK TRAFFIC PROHIBITED; SO AS TO INCLUDE HOBART ROAD.

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

SECTION I. The Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II. General Traffic and Parking Regulations; Section 17-9, Through Truck Traffic Prohibited; Subsection (a); is hereby amended to read as follows:

**Section 17-9. Through truck traffic prohibited.**

(a) All through truck traffic is prohibited on the following roads in Richland County, South Carolina:

- (1) Sparkleberry Lane;
- (2) Congress Road between Leesburg Road and Garners Ferry Road;
- (3) Bynum Road;
- (4) Summit Parkway;
- (5) Valhalla Drive;
- (6) Olympia Avenue between Heyward Street and Bluff Road;
- (7) Bakersfield Road between Dutch Square Boulevard and Morninghill Drive;
- (8) N. Donar Drive;
- (9) Prima Drive; -
- (10) Longreen Parkway; and
- (11) **Hobart Road.**

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

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 \_\_\_\_\_, 2018.

RICHLAND COUNTY COUNCIL

BY: \_\_\_\_\_  
Joyce Dickerson, Chair

ATTEST this the \_\_\_\_\_ day of  
\_\_\_\_\_, 2018

\_\_\_\_\_  
Kimberly Williams – Roberts  
Clerk of Council

RICHLAND COUNTY ATTORNEY’S OFFICE

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

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



## Richland County Council Request for Action

**Subject:**

An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges; Section 21-1, Purpose; and Section 21-2, Jurisdiction; so as to add language regarding annexation

**Notes:**

First Reading: July 24, 2018

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_-18HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 21, ROADS, HIGHWAYS AND BRIDGES; SECTION 21-1, PURPOSE; AND SECTION 21-2, JURISDICTION; SO AS TO ADD LANGUAGE REGARDING ANNEXATION.

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 21, Roads, Highways and Bridges; Section 21-1, Purpose; is hereby amended to read as follows:

**Sec. 21-1. Purpose.**

The purpose of this article is to define the mission, responsibilities and limitations of the department of public works with regard to maintenance and construction of road and drainage infrastructure in the ~~county~~. unincorporated portion of the county and for areas located in other jurisdictions the county provides public works services to through an intergovernmental agreement pursuant to S.C. Const. Article VIII, Section 13, and S.C. Code of Laws Ann. Sections 4-9-40 and 4-9-41.

SECTION II. The Richland County Code of Ordinances; Chapter 21, Roads, Highways and Bridges; Section 21-2, Jurisdiction; is hereby amended to read as follows:

**Sec. 21-2. Jurisdiction.**

The provisions of this article shall apply to all lands within the jurisdiction of the ~~county and within the jurisdiction of those municipalities that agree, through intergovernmental service contracts, to have these provisions administered within their corporate limits.~~ unincorporated portion of the county and for areas located in other jurisdictions the county provides public works services to through an intergovernmental agreement pursuant to S.C. Const. Article VIII, Section 13, and S.C. Code of Laws Ann. Sections 4-9-40 and 4-9-41. Notwithstanding any other ordinance, and regardless of the scope or extent of maintenance history, or of any recorded or unrecorded easement, license, deed of right-of-way or any other instrument that purports to convey any property interest to Richland County other than fee simple ownership, Richland County shall not maintain any roads, roadways, alleyways, streets, highways, bridges, stormwater or drainage systems, ponds, detention ponds, dams, fields, open spaces, green spaces, developed or undeveloped property, or any other system or infrastructure in any area that has been annexed into the limits of any municipality or any other jurisdiction that has the power to

annex property unless such maintenance is performed pursuant to an intergovernmental agreement as provided for hereinabove.

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 enforced from and after \_\_\_\_\_, 2018.

RICHLAND COUNTY COUNCIL

BY: \_\_\_\_\_  
Joyce Dickerson, Chairperson

ATTEST THIS THE \_\_\_\_\_ DAY

OF \_\_\_\_\_, 2018.

\_\_\_\_\_  
Kimberly Williams-Roberts  
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

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

## Richland County Council Request for Action

**Subject:**

Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Farifield County to include certain property located in Richland County; the execution and delivery of an infrastructure credit agreement to provide for infrastructure credits to DPX Technologies, LLC and DPX Holdings, LLC; and other related matters

**Notes:**

First Reading: July 10, 2018

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_\_

**AUTHORIZING THE EXPANSION OF THE BOUNDARIES OF THE I-77 CORRIDOR REGIONAL INDUSTRIAL PARK JOINTLY DEVELOPED WITH FAIRFIELD COUNTY TO INCLUDE CERTAIN PROPERTY LOCATED IN RICHLAND COUNTY; THE EXECUTION AND DELIVERY OF AN INFRASTRUCTURE CREDIT AGREEMENT TO PROVIDE FOR INFRASTRUCTURE CREDITS TO DPX TECHNOLOGIES, LLC AND DPX HOLDINGS, LLC; AND OTHER RELATED MATTERS.**

WHEREAS, Richland County (“County”), acting by and through its County Council (“County Council”), is authorized pursuant to the provisions of Article VIII, Section 13(D) of the South Carolina Constitution and the provisions of Title 4, Chapter 1 of the Code of Laws of South Carolina, 1976, as amended (collectively, “Act”), to (i) develop a multicounty park with counties having contiguous borders with the County; and (ii) include property in the multicounty park which inclusion under the terms of the Act (A) makes such property exempt from *ad valorem* property taxes, and (B) changes the character of the annual receipts from such property to fees-in-lieu of *ad valorem* property taxes in an amount equal to the *ad valorem* taxes that would have been due and payable but for the location of the property in such multicounty park (“Fee Payments”);

WHEREAS, the County is further authorized by Section 4-1-175 of the Act, to grant credits against Fee Payments (“Infrastructure Credit”) to pay costs of designing, acquiring, constructing, improving or expanding (i) infrastructure serving a project or the County, and (ii) improved and unimproved real estate and personal property used in the operation of a manufacturing facility or commercial enterprise (collectively, “Infrastructure”);

WHEREAS, pursuant to the authority provided in the Act, the County has developed with Fairfield County, South Carolina, the I-77 Corridor Regional Industrial Park (“Park”) and executed the Master Agreement Governing the I-77 Corridor Regional Industrial Park, dated April 15, 2003 (“Park Agreement”), which governs the operation of the Park;

WHEREAS, DPX Technologies, LLC and DPX Holdings, LLC (collectively, “Company”) desires to establish a research/development and manufacturing facility in the County (“Project”), consisting of taxable investments in real and personal property of not less than \$3,100,000, along with the creation of 14 new full-time jobs;

WHEREAS, at the Company’s request, the County desires to expand the boundaries of the Park and amend the Park Agreement to include the real and personal property relating to the Project (“Property”) in the Park; and

WHEREAS, the County further desires to enter into an Infrastructure Credit Agreement between the County and the Company, the final form of which is attached as Exhibit A (“Agreement”), to provide Infrastructure Credits against certain of the Company’s Fee Payments with respect to the Project for the purpose of assisting in paying the costs of certain Infrastructure.

NOW THEREFORE, BE IT ORDAINED, by the County Council as follows::

**Section 1. Statutory Findings.** Based on representations made by the Company to the County, the County finds that the Project and the Infrastructure will enhance the economic development of the County.

**Section 2. *Expansion of the Park Boundaries, Inclusion of Property.*** The expansion of the Park boundaries and an amendment to the Park Agreement to include the Property in the Park is authorized. The Chair of County Council (“Chair”), is authorized to execute such documents and take such further actions as may be necessary to complete the expansion of the Park boundaries and the amendment to the Park Agreement. Pursuant to the terms of the Park Agreement, the expansion of the Park’s boundaries to include the Property is complete on the adoption of this Ordinance by County Council and a companion approving ordinance by the Fairfield County Council.

**Section 3. *Approval of Infrastructure Credit; Authorization to Execute and Deliver Agreement.*** The Infrastructure Credits, as more particularly set forth in the Agreement, against the Company’s Fee Payments with respect to the Project are approved. The form, terms and provisions of the Agreement that is before this meeting is approved and all of the Agreement’s terms are incorporated in this Ordinance by reference as if the Agreement was set out in this Ordinance in its entirety. The Chair is authorized and directed to execute the Agreement in the name of and on behalf of the County, subject to the approval of any revisions or changes as are not materially adverse to the County by the County Administrator and counsel to the County, and the Clerk to County Council is hereby authorized and directed to attest the Agreement and to deliver the Agreement to the Company.

**Section 4. *Further Assurances.*** The County Council confirms the authority of the Chair, the County Administrator, the Director of Economic Development and the Clerk to County Council, and various other County officials and staff, acting at the direction of the Chair, the County Administrator, the Director of Economic Development or Clerk to County Council, as appropriate, to take whatever further action and to negotiate, execute and deliver whatever further documents as may be appropriate to effect the intent of this Ordinance and the incentives offered to the Company under this Ordinance and the Agreement.

**Section 5. *Savings Clause.*** The provisions of this Ordinance are separable. If any part of this Ordinance is, for any reason, unenforceable then the validity of the remainder of this Ordinance is unaffected.

**Section 6. *General Repealer.*** Any prior ordinance, the terms of which are in conflict with this Ordinance, is, only to the extent of that conflict, repealed.

**Section 7. *Effectiveness.*** This Ordinance is effective after its third reading and public hearing.

RICHLAND COUNTY, SOUTH CAROLINA

---

Chair, Richland County Council

(SEAL)  
ATTEST:

---

Clerk of Council, Richland County Council

First Reading: July 10, 2018  
Second Reading: September 11, 2018  
Public Hearing: September 18, 2018  
Third Reading: September 18, 2018

**EXHIBIT A**  
**FORM OF AGREEMENT**



---

**INFRASTRUCTURE CREDIT AGREEMENT**

**by and between**

**RICHLAND COUNTY, SOUTH CAROLINA**

**and**

**DPX TECHNOLOGIES, LLC and DPX HOLDINGS, LLC**

**Effective as of: [September 18, 2018]**

## INFRASTRUCTURE CREDIT AGREEMENT

This INFRASTRUCTURE CREDIT AGREEMENT, effective as of [September 18, 2018] (“Agreement”), is by and between RICHLAND COUNTY, SOUTH CAROLINA, a body politic and corporate, and a political subdivision of the State of South Carolina (“County”), and DPX TECHNOLOGIES and DPX HOLDINGS both of which are South Carolina limited liability companies (together the “Company” and with the County, “Parties,” each, a “Party”).

### WITNESSETH:

WHEREAS, the County, acting by and through its County Council (“County Council”), is authorized and empowered under and pursuant to the provisions of Article VIII, Section 13(D) of the South Carolina Constitution and the provisions of Title 4, Chapter 1 of the Code of Laws of South Carolina, 1976, as amended (collectively, “Act”), to (i) develop multicounty parks with counties having contiguous borders with the County; and (ii) include property in the multicounty park, which inclusion under the terms of the Act (A) makes such property exempt from *ad valorem* property taxes, and (B) changes the character of the annual receipts from such property to fees-in-lieu of *ad valorem* property taxes in an amount equal to the *ad valorem* taxes that would have been due and payable but for the location of the property in such multicounty park (“Fee Payments”);

WHEREAS, the County is further authorized by Section 4-1-175 of the Act to grant credits against Fee Payments (“Infrastructure Credit”) to pay costs of designing, acquiring, constructing, improving or expanding (i) infrastructure serving a project or the County and (ii) improved and unimproved real estate and personal property used in the operation of a commercial enterprise or manufacturing facility (collectively, “Infrastructure”);

WHEREAS, pursuant to the authority provided in the Act, the County has developed with Fairfield County, South Carolina, the I-77 Corridor Regional Industrial Park (“Park”) and executed the Master Agreement Governing the I-77 Corridor Regional Industrial Park, dated April 15, 2003 (“Park Agreement”), which governs the operation of the Park;

WHEREAS, the Company has committed to establish a research/development and manufacturing facility in the County (“Project”) on property more particularly identified by Exhibit A (“Land”), consisting of taxable investment in real property owned by DPX Holdings, LLC, and personal property owned by DPX Technologies, combined of not less than \$3,100,000 and the creation of 14 new full-time jobs by DPX Technologies;

WHEREAS, by an ordinance enacted on [September 18, 2018] (“Ordinance”), the County authorized the expansion of the boundaries of the Park and an amendment to the Park Agreement to include the Land and other real and personal property relating to the Project (“Property”) in the Park; and

WHEREAS, pursuant to the Ordinance, the County further authorized the execution and delivery of this Agreement to provide Infrastructure Credits against the Company’s Fee Payments with respect to the Project for the purpose of assisting in paying the costs of certain Infrastructure, subject to the terms and conditions below.

NOW, THEREFORE, in consideration of the respective representations and agreements hereinafter contained, the County and the Company agree as follows:

## ARTICLE I REPRESENTATIONS

**Section 1.1. *Representations by the County.*** The County represents to the Company as follows:

- (a) The County is a body politic and corporate and a political subdivision of the State of South Carolina;
- (b) The County is authorized and empowered by the provisions of the Act to enter into and carry out its obligations under this Agreement;
- (c) The County has duly authorized and approved the execution and delivery of this Agreement by adoption of the Ordinance in accordance with the procedural requirements of the Act and any other applicable state law;
- (d) The County is not in default of any of its obligations (contractual or otherwise) as a result of entering into and performing its obligations under this Agreement;
- (e) The County has approved the inclusion of the Property in the Park; and
- (f) Based on representations made by the Company to the County, the County has determined the Project and the Infrastructure will enhance the economic development of the County. Therefore, the County is entering into this Agreement for the purpose of promoting the economic development of the County.

**Section 1.2. *Representations by the Company.*** The Company represents to the County as follows:

- (a) The Company is in good standing under the laws of the State of South Carolina, has power to conduct business in the State of South Carolina and enter into this Agreement, and by proper company action has authorized the officials signing this Agreement to execute and deliver it;
- (b) The Company will use commercially reasonable efforts to achieve the Investment Commitment and Jobs Commitment, each as defined below, at the Project; and
- (c) The Company's execution and delivery of this Agreement, and its compliance with the provisions of this Agreement do not result in a default under any agreement or instrument to which the Company is now a party or by which it is bound.

## ARTICLE II INFRASTRUCTURE CREDITS

**Section 2.1. *Investment Commitment.*** The Company shall invest not less than \$3,100,000 in taxable property at the Project ("Investment Commitment") by the Certification Date, as defined below. The Company shall certify to the County achievement of the Investment Commitment by no later than December 31, 2023 ("Certification Date"), by providing documentation to the County sufficient to reflect achievement of the Investment Commitment. If the Company fails to achieve and certify the Investment Commitment by the Certification Date, the County may terminate this Agreement and, on termination, the Company is no longer entitled to any further benefits under this Agreement.

**Section 2.2. *Jobs Commitment.*** The Company shall create 14 new, full-time jobs in the County ("Jobs Commitment") by the Certification Date. The Company shall certify to the County achievement of

the Jobs Commitment by providing documentation to the County sufficient to reflect achievement of the Jobs Commitment on or before the Certification Date. If the Company fails to achieve and certify the Jobs Commitment by the Certification Date, the County may terminate this Agreement and, on termination, the Company is no longer entitled to any further benefits under this Agreement.

**Section 2.3. Infrastructure Credits.**

(a) To assist in paying for costs of Infrastructure, the County shall provide an Infrastructure Credit against certain of the Company's Fee Payments due with respect to the Project. The term, amount and calculation of the Infrastructure Credit is described in Exhibit B.

(b) For each property tax year in which the Company is entitled to an Infrastructure Credit ("Credit Term"), the County shall prepare and issue the Company's annual bill with respect to the Project net of the Infrastructure Credit set forth in Section 2.3 (a) ("Net Fee Payment"). Following receipt of the bill, the Company shall timely remit the Net Fee Payment to the County in accordance with applicable law.

(c) THIS AGREEMENT AND THE INFRASTRUCTURE CREDITS PROVIDED BY THIS AGREEMENT ARE LIMITED OBLIGATIONS OF THE COUNTY. THE INFRASTRUCTURE CREDITS ARE DERIVED SOLELY FROM AND TO THE EXTENT OF THE FEE PAYMENTS MADE BY THE COMPANY TO THE COUNTY PURSUANT TO THE ACT AND THE PARK AGREEMENT. THE INFRASTRUCTURE CREDITS DO NOT AND SHALL NOT CONSTITUTE A GENERAL OBLIGATION OF THE COUNTY OR ANY MUNICIPALITY WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY LIMITATION AND DO NOT AND SHALL NOT CONSTITUTE OR GIVE RISE TO A PECUNIARY LIABILITY OF THE COUNTY OR ANY MUNICIPALITY OR A CHARGE AGAINST THE GENERAL CREDIT OR TAXING POWER OF THE COUNTY OR ANY MUNICIPALITY. THE FULL FAITH, CREDIT, AND TAXING POWER OF THE COUNTY OR ANY MUNICIPALITY ARE NOT PLEDGED FOR THE PROVISION OF THE INFRASTRUCTURE CREDITS.

**Section 2.4. Clawback.** If the Company fails to meet the Investment Commitment or Jobs Commitment by the Certification Date, the Company shall repay a portion of the Infrastructure Credits received. The portion of the Infrastructure Credit to be repaid ("Repayment Amount") is based on the amount by which the Company failed to achieve the Investment Commitment or Jobs Commitment and is calculated as follows:

$$\text{Repayment Amount} = \text{Total Received} \times \text{Clawback Percentage}$$

$$\text{Clawback Percentage} = 100\% - \text{Overall Achievement Percentage}$$

$$\text{Overall Achievement Percentage} = (\text{Investment Achievement Percentage} + \text{Jobs Achievement Percentage}) / 2$$

$$\text{Investment Achievement Percentage} = \text{Actual Investment Achieved} / \text{Investment Commitment}$$

$$\text{Jobs Achievement Percentage} = \text{Actual New, Full-Time Jobs Created} / \text{Jobs Commitment}$$

In calculating each achievement percentage, only the investment made or new jobs achieved up to the Investment Commitment and the Jobs Commitment will be counted.

*For example, and by way of example only, if the Company had received \$217,221 in Infrastructure Credits, and had invested \$2,900,000 and created 12 jobs by the Certification Date, the Repayment Amount would be calculated as follows:*

$$\text{Jobs Achievement Percentage} = 12/14 = 85.7\%$$

$$\text{Investment Achievement Percentage} = \$2,900,000/\$3,100,000 = 93.5\%$$

$$\text{Overall Achievement Percentage} = (85.7\% + 93.5\%)/2 = 89.6\%$$

$$\text{Clawback Percentage} = 100\% - 89.6\% = 10.4\%$$

$$\text{Repayment Amount} = \$217,221 \times 10.4\% = \$22,591$$

The Company shall pay the portion of the Infrastructure Credit to be repaid pursuant to this Section 2.4 within 30 days of receipt of a written statement setting forth the Repayment Amount. If not timely paid, the Repayment Amount is subject to the minimum amount of interest that the law may permit with respect to delinquent *ad valorem* tax payments. The repayment obligation arising under this Section survives termination of the Agreement. DPX Technologies, LLC and DPX Holdings, LLC each agree and acknowledge that it is jointly and severally liable and responsible for any repayment under this Agreement to include any interest thereon.

**Section 2.5. Filings.** To assist the County in administering the Infrastructure Credits, the Company shall, for the Credit Term, prepare and file a separate schedule to the SCDOR PT-100, PT-300 with respect to the Property.

**Section 2.6 Cumulative Infrastructure Credit.** The cumulative dollar amount expended by the Company on Infrastructure shall equal or exceed the cumulative dollar amount of all the Infrastructure Credits received by the Company.

**Section 2.7 Extension of Infrastructure Credit.** Nothing herein shall prohibit the extension of additional infrastructure credit incentives by the County upon application of the Company. The County agrees that any such approval of additional infrastructure credit incentives, which shall be in the County's sole discretion, may be evidenced by a Resolution of County Council.

### **ARTICLE III DEFAULTS AND REMEDIES**

**Section 3.1. Events of Default.** The following are "Events of Default" under this Fee Agreement:

(a) Failure by the Company to make a Net Fee Payment, which failure has not been cured within 30 days following receipt of written notice from the County specifying the delinquency in payment and requesting that it be remedied;

(b) A Cessation of Operations. For purposes of this Agreement, a "Cessation of Operations" means closure of the Project or the cessation of production and shipment of products to customers for a continuous period of twelve (12) months;

(c) A representation or warranty made by the Company which is deemed materially incorrect when deemed made;

(d) Failure by the Company to perform any of the terms, conditions, obligations, or covenants under this Agreement (other than those described in Sections 2.1 and 2.2 and under (a) above), which failure has not been cured within 30 days after written notice from the County to the Company specifying such failure and requesting that it be remedied, unless the Company has instituted corrective action within the 30-day period and is diligently pursuing corrective action until the default is corrected, in which case the 30-day period is extended to include the period during which the Company is diligently pursuing corrective action;

(e) A representation or warranty made by the County which is deemed materially incorrect when deemed made; or

(f) Failure by the County to perform any of the terms, conditions, obligations, or covenants hereunder, which failure has not been cured within 30 days after written notice from the Company to the County specifying such failure and requesting that it be remedied, unless the County has instituted corrective action within the 30-day period and is diligently pursuing corrective action until the default is corrected, in which case the 30-day period is extended to include the period during which the County is diligently pursuing corrective action.

### **Section 3.2. Remedies on Default.**

(a) If an Event of Default by the Company has occurred and is continuing, then the County may take any one or more of the following remedial actions:

(i) terminate the Agreement; or

(ii) take whatever action at law or in equity may appear necessary or desirable to collect amounts due or otherwise remedy the Event of Default or recover its damages.

(b) If an Event of Default by the County has occurred and is continuing, the Company may take one or more of the following actions:

(i) bring an action for specific enforcement;

(ii) terminate the Agreement; or

(iii) in case of a materially incorrect representation or warranty, take such action as is appropriate, including legal action, to recover its damages, to the extent allowed by law.

**Section 3.3. Reimbursement of Legal Fees and Other Expenses.** On the occurrence of an Event of Default, if a Party is required to employ attorneys or incur other reasonable expenses for the collection of payments due under this Agreement or for the enforcement of performance or observance of any obligation or agreement, the prevailing Party is entitled to seek reimbursement of the reasonable fees of such attorneys and such other reasonable expenses so incurred.

**Section 3.4. Remedies Not Exclusive.** No remedy described in this Agreement is intended to be exclusive of any other remedy or remedies, and each and every such remedy is cumulative and in addition to every other remedy given under this Agreement or existing at law or in equity or by statute.

**Section 3.5. Nonwaiver.** A delay or omission by the Company or County to exercise any right or power accruing on an Event of Default does not waive such right or power and is not deemed to be a waiver

or acquiescence of the Event of Default. Every power and remedy given to the Company or County by this Agreement may be exercised from time to time and as often as may be deemed expedient.

## ARTICLE IV

### MISCELLANEOUS

#### **Section 4.1. Examination of Records; Confidentiality.**

(a) The County and its authorized agents, at any reasonable time on prior notice, may enter and examine the Project and have access to and examine the Company's books and records relating to the Project for the purposes of (i) identifying the Project; (ii) confirming achievement of the Investment Commitment or Jobs Commitment; and (iii) permitting the County to carry out its duties and obligations in its sovereign capacity (such as, without limitation, for such routine health and safety purposes as would be applied to any other manufacturing or commercial facility in the County).

(b) The County acknowledges that the Company may utilize confidential and proprietary processes and materials, services, equipment, trade secrets, and techniques ("Confidential Information") and that disclosure of the Confidential Information could result in substantial economic harm to the Company. The Company may clearly label any Confidential Information delivered to the County pursuant to this Agreement as "Confidential Information." Except as required by law, the County, or any employee, agent, or contractor of the County, shall not disclose or otherwise divulge any labeled Confidential Information to any other person, firm, governmental body or agency. The Company acknowledges that the County is subject to the South Carolina Freedom of Information Act, and, as a result, must disclose certain documents and information on request, absent an exemption. If the County is required to disclose any Confidential Information to a third party, the County will use its best efforts to provide the Company with as much advance notice as is reasonably possible of such disclosure requirement prior to making such disclosure and to cooperate reasonably with any attempts by the Company to obtain judicial or other relief from such disclosure requirement.

**Section 4.2. Assignment.** The Company may assign or otherwise transfer any of its rights and interest in this Agreement on prior written consent of the County, which may be given by resolution, and which consent will not be unreasonably withheld.

**Section 4.3. Provisions of Agreement for Sole Benefit of County and Company.** Except as otherwise specifically provided in this Agreement, nothing in this Agreement expressed or implied confers on any person or entity other than the County and the Company any right, remedy, or claim under or by reason of this Agreement, this Agreement being intended to be for the sole and exclusive benefit of the County and the Company.

**Section 4.4. Severability.** If any provision of this Agreement is declared illegal, invalid, or unenforceable for any reason, the remaining provisions of this Agreement are unimpaired, and the Parties shall reform such illegal, invalid, or unenforceable provision to effectuate most closely the legal, valid, and enforceable intent of this Agreement.

#### **Section 4.5. Limitation of Liability.**

(a) The County is not liable to the Company for any costs, expenses, losses, damages, claims or actions in connection with this Agreement, except from amounts received by the County from the Company under this Agreement.





Attn: Director of Economic Development  
2020 Hampton Street  
Columbia, South Carolina 29204  
Phone: 803.576.2043  
Fax: 803.576.2137

with a copy to  
(does not constitute notice):

Parker Poe Adams & Bernstein LLP  
Attn: Ray E. Jones  
1221 Main Street, Suite 1100 (29201)  
Post Office Box 1509  
Columbia, South Carolina 29202  
Phone: 803.255.8000  
Fax: 803.255.8017

if to the Company:

DPX Technologies, LLC and DPX Holdings, LLC  
Attn: William Brewer  
26 Cedar Field Court  
Columbia, SC 29212

with a copy to  
(does not constitute notice):

Turner, Padgett, Graham & Laney P.A.  
Attn: Ian McVey  
1901 Main Street, 17th Floor (29201)  
P.O. Box 1473  
Columbia, S.C. 29202

The County and the Company may, by notice given under this Section, designate any further or different addresses to which subsequent notices, certificates, requests or other communications shall be sent.

**Section 4.8. *Administrative Fees.*** The Company will reimburse, or cause reimbursement to, the County for the Administration Expenses in the amount not to exceed \$3,000. The Company will reimburse the County for its Administration Expenses on receipt of a written request from the County or at the County's direction, which request shall include a statement of the amount and nature of the Administration Expense. The Company shall pay the Administration Expenses as set forth in the written request no later than 60 days following receipt of the written request from the County. For purposes of this Section, "Administration Expenses" means the reasonable expenses incurred by the County in the negotiation, approval and implementation of the terms and provisions of this Agreement, including reasonable attorneys' fees. Administration Expenses do not include any costs, expenses, including attorneys' fees, incurred by the County (i) in defending challenges to the Fee Payments or Infrastructure Credits brought by third parties or the Company or its affiliates and related entities, or (ii) in connection with matters arising at the request of the Company outside of the immediate scope of this Agreement, including amendments to the terms of this Agreement. The payment by the Company of the County's Administration Expenses shall not be construed as prohibiting the County from engaging, at its discretion, the counsel of the County's choice.

**Section 4.9. *Entire Agreement.*** This Agreement expresses the entire understanding and all agreements of the Parties with each other, and neither Party is bound by any agreement or any representation to the other Party which is not expressly set forth in this Agreement or in certificates delivered in connection with the execution and delivery of this Agreement.

DPX Infrastructure Credit Agreement

**Section 4.10 Agreement to Sign Other Documents.** From time to time, and at the expense of the Company, to the extent any expense is incurred, the County agrees to execute and deliver to the Company such additional instruments as the Company may reasonably request and as are authorized by law and reasonably within the purposes and scope of the Act and this Agreement to effectuate the purposes of this Agreement.

**Section 4.11. Agreement's Construction.** Each Party and its counsel have reviewed this Agreement and any rule of construction to the effect that ambiguities are to be resolved against a drafting party does not apply in the interpretation of this Agreement or any amendments or exhibits to this Agreement.

**Section 4.12. Applicable Law.** South Carolina law, exclusive of its conflicts of law provisions that would refer the governance of this Agreement to the laws of another jurisdiction, governs this Agreement and all documents executed in connection with this Agreement.

**Section 4.13. Counterparts.** This Agreement may be executed in any number of counterparts, and all of the counterparts together constitute one and the same instrument.

**Section 4.14. Amendments.** This Agreement may be amended only by written agreement of the Parties.

**Section 4.15. Waiver.** Either Party may waive compliance by the other Party with any term or condition of this Agreement but the waiver is valid only if it is in a writing signed by the waiving Party.

**Section 4.16. Termination.** Unless first terminated under any other provision of this Agreement, this Agreement terminates on the expiration of the Credit Term and payment by the Company of any outstanding Net Fee Payment due on the Project pursuant to the terms of this Agreement.

**Section 4.17. Business Day.** If any action, payment, or notice is, by the terms of this Agreement, required to be taken, made, or given on any Saturday, Sunday, or legal holiday in the jurisdiction in which the Party obligated to act is situated, such action, payment, or notice may be taken, made, or given on the following business day with the same effect as if taken, made or given as required under this Agreement, and no interest will accrue in the interim.

*[THREE SIGNATURE PAGES FOLLOW]  
[REMAINDER OF PAGE INTENTIONALLY BLANK]*

IN WITNESS WHEREOF, Richland County, South Carolina, has caused this Agreement to be executed by the appropriate officials of the County and its corporate seal to be affixed and attested, effective the day and year first above written.

**RICHLAND COUNTY, SOUTH CAROLINA**

\_\_\_\_\_  
Chair, Richland County Council

*(SEAL)*  
ATTEST:

\_\_\_\_\_  
Clerk to Council, Richland County Council

*[SIGNATURE PAGE 1 TO INFRASTRUCTURE CREDIT AGREEMENT]*

IN WITNESS WHEREOF, DPX Technologies, LLC, has caused this Agreement to be executed by its authorized officer(s), effective the day and year first above written.

**DPX TECHNOLOGIES, LLC**

By: \_\_\_\_\_

Name: William Brewer

Its: President and CEO

*[SIGNATURE PAGE 2 TO INFRASTRUCTURE CREDIT AGREEMENT]*

IN WITNESS WHEREOF, DPX Holdings, LLC, has caused this Agreement to be executed by its authorized officer(s), effective the day and year first above written.

**DPX HOLDINGS, LLC**

By: \_\_\_\_\_

Name: William Brewer

Its: President and CEO

*[SIGNATURE PAGE 3 TO INFRASTRUCTURE CREDIT AGREEMENT]*

**EXHIBIT A**

**LAND DESCRIPTION**

All that certain piece, parcel or tract of land lying and being the County of Richland, State of South Carolina and being more particularly shown and described on that certain plat prepared for DPX Holdings, LLC by Baxter Land Surveying Co., Inc. dated January 30, 2018, recorded February 12, 2018, in Book 2279, page 3268.

Tax Map Number: R14400-02-03

## **EXHIBIT B**

### **DESCRIPTION OF INFRASTRUCTURE CREDIT**

As provided for in the Act and as further authorized by Section 4-1-175 of the Act, the Company is entitled to an Infrastructure Credit equal to fifty percent (50%) of the Fee Payments that are in lieu of the ad valorem tax payments, including abatement, on the existing improved real property, for the first through fifth years of Fee Payments. The Infrastructure Credit shall be applied as a setoff against the Fee Payment owed for the then current year.

# Richland County Council Request for Action

**Subject:**

Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of an infrastructure credit agreement to provide for infrastructure credits to Arclin Surfaces - Blythewood Co.; and other related matters

**Notes:**

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





**APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION**

**Applicant MUST reside in Richland County.**

Name: Dawn Mills Campbell

Home Address: 6441 Bluff Road, Hopkins, SC 29061

Telephone: (home) 803-776-3187 (work) 803-429-9740

Office Address: Benedict College, 1600 Harden Street, Columbia, SC 29204

Email Address: dmillscampbell@gmail.com

Educational Background: BA – Journalism; Master of Professional Writing, PhD – Higher  
Education Administration

Professional Background: Research Coordinator/Technical Writer at Benedict College

Female Age: Over 50

Name of Committee in which interested: Historic Columbia

Reason for interest: I would like to serve a second term to continue my efforts in preservation.

Your characteristics/qualifications, which would be an asset to Committee, Board or  
Commission:

I am passionate about historic preservation and I am a writer and speaker. These skills can be  
used to help share Historic Columbia's message.

Presently serve on any County Committee, Board or Commission? Historic Columbia

Any other information you wish to give? \_\_\_\_\_

Recommended by Council Member(s): \_\_\_\_\_

Hours willing to commit each month: As many as necessary to assist with projects.

**CONFLICT OF INTEREST POLICY**

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

*Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.*

Yes \_\_\_\_\_ No X \_\_\_\_\_

#### STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes \_\_\_\_\_ No X \_\_\_\_\_

If so, describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

M. Campbell  
Applicant's Signature

8/21/18  
Date

**Return to:**  
**Clerk of Council, Post Office Box 192, Columbia, SC 29202.**  
**For information, call 576-2060.**

**One form must be submitted for each Committee, Board or Commission on which you wish to serve.**

**Applications are current for one year.**

<b>Staff Use Only</b>	
Date Received: <u>8-21-18</u>	Received by: <u>[Signature]</u>
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved 154 of 180	<input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant MUST reside in Richland County.

Name: Taylor H. Miller
Home Address: 626 Sallie Baxter Rd Columbia, SC 29209
Telephone: (home) 803-463-1169 (work) 803-779-1181
Office Address: 3710 Landmark Drive, Ste 109, Columbia, SC 29204
Email Address: taylorhmillere@gmail.com
Educational Background: USC - Hotel, Restaurant + Tourism Mgmt Degree
Professional Background: 15+ years in hospitality, currently business owner
Male [X] Female [ ] Age: 18-25 [ ] 26-50 [X] Over 50 [ ]
Name of Committee in which interested: A-TAX - Accommodations
Reason for interest: Remained interested in Richland County tourism from days in industry + with Columbia Convention +
Your characteristics/qualifications, which would be an asset to Committee, Board or Visitors Bureau Commission: Business owner, grew up in Richland County, experience in hospitality industry + promoting industry through Columbia CVB.
Presently serve on any County Committee, Board or Commission? NO
Any other information you wish to give? Former Board member of Leadership Columbia
Recommended by Council Member(s): Pearce, Rose
Hours willing to commit each month: 20

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

*Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.*

Yes \_\_\_\_\_ No \_\_\_\_\_

**STATEMENT OF FINANCIAL OR PERSONAL INTERESTS**

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes \_\_\_\_\_ No \_\_\_\_\_

If so, describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_


  
Applicant's Signature

7-10-18  
Date

**Return to:**  
**Clerk of Council, Post Office Box 192, Columbia, SC 29202.**  
**For information, call 576-2060.**

**One form must be submitted for each Committee, Board or Commission on which you wish to serve.**

**Applications are current for one year.**

<b>Staff Use Only</b>	
Date Received: <u>7-16-18</u>	Received by: 
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant MUST reside in Richland County.

Name: Tim Miller JR
Home Address: 1265 Muddy Ford Rd Chapin SC 29636
Telephone: (home) 803-944-1030 (work) 803-691-0918
Office Address: 7402 Fairfield Rd Columbia, SC 29203
Email Address: tmj5509@gmail.com and mmac@walker-white.com
Educational Background: BS, Mechanical Engineering; ME, Mechanical Engineering; MBA
Professional Background: manager - engineering - Colonel (Ret) SC Army National Guard
Male [ ] Female [ ] Age: 18-25 [ ] 26-50 [ ] Over 50 [ ]
Name of Committee in which interested: Midlands Workforce Development Board
Reason for interest: To support and assist the development of apprenticeships throughout the Midlands.
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:
Coordinator - Midlands Mechanical Apprenticeship Coalition (mmac)
- set up and operate apprenticeship programs for mmac
Presently serve on any County Committee, Board or Commission? No
Any other information you wish to give?
Recommended by Council Member(s):
Hours willing to commit each month: 10-20 hours

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

*Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.*

Yes \_\_\_\_\_ No  X

#### STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes \_\_\_\_\_ No  X

If so, describe: \_\_\_\_\_

\_\_\_\_\_

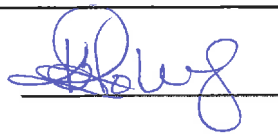
  
Applicant's Signature

2 May 2018   
Date

**Return to:**  
**Clerk of Council, Post Office Box 192, Columbia, SC 29202.**  
**For information, call 576-2060.**

**One form must be submitted for each Committee, Board or Commission on which you wish to serve.**

**Applications are current for one year.**

<b>Staff Use Only</b>	
Date Received: <u> 7-12-18 </u>	Received by: 
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION

Applicant MUST reside in Richland County.

Name: Kathryn (Kate) Lang  
Home Address: 57 Groves Wood Place Columbia, SC 29212  
Telephone: (home) 803-467-4781 (work) 803-255-7267  
Office Address: 1218 Henderson St. Columbia SC 29212  
Email Address: kate.lang@trcstaffing.com  
Educational Background: B.S. Psychology / M.A. HRD  
Professional Background: 15 years of experience in Recruiting, 5 years as a Career Specialist  
Male  Female  Age: 18-25  26-50  Over 50   
Name of Committee in which interested: need more info Midlands workforce in Lex. I.  
Reason for interest: As a director of a full-service recruiting firm, I see first-hand the workforce needs/struggles/opportunities.  
Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:  
I have been in roles during my career preparing students for the workforce, as well as (in my current role) knowing the job market and its challenges to find prepared talent. I want to bridge that gap, as I feel there is a disconnect.  
Presently serve on any County Committee, Board or Commission? NO  
Any other information you wish to give? N/A  
Recommended by Council Member(s): ?  
Hours willing to commit each month: 2-4

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

*Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.*

Yes \_\_\_\_\_

No \_\_\_\_\_

### STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes \_\_\_\_\_

No \_\_\_\_\_

If so, describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Katherine Long  
Applicant's Signature

7/2/18  
Date

**Return to:**  
Clerk of Council, Post Office Box 192, Columbia, SC 29202.  
For information, call 576-2060.

**One form must be submitted for each Committee, Board or Commission on which you wish to serve.**

**Applications are current for one year.**

<b>Staff Use Only</b>	
Date Received: <u>7-12-18</u>	Received by: <u>[Signature]</u>
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On File	





APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Deborah A. Snow

Home Address: 3221 Devereaux Rd., Columbia, SC 29205

Telephone: (home) 803-254-7611 (work) 803-603-3854

Office Address: 2210 Devine St., Columbia, SC 29205

Email Address: dasnow@msarch.net

Educational Background: B.Arch. (U of Md.); MA (Columbia Univ.)

Professional Background: Registered Architect, LEED AP BD+C, NCARB

Male

Female

Age: 18-25

26-50

Over 50

Name of Committee in which interested: R.C. Building Codes Board of Appeals

Reason for interest: My experience can be put to civic use and assist in public safety

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

Extended career as an Architect. Previous member & chair of City of Columbia Building Board of Adjustments & Appeals

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? Also serve on Habitat Board

Recommended by Council Member(s): Donny Phipps

Hours willing to commit each month: As needed; 4 to 10?

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

*Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.*

Yes \_\_\_\_\_ No ✓ \_\_\_\_\_

**STATEMENT OF FINANCIAL OR PERSONAL INTERESTS**

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes ✓ \_\_\_\_\_ No \_\_\_\_\_

If so, describe: As an Architect, I occasionally have projects in Richland County. If one came before this Board, I would recuse myself

DAS  
Applicant's Signature

4 June 2018  
Date

**Return to:**  
Clerk of Council, Post Office Box 192, Columbia, SC 29202.  
For information, call 576-2060.

**One form must be submitted for each Committee, Board or Commission on which you wish to serve.**

**Applications are current for one year.**

<b>Staff Use Only</b>	
Date Received: <u>6-11-18</u>	Received by: <u>[Signature]</u>
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



## TRANSPORTATION PROGRAM

July 24, 2018

Dr. John Thompson  
Director of Transportation  
Richland County Government  
P.O. Box 192  
Columbia, South Carolina 29202

Re: Resurfacing Package P  
PDT-765-IFB-2018

Dear Dr. Thompson:

A bid opening was held at 2:00 PM on Wednesday, July 18, 2018 at the Richland County Office of Procurement at 2020 Hampton Street for the Resurfacing Package P Project. The Richland Program Development Team has reviewed the one (1) submitted bid for Resurfacing Package P and found no errors in the electronic bid submitted by Palmetto Corporation of Conway, Inc. (Palmetto) as outlined in the tabulation below and in the attached Bid Comparison to the Engineering estimate. The bid received was as follows.

<b>RESURFACING PACKAGE P - BID RESULTS SUMMARY</b>	
<b>BIDDER</b>	<b>SUBMITTED BID</b>
Palmetto Corp. of Conway, Inc.	<b>\$ 3,225,231.79</b>

Further review shows that Palmetto is duly licensed in South Carolina to perform this work. A copy of their license is attached.

A Pre-Bid Conference was held at 10:00 AM on June 13, 2018 during which attendees gained information and bidding directives for the project. Sign-In Sheets for the Pre-Bid Meeting is attached indicating interested firms that were in attendance.

As indicated in the attached letter from the Richland County Office of Small Business Opportunities, there was no SLBE Participation requirement associated with this procurement.

Attached is a final bid tab sheet for your reference which indicates the low bid to be 29.42% below the Engineer's Estimate of \$4,569,535.54 for the project.

Richland PDT recommends that a contract be awarded to the lowest responsive and responsible bidder, Palmetto Corporation of Conway. It is further recommended that the approval of the award also include a 10% contingency of \$322,523.18. We will schedule the pre-construction conference once we have been notified by you that Council has approved the contract.

Sincerely,

RICHLAND PDT, A JOINT VENTURE



Dale Collier  
Procurement Manager  
Richland PDT, A Joint Venture

Cc: Taylor Neeley, Richland PDT  
Jennifer Wladischkin, Richland County

ATTACHMENTS:

Certified Bid Tab

Bid Form – Palmetto Corporation of Conway, Inc.

Bid Comparison to Engineering Estimate

Pre-Bid Sign In Sheets

OSBO SLBE Participation Goal

Palmetto Corporation, Inc. License Confirmation

Palmetto Corporation, Inc. SLBE Participation Sheet

Resurfacing Package P Roads List

**Type 1: Concrete (3.01 Miles)**

The roads listed below will entail cleaning/resealing of joints in concrete pavement, routing, cleaning and sealing of random cracks of pavement.

Lyne Cove Court	Crossthorn Road	Chadford Road
Oak Hampton Road	Ramsbury Court	Upton Grey Road
Newgate End	Trinity Three Circle	Billsdale Road
Trinity Three Road	Trinity Three Court	Upton Grey Court
Billsdale Court	S Brick Road	Polo Ridge Circle
Wells Garden Court	Falmouth Rise Road	Westport Drive
Rainsborough Way	Hampstead Court	Ixworth Green
Lambeth Walk	Dowgate Hill	Bradford Lane

**Type 2: Asphalt (9.79 Miles)**

The roads listed below will entail milling, full depth patching, and/or resurfacing.

Anna B Lane	Clouser Drive	N Palace Court
Arbrogate Court	Craven Arms Court	Oak Knoll Drive
Arborland Court	Evelyn Court	Oakleaf Circle
Ashleys Place	Exton Shore Drive	Old Garners Ferry Road
Azalea Circle	Falbrook Court	Old Tree Court
Ballentine Point Road	Fincastle Avenue	Padgett Woods Boulevard
Battery Road	Garland Street	Pennigail Court
Bedford Way	Gidding Court	Raintree Drive
Bent Oak Court	Gowham Court	Ramblewood Drive
Berkeley Forest Court	Grantham Circle	Regents Court
Birchbank Court	Grayside Road	Ridgetop Court
Blackburn Road East	Grey Oak Lane	Riverwalk Court
Blue Bird Trail	Greys Court	Southampton Drive
Bonbon Lane	Hawks Ridge Lane	Spring Hope Road
Boulters Lock Road	Jadetree Court	Sugar Pine Court
Bronlow Drive	Key Road	Sutton Way
Brook Hollow Drive	Kristyben Court	Warly Court
Carolee Court	Lely Court	Wheatstone
Cavendish Court	Maid Lynn Court	



TRANSPORTATION PROGRAM

Resurfacing Package P

BID TABULATION SHEET

PROJECT NUMBER: PDT-765-IFB-2018

July 18, 2018 ~ 2:00 PM

Bidder	Total Bid
Palmetto Corp. of Conway	\$3,225,231.79
CERTIFIED BY: <i>Jake Collins</i>	

Richland County Procurement Dept  
'18 JUL 18 PM2:00

**BIDDER INFORMATION**

---

**COMPANY NAME \***

Palmetto Corp of Conway, Inc

**COMPANY PHONE NUMBER \***

(843) 365-2156

**COMPANY ADDRESS \***

3873 Hwy 701 North, Conway, SC 26526

**EMAIL ADDRESS \***

klevy@palmettocorp.net

**CONTRACTOR LICENSE NUMBER \***

G14514

**SC SALES TAX NUMBER \***

02627679-8U

**FEDERAL TAX ID NUMBER \***

57-0851898

**AUTHORIZED AGENT NAME \***

Shawn Godwin

**AUTHORIZED AGENT TITLE \***

President

**BID FORM**

\$3,225,231.79

Item #	Description	Units	Quantity	Unit Price	Extension
1031000	MOBILIZATION	LS	1.0000	\$160,000.00	\$160,000.00
1071000	TRAFFIC CONTROL	LS	1.0000	\$73,000.00	\$73,000.00
1050800	CONSTRUCTION STAKES, LINES & GRADES	LS	1.0000	\$39,500.00	\$39,500.00
4012060	FULL DEPTH ASPHALT PAVEMENT PATCHING (6" UNIF.)	SY	4,588.8890	\$63.50	\$291,394.45
4013990	MILLING EXISTING ASPHALT PAVEMENT (VARIABLE)	SY	50,113.9880	\$3.90	\$195,444.55
4030340	HOT MIX ASPHALT SURFACE COURSE - TYPE C	TON	11,811.4290	\$122.00	\$1,440,994.34
6020005	PERMANENT CONSTRUCTION SIGNS (GROUND MOUNTED)	SF	2,879.0000	\$4.75	\$13,675.25
6241010	4" WHITE SOLID LINES (PVT. EDGE LINES)- PERM.PVMT.MARKING	LF	2,000.0000	\$5.00	\$10,000.00
6241025	24" WHITE SOLID LINES (STOP/DIAG LINES)- PERM.PVMT.MARKING	LF	300.0000	\$25.00	\$7,500.00
6241074	4" YELLOW SOLID LINES(PVT.EDGE LINES) PERM.PVMT.MARKING	LF	2,000.0000	\$5.00	\$10,000.00
6250025	24" WHITE SOLID LINES (STOP/DIAG LINES)-FAST DRY PAINT	LF	300.0000	\$7.50	\$2,250.00
6250110	4" YELLOW SOLID LINES(PVT.EDGE LINES) FAST DRY PAINT	LF	2,000.0000	\$0.50	\$1,000.00
6241030	WHITE SINGLE ARROWS (LT, STRGHT, RT) PERM.PVMT.MARKING	EA	25.0000	\$250.00	\$6,250.00
6301100	PERMANENT YELLOW PAVEMENT MARKERS BI- DIR.- 4"X4"	EA	1,000.0000	\$15.00	\$15,000.00
8101000	SEEDING (MULCHED)	MSY	8.0000	\$650.00	\$5,200.00
8101100	ORGANIC TOPSOIL	CY	250.0000	\$55.00	\$13,750.00
3022000	CONTINGENT MAINTENANCE STONE (CR-14)	TON	112.0000	\$110.00	\$12,320.00
<b>Total:</b>					<b>\$3,225,231.79</b>



Item #	Description	Units	Quantity	Unit Price	Extension
50210XX	FULL DEPTH CONCRETE PAVEMENT PATCH 8"	SY	9,540.0000	\$82.00	\$782,280.00
50411XX	CLEAN & SEAL JOINT	LF	52,406.0000	\$2.20	\$115,293.20
5051000	ROUT, CLEAN AND SEAL CRACKS	LF	12,370.0000	\$1.40	\$17,318.00
7203130	CONCRETE CURB AND GUTTER(1'-6") OGEE	LF	311.0000	\$42.00	\$13,062.00
<b>Total:</b>					<b>\$3,225,231.79</b>

Bid Tabulation

Richland Co.  
Transportation Improvement Program



2018 RESURFACING PACKAGE "P" PDT-765-IFB-2018

ITEM #	DESCRIPTION	LENGTH (MI.)		Engineer's Estimate		Palmetto Corp. of Conway	
		UNITS	TOTAL PROJECT QUANTITY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1001000	MOBILIZATION	LS	1,000			\$ 160,000.00	\$ 160,000.00
1071000	TRAFFIC CONTROL	LS	1,000			\$ 73,000.00	\$ 73,000.00
1060800	CONSTRUCTION STAKES, LINES & GRADES	LS	1,000			\$ 39,500.00	\$ 39,500.00
4012060	FULL DEPTH ASPHALT PAVEMENT PATCHING (6" UNIF.)	SY	4,588.889			\$ 63.50	\$ 291,394.45
4013990	MILLING EXISTING ASPHALT PAVEMENT (VARIABLE)	SY	50,113.988			\$ 3.90	\$ 195,444.55
4030340	HOT MIX ASPHALT SURFACE COURSE - TYPE C	TON	11,811.429			\$ 122.00	\$ 1,440,994.34
6020005	PERMANENT CONSTRUCTION SIGNS (GROUND MOUNTED)	SF	2,879,000			\$ 4.75	\$ 13,675.25
6241010	4" WHITE SOLID LINES (PVT. EDGE LINES)-PERM.PVMT.MARKING	LF	2,000,000			\$ 5.00	\$ 10,000.00
6241025	24" WHITE SOLID LINES (STOP/DIAG LINES)-PERM.PVMT.MARKING	LF	300,000			\$ 25.00	\$ 7,500.00
6241074	4" YELLOW SOLID LINES(PVT.EDGE LINES) PERM.PVMT.MARKING	LF	2,000,000			\$ 5.00	\$ 10,000.00
6250025	24" WHITE SOLID LINES (STOP/DIAG LINES)-FAST DRY PAINT	LF	300,000			\$ 7.50	\$ 2,250.00
6250110	4" YELLOW SOLID LINES(PVT.EDGE LINES) FAST DRY PAINT	LF	2,000,000			\$ 0.50	\$ 1,000.00
6241030	WHITE SINGLE ARROWS (LT., STRIGHT, RT) PERM.PVMT.MARKING	EA	25,000			\$ 250.00	\$ 6,250.00
6301100	PERMANENT YELLOW PAVEMENT MARKERS BIDIR. - 4"x4"	EA	1,000,000			\$ 15.00	\$ 15,000.00
8101000	SEEDING (MULCHED)	MSY	8,000			\$ 650.00	\$ 5,200.00
8101100	ORGANIC TOPSOIL	CY	250,000			\$ 55.00	\$ 13,750.00
3022000	CONTINGENT MAINTENANCE STONE (CR-14)	TON	112,000			\$ 110.00	\$ 12,320.00
50210XX	FULL DEPTH CONCRETE PAVEMENT PATCHES"	SY	9,540,000			\$ 82.00	\$ 782,280.00
50411XX	CLEAN & SEAL JOINTS	LF	52,406,000			\$ 2.20	\$ 115,293.20
5051000	ROUT, CLEAN AND SEAL CRACKS	LF	12,370,000			\$ 1.40	\$ 17,318.00
7203130	CONCRETE CURB AND GUTTER(1'-6") OGEE	LF	311,000			\$ 42.00	\$ 13,062.00
	<b>Total</b>						<b>\$ 3,225,231.79</b>
							<b>\$ 4,569,535.54</b>



TRANSPORTATION PROGRAM

SIGN IN SHEET

Project: Resurfacing Package P

Date: June 13, 2018

Meeting Time: 10:00 AM

NAME/Business	EMAIL	PHONE
GERARD WALKER	gwalker@richlandpenny.com	803.726.6151
Steven Schofield - Palmetto Corp	Kleny@palmetto corp. net	803.464.6267
KIMBERLY TONEY - RICHLAND COUNTY	toney.kimberly@richlandcountyga.gov	(803) 240-6898
Brian King Richland PDT	bking@richlandpenny.com	803 - 351- 5289
Jennifer Wladischkin Re Proc.	wladj@richlandcountysc.gov	803-576-2130
Date Collier	dcollier@richlandpenny.com	803-917-6258
Nicole Smith	NSmith@richlandpenny.com	726.6153



---

**RICHLAND COUNTY OFFICE OF SMALL BUSINESS OPPORTUNITY**

May 17, 2018

Gerald Walker  
Richland PDT, A Joint Venture  
101 Flintlake Road  
Columbia, SC 29223

RE: Goal Setting for Resurfacing- Package P

Dear Mr. Walker:

OSBO has determined Resurfacing Package P will not have an SLBE goal.

Please direct any questions to Melissa Watts, Financial Resources Coordinator, OSBO at [wattsm2@rcgov.us](mailto:wattsm2@rcgov.us) or (803)576-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Janelle H. Ellis".

Janelle H. Ellis, Ph.D.  
Director, Community and Government Services

[Print this page](#)

**Board: Commercial Contractors**

**PALMETTO CORP OF CONWAY**

3873 HWY 701 N  
CONWAY, SC 29526  
(843)365-2156

License number: 14514  
License type: GENERAL CONTRACTOR  
Status: ACTIVE  
Expiration: 10/31/2018  
First Issuance Date: 03/02/1992  
Classification: GD4 WL4 AP4 CP4 WP4  
President / Owner: A SHAWN GODWIN

[Click here for Classification definitions and licensee's contract dollar limit](#)

**Supervised By**

[GODWIN ANTHONY \(COG\)](#)  
[ATKINSON KENNETH \(COG\)](#)

[File a Complaint against this licensee](#)

**Board Public Action History:**

[View Orders](#)

[View Other License for this Person](#)

[No Orders Found](#)

**CURRENT CLASSIFICATION ABBREVIATIONS and PROJECT/DOLLAR LIMITATIONS**

The two-letters on a license indicates the designated classification(s) of work (i.e. **BD3**); the number behind the letters indicates their designated dollar limit per contract (i.e. **BD3**); see classifications & project/dollar limits below:

GENERAL CONTRACTOR classifications	MECHANICAL CONTRACTOR classifications
Asphalt Paving ..... AP	Air Conditioning ..... AC
Boiler Installation ..... BL	Electrical ..... EL
Boring & Tunneling (no technical exam) ..... BT	Heating ..... HT
Bridges ..... BR	Lightning Protection ..... LP
Building (BD, LB, UB) * ..... BD	Packaged Equipment ..... PK
Concrete ..... CT	Plumbing ..... PB
Concrete Paving ..... CP	Pressure and Process Piping **** ..... 1P/2P
General Roofing ..... GR	Refrigeration ..... RG
Glass & Glazing ..... GG	
Grading ..... GD	
Highway ** ..... HY	
Highway Incidental (no technical exam) ..... HI	
Interior Renovation (no technical exam) ..... IR	
Marine ..... MR	
Masonry (no technical exam) ..... MS	
Pipelines ..... PL	
Pre-Engineered Metal Buildings ..... MB	
Public Electrical Utility *** ..... 1U/2U	
Railroad (no technical exam) ..... RR	
Specialty Roofing ..... SR	
Structural Framing ..... SF	
Structural Shapes (no technical exam) ..... SS	
Swimming Pools ..... SP	
Water & Sewer Lines ..... WL	
Water & Sewer Plants ..... WP	
Wood Frame Structures ..... WF	

- \* **Building (BD)**: includes GR, IR, MB, MS, SS, WF.  
 “LB” - qualifier took Limited Building exam - can only apply as Group #1, #2, or #3; cannot work over 3 stories.  
 “UB” - qualifier took Unlimited Building exam.
- \*\* **Highway (HY)**: includes AP, CP, BR, GD, HI.
- \*\*\* **Public Electrical Utility (1U/2U)**: “1U” given to those licensed prior to 4/1/99 and can engage in stadium lighting work. “2U” given to those licensed after 4/1/99 and cannot engage in stadium lighting work.
- \*\*\*\* **Pressure and Process Piping (1P/2P)**: “1P” given to those licensed prior to 4/1/99 and can engage in boiler work; “2P” given to those licensed after 4/1/99 and cannot engage in boiler work.

**\*\*\* DOLLAR LIMITATIONS AND NEW WORTH REQUIREMENTS\*\*\***

GENERAL CONTRACTORS				MECHANICAL CONTRACTORS			
Group#	\$ Limit per Contract	Net Worth/ Total Equity	Surety Bond Amount	Group #	\$ Limit per Contract	Net Worth/ Total Equity	Surety Bond Amount
Group #1	\$50,000	\$10,000	\$20,000	Group #1	\$17,500	\$3,500	\$7,000
Group #2	\$200,000	\$40,000	\$80,000	Group #2	\$50,000	\$10,000	\$20,000
Group #3	\$500,000	\$100,000	\$200,000	Group #3	\$100,000	\$20,000	\$40,000
Group #4	\$1,500,000	\$175,000	\$350,000	Group #4	\$200,000	\$40,000	\$80,000
Group #5	\$Unlimited	\$250,000	\$500,000	Group #5	\$Unlimited	\$200,000	\$400,000

Revised 06/2018



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

## REQUEST OF ACTION

**Subject:** FY19 - District 3 Hospitality Tax Allocations

### A. Purpose

County Council is being requested to approve a total allocation of **\$100,000** for District 3.

### B. Background / Discussion

For the 2018 - 2019 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$164,850.00 for each district Council member as approved during the FY17-18 fiscal year and as amended during the May 15<sup>th</sup> Regular Session. The details of these motions are listed below:

**Motion List for FY18:** Hospitality Tax discretionary account guidelines are as follows: (a) Establish an H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

**Regular Session – May 15, 2018:** Motion that all unspent H-Tax funding for FY17-18 be carried over and added to any additional funding for FY18-19 to Council districts. Because of the failure of the Grants Office to notify councilmembers of problems from changes to the grants process my district, and others, did not get to have some or all of their events. I was never notified of any problems until I was contacted by some organizations that they were having problems. Now eleven months later it is too late and it is not fair. Established organizations in Columbia had theirs but as for the unincorporated areas where they are developing programs and event, there were problems.

Pursuant to Budget Memorandum 2017-1 each district Council member was approved \$164,850.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 3 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$164,850
FY2018 Remaining Amount	\$ 99,850
<b>Remaining Balance</b>	<b>\$264,700</b>
Columbia City Ballet	\$ 16,000
Columbia Classical Ballet	\$ 12,000
Greenview Reunion Festival	\$ 25,000
Edgewood Foundation	\$ 22,000
Historic Columbia	\$ 15,000
Palmetto Capital City Classic	\$ 5,000
Jack and Jill, Inc.	\$ 5,000
<b>Total</b>	<b>\$100,000</b>
<b>Remaining Balance</b>	<b>\$164,700</b>

**C. Legislative / Chronological History**

- 2nd Reading of the Budget – May 25, 2017
- Regular Session - May 15, 2018
- 2nd Reading of the Budget-

**D. Alternatives**

1. Consider the request and approve the allocation.
  
2. Consider the request and do not approve the allocation.

**E. Final Recommendation**

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.





# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

## REQUEST OF ACTION

**Subject:** FY19 - District 5 Hospitality Tax Allocations

### A. Purpose

County Council is being requested to approve a total reallocation of **\$13,500** for District 5.

### B. Background / Discussion

For the 2018 - 2019 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$164,850.00 for each district Council member as approved during the FY17-18 fiscal year and as amended during the May 15<sup>th</sup> Regular Session. The details of these motions are listed below:

**Motion List for FY18:** Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

**Regular Session – May 15, 2018:** Motion that all unspent H-Tax funding for FY17-18 be carried over and added to any additional funding for FY18-19 to Council districts. Because of the failure of the Grants Office to notify councilmembers of problems from changes to the grants process my district, and others, did not get to have some or all of their events. I was never notified of any problems until I was contacted by some organizations that they were having problems. Now eleven months later it is too late and it is not fair. Established organizations in Columbia had theirs but as for the unincorporated areas where they are developing programs and event, there were problems.

Pursuant to Budget Memorandum 2017-1 each district Council member was approved \$164,850.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 6 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$164,850
FY2018 Remaining Amount	\$ 0
FY2019 Remaining Amount	\$ 0
Lourie Center	\$ -12,000
We Are Olympia	\$ -1,500
FC United Soccer League	\$ 2,500
Heroes in Blue/Serve & Connect	\$ 1,000
Experience Columbia Sports SC	\$ 2,500
Frye Foundation AAU Indoor Track Invitational	\$ 3,000
New Economic Beginnings (Basketball Invitational)	\$ 3,000
Edgewood Foundation	\$ 1,000
Historic Waverly Foundation	\$ 500
<b>Total</b>	<b>\$ 0</b>
<b>Remaining Balance</b>	<b>\$ 0</b>

**C. Legislative / Chronological History**

- 2nd Reading of the Budget – May 25, 2017
- Regular Session - May 15, 2018
- 2nd Reading of the Budget-

**D. Alternatives**

1. Consider the request and approve the allocation.
  
2. Consider the request and do not approve the allocation.

**E. Final Recommendation**

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



# RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

## REQUEST OF ACTION

**Subject:** FY19 - District 7 Hospitality Tax Allocations

### A. Purpose

County Council is being requested to approve a total allocation of **\$5,000** for District 7.

### B. Background / Discussion

For the 2018 - 2019 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$164,850.00 for each district Council member as approved during the FY17-18 fiscal year and as amended during the May 15<sup>th</sup> Regular Session. The details of these motions are listed below:

**Motion List for FY18:** Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

**Regular Session – May 15, 2018:** Motion that all unspent H-Tax funding for FY17-18 be carried over and added to any additional funding for FY18-19 to Council districts. Because of the failure of the Grants Office to notify councilmembers of problems from changes to the grants process my district, and others, did not get to have some or all of their events. I was never notified of any problems until I was contacted by some organizations that they were having problems. Now eleven months later it is too late and it is not fair. Established organizations in Columbia had theirs but as for the unincorporated areas where they are developing programs and event, there were problems.

Pursuant to Budget Memorandum 2017-1 each district Council member was approved \$164,850.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 7 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding		\$164,850
FY2018 Remaining Amount		\$157,850
FY2019 Amount Previously Allocated		\$150,000
Remaining Balance		\$172,700
	Greenview Reunion Festival	\$ 5,000
<b>Total</b>		<b>\$ 5,000</b>
<b>Remaining Balance</b>		<b>\$167,700</b>

**C. Legislative / Chronological History**

- 2nd Reading of the Budget – May 25, 2017
- Regular Session - May 15, 2018
- 2nd Reading of the Budget-

**D. Alternatives**

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

**E. Final Recommendation**

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.