

RICHLAND COUNTY

COUNTY COUNCIL AGENDA



TUESDAY, APRIL 4, 2017

6 P.M.

COUNCIL CHAMBERS

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



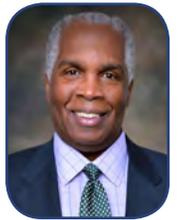
Greg Pearce
District 6



Gwendolyn Kennedy
District 7



Jim Manning
District 8



Calvin "Chip" Jackson
District 9



Dalhi Myers
District 10



Norman Jackson
District 11



Richland County Council
Regular Session
April 4, 2017 – 6:00 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29201

1. **CALL TO ORDER** The Honorable Joyce Dickerson,
Chair, Richland County Council
2. **INVOCATION** The Honorable Bill Malinowski
3. **PLEDGE OF ALLEGIANCE** The Honorable Bill Malinowski
4. **APPROVAL OF MINUTES** The Honorable Joyce Dickerson
 - a. Regular Session: March 21, 2017 [PAGES 8-20]
 - b. Zoning Public Hearing: March 28, 2017 [PAGES 21-24]
 - c. Special Called: March 28, 2017 [PAGES 25-34]
5. **ADOPTION OF AGENDA** The Honorable Joyce Dickerson
6. **PRESENTATION OF RESOLUTIONS**
 - a. Resolution honoring Satch Krantz for his years of service to the Riverbanks Zoo The Honorable Seth Rose
 - b. Resolution to recognize April as Fair Housing Month The Honorable Joyce Dickerson
7. **REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS** *Items requiring outside counsel or a consultant. Larry Smith, County Attorney
 - a. Debriefing Concerning the Management Audit Letter
 - b. Update on State Legislation
8. **CITIZENS' INPUT**
For Items on the Agenda Not Requiring a Public Hearing

9. **REPORT OF THE COUNTY ADMINISTRATOR** Gerald Seals, County Administrator
 a. Debriefing Concerning the Management Audit Letter
10. **REPORT OF THE CLERK OF COUNCIL** Michelle Onley, Deputy Clerk of Council
 a. Richland 101 Graduation, April 10, 2017, 6:00 PM, Columbia Museum of Art
 b. TASC Elected Official of the Year/Local Award
11. **REPORT OF THE CHAIR** The Honorable Joyce Dickerson
 a. Personnel Matters (3)
12. **OPEN/CLOSE PUBLIC HEARINGS** The Honorable Joyce Dickerson
 a. An Ordinance amending the Fiscal Year 2016-2017 Hospitality Tax Fund Annual Budget to appropriate up to \$200,000 of Hospitality Fund Balance to the SC Military Support Foundation to assist in funding for advertisement and promotion of the 2017 South Carolina Guard Air & Ground Expo
 b. An Ordinance authorizing a deed to Vulcan Lands, Inc. for 72± Acres on Caughman Road North, in Richland County, which is a portion of TMS # 06500-01-01
13. **APPROVAL OF CONSENT ITEMS** The Honorable Joyce Dickerson
 a. 17-002MA
 J. Guadalupe Torres
 OI to RS-MD (0.34 Acres)
 Inland Drive
 TMS # 06015-01-20 [SECOND READING] [PAGES 35-36]
 b. 17-004MA
 Fremont Nelson
 OI to RM-HD (0.5 Acres)
 1646 Horseshoe Drive
 TMS # 17012-01-03 [SECOND READING] [PAGES 37-38]
 c. 17-005MA
 Ryan L. Horton
 RU to HI (5 Acres)
 Screaming Eagle Rd.
 TMS # 31600-02-20 [SECOND READING] [PAGES 39-40]
 d. Award of the contract for the Three Creeks Debris

Removal Project [PAGES 41-48]

- e. Award of the Columbia High/Sandel Elementary Sidewalk Project [PAGES 49-56]
- f. An Ordinance Authorizing a deed to Sallie B. W. Roberts for 0.0132± Acres on Cyrus Weston Road, in Richland County, which is a portion of TMS # 32800-01-25 [FIRST READING] [PAGES 57-81]
- g. Solid Waste Department: Authorization to Increase Purchase Order Over \$100,000 [PAGES 82-85]
- h. Solid Waste Department: Award of the Class 2 Solid Waste Disposal Contract [PAGES 86-90]

14. **ORDINANCES - THIRD READING**

The Honorable Joyce Dickerson

- a. 16-036MA
Jeff Stallings
PDD to GC (20 Acres)
8000 Wilson Boulevard
TMS # 14400-01-03 & 14402-03-01 [PAGES 91-92]
- b. An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; so as to restructure the departments of the County. [PAGES 93-165]
- c. An Ordinance authorizing deed to the Columbia Automotive Company, LLC for .4312 Acres previously a portion of Terramont Drive, a public road, which was closed by order of the court [PAGES 166-180]
- d. An Ordinance amending the Fiscal Year 2016-2017 Hospitality Tax Fund Annual Budget to appropriate up to \$200,000 of Hospitality Fund Balance to the SC Military Support Foundation to assist in funding for advertisement and promotion of the 2017 South Carolina Guard Air & Ground Expo [PAGES 181-190]

15. **ORDINANCES - SECOND READING**

The Honorable Joyce Dickerson

- a. An Ordinance authorizing a deed to Vulcan Lands, Inc. for 72± Acres on Caughman Road North, in Richland County, which is a portion of TMS # 06500-01-01. [PAGES 191-223]

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

The Honorable Seth Rose

- a. An Ordinance Amending the Richland County Code of Ordinances, Chapter 5, Animals and Fowl [FIRST READING] [PAGES 224-243]
- b. Policy for Monitoring and Distributing County funds to Non-County Entities [PAGES 244-258]

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

The Honorable Greg Pearce

- a. Solid Waste Department: Award of the contract for a Solid Waste Collection Route Management System [PAGES 259-267]
- b. Solicitor’s Office: Approval of Victim of Crime Act (VOCA) Special Solicitation Grant [PAGES 268-269]
- c. An Ordinance Amending the Fiscal Year 2016-2017 General Fund Annual Budget to appropriate Forty Thousand Ninety Dollars (\$40,090) to increase funding to the Board of Voter Registration & Elections Department for the upcoming State House of Representatives District 70 Special Election for Richland and Sumter Counties [PAGES 270-280]
- d. Increase Annual Leave for Employees [PAGES 281-306]

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

The Honorable Paul Livingston

- a. An Ordinance Authorizing the execution and delivery of a fee in lieu of tax agreement by and between Richland County and (Project Feng) (the “Company”); the execution and delivery of an infrastructure finance agreement by and between Richland County and the Company; the execution and delivery of such documents as may be necessary to effect the intent of this ordinance; and other matters related thereto [FIRST READING BY TITLE ONLY] [PAGE 307]

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

The Honorable Bill Malinowski

- a. Central Midlands Council of Governments – 2
 - 1. Susan Brill [PAGES 308-310]
- b. Airport Commission – 2 (One applicant must reside within one mile of the airport)

1. Lindsey Ott [PAGES 311-312]
2. Timothy Alexander Mousseau (Neighborhood Applicant) [PAGES 313-320]
- c. Business Service Center Appeals Board – 2 (One applicant must be an attorney; the other must be a CPA)
 1. John F. Hamilton [PAGES 321-323]

20. **REPORT OF THE CLERK’S OFFICE AD HOC COMMITTEE**

The Honorable Dalhi Myers

- a. Clerk of Council Office Visits
 1. Dates
 2. Transportation
 3. Council Participation
- b. Re-advertisement of Clerk of Council Position
- c. Reconfiguration of Office Space

21. **BUDGET AD HOC COMMITTEE**

The Honorable Dalhi Myers

- a. Midlands Technical College Capital Project Request [PAGES 324-340]
- b. Sheriff’s Facility [PAGES 341-353]
- c. Council Motion: Imposing a uniform service charge on tax exempt property [PAGES 354-357]

22. **OTHER ITEMS**

The Honorable Joyce Dickerson

- a. A Resolution to appoint and commission Shahid Khan, Charles M. Shugart, Jerry Driggers, Adam Frick, Carla Lamb, Tariq Hussain, Bob Jennings as Code Enforcement Officers for the proper security, general welfare, and convenience of Richland County [PAGE 358]

23. **SECOND CITIZENS’ INPUT**

Must Pertain to Items Not on the Agenda.

24. **SECOND COUNTY ATTORNEY’S REPORT OF EXECUTIVE SESSION ITEMS**

Larry Smith, County Attorney

25. **MOTION PERIOD/ANNOUNCEMENTS**

- a. In order not to discriminate, or have the appearance to discriminate, I move that all outside agencies receiving

The Honorable Norman Jackson

funding through Richland County are subject to the same, or similar, MOU to that of the Richland County Recreation Commission.

- | | |
|---|-------------------------------|
| b. Direct Legal to research what is required to enact a parking ordinance in communities/subdivisions | The Honorable Yvonne McBride |
| c. I move to require that all municipal utility service providers must request consent and approval from Richland County Council prior to extending or accepting water and sewer infrastructure within the unincorporated boundaries of Richland County | The Honorable Bill Malinowski |
| d. Richland County will look into the use of various bond attorneys doing business within Richland County in an effort to spend taxpayer dollars in a more equitable way with the legal profession. | The Honorable Bill Malinowski |
| e. While Richland County is moving in this direction, for the record I move that Richland County staff review budgets for entities receiving tax dollars to confirm all spending is done to only promote the mission of that entity. Any dollars not spent toward the mission will not be awarded at budget time. | The Honorable Bill Malinowski |

(Additional motions may be received by the Clerk of Council's Office up to 24 hours prior to the Council meeting. Such motions will be distributed as "24-Hour Motions" to Council members)

26. **ADJOURN**



Richland County Council



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

SOUTH CAROLINA

REGULAR SESSION MEETING

March 21, 2017
6:00 PM
County Council Chambers

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building

CALL TO ORDER

Ms. Dickerson called the meeting to order at approximately 6:00 PM

INVOCATION

The Invocation was led by the Honorable Jim Manning.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Boy Scout Troop 8 from the Lutheran Incarnation Church on Devine Street.

APPROVAL OF MINUTES

Regular Session: March 7, 2017 – Mr. Livingston moved, seconded by Mr. Malinowski, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Seals stated there are no changes, but will indicate that the Matrix organization that conducted the Recreation Commission audit has requested an opportunity to improve its document. They have stated the document will be finalized on March 24th.

Mr. Pearce moved, seconded by Ms. Myers, to adopt the agenda as published. The vote in favor was unanimous.

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION

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

- a. **Contractual Matter: PDT Contract** – Mr. Livingston moved, seconded by Ms. Myers, to defer this item to the April 4, 2017 Council meeting in order to receive additional information.



Committee Members Present

Joyce Dickerson, Chair
Bill Malinowski, Vice Chair
Calvin "Chip" Jackson
Norman Jackson
Gwendolyn Davis Kennedy
Paul Livingston
Jim Manning
Yvonne McBride
Dalhi Myers
Greg Pearce
Seth Rose

Others Present:

Gerald Seals
Kimberly Roberts
Michelle Onley
Brandon Madden
Larry Smith
Ismail Ozbek
Beverly Harris
Laura Renwick
Janelle Ellis
Kevin Bronson
Tracy Hegler
Sandra Yudice
Shahid Khan
Daniel Driggers
Dwight Hanna
Michael King
Rob Perry
Arthur Braswell

- b. Jones vs. Richland County**
- c. Contractual Matter: Project DT**

EXECUTIVE SESSION

*Council went into Executive Session at approximately 6:07 p.m.
and came out at approximately 6:27 p.m.*

- a. Jones vs. Richland County** – Mr. Pearce moved, seconded by N. Jackson, to direct staff to proceed as discussed in Executive Session. The vote in favor was unanimous.

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

CITIZENS' INPUT (For Items on the Agenda Not Requiring a Public Hearing)

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

- a. Richland County Recreation Commission Audit Update** – Mr. Seals stated he was scheduled to provide a brief report concerning the Recreation Commission audit. Workshops were held wherein Council was been provided a copy of the report and debriefed on the content of the report. Typically, there is a wrap-up discussion about the quality and content of the report. There were some quality issues with the report that were communicated to the President of the consultant company. The President has requested an opportunity to correct the deficiencies.

Mr. Livingston requested any changes to the report be clearly identified.

Ms. Myers inquired if the changes to the audit will be material changes and therefore, Council should wait to make decisions.

Mr. Seals stated he does not believe it will change the substance of the audit. In the debriefing, the principal mentioned there was dysfunction in the Recreation Commission as it is currently operating; however, in the document there was an effort to sanitize the statement. It was pointed out to the consultant you cannot say one thing to Council and then have a document that uses language that is confusing.

Mr. Manning moved to release the money based on his reading of the document and attendance at the debriefing.

Mr. N. Jackson stated the funding has been withheld from the Recreation Commission and his understanding of the motion was that as soon as Council received the audit the funds were to be

**Richland County Council
Regular Session Meeting
Tuesday, March 21, 2017
Page Three**

released. The fees are going up and the kids are threatened with not having afterschool programs because the money is being withheld.

Mr. Manning moved, seconded by Mr. N. Jackson, to release the funding the Council withheld pending the outcome of the audit for the Richland County Recreation Commission.

Mr. Malinowski requested the parliamentarian indicate if the motion is properly before Council. If it is properly before Council, should it be taken up under the Report of the Administrator or elsewhere on the agenda?

Mr. Smith stated normally the Report of the County Administrator is a report and Council does not traditionally does not take action. Council will need to take action consistent with the motion that was previously made in order to release the funds. It's unclear from the budget motion Mr. Manning referred to when Council intended to take action or how Council planned to release the funds, which is part of the problem with the motion. Therefore, it is not properly before Council at this point on the agenda.

Mr. N. Jackson inquired at what point or when would the motion be appropriate because the motion to freeze funds is as follows: "immediately as the audit is presented to Council the funds should be released." There are no conditions. He does not want to wait another 2 weeks to a month and the children are suffering because we are not sure when to release the funds.

Mr. Smith stated as he understands the motion that was made when the funds were frozen, Council was going to revisit the issue once the audit was completed. Based upon what Mr. Seals has said, I'm not sure that has occurred since there is a revision forthcoming.

Mr. N. Jackson stated he is going by the motion made on June 9, 2016. It did not say anything about a continuation. It says as long as the audit is presented to Council, the funds will be released. Was the audit incomplete or was the audit complete, but changes need to be made to the audit?

Mr. Seals stated the audit was submitted as final. Staff has not asked for changes. The consultant has said they need to make changes; therefore, staff has inquired when the changes would be made. The date provided to staff was March 24th.

Staff has attempted to convey what happened, which is a final document was submitted. The auditor has requested an opportunity to correct the document. That action normally suffices as it's not complete. Council will make the final call.

Mr. N. Jackson stated Council received a final document and had workshops based upon that document. He has a problem with the auditor wanting to make changes to the final document. The funds have been withheld now for 9 months and the children are suffering.

Mr. Seals does not feel it is appropriate for staff to weigh in on the debate in terms of a policy decision for the distribution of these funds. Staff is sharing what has happened with the audit

**Richland County Council
Regular Session Meeting
Tuesday, March 21, 2017
Page Four**

document. The auditor has indicated the document is flawed and the corrected report will be available on March 24th.

Mr. Livingston suggested an intergovernmental agreement based on the funds beyond the 5 mills.

Mr. Pearce stated to release the funds without attempting to implement some of the audit recommendations seems to be premature. It seems to him that releasing the funds would require a budget amendment since the 5 mills were passed during the budget process.

Mr. Smith stated it would be his opinion to go pass the 5 mills would require a budget amendment.

Mr. Driggers stated he would defer to the County Administrator, but as he reflects on what was approved at budget, the dollar value that was approved was the total value. If the number of mills being provided to them is more, it is certainly appropriate to do a budget amendment.

Mr. C. Jackson stated he did not interpret the workshop he attended to represent a final audit that could not be changed. He interpreted his attendance at the workshop as receiving a report and therefore, giving his feedback. Then based up the feedback, whatever appropriate modifications would be made.

In addition, Mr. C. Jackson is not certain what legal authority Council has with regards to the findings and the recommendations included in the audit. Council does not have the authority to implement many of the findings, but will be deferred to other agencies for implementation. Nothing he read would require holding up funds, at this point, for students who are participating particularly in the afterschool program. Therefore, he hopes Council will consider making a contingency motion or recommendation, while awaiting the final audit report, which will allow the continuation of the programs. Once the audit is received, there are bigger issues to be addressed if Council wants to pursue authority or oversight of the Recreation Commission.

Mr. Manning stated he would like to make a substitute motion or remove his initial motion. Based on the discussion, there is merit to drafting a MOU or IGA; there is the issue of the report being substantially completed due to grammatical/spelling errors and the tone of the language contained in the report. His clear understanding was that the budget was passed, but a portion was held. It is his belief it should not require a budget amendment and public hearing to release the funds that were held.

Mr. Manning made a substitute motion, seconded by Mr. N. Jackson, to hold a Special Called meeting on March 28th immediately following the Zoning Public Hearing. Council will have the final document at that time and Administration can begin drafting a MOU/IGA based upon the audit report.

POINT OF ORDER – Mr. Malinowski stated the parliamentarian said motions were not appropriate at this point and time.

Mr. Smith stated Council members can direct the Administrator to bring items back to Council as a result of his report. (i.e. Council members can direct the Administrator to bring back to Council a MOU based upon the discussion.)

Mr. N. Jackson agrees with Mr. Manning. The budget was approved. The motion was to freeze any amount of money above the 5 mills until Council received an audit report. It did not say Council would take action based upon the report. As long as the report said the funds were used for its purpose, the funds were to be released.

Mr. Rose stated personally he would like to see some of the things addressed in the audit report to be included in the MOU. He would also like to see the funds released, but he does not want the findings of the audit to be ignored.

Ms. Dickerson scheduled a Special Called meeting on March 28th immediately following the Zoning Public Hearing. The completed document, as well as, a MOU should be available for Council's review.

REPORT OF THE CLERK OF COUNCIL

- a. **Reminder: "Move to Excellence" Richland County Legislative Night Out, March 22, 2017, 5:30 – 7:30 PM, Convention Center** – Ms. Onley reminded Council about the upcoming Richland County Legislative Night Out.
- b. **Reminder: Economic Development Overview, March 29, 2017, 12:00 noon, 4th Floor Conference Room** – Ms. Onley reminded Council of the upcoming Economic Development Overview hosted by the Economic Development Department.

REPORT OF THE CHAIR

- a. **CASA Conference Update** – Ms. Dickerson stated Mr. C. Jackson, Mr. Manning and herself participated in the CASA National Convention. She was overwhelmed with the number of children Richland County CASA has been able to assist. At the next Council meeting, she plans to honor the organization.
- b. **Council Workshop Update** – Ms. Dickerson thanked Mr. Seals and staff for their assistance on the Council workshop.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance authorizing deed to the Columbia Automotive Company, LLC for .4312 Acres previously a portion of Terramont Drive, a public road, which was closed by order of the court** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- **16-041MA, Robert R. Fuller, RU to OI (10.38 Acres), Clemson Road, R20200-03-45 [THIRD READING]** – Mr. Livingston moved, seconded by Mr. Malinowski, to approve this item.

FOR

Pearce
Rose
C. Jackson
N. Jackson
Malinowski
Dickerson
Livingston
Kennedy
Manning
Myers
McBride

AGAINST

The vote in favor was unanimous.

- **16-045MA, Johnathan L. Yates, PDD to PDD (40.01 Acres), 200 Summit Parkway, R23011-01-01 [THIRD READING]**

FOR

Pearce
Rose
C. Jackson
N. Jackson
Malinowski
Dickerson
Livingston
Kennedy
Manning
Myers
McBride

AGAINST

The vote in favor was unanimous.

THIRD READING

- 16-036MA, Jeff Stallings, PDD to GC (20 Acres), 8000 Wilson Boulevard, 14400-01-03 & 14402-03-01** – Ms. Kennedy moved, seconded by Mr. Malinowski, to defer this item until the April 4th Council meeting. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; so as to restructure the departments of the County – Ms. Myers moved, seconded by Mr. Livingston, to approve this item.

Mr. Malinowski inquired about the following language in **Sec. 2-100. Settlement of Claims**: *"The county attorney shall have the sole discretion to decide whether to file an appeal or to waive the filing of same..."*

Previously there was an amount notated, but it has been struck through in the amended ordinance. It is his belief an amount should still be included and anything over a certain amount should be brought back to Council.

In addition, Mr. Malinowski inquired about the following language in **Section 2-138 (5) Emergency 911 Communications (b)(2) E911 Service fee, billing and collection**: *"A monthly charge shall be levied upon each local exchange access facility subscribed to by telephone subscribers whose local exchange access lines are in the area served by or which would be served by the 911 service and/or system..."*

Mr. Malinowski stated with the onset of cell phones there are many homes that do not have landlines that fees can be accessed on. He receives call from individuals that reside in the area, but have out of town area codes. Is there a way to implement a fee on all residences since there is typically a means of communication accessible at each residence?

Mr. Livingston stated he feels there are still too many direct reports to the County Administrator.

Mr. Smith stated the paragraph proceeding Mr. Malinowski's comments includes the following language: *"The county attorney shall have the authority to settle and approve payment of lawsuits, up to an amount approved by County Council in the annual budget..."* Council will set the amount on an annual basis, as to what level of authority the county attorney can approve claims and settlements. The specific amount was taken out of the section to allow Council to give direction on an annual basis. If the number were to change then there would have to be three (3) readings and public hearing each time the amount changed. On the issue of filing an appeal, Council can indicate, at any point and time, if they want the county attorney to appeal or not appeal a specific situation.

Mr. Malinowski stated Council would not necessarily know if there is an opportunity to file an appeal if the county attorney settles a claim, or not settled a claim, with someone based on the dollar figure given. Therefore, language should be included in the ordinance that addresses that matter.

Mr. Seals addressed Mr. Malinowski's comments regarding the 911 Communications fee. Staff is working on this matter and will be taken up during budget discussions.

Ms. Myers stated the educational standards requested for all of the director level reports is still at the discretion of the Administrator. She will work with the Administrator's Office regarding this matter.

Mr. Manning moved, seconded by Mr. Malinowski, to defer this item until the April 4th Council meeting.

**Richland County Council
Regular Session Meeting
Tuesday, March 21, 2017
Page Eight**

FOR

Pearce
Rose
C. Jackson
N. Jackson
Malinowski
Dickerson
Kennedy
Manning
McBride

AGAINST

Livingston
Myers

The vote was in favor.

Mr. Rose stated according to the chart in the agenda packet, it is recommended CASA remain under the Administrator. He inquired if the CASA attorneys are County employees.

Mr. Smith stated the 4 or 5 attorneys primarily represent the children.

Mr. Rose stated any attorney that works for Richland County should report to the county attorney. His suggestion would be to move the CASA attorneys under the county attorney's office.

Mr. C. Jackson finds it troubling that Council members are unable to attend workshops and then attempt to make last minute changes. He requested a companion document that outlines the changes.

SECOND READING

An Ordinance authorizing deed to the Columbia Automotive Company, LLC for .4312 Acres previously a portion of Terramont Drive, a public road, which was closed by order of the court – Ms. Myers moved, seconded by Mr. Manning, to approve this item for Second Reading. The vote in favor was unanimous.

An Ordinance amending the Fiscal Year 2016-2017 Hospitality Tax Fund Annual Budget to appropriate \$200,000 of Hospitality Fund Balance to the SC Military Support Foundation to assist in funding for advertisement and promotion of the 2017 South Carolina Guard Air & Ground Expo – Ms. Myers moved, seconded by Mr. Rose, to approve this item for Second Reading.

Mr. Malinowski requested a friendly amendment to amend the language as follows: *"Hospitality Tax Fund Annual Budget to appropriate up to \$200,000"*.

Ms. Myers accepted the friendly amendment.

Mr. Livingston inquired if the County will receive a report on this event like any other Hospitality Tax funded programs.

Mr. Seals stated the County will receive a report.

The vote in favor was unanimous.

An Ordinance authorizing a deed to Vulcan Lands, Inc. for 72± Acres on Caughman Road North, in Richland County, which is a portion of TMS # 06500-01-01 – Mr. Malinowski moved, seconded by Ms. Myers, to defer this item until the April 4th Council meeting to receive additional information.

Ms. Dickerson stated a discussion took place in the Horizon meeting regarding the additional information requested. A decision was made that if the information was not received prior to the meeting, the item would be deferred. Information cannot be received at the meeting and Council be expected to make an educated decision.

Mr. Manning feels that when information is requested and is not received then there should be an explanation given as to why the information was not provided.

The vote in favor was unanimous.

REPORT OF THE BLUE RIBBON AD HOC COMMITTEE

Mr. Pearce stated there has been some transitioning taking place in the committee. Mr. Bronson was staffing the committee and did a wonderful job. Under the reorganization, Ms. Hegler has taken over staffing of the committee and the transition has been seamless.

- a. HMGP Hurricane Matthew Project Priorities** – Mr. Pearce stated the committee received an update on the priorities and projects with the HMGP Program. The funding has not been released to date. The Federal government has complimented the county on their response and in fact has adopted some of the procedures as best practices in other areas of the country.
- b. Proposed Richland County HMGP Hurricane Matthew Projects** – Mr. Pearce stated there was additional HMGP Grant Program funding made available due to the 2016 Hurricane Matthew event. Staff felt applying for the additional funding could not hurt the County.

The committee forwarded a recommendation to approve six (6) priority projects. The projects are listed in the agenda packet.

Mr. Malinowski inquired if there are six (6) or seven (7) project categories.

Ms. Hegler stated there were seven (7) recommendations to the committee, but the committee removed one of the recommendations.

The vote in favor was unanimous.

- c. Continuation of Recovery Consultancy Services** – Mr. Pearce stated the committee was presented a request for the continuation of the recovery consultancy services of Tetra Tech through December 31, 2017.

The committee forwarded a recommendation to approve the continuation of the services of Tetra Tech through December 31, 2017.

Mr. Malinowski inquired if the County will be reimbursed any of the costs of Tetra Tech's services.

Ms. Hegler stated HMGP will not reimburse the County.

Mr. N. Jackson inquired how much additional funds are being requested.

Ms. Hegler stated the cost will be \$250,000 to assist in administering the HMGP funds.

Mr. N. Jackson inquired if this is the company that was paid \$1.5 million to assist with cleanup.

Ms. Hegler stated Tetra Tech has been assisting the County, but she is not sure of the total amount.

The vote in favor was unanimous.

Mr. Pearce moved, seconded by Mr. Malinowski, to reconsider this item. The motion failed.

THE TRANSPORTATION AD HOC COMMITTEE

- a. **Broad River Road Widening Project** – Mr. Manning stated the Transportation Ad Hoc Committee and TPAC concurred with staff's recommendation to move forward with Alternate C typical and reduce the project limits. The revised limits would be from Royal Tower Road to the intersection of Broad River Road and Dutch Fork Road. The revisions are based upon public comment and current project cost estimates. Should the SCDOT, Central Midlands Council of Governments or another funding source be secured for the project then those funds would extend the project along Dutch Fork Road.

Ms. Myers stated the notes section is confusing because on p. 150 of the agenda the cost is cited as \$29 million, and then on p. 151 the estimated cost is cited as \$37.6 million with the proposed reduction of the project limits.

Mr. Perry stated the original referendum presented to voters in 2012 had cost estimates for all 14 widenings. The original referendum had \$29 million, so even with reducing the project the updated cost estimate is \$37 million. There is a total of \$276 million for all 14 widenings.

Ms. Myers stated Mr. Perry's response raises another question, does this mean funding is being shaved from other projects to cover the costs. Therefore, there may not be available funding for the other projects.

Mr. Perry stated that could happen, which is why the County continues to look for TIGER Grant and COG funds.

Ms. Myers inquired if at some point the County is going to look at rationalizing what projects are important.

Mr. Perry stated the way he has discussed this matter in other settings is we can cost constrain bikeway projects or greenway projects, but when you get to the widening projects or intersection improvements you have to deal with what is found.

Mr. Malinowski inquired if the dirt road paving funding separate from the widening projects.

Mr. Perry answered in the affirmative.

Mr. N. Jackson inquired if the funds will be reimbursed or additional funds will be allocated to the programs related to the STIP.

Mr. Perry stated if they are Federal funds it would be through reimbursement, but if CTC funds are acquired they are not.

Mr. C. Jackson inquired if he is tracking projects that have been completed to see if they exceeded the estimates or came in under budget, and by how much.

Mr. Perry stated there was a 2-3 page summary that was included in the Administrator's Report and was presented to TPAC members a few weeks ago. Once the County Transportation Improvement Program (CTIP) has been updated, it should be presented to Council either through the Transportation Ad Hoc Committee or a Council work session.

Ms. Myers requested to meet with the Administrator and Mr. Perry in the next week to discuss this further.

Mr. Manning stated a major part of the Transportation Penny was getting bonds. He then inquired if the County had gotten all the bonds and maximized on those bonds to pay for the projects.

Mr. Perry responded the County had not gotten all the bonds. The County issued a \$50 million bond anticipation note (BAN) in 2013. The second question on the referendum allowed the County to bond up to \$450 million. The intent is to get ahead of construction inflation.

The vote in favor was unanimous.

**CITIZENS' INPUT
(Must Pertain to Items Not on the Agenda)**

Mr. Toney Forrester continued his "story" from the previous Council meetings.

EXECUTIVE SESSION

*Council went into Executive Session at approximately 7:48 p.m.
and came out at approximately 7:59 p.m.*

- a. **Contractual Matter: Project DT** – Mr. Livingston moved, seconded by Mr. Malinowski, to accept this item as information. The vote in favor was unanimous.

MOTION PERIOD

- a. **Based on the mission of the Conservation Commission, I move that the Rowing Club and Historic Columbia be placed under management of the Conservation Commission [N. JACKSON and MALINOWSKI]** – This item was referred to the A&F Committee.
- b. **As the audit is completed, I move that the funds withheld by Richland County be released immediately to the Recreation Commission. We are in the ninth month, three quarters of the way through the budget cycle, and programs are being delayed or may soon be cancelled. The citizens and children need the programs to continue without interruption [N. JACKSON]** – This item was referred to the March 28th Special Called Meeting.
- c. **Due to the many unfunded mandates imposed on Richland County by the state and the additional amounts to be imposed due to the state’s improper handling of the pension system I am making the following motion: Have the Chair instruct the Consolidation and Privatization Committee to meet immediately in an effort to determine where savings can possibly be obtained through use of privatization [MALINOWSKI]** – This item was referred to the Consolidation and Privatization Ad Hoc Committee.
- d. **Resolution honoring Kendra Dove’s contribution to the CASA organization [DICKERSON]** – Mr. Livingston moved, seconded by Ms. Myers, to adopt a resolution honoring Ms. Kendra Dove. The vote in favor was unanimous.
- e. **Explore City of Columbia parking meter options for County Council members [DICKERSON]** – This item was referred to the A&F Committee.

(The County Administrator stated he could assist the Clerk’s Office with obtaining cards for Councilmembers.)

- f. **Move for a resolution requesting the legislature and legislative delegation turn over legal authority of the Richland County Recreation Commission and the Richland County Election Commission to County Council and local government [ROSE and MYERS]** – Mr. Rose moved, seconded by Mr. Malinowski, to adopt a resolution requesting the legislature and legislative delegation turn over legal authority of the Richland County Recreation Commission and Richland County Election Commission to County Council. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 8:05 PM.

**Richland County Council
Regular Session Meeting
Tuesday, March 21, 2017
Page Thirteen**

Joyce Dickerson, Chair

Bill Malinowski, Vice-Chair

Calvin "Chip" Jackson

Norman Jackson

Gwendolyn Kennedy

Paul Livingston

Jim Manning

Yvonne McBride

Dahli Myers

Greg Pearce

Seth Rose

The Minutes were transcribed by Michelle M. Onley, Deputy Clerk of Council

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA

ZONING PUBLIC HEARING

March 28, 2017
7:00 PM
County Council Chambers

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building

CALL TO ORDER

Mr. Rush called the meeting to order at approximately 7:00 PM

ADDITIONS/DELETIONS TO THE AGENDA

Ms. Hegler stated the Code Rewrite Update needs to be added under "Other Business" on the agenda. The consultants are in town and present at the meeting.

ADOPTION OF THE AGENDA

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

MAP AMENDMENTS

16-035MA, Derrick Harris, RU to LI (1.83 Acres), 7708 Fairfield Road, 12000-02-22 [FIRST READING]

Ms. Dickerson opened the floor to the public hearing.

Mr. Derrick Harris, Mr. Ernest Jacobs, Mr. Alonzo Harris and Ms. Margaret Harris spoke in favor of this item.

Mr. Cleophis Bates spoke in opposition of this item.

The floor to the public hearing was closed.

Ms. Kennedy moved to approve this item. The motion died for lack of a second.

Mr. Jackson moved, seconded by Ms. Myers, to deny the re-zoning request. The vote in favor was unanimous.

17-002MA, J. Guadalupe Torres, OI to RS-MD (0.4 Acres), Inland Drive, 06015-01-20 [FIRST READING]

Ms. Dickerson opened the floor to the public hearing.



Committee Members Present

Joyce Dickerson, Chair
Bill Malinowski, Vice Chair
Calvin "Chip" Jackson
Norman Jackson
Gwendolyn Davis-Kennedy
Paul Livingston
Jim Manning
Yvonne McBride
Dalhi Myers
Greg Pearce
Seth Rose

Others Present:

Tracy Hegler
Michelle Onley
Tommy DeLage
Geo Price
Larry Smith
Ashley Powell
Kimberly Williams-Roberts
Kecia Lara
Terry Wise
Beverly Harris
Daniel Driggers
Gerald Seals
Kevin Bronson
Sandra Yudice
Janelle Ellis
Brandon Madden

**Richland County Council
Zoning Public Hearing
Tuesday, March 28, 2017
Page Two**

No one signed up to speak.

The floor to the public hearing was closed.

Ms. Dickerson moved, seconded by Mr. N. Jackson, to approve this item. The vote in favor was unanimous.

17-003MA, Hugo Gonzalez, OI to GC (1.82 & 1.77 = Total 3.59 Acres) 10958 & 10962 Two Notch Road, 29000-02-09 & 10 [FIRST READING]

Ms. Dickerson opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. C. Jackson moved, seconded by Mr. C. Jackson, to deny the re-zoning request. The vote in favor was unanimous.

17-004MA, Fremont Nelson, OI to RM-HD (0.5 Acres), 1646 Horseshoe Drive, 17012-01-03 [FIRST READING]

Ms. Dickerson opened the floor to the public hearing.

Mr. Fremont Nelson spoke in favor of this item.

The floor to the public hearing was closed.

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

17-005MA, Ryan L. Horton, RU to HI (5 Acres), Screaming Eagle Rd., 31600-02-20 [FIRST READING]

Ms. Dickerson opened the floor to the public hearing.

Mr. Ryan Horton spoke in favor of this item.

The floor to the public hearing was closed.

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

Mr. Malinowski inquired if there a pond on the property.

Mr. Horton stated it is an excavated fill area from the '60s that creates a water runoff for the property.

The vote in favor was unanimous.

OTHER BUSINESS

Ms. Hegler stated the Code Rewrite has begun. The consultants assisting the County are Clarion & Associates. There are a series of meetings taking place. There will be plenty of opportunity corrections, modifications and input on the rewrite.

The consultants assisted the County previously with the Comprehensive Plan Update in 2015. The Code Rewrite is the next step in the process. This is taking the vision of the Comprehensive Plan and implementing it into code and legal language through development regulations and zoning districts.

Mr. Craig Richards, Director with Clarion & Associates, stated they kicked off the project on Monday, March 27th.

- Public forums were held at Longleaf Middle School and Lower Richland High School on March 27th.
- Public forum is scheduled at the Ballentine Community Center on Wednesday, March 29th.
- Meetings have been held with the Planning Commission and a code advisory committee
- Meetings will be held with several focus groups
- Current regulations are 500+ pages
- The code rewrite will be a 2-yr. project
- The project has been broken down into 5 tasks
- Presently in initiation of the project
- Questionnaire available at www.weplantogether.org
- Can sign up for notifications at the website, as well
- Step #2 is preparation of an assessment of the existing regulations
- The drafting process will take approximately 12 months
- Refinements of the draft will be completed after input from Council

Mr. C. Jackson inquired about how the consultants will be working with the Conservation Commission.

Ms. Hegler stated staff has put together a number of stakeholder/interest groups. Ms. Hegler also meets regularly with the Conservation Commission to discuss issues. There is a member of the Conservation Commission that is assisting staff with a committee to oversee the project, as well.

Ms. Myers requested Ms. Hegler ensure adequate representation from District 10 and 11 on the advisory committee. Ms. Myers volunteered to serve on the committee.

Ms. Dickerson would also like to be included on the advisory committee.

The goals to be discussed are:

- Implementing the Comprehensive Plan
- Creating more user friendly, graphically rich document
- Modernizing the zoning districts and development standards
- Tailoring the recommendations to different contexts (not one size fits all)
- Encouraging green buildings and practices

Mr. C. Jackson stated he hopes the updated plan will be reflective of all eleven (11) districts as it moves forward.

ADJOURNMENT

The meeting adjourned at approximately 7:33 PM

The Minutes were transcribed by Michelle M. Onley, Deputy Clerk of Council

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA

SPECIAL CALLED MEETING

March 28, 2017
Immediately following the
Zoning Public Hearing
County Council Chambers

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building

CALL TO ORDER

Mr. Pearce called the meeting to order at approximately 7:36 PM

POINT OF PERSONAL PRIVILEGE – Ms. Dickerson recognized that her daughter was in the audience.

ADOPTION OF AGENDA

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

RICHLAND COUNTY RECREATION COMMISSION

Mr. Manning moved, seconded by Mr. Rose, that the funds withheld from Richland County Recreation Commission be released and that County staff work with RCRC to enter into the Memorandum of Understanding (MOU) as sent to Council via email on Friday, March 24, 2017, with the addition of the updated Article 3. Recommendations, subsection "i.", which reads [The budget subcommittee should quarterly review budget performance with RCRC executive staff.] as was emailed to County Council on Monday, March 27, 2017. Additionally, with regard to Article 2. Requirements, subsection "f." that reads [Richland County Recreation Commission understands that failure to comply to this requirement will result in non-appropriation of non-statutory required funds.] That the wording "with consent of County Council" be inserted. Finally, Council will give serious consideration to cut FY17-18 funding, as allowable by State Statute, if for any reason the Richland County Recreation Commission does not negotiate in good faith the actual signing of the above referenced MOU as they have stated to Councilman Jim Manning, a Council appointed RCRC Liaison, they agreed to the MOU in concept and principal.

Ms. Dickerson: Properly moved and seconded...any discussion? Mr. Malinowski...

Mr. Malinowski: Madam Chair with all that detail...not having it in front of me. I'll vote no so I can review that. There was an awful lot of technical stuff in there. And



Committee Members Present

Joyce Dickerson, Chair
Bill Malinowski, Vice Chair
Calvin "Chip" Jackson
Norman Jackson
Gwendolyn Davis Kennedy
Paul Livingston
Jim Manning
Yvonne McBride
Dalhi Myers
Greg Pearce
Seth Rose

Others Present:

Gerald Seals
Kimberly Roberts
Daniel Driggers
Michelle Onley
Brandon Madden
Larry Smith
Beverly Harris
Kevin Bronson
Janelle Ellis
Sandra Yudice
Kecia Lara

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Two**

also, I'd like to point out in the original motion that withheld the funding, it said the audit would be funded out of the 7 mills that the County withheld. So in releasing those funds we need to make sure that whatever the cost of that audit was that it is withheld.

Mr. Manning: Point of Clarification...I would think that's a given.

Ms. Dickerson: Is this the motion we have right here that's been passed out.

Mr. Manning: That's what I just read...yes ma'am.

Ms. Dickerson: This is the motion that was just crafted...Ms. Myers, Mr. Livingston

Ms. Myers: Madam Chair, I'd offer a friendly amendment. There have been some slight changes to the MOU, including a new recital. And some corrections...I'd ask that those be included with Mr. Manning's motion...unless he...

Mr. Manning: I can't accept that friendly amendment. I have to go with what was sent last Friday, updated Monday, and what I was just handed on my desk a few minutes ago...I've got to go with what was sent and what was put before us. And that's my motion. Thank you.

Ms. Dickerson: Mr. Livingston...

Mr. Livingston: Madam Chair, we received today...regarding an ordinance amending the FY16 Recreation Commission agency budget in order to increase it to the requested mills. Is that technicality we need to deal with or can we pass this motion without having to amend the ordinance? Has that been cleared yet? I'm sorry I didn't have my mic on...

Ms. Dickerson: Did you hear that Mr. Seals?

Mr. Seals: I did and I think...Madam Chair and Mr. Livingston, I think that it is correct. I think it is a technicality, and so you would need to do something so that the budget itself could be amended.

Mr. Livingston: So in order to take this action, it is your opinion, that we need to do an ordinance amendment.

Mr. Seals: That is correct...a budget amendment.

Ms. Dickerson: A budget amendment.

Mr. Livingston: Now...but this motion does not include one.

Mr. Manning: No sir.

Mr. Seals: I have not read that motion. I don't think they're incompatible in terms of the intent. But to carry out the release of the funds, you have to amend the budget so that the fiscal officer can in fact now cut the appropriate check or checks so that what the motion requires is done.

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Three**

Mr. Livingston: So in order to release those funds....and this is for the attorney and the Administrator...are ya'll suggesting that...we amend the ordinance. Is that a three readings and public hearing amendment? Or...what are you really suggesting here.

Mr. Smith: Mr. Livingston that would be three readings and a public hearing...yes...to amend the budget.

Mr. Livingston: So in order to release the remaining...it's your opinion...to legally release the remaining funds we must amend the budget.

Mr. Smith: Yes, sir. Based on the motion that was made at the time that you went to 5 mills...I understand it was an action of Council and you withheld any millage above the 5 mills. In order to now get you to the point where you release the additional funds, you would have to do a budget amendment to do that. Based on my understanding of what the motion was that you passed initially.

Ms. Dickerson: Does that conclude your remarks, Mr. Livingston?

Mr. Manning: May I get a point of clarification?

Ms. Dickerson: Point of clarification, Mr. Manning.

Mr. Manning: The parliamentarian is talking about the motion, but we did an ordinance. It wasn't a motion. The budget is an ordinance.

Mr. Livingston: Right, but they're saying...the question was whether or not you had to amend that ordinance.

Mr. Manning: Yeah, but he's referencing a motion.

Mr. Smith: Mr. Manning is correct. The budget is an ordinance, but that part of the budget that relates to the Recreation Commission...there was a motion made as it relates to that portion of the budget. So that's what I'm referring to. And that motion was a part of the packet that you had last week...and again it's not a part of the packet tonight for whatever reason, but I think Mr. Pearce had made a motion about going up to 5 mills and not anything beyond that.

Mr. Manning: I'm still in my clarification. So if we go and look in the ordinance book...the ordinance has that motion in the ordinance?

Mr. Smith: I don't know that it has that motion in the ordinance.

Ms. Dickerson: That complete your remarks? Mr. Livingston still had the floor.

Mr. Livingston: Just one other thing for clarification. How would that differ from...you go in the budget where we're talking about individual appropriations for Hospitality Tax that we approve a certain amount in the budget and we're able to come back with one reading and amend that because its already appropriated. How does this differ from that?

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Four**

Mr. Smith: In discussing this matter with the Finance Director...and again Mr. Livingston, I apologize we don't have the documents in front of us. But it's my understanding that what the Council did, as it relates to the Recreation Commission's budget, is you approved 5 mills, which was the statutory minimum requirement under the law that you could approve. Back when you approved this particular issue in relation to the budget. And you basically froze, and those were the words that were used in the motion, anything above the 5 mills. That's my understanding of...

Mr. Livingston: It wasn't contingent upon anything in the budget.

Mr. Manning: It was froze...

Mr. Smith: And again, I don't have the language in front of me. I'm trying to go from memory. I think it was contingent upon the Recreation Commission giving an audit...I believe...

Mr. N. Jackson: I have the motion in front of me.

Mr. Smith: I'm sorry. I do have it and it says "once the final millage for the Recreation Commission...is determined by a vote of Council, all funds above the mandatory five [5] mills shall remain frozen until such time as the Recreation Commission provides written documentation to Richland County Council that an independent review (i.e., an audit) confirms that funds provided by Richland County...are being utilized solely for the benefit of promoting recreational opportunities for the citizens of Richland County..." Then there was a substitute motion that was made by Mr. Jeter. And that motion was, "Mr. Jeter made a substitute motion, seconded by Ms. Dickerson, to fund the audit out of the 7 mills the County is withholding instead of the 5 mills the Recreation Commission will be receiving." So it appears to me, that what the Council was doing at that point was saying we'll fund the Recreation Commission up to the 5 mills...anything above that you were not going forward with...to give them anything above that at that time.

Ms. Dickerson: Ok.

Mr. Smith: And that's the way I read what you all were trying to do.

Ms. Dickerson: Mr. Livingston.

Mr. Livingston: I'm good for now, Madam Chair.

Ms. Dickerson: I'm going to give the order, in which I have you all to speak. Next I have Mr. Norman Jackson...Mr. Manning did you have a point...Mr. Manning and then Mr. Pearce.

Mr. N. Jackson: Thanks, Madam Chair. And I disagree with the County Administrator with what he's saying and how we do it. On June 9, 2016, Third Reading of the budget...while he just read it, my understanding, not the substitute motion, the motion that was passed. You talk about a substitute motion. Was the substitute motion passed, or the original motion passed?

Mr. Smith: And again I can...the substitute...these are...these are...summarized minutes so these are not verbatim and it just says that when Mr. Jeter made his substitute motion that each Council member all voted unanimously for the motion.

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Five**

Mr. Jackson: My understanding of the motion is that once an audit was given to us that showed that the Recreation Commission provided benefits for promoting recreational activities to the citizens of Richland County...once they received the audit the funds would be released. I don't think you even need a motion to release the funds. It says all funds above the 5 mills would be held frozen until we receive an audit. It didn't talk about a Memorandum of Understanding. It didn't talk about anything else. So for me to hear now that we have to do three readings which takes about 2 months, and a budget amendment. It says to freeze the amount above the 5 mills until we receive an audit. Therefore, I can't support all these other things that's added to it to suppress or hold up funds that is to be released to these children. And they may not have a summer because we decided we disagreed with the Legislative Delegation and what they're doing and we want control of the Recreation Commission. So we're developing a MOU. Furthermore, the Recreation Commission do not have a commission at this point. And you want the staff to sign something without the presence of a commission. I don't think we can do that. Because they may not agree, so it's inappropriate for us to develop a MOU and ask the staff of the Recreation Commission sign this document and they have to live up to that document or we will receive the funds. In addition to that, in 2008 we passed a \$50 million bond and we added several facilities to the Recreation Department. And those buildings and those facilities have to be staffed. That added above the 5 mills. So we're saying now that if we do not have control of the Recreation Commission, we're going to close all these buildings and all these services because we have no control. We passed that bond and we gave it to them to be staffed and managed. So I have a problem with that. I think tonight the only thing we have to do is approve, release the funds, based on the motion on June 9th that was passed. And it's very clear that you do not need a budget amendment. And my motion is to release the funds. And that's it.

Ms. Dickerson: Mr. Manning and then Mr. Pearce.

Mr. Manning: Thank you, Madam Chairman. I think there was 1 or 2 characterizations of this motion just in...by my colleague passionately speaking toward...that unfreezing is not a matter of three readings and an ordinance change and all that...which I totally agree with. And again, this motion is clearly talking about that the money would be released now and that the MOU would be worked on in good faith. So his kind of characterization that it wouldn't be release that it wouldn't be released until its signed is not quite right per the motion that I made.

Ms. Dickerson: Mr. Pearce.

Mr. Pearce: I'm going to pass, Madam Chair.

Ms. Dickerson: Is there any further discussion on this item? Mr. Seth, you have the floor.

Mr. Rose: You'll have to bear with me, I'm losing my voice. I can only speak for myself obviously, but I'm going follow the advice of our county attorney and County Administrator. I also want these funds released, but I can't sit here and vote against what our staff and the man we hired to give us legal advice is telling us. I wish we could release the funds tonight, but because of their advice I can't. So that's the first thing I want to say. The second thing is, we have this very detailed audit that was done. It gives very high level recommendations on how to have the Recreation Commission run in a much better light, so taxpayer dollars are spent wisely. And in talking with Mr. Manning, his conversations with the Recreation Commission, they are agreeable to those suggestions that are in the audit. And so I will vote to release the funds, but only if the MOU is agreed to. And I have no reason to believe that the new members and the new staff wouldn't want,

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Six**

and will not be very judicious on how they spend taxpayer money. So I'm going to support the motion Mr. Manning submitted.

Ms. Dickerson: Are there any further...oh, Mr. Jackson you have a second time. This is Mr. Norman Jackson.

Mr. N. Jackson: Thank you very much, Madam Chair. And just to mention...the audit was just mentioned and I heard my colleague to the right talk about the deficiencies of the Recreation Commission from the audit. We had an audit. We had three workshops. There was nothing wrong with the Recreation Commission. Then we have an amended audit. And I mean all these problems with the Recreation Commission. This commission has been certified that...accreditation of parks and recreation agencies nationwide. They're the first recreation commission in the State to be certified. They were re-certified again in 2016. The agency used five core elements to judge the confidence of the Recreation Commission: operation, programming, human resource, finance, and communication. In the State of South Carolina, there are three recreation commission agencies that are certified: one in Greenville, Richland County and Charleston. So what they went through in certifying these agencies with a 152-point scoring and they scored 151 out of 152 in 2010 and 2016. And I'm hearing now from an audit that they have major problems. I have a concern with the audit. I have no faith in an audit that came and gave a recommendation and then 2 weeks later change it and amended the audit and have something totally different. So I have concern with that, but again as I'm saying...right...we have...does the School District I and II or any of the other agencies have a MOU....is it consistent with other agencies to have a MOU on how to spend their money. Maybe legal can tell me something...or the Administrator.

Mr. Manning: Madam Chair, I move the question.

Mr. N. Jackson: Well I'm speaking...I'm not finished yet. You can't ask for the question while I'm speaking. I'm not through. What I'm saying is I want fairness for all agencies. I don't think one agency should be subjected to all this while the others are not. That's my concern. I just want fairness. I'm just asking a question if other agencies are subjected to this... the school board does not answer to us, they answer to the public. They have an election. They answer to the public. The Legislative Delegation chooses the commissioners for the Recreation Commission. They do not answer to us. But they are competent citizens also. So I have no problem whether the General Assembly, Legislative Delegation or whoever chooses those people. They are citizens and I have faith in them and what they are supposed to do. I'm not going to judge them. My concern is that the children should not suffer because we disagree with the Legislative Delegation and withhold those funds. Based on the motion, we do not need three readings and a public hearing. We took the funding from the Recreation Commission money...budget and fund the audit and we're supposed to release that money without any MOU. That's inappropriate. That was not the motion. I'm going by the motion that was sent to us...right...and my discussion, my debate and my reason is based on the motion we received. That's it.

Ms. Dickerson: Did I hear anyone...someone call for the question?

Mr. Pearce: Clarification, Madam Chair...

Ms. Dickerson: ...this is...

Mr. Pearce: We have one motion on the floor, is that correct?

Ms. Dickerson: That's exactly right.

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Seven**

Mr. Pearce: It's Mr. Manning's.

Ms. Dickerson: Exactly.

Mr. Pearce: OK.

Ms. Dickerson: I believe I heard someone call for the question.

Mr. Manning: Call for the question.

Ms. Dickerson: I hear call for the question. Do I hear a second?

Mr. Rose: Second.

Mr. Manning: I withdraw.

Ms. Dickerson: I'm going to...since this is such an important item. I am going to allow discussion because this is it. Mr. Livingston, you're recognized.

Mr. Livingston: I support trying to move forward, but I'm a little puzzled by the fact that my attorney and Administrator are telling me that if I did that I'm doing something illegal in a sense. I'm violating my ordinance and that kind of thing, so that's serious. Is it possible...and of course, it won't hurt anything...just for my own sake...and this is for our attorney. Is it possible for us to pass Mr. Manning's motion and still pass this ordinance for First Reading? It doesn't hold up anything now, but I'm simply saying, but allow me to at least move forward on the ordinance too.

Mr. Smith: Yes, and I think that's the reason you were given the ordinance by title only. If you wanted to move forward with the release, you could, in conjunction with Mr. Manning's motion, give the ordinance First Reading by Title Only, to move forward.

Mr. Livingston: But it doesn't stop you from moving...

Mr. Smith: Those two things are consistent.

Ms. Dickerson: Mr. Manning, I need to ask one question before I recognize you. Mr. Seals...Mr. Smith...we did 5 mills. How many more mills is it? I'm hearing 7 and I'm hearing 5...what do we need to do? Two more...is that it to be consistent with the original...how many total mills do we have?

Mr. Smith: I think it's a total of 12.

Ms. Dickerson: Twelve and we've done 5.

Mr. Smith: So that means we have 7 more to be released. And that is where we are talking about having an amendment, so it will go through three readings and a public hearing to release those other 7 to equal the 12. Is that correct?

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Eight**

Mr. Seals: That is correct, Madam Chair. Can I just say one thing? We certainly don't want to do anything that tries to stop you from doing what it is you want to do. One, I said it's a technicality. Two, the technicality turns on the term frozen...is in budget language, means very specifically, you did not...those funds have to be released in order to make the payment. And you did not do that. You froze those funds. And those funds...the way Council takes action is by amending the budget. So it's not in our...we're not trying to slow the process down. That term is what caught my eye. As you know, I was not here. But it is that term that provides context.

Ms. Dickerson: I think I had Mr. Manning because I interfered. And you're answering my question...so Mr. Manning...you answered my question. Thank you.

Mr. Manning: Thank you, Madam Chair. You know the little bit of concern I'm having is that...I don't know where we get a second opinion right now and we're getting an opinion...and I don't know whether it's an opinion or advice to be honest with you. And the opinion is based on what I heard...well I didn't bring the documents and somebody gets a document handed and we're going by that with opinion. Now as a point of clarification, generally when we do a budget amendment and three readings and a public hearing it's because that money is not in the bottom line of the budget. And we generally take it out of the reserve fund...the General Fund. So I guess that's a point of clarification. When we passed the budget, was the bottom line on the budget short and we grew the fund balance and we're now doing these three readings and a public hearing to lower our fund balance and increase what was the bottom line of the ordinance amount we passed. Because if the bottom line of the ordinance that we passed has that money in it, then we wouldn't need...what we thought was frozen...apparently not having anyone on staff to explain to us this thinking about what frozen means. That may answer the question...because I thought when we passed the budget and the ordinance that in the entire County budget that funding was in there and frozen. That we didn't grow our fund balance and now we're going to decrease the fund balance with three readings and a public hearing. So I think that would be the way for us to figure out what was the intent of the Council.

Mr. Seals: Madam Chair.

Ms. Dickerson: Mr. Administrator...Mr. Seals...

Mr. Seals: In the interest of...perhaps the way to do this is the Administrator will say that his understanding of the term frozen is inconsistent with the way Council uses that term, so we will make sure we make the necessary adjustment to the fund balances. And if that is the case, then it seems to me you could proceed. And that we'll take care of the error we made and that then allows you all to proceed.

Ms. Dickerson: Ok...and I have Mr. Livingston.

Mr. Livingston: That solved my concerns.

Ms. Dickerson: So you're ok. Is there any further discussion on this item?

Mr. N. Jackson: So let me be clear...clarification...we're saying that we don't need three readings and a public hearing.

Mr. Manning: That's correct.

**Richland County Council
Special Called Meeting
Tuesday, March 28, 2017
Page Nine**

Mr. N. Jackson: That's what I'm hearing, correct?

Mr. Seals: You're saying...what is happening...the Administrator's definition of frozen is incorrect. And whatever mistake we made as a staff, with the ordinance, that will be corrected because it was a mistake. And we'll declare it as such and the attorney will know what to do in terms of carrying that out. And, therefore, we can move forward.

Ms. Dickerson: Mr. Smith, are you putting your seal of approval on this. What Mr. Seals just said?

Mr. Smith: Yes, Madam Chair.

Ms. Dickerson: So we can proceed.

Mr. Smith: I think we'd indicated earlier that this was a technicality that we were trying to address.

Ms. Dickerson: So basically, we're proceeding with the motion on the floor that Mr. Manning read earlier. Is that correct? And it was properly moved and seconded. So all in favor of Mr. Manning's motion, that we have in front of us, signify by saying aye...do we need a show of...we need a show of hands on this particular one. All in favor signify by raising your right hand.

Ms. Onley: In favor – Pearce, Rose, C. Jackson, Dickerson, Livingston, Kennedy, Myers, Manning, McBride

Ms. Dickerson: All opposed.

Ms. Onley: Opposed – N. Jackson, Malinowski

Ms. Dickerson: Do I need a reconsider...

Mr. C. Jackson: Madam Chair

Mr. N. Jackson: Move to reconsider.

Ms. Dickerson: I have a motion to reconsider.

Mr. Manning: Second.

Ms. Dickerson: All in favor of reconsidering the motion, signify by saying aye...opposed...the motion carries. So with that...

Mr. N. Jackson: The funds will be released to the Recreation Commission...immediately...

Ms. Dickerson: Yes.

Mr. N. Jackson: I just want to make that clear.

ADJOURNMENT

The meeting adjourned at approximately 8:05 PM.

Joyce Dickerson, Chair

Bill Malinowski, Vice-Chair

Calvin "Chip" Jackson

Norman Jackson

Gwendolyn Davis Kennedy

Paul Livingston

Jim Manning

Yvonne McBride

Dalhi Myers

Greg Pearce

Seth Rose

The Minutes were transcribed by Michelle M. Onley, Deputy Clerk of Council

Richland County Council Request of Action

Subject:

17-002MA
J. Guadalupe Torres
OI to RS-MD (0.34 Acres)
Inland Drive
TMS # 06015-01-20

First Reading: March 28, 2017
Second Reading:
Third Reading:
Public Hearing: March 28, 2017

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-17HR

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 # 06015-01-20 FROM OI (OFFICE AND INSTITUTIONAL DISTRICT) TO RS-MD (RESIDENTIAL, SINGLE-FAMILY, MEDIUM DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real properties described as TMS # 06015-01-20 from OI (Office and Institutional District) zoning to RS-MD (Residential, Single-Family, Medium Density District) zoning.

Section II. Severability. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

Section IV. Effective Date. This ordinance shall be effective from and after April 18, 2017.

RICHLAND COUNTY COUNCIL

By: _____
Joyce Dickerson, Chair

Attest this _____ day of
_____, 2017.

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: March 28, 2017
First Reading: March 28, 2017
Second Reading: April 4, 2017
Third Reading: April 18, 2017

Richland County Council Request of Action

Subject:

17-004MA
Fremont Nelson
OI to RM-HD (0.5 Acres)
1646 Horseshoe Drive
TMS # 17012-01-03

First Reading: March 28, 2017
Second Reading:
Third Reading:
Public Hearing: March 28, 2017

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-17HR

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 # 17012-01-03 FROM OI (OFFICE AND INSTITUTIONAL DISTRICT) TO RM-HD (RESIDENTIAL, MULTI-FAMILY, HIGH DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real properties described as TMS # 17012-01-03 from OI (Office and Institutional District) zoning to RM-HD (Residential, Multi-Family, High Density District) zoning.

Section II. Severability. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

Section IV. Effective Date. This ordinance shall be effective from and after April 18, 2017.

RICHLAND COUNTY COUNCIL

By: _____
Joyce Dickerson, Chair

Attest this _____ day of
_____, 2017.

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: March 28, 2017
First Reading: March 28, 2017
Second Reading: April 4, 2017
Third Reading: April 18, 2017

Richland County Council Request of Action

Subject:

17-005MA
Ryan L. Horton
RU to HI (5 Acres)
Screaming Eagle Rd.
TMS # 31600-02-20

First Reading: March 28, 2017
Second Reading:
Third Reading:
Public Hearing: March 28, 2017

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-17HR

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 # 31600-02-20 FROM RU (RURAL DISTRICT) TO HI (HEAVY INDUSTRIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real properties described as TMS # 31600-02-20 from RU (Rural District) zoning to HI (Heavy Industrial District) zoning.

Section II. Severability. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

Section IV. Effective Date. This ordinance shall be effective from and after April 18, 2017.

RICHLAND COUNTY COUNCIL

By: _____
Joyce Dickerson, Chair

Attest this _____ day of
_____, 2017.

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: March 28, 2017
First Reading: March 28, 2017
Second Reading: April 4, 2017
Third Reading: April 18, 2017

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4a Meeting Date: 3/28/2017

To: The Honorable Seth Rose, Chair , Development and Services Committee

From: Ismail Ozbek, Director of Public Works

Department: Public Works Department

Item Subject Title: Award of the contract for the Three Creeks Debris Removal Project

Action Taken by Committee previously: The Committee adjourned prior to considering this item at its February 28, 2017 meeting.

Options:

1. Proceed with recommending Council award the contract for the Three Creeks Debris Removal Project to L-J, Inc. in the amount of \$116,435.00.
2. Do not proceed with recommending Council award the contract for the Three Creeks Debris Removal Project to L-J, Inc. in the amount of \$116,435.00.

Motion Requested Today: Recommend that Council award the contract for the Three Creeks Debris Removal Project to L-J, Inc. in the amount of \$116,435.00.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: The funding will come from two sources, the County's Roads & Drainage Budget and a reimbursement grant from the National Resources Conservation Services (NRCS). The impact to the Public Works operational budget is \$72,590.

Capital Budget: N/A.

Funding Amount/Source: It is anticipated that approximately \$43,845.00 will be covered as a reimbursement from the National Resources Conservation Services (NRCS) and the remaining \$72,590.00 will come from the Roads & Drainage Budget.

Requested by: Public Works Department

Staff Representative: Ismail Ozbek, Director of Public Works

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action (Council can view the full NRCS grant application upon request)

2/3/17
Date Submitted

Brandon Madden
Approved by the County Administrator

2
Council District

Richland County Council Request of Action

Subject: Department of Public Works – Three Creeks Debris Removal Project

A. Purpose

County Council is requested to award the contract for the Three Creeks Debris Removal Project to L-J, Inc. in the amount of \$116,435.00. It is anticipated that approximately \$43,845.00 will be covered as a reimbursement from the National Resources Conservation Services (NRCS) and the remaining \$72,590.00 will come from the Roads & Drainage Budget.

B. Background / Discussion

On October 2, 2015 the state of South Carolina experienced a 1,000 storm event, and Richland County was one of the main counties that received the most damage from the storm. This event caused a significant amount of debris to wash down into several creeks. This debris partially blocks the flow of stormwater through the creeks, and this impairment in turn creates the potential for flooding of the nearby properties during future rain events.

After the flood event, the County was approached by the NRCS to see if there was an interest in applying for grant money under the SC NRCS Emergency Watershed Protection (EWP) Program to assist with recovery efforts. The NRCS grant is used specifically to address hazards caused by natural disasters that pose an imminent threat to life and/or property. By using this funding to restore the impaired watersheds to a stable hydrologic function, the County will be able to decrease the risk of property flooding and damage in the future.

The County identified several locations, by both citizen requests and staff observations, which have noticeable impairments due to the October flood. These locations were provided to NRCS, who visited the sites to determine if they were eligible under the program guidelines. Three locations were deemed eligible and are along portions of Gills Creek, Toms Creek, and Hope Creek. The County applied for and has been approved for partial funding from the NRCS to clean the debris from these three locations.

C. Legislative / Chronological History

- The County was approached by NRCS in October 2015
- NRCS visited locations of possible project locations in January and February 2016
- NRCS determined that three locations were eligible and provided cost estimates in February 2016
- County acquired permissions from fifteen (15) properties from March through July 2016
- The project was advertised August 2016
- The bid opening was held August 23rd, 2016
- The County finalized the application, financial, and legal documents and provided them to the NRCS October 2016
- L-J, Inc. was the lowest responsive, responsible bidder, at a total of \$105,850.00. Adding a 10% contingency to this amount brings the total to \$116,435.00.

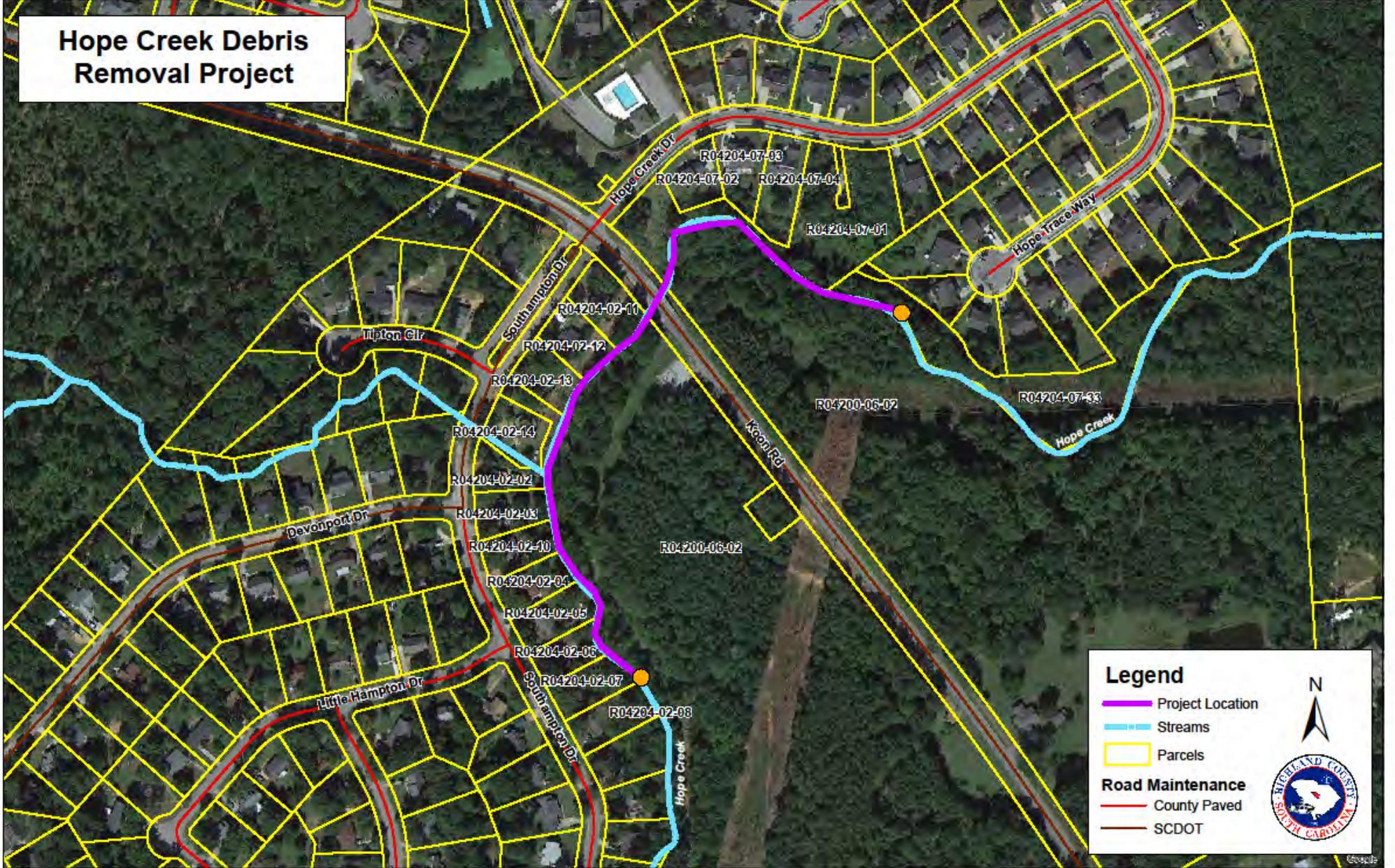
D. Alternatives

1. Award the construction contract for the Three Creeks Debris Removal Project to L-J, Inc. in the amount of \$116,435.00.
2. Do not award the construction contract for the Three Creeks Debris Removal Project to L-J, Inc. in the amount of \$116,435.00.

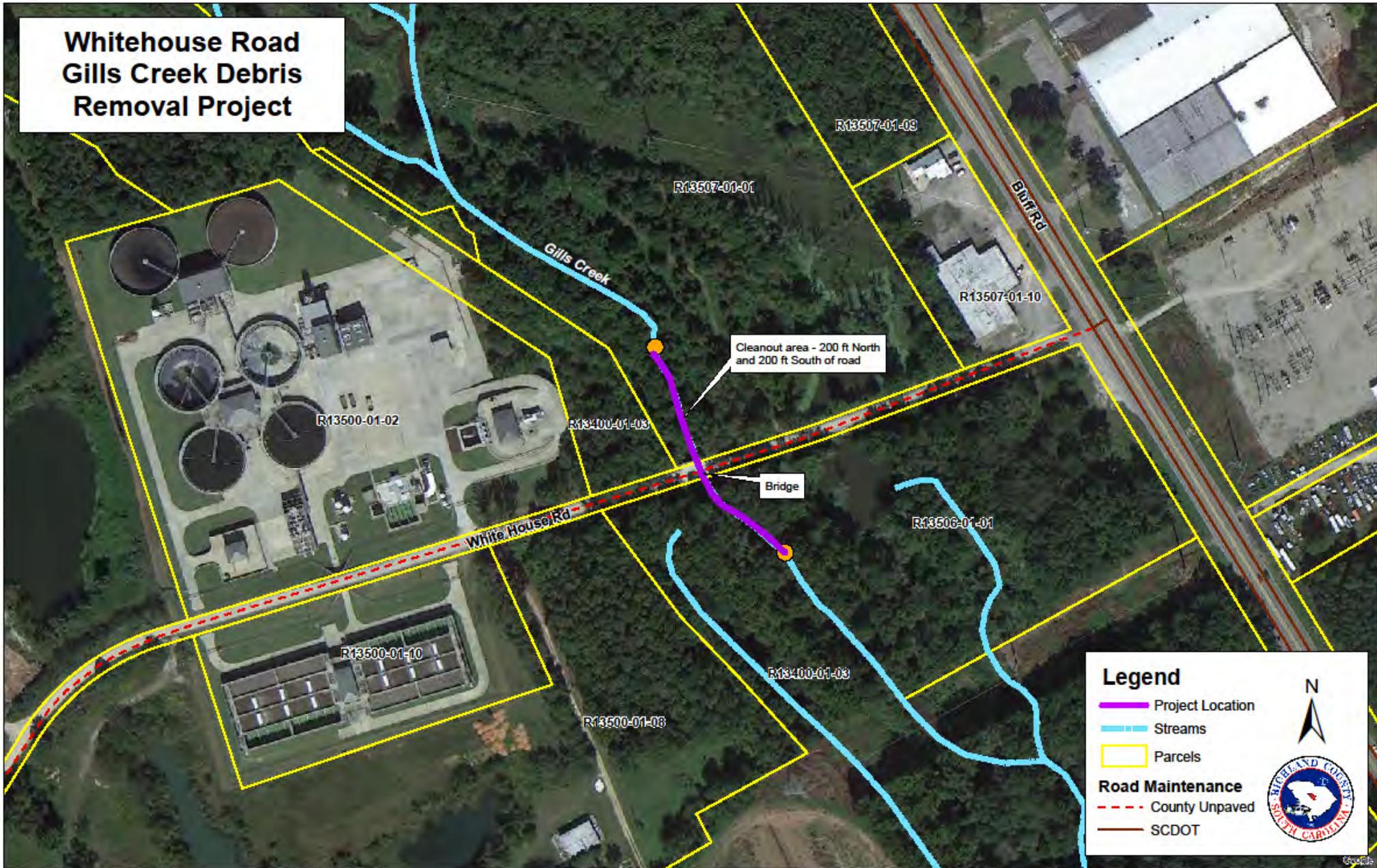
E. Final Recommendation

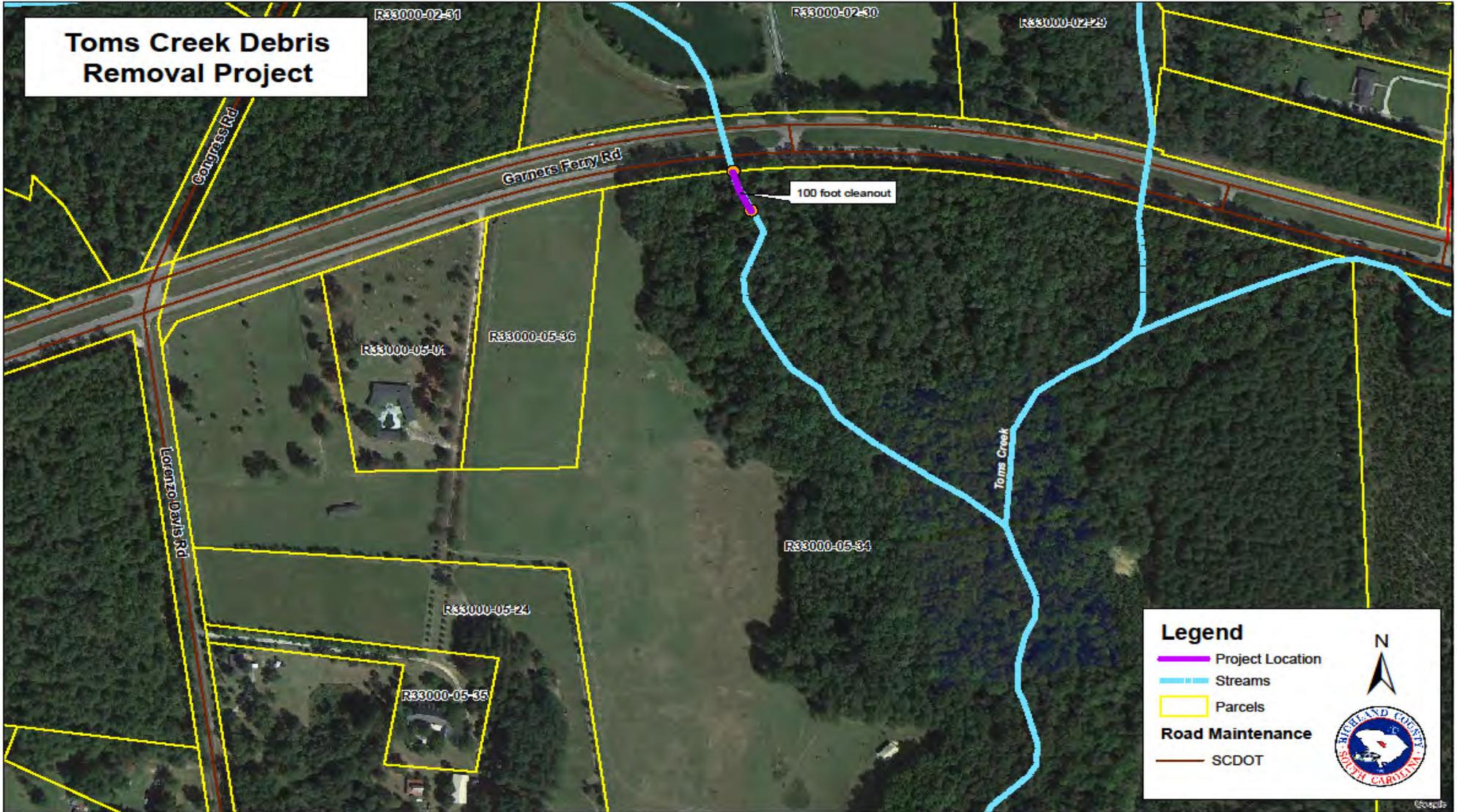
It is recommended that Council proceed with awarding the construction contract for the Three Creeks Debris Removal Project to L-J, Inc. in the amount of \$116,435.00.

Hope Creek Debris Removal Project



Whitehouse Road Gills Creek Debris Removal Project







Department of Public Works Memorandum



February 22, 2017

To: Procurement Department

From: Stephen S. Staley, PE, County Engineer 

RE: Three Creeks Debris Removal – RC-PWE-101-1617

The Three Creeks Debris Removal was bid on August 23rd, 2016 at 2:00 P.M. At that time, the sealed bids were opened and read along publically. There were two bidders for this project. They are as follows:

L-J, Inc.	\$105,850.00
Richardson Construction	\$338,000.00

After reviewing and certifying the correct bid amounts, the Lowest, Responsible, Responsive bidder is L-J, Inc. in the amount of \$105,850.00.

Richland County Public Works recommends awarding the project to L-J, Inc. with a 10% contingency to it bringing the final total to \$116,435.00.

It is anticipated that \$43,845.00 of this project will be covered as a reimbursement from the National Resources Conservation Services (NRCS) because this project is in response to the October 2015. The additional funding will come from the Roads & Drainage.

A Request Of Action has been prepared for submittal to Council to obtain their approval of the award of this project.

CC: Ismail Ozbek, P.E., Director of Public Works
Allison Steele, Interim Assist County Engineer/Stormwater Engineer
Carlton Hayden, General Manager, Roads & Drainage Division

THREE CREEKS DEBRIS REMOVAL

BID TABULATION

8/23/2016

<u>ITEM</u>	<u>UNIT</u>	<u>QUANTITY</u>	<u>Richardson Construction</u>		<u>L-J Inc.</u>	
			<u>UNIT COST</u>	<u>TOTAL</u>	<u>UNIT COST</u>	<u>TOTAL</u>
Hope Creek - Koon Rd.						
Mobilization	LS	1	134,000.00	134,000.00	4,150.00	4,150.00
Traffic Control	LS	1	10,000.00	10,000.00	12,500.00	12,500.00
Debris Removal & Disposal	TN	30	1,000.00	30,000.00	490.00	14,700.00
Permanent Vegetation	AC	0.2	10,000.00	2,000.00	11,500.00	2,300.00
Gills Creek - Whitehouse Rd.						
Mobilization	LS	1	48,000.00	48,000.00	4,150.00	4,150.00
Traffic Control	LS	1	10,000.00	10,000.00	12,500.00	12,500.00
Debris Removal & Disposal	TN	40	1,000.00	40,000.00	490.00	19,600.00
Permanent Vegetation	AC	0.2	10,000.00	2,000.00	11,500.00	2,300.00
Toms Creek - Garners Ferry Rd.						
Mobilization	LS	1	20,000.00	20,000.00	4,150.00	4,150.00
Traffic Control	LS	1	10,000.00	10,000.00	12,500.00	12,500.00
Debris Removal & Disposal	TN	30	1,000.00	30,000.00	490.00	14,700.00
Permanent Vegetation	AC	0.2	10,000.00	2,000.00	11,500.00	2,300.00
TOTAL				\$338,000.00		\$105,850.00

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4b Meeting Date: 3/28/2017

To: The Honorable Seth Rose, Chair , Development and Services Committee

From: Administrator's Office

Department: Public Work's Department

Item Subject Title: Approve the award of the Columbia High / Sandel Elementary Sidewalk Project

Action Taken by Committee previously: The Committee adjourned prior to considering this item at its February 28, 2017 meeting.

- Options:**
1. Proceed with recommending Council approve the request to award the Columbia High/Sandel Elementary Sidewalk Project in the amount of \$272,350.10 to Armstrong Contractors, LLC.
 2. Do not proceed with recommending Council approve the request to award the Columbia High/Sandel Elementary Sidewalk Project in the amount of \$272,350.10 to Armstrong Contractors, LLC.

Motion Requested Today: Recommend that Council approve the request to award the Columbia High/Sandel Elementary Sidewalk Project in the amount of \$272,350.10 to Armstrong Contractors, LLC.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: If approved, this action will appropriate \$127,350.10 from the Roads & Drainage Budget to fund this project.

Capital Budget: N/A.

Funding Amount/Source: The funding will come from two sources as the County received a 60% / 40% matching-funds grant from the SC Department of Transportation (SCDOT) to support this project. SCDOT will fund \$145,000 of the project, and the remaining \$127,350.10 will come from the Roads & Drainage Budget.

Requested by: Public Works Department

Staff Representative: Ismail Ozbek, Director of Public Works

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action

2/3/17
Date Submitted

Brandon Madden
Approved by the County Administrator's Office

2
Council District

Richland County Council Request of Action

Subject: Department of Public Works: Columbia High/Sandel Elementary Sidewalk Project

A. Purpose

County Council is requested to approve the award of the Columbia High/Sandel Elementary Sidewalk Project to Armstrong Contractors, LLC in the amount of \$272,350.10. The funding will come from two sources because this was a 60% / 40% matching-funds grant received from SC Department of Transportation. SCDOT will fund \$145,000 of the project, and the remaining \$127,350.10 will come from the Roads & Drainage Budget.

B. Background / Discussion

The SCDOT Transportation Alternatives Program is one that provides funding for projects that propose to update, repair, or improve facilities for pedestrians and bicycles. This funding is in the form of a grant where SCDOT will match 60% of the project up to a limit of \$145,000.

In 2013, Public Works applied for the grant to install new sidewalk in the vicinities of Columbia High School and Sandel Elementary School. This project includes installing new sidewalk and ADA curb ramps where there currently are not any and replacing existing ramps that are not in compliance. It also includes installing new crosswalk markings where there are not any and remarking existing ones that are old and faded. To be ADA compliant, sidewalks and intersection curb ramps leading down to crosswalks must have the correct slope, cross-slope, and width and contain detectable warnings.

C. Legislative / Chronological History

- May 2013 – Public Works applied for the grant
- September 2013 - Public Works was awarded the grant for this project
- November 2013 – Public Works applied to be the LPA (Local Public Agency) so that the project could be managed in-house
- December 2013 – Public Works was approved as the LPA
- August 2014 – The agreement between SCDOT and Richland County was executed
- August 2014 – The funding for this project was not rolled over at the start of this fiscal year.
- July 2015 – Funding was approved for this fiscal year.
- March 2016 – Design and associated grant paperwork was finalized and submitted to SCDOT
- June 2016 – Encroachment permit was received from SCDOT
- October 2016 – The County received authorization from SCDOT to advertise the project
- November 2016 – Bid Opening was held (See attached bid tabulation). Armstrong Contractors, LLC was the lowest responsive, responsible bidder with a bid of \$247,591.00. Adding a 10% contingency to that brings the total to \$272,350.10.

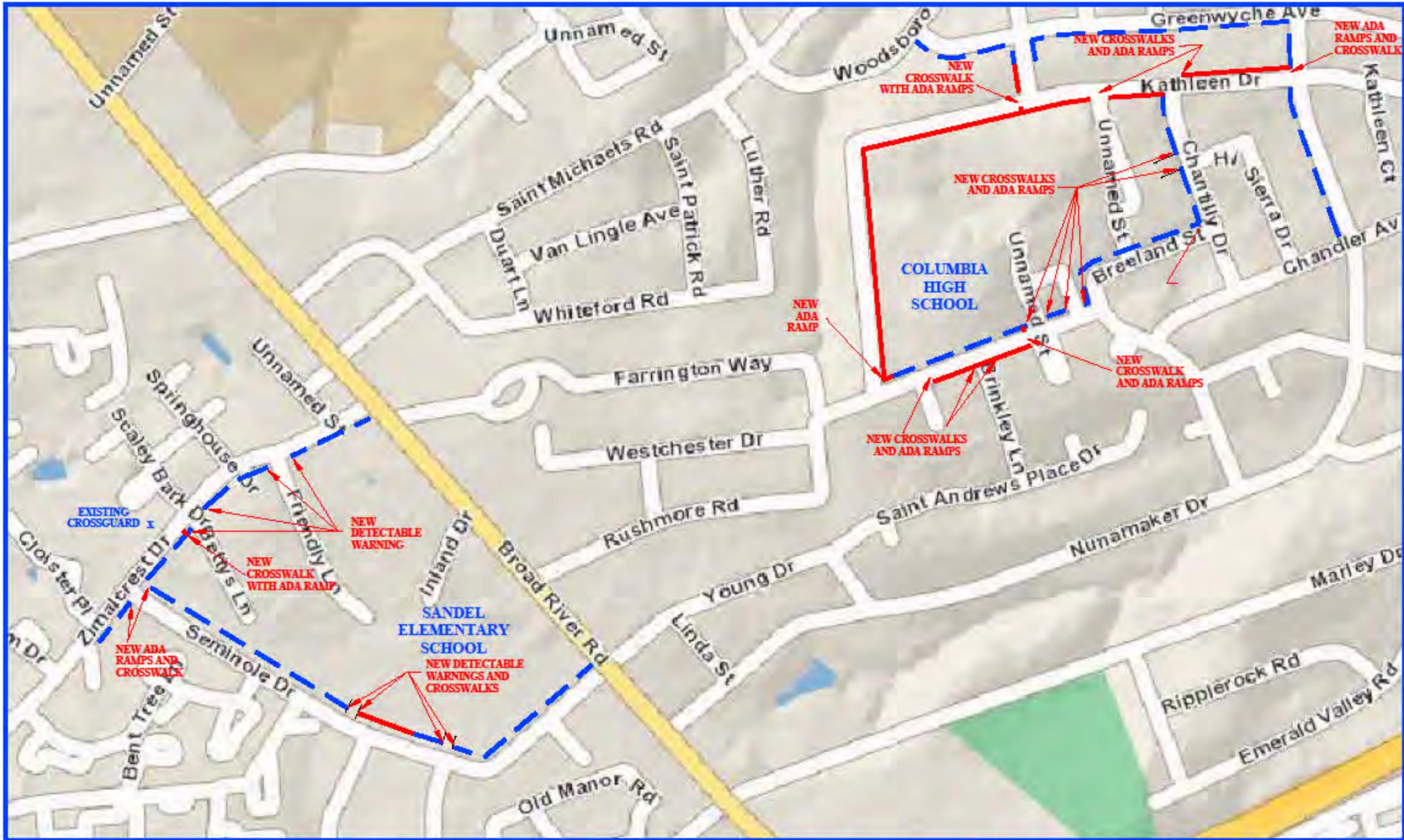
- January 2017 – The County received approval from SCDOT to award the project to Armstrong Contractors, LLC

D. Alternatives

1. Approve the request to award the Columbia High/Sandel Elementary Sidewalk Project in the amount of \$272,350.10 to Armstrong Contractors, LLC.
2. Do not approve the request to award the Columbia High/Sandel Elementary Sidewalk Project in the amount of \$272,350.10 to Armstrong Contractors, LLC.

E. Final Recommendation

1. It is recommended that Council proceed with awarding the Columbia High/Sandel Elementary Sidewalk Project in the amount of \$272,350.10 to Armstrong Contractors, LLC.



Columbia High School and Sandel Elementary School Sidewalk Project
 Scale: 1" = 500'

——— PROPOSED SIDEWALK
- - - - EXISTING SIDEWALK



South Carolina
Department of Transportation

September 24, 2013

Mr. David Hoops
Director of Public Works
Richland County
400 Powell Road
Columbia, South Carolina 29203

RE: Award Notification for the Columbia High and Sandel Elementary Schools Sidewalk Transportation Alternatives Project Proposal

Dear Mr. Hoops:

The South Carolina Department of Transportation (SCDOT) is pleased to inform Richland County that the application for the Columbia High and Sandel Elementary Schools Sidewalk project was approved by SCDOT's Commission on July 9, 2013. As requested, \$145,000 in federal transportation enhancement funds will be made available for the project after the development and complete execution of a participation agreement (contract) between SCDOT and Richland County. Please note any expenses for work incurred by the County prior to the execution of the participation agreement and the receipt of a formal notice to proceed will not be eligible for reimbursement. Work includes any activities associated with the project including, but not limited to, the advertising and hiring of design consultants or construction services.

In order for the development of the project to move forward in an expeditious manner, please contact our Local Public Agency Administrator, Ms. Michael Peterson at your earliest convenience regarding the administration and management services for advancing this project. Ms. Peterson can be reached at (803) 737-1953. Additional information and procedures can be found on the Department's website <http://www.scdot.org/doing/ifa.shtml>.

If you should need additional information or have further questions, please contact me at (803) 737-1953.

Sincerely,

Cathy P. Rice
TAP Coordinator
Local Program Administration

cc: Reginald Simmons, COATS Enhancement Coordinator
Herb Cooper, Local Program Administrator
Randall Young, Midlands Regional Production Engineer
Michael M. Peterson, Local Public Agency Administrator

File: LPAO/CPB



South Carolina
Department of Transportation

August 5, 2014

Mr. Ismail Ozbek, P.E.
Interim Director / County Engineer
Department of Public Works
Richland County
400 Powell Road
Columbia, South Carolina 29203

Re: Participation Agreement and Notice to Proceed
LPA-14-14 Columbia High/Sandel Elementary Pedestrian Improvement Project
Project ID PD 27054

Dear Mr. Ozbek:

Pleased find enclosed one fully executed original participation agreement between the South Carolina Department of Transportation (SCDOT) and Richland County (County) for the above referenced project.

This letter shall serve as the County's **NOTICE TO PROCEED** for the project. The County shall comply with the terms and conditions of the enclosed participation agreement. The County must also follow the Procedures for Local Public Agency Project Administration, available on the SCDOT website at <http://www.scdot.org/doing/localPublicAdmin.aspx>. Also, please continue to coordinate closely with Julie Barker who can be reached at (803) 737-1365.

I look forward to working with Richland County on this project. Should you have any questions please do not hesitate to contact me at (803) 737-4492.

Sincerely,

Sid Bacchus
Local Public Agency Administration Engineer

SCB:seaj
Enclosures

cc: Reginald Simmons, CDATS Enhancement Coordinator
ec: Ron Patton, Chief Engineer for Location and Design





January 9, 2017

Mr. Ismail Ozbek, P.E.
Interim Director / County Engineer
Richland County Government
400 Powell Road
Columbia, South Carolina 29203

Re: Construction Award Concurrence Approval
Columbia High/Sandel Elementary Project (LPA-14-14) / File No.: P027054

Dear Mr. Ozbek:

The South Carolina Department of Transportation (SCDOT) has completed the review of materials provided with the LPA Construction Award Concurrence Request Form. After reviewing the bid proposals and supporting documentation for the project, SCDOT concurs with the award of the construction contract for the above referenced project to the lowest responsive bidder, Armstrong Contractors, in the amount of \$247,591.00, as stated in the bid documents submitted to SCDOT.

Richland County Government is hereby approved to proceed with the award of the construction contract for the referenced project. Please provide the following documentation to this office, when available:

- The completed LPA Construction Contract Information Form, with documentation, found under "Program Development Forms" at the SCDOT website <http://www.scdot.org/doing/localPublicAdmin.aspx>.
- A copy of the executed Construction Contract.

As the project advances, there are additional requirements that the County must address. These requirements are described in the Checklist for Local Public Agency (LPA) Projects and the Procedures for Local Public Agency Project Administration, which can be found on the aforementioned SCDOT website. Please coordinate with Paul Miller, SCDOT Richland County Resident Engineer. Mr. Miller can be reached at (803) 786 0717.

Additionally, as a reminder, please provide the name of the firm providing the Construction, Engineering, & Inspection (CE&I) services. It is mandatory that the inspectors performing these services are SCDOT certified.



Post Office Box 161
Columbia, South Carolina 29202-0161

Phone: (803) 757-8314
TTY: (803) 757-8670

AN EQUAL OPPORTUNITY
AFFIRMATIVE ACTION EMPLOYER

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4e Meeting Date: 3/28/2017

To: The Honorable Seth Rose, Chair , Development and Services Committee

From: Larry Smith, County Attorney

Department: County Attorney's Office

Item Subject Title: Request from the Property Owner of 102 Cyrus Weston Road to Deed the Property Back

Action Taken by Committee previously: None. This item is appearing before the Committee for the first time.

- Options:**
1. Approve recommending that Council deed the property located at 102 Cyrus Weston Road back to the property owner, Sallie Roberts. Approval will require an ordinance amendment.
 2. Do not approve recommending that Council deed the property located at 102 Cyrus Weston Road back to the property owner, Sallie Roberts.

Motion Requested Today: Recommend that Council deed the property located at 102 Cyrus Weston Road back to the property owner, Sallie Roberts and give first reading approval to the related ordinance amendment.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: None.

Capital Budget: The dirt road paving ordinance estimates \$800,000 per mile to pave. This would have correlated to approximately \$28,000 to pave this road. Thus, this amount would not be expended. Removing this road will not have a negative impact to the allocation of dirt road paving in Council District 11 or on the program.

Funding Amount/Source: None.

Requested by: County Attorney's Office

Staff Representative: Larry Smith, County Attorney
Rob Perry, County Transportation Director

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action
2. Ordinance Amendment

3/14/17
Date Submitted

Brandon Madden
Approved by the County Administrator

11
Council District

Richland County Council Request of Action

Subject: Request from the Property Owner of 102 Cyrus Weston Road to Deed the Property Back

A. Purpose

County Council is requested to deed back 102 Cyrus Weston Road to the property owner, Sallie Roberts.

B. Background / Discussion

The Transportation Department was scheduled to pave Cyrus Weston Road as part of its Dirt Road Paving Program. This pave design was completed by the County's contractor, and subsequently contacted the two property owners of this road and acquired the right of way to complete the paving project. The right of way was deeded as gratis on September 21, 2016. However, one of the property owners, Sallie Roberts, has formally requested that the county deed the right of way back to her via the attached letter from her legal counsel.

Implications to paving Cyrus Weston Road

This property is necessary to pave this road whether it is through an easement or full acquisition. Deeding the property back to the Ms. Roberts will render this project incapable, and move this road from contention to be paved.

Implications to Dirt Road Paving Program

The dirt road paving ordinance directs paving to be pro-rated throughout Council districts. For example, a Council District with 10% of the County 230 miles of maintained dirt roads gets 10% of the \$45 million in available dirt road paving funds dedicated to their District.

Removing this road will not have a negative impact to the allocation of dirt road paving in Council District 11 or on the program.

Cost implications

The dirt road paving ordinance estimates \$800,000 per mile to pave. This would have correlated to approximately \$28,000 to pave this road.

Attached to this request of action for review is the following:

- Dirt Road Paving List: This project is in District 11, last page, Cyrus Weston Road, ranked #4.

- Cyrus Weston Rd-Sheets from ROW plans: From the ROW plans and paving list you will see the County maintained section is 183', and it's connected to St. Matthew Church Road (SCDOT secondary road 1307).

- Correspondence and deed back on ROW acquired

- Draft ordinance to complete this request

C. Legislative / Chronological History

- September 21, 2016 – County obtained the right of way for the property located at 102 Cyrus Weston Road
- February 14, 2017 – Letter from Sallie Roberts’s legal counsel requesting that the County deed back the property located at 102 Cyrus Weston Road

D. Alternatives

1. Approve recommending that Council deed the property located at 102 Cyrus Weston Road back to the property owner, Sallie Roberts.
2. Do not approve recommending that Council deed the property located at 102 Cyrus Weston Road back to the property owner, Sallie Roberts.

E. Final Recommendation

It is recommended that that Council deed the property located at 102 Cyrus Weston Road back to the property owner, Sallie Roberts. If this recommendation is approved, staff will send a letter to the other property owner as notification the project will not be moving forward.

DISTRICT 1

Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)			51	Muddy Ford Rd	4,287.93	Under Construction Contract		
1	Amenity Ct	246.50	52	Pink Dailey Rd	1,238.02	2014 - Package C		
2	Amick Dr	161.41	53	Back Acres Rd	3,729.05		Tiger Paw Ln	930.41
3	Riddle Landing Rd	334.77	54	River Bottom Rd	1,894.98		Cedar Grove Ln	1,571.79
4	Cabin Cove Rd	251.48	55	Will Richardson Rd	1,298.91	Paving Refused by Property Owner		
5	Summer Haven Dr	910.12	56	Uldeen Sites Rd	2,025.90		Alley Rd	1,243.24
6	Pebble Shore Rd	824.90	57	Sease Road	680.08		Jim Eleazer Rd	353.93
7	Manus Rd	370.95	58	Old Farm Ln	1,729.24		George Addy Rd	4,356.23
8	Anna Sites Rd	426.07	59	Mount Olivet Church Rd	4,216.42		River Oaks Rd	3,509.75
9	George Lowman Rd	483.02	60	Lowman Rd	2,113.79		Hermes Rd	247.07
10	Miller Rd	244.08	61	Bob Dorn Rd	4,290.98			
11	Haven Cir	1,349.01	62	Pasa Fino Dr	1,824.46			
12	Bailey Slice Rd	754.86	63	Holly Bickley Rd	4,031.26			
13	Mrs Mack's Rd	1,159.31	64	Wes Bickley Rd	2,585.17			
14	Julian Addy Cir	573.82	65	Guise Rd	2,981.83			
15	Eastview Dr	861.47	66	Calvin Koon Rd	1,964.94			
16	Ken Webber Rd	1,772.79	67	Owens Lowman Rd	2,436.72			
17	Sid Eargle Rd	1,519.89	68	Annie Adkins Rd	3,718.07			
18	Hrinda Way	608.80	69	Lynn McCartha Rd	2,902.90			
19	Broad Bluff Ct	611.10	70	Eichelberger Rd	1,244.26			
20	Howard Coogler Rd	2,818.48	71	Geiger Rd	2,081.76			
21	Ollie Dailey Rd	974.77	72	Hopewell Cemetery Rd	1,298.88			
22	Henry Clark Rd	1,554.03	73	George Eargle Rd	3,897.25			
23	Willard Bouknight Rd	1,043.23	74	Jack Stoudemayer Rd	6,112.95			
24	Wilbur Bickley Rd	749.08	75	Quattlebaum Rd	1,377.49			
25	Buddy Eargle Rd	1,701.50	76	Rocky Ridge Rd	2,769.84			
26	Jim Addy Rd	573.35	77	Holladay Rd	2,363.81			
27	Ralph Counts Dr	769.84	78	Bookie Richardson Rd	3,039.35			
28	Peachtree Dr	393.50	79	Rocky Meadows Rd	2,550.37			
29	Timmons Rd	1,380.30	80	Jabo Corley Rd	2,050.36			
30	Walter McCartha Rd	800.60	81	Wateree Creek Rd	1,589.06			
31	Thelma Hicks Rd	631.13	82	Johnny Sites Rd	1,632.69			
32	Shady Grove Church Rd	423.03	83	Harry Derrick Rd	2,776.22			
33	Lum Rd	1,730.34	84	Oscar Amick Rd	1,914.54			
34	Broad Bluff Pt	653.61	85	Sites Bottom Rd	1,442.67			
35	Stone House Rd	4,059.57	86	Sam Bradshaw Rd	4,509.28			
36	George Chapman Rd	455.98	87	Hub Eargle Rd	1,713.24			
37	Tall Oaks Dr	919.03	88	Edward Amick Rd	2,576.48			
38	Strawberry Ridge Ln	930.67	89	Pat Ellisor Rd	3,596.05			
39	Wayne McCaw Rd	2,620.55	90	Carrie Shealy Rd	4,742.27			
40	Bakersland Road	2,023.45	91	Mike Eleazer Rd	2,891.79			
41	Miller Eleazer Rd	786.31	92	Alcorns Rd	1,932.39			
42	Miles Bowman Rd	2,637.57	93	Olin Sites Rd	3,950.14			
43	Jessie Derrick Rd	2,112.72	94	Freshly Shoals Rd	2,285.63			
44	Silas Corley Rd	1,089.21	95	Dr Pinner Rd	1,291.04			
45	Huggins Ave	825.63	96	Derrick Pond Rd	1,641.50			
46	Jessie Stoudemayer Rd	1,389.59	97	Creek Rd	1,835.98			
47	Sid Bickley Rd	1,738.64	98	Joe Meetze Rd	4,478.81			
Unfunded			99	Burdell Fuller Rd	2,556.37			
48	Jacquelyn Powers Cir	1,163.81	100	John Eleazer Rd	6,411.95			
49	Stanley Fort Rd	297.38	101	Burley Meetze Rd	704.46			
50	Peppers Rd	899.94	102	McLeod Rd	2,831.00			
			103	Fulmer Bottom Rd	4,472.20			

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..

2. Roads will be removed if:

a) easement is denied b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 2

Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)			50	Lever Rd	4,366.04	Under Construction Contract		
1	Elton Walker Rd	2,354.44	51	Hendrix Knoll Rd	1,820.83	2014 - Package C		
2	Minger Rd	702.46	52	Willie Peake Cir	1,459.96		Cliff Anderson Rd	269.01
3	Walters Trl	759.33	53	McDonald Ln	1,131.13		Zachary Lane	494.16
4	Della Mae Ct	1,416.15	54	Camp Agape Rd	1,139.67		Annie Entzminger Ct	700.14
5	Jasper Lykes Ln	648.87	55	Persimmon Fork Rd	6,478.53		Winterwood Court	1,297.43
6	Allen Kelly Ct	749.99	56	Will Frick Rd	2,062.25			
7	La Brew Dr S	1,057.51	57	Hornsby Rd	2,086.96	South Paving Extension		
8	Paul Rd	612.42	58	Bell Gatson Rd	835.12		Larkin Ct	916.58
9	Entzminger Rd	949.27	59	Cook Rd	1,689.17			
10	Earheart Road	489.88	60	Dan Entzminger Rd	1,315.44			
11	Lorick Rd	339.07	61	Forbes Rd	1,324.03			
12	Edward View Rd	2,760.19	62	Taylor Chapel Rd	7,435.86			
13	Wages Rd	1,244.55	63	Claude Bundrick Rd	8,393.79			
14	London Ave	356.96	64	Dipsy Do Rd	1,400.71			
15	Net Dean Rd	2,170.03	65	Lambert Ln	2,844.14			
16	Twin Ponds Rd	1,999.44	66	Chester Rd	2,856.30			
17	Emma Rd	1,305.52	67	Cool Stream Rd	957.85			
18	Braziel Hill Rd	1,708.43	68	EJW Rd	5,270.17			
19	Lacaya Rd	1,533.18	69	Hinnant Rd	3,360.63			
20	Kelly Cir	1,367.13	70	Pickett Hill Rd	1,459.31			
21	Suber Rd	592.51	71	Gunter Cir	4,034.15			
22	Bettys Ln	599.04	72	Abell Rd	2,119.42			
23	Shadow Mist Ln	2,048.12	73	Old Gunter Rd	1,595.29			
24	Russ Brown Rd	5,751.39	74	Cedar Hill Rd	2,714.55			
25	N Hask Jacobs Rd	1,908.67	75	Hiram Allen Rd	3,882.28			
26	George Robertson Rd	1,558.19	76	Scott Ridge Ln	1,133.86			
27	Breazio Rd	678.01	77	Salleys Ln	2,848.39			
28	Hobart Rd	457.01	78	Frank Dale Rd	2,286.30			
29	Maggie Hipp Rd	465.05	79	Old Winnsboro Rd	1,147.16			
30	Carrison St	939.24	80	Boatwright Rd	4,848.31			
31	Johnny Lorick Rd	1,182.59	81	Nipper Creek Rd	1,218.92			
32	Wilcox Rd	1,424.56	82	N Washington Rd	3,086.30			
33	Wilson Cir	2,497.71	83	Faunas Rd	3,160.62			
34	Graddick Rd	1,770.58	84	Corley Rd	3,164.58			
35	Wil Stel Trl	507.23	85	Abell Rd	634.56			
36	Daffodil Ln	1,290.04	86	Hyman Ln	2,094.35			
37	ME Cunningham Rd	549.99	87	Clamp Rd	12,482.05			
38	Bruton Rd	4,411.68	88	Lilton Rd	3,301.74			
39	Roy Corbett Rd	1,106.40	89	Carrie Hollins Rd	1,659.99			
Unfunded			90	Cool Stream Rd	866.43			
40	Hardy Entzminger Rd	2,227.24	91	Tobacco Barn Rd	2,748.07			
41	Jordan Rd	836.99	92	Entzminger Path	964.32			
42	Macs Pond Road	866.29	93	Dobson Rd	1,972.38			
43	Rufus Miles Rd	4,354.12	94	Moore Rd	2,483.96			
44	Willie McCants Rd	875.08	95	Boyle Hill Rd	1,903.66			
45	Tidwell Rd	1,805.12	96	Will Douglass Rd	2,490.90			
46	Marion Trapp Rd	1,513.81	97	Hinnant Bottom Rd	3,079.88			
47	Heyward Brockington Ct	617.19	98	Locklier Rd	11,748.62			
48	Marie Cir	1,275.02	99	Romeo Johnson Rd	1,103.50			
49	Trapp Ln	339.96						

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 3

Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)		
1	Fairwold St	107.49
2	Hall St	171.22
3	Faust St	563.62
4	Cadia Dr	648.71
Unfunded		
5	Bluebird Dr	1,134.94
6	N Chelsea Rd	2,749.27
7	Collins Dr	1,146.68
Paving Refused by Property Owner		
	Hanson Ave	598.02

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied
 - b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 4

Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)		
1	W Miriam Ave	217.95
2	Crest St	167.28
Unfunded		
3	Frost Mill Road	3,215.16
Under Construction Contract		
South Paving Extension		
	Lavender St	374.64

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied
 - b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 5

Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)		
1	Youngs Chapel Church Rd	338.26
2	Normandy Rd	212.32
3	Youngs Chapel Church Rd	214.63
4	Redbud Dr	283.29
Unfunded		
5	Hampshire Drive	378.39
6	Jefferson Allen Dr	1,386.44
7	Brevard St	1,603.42

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied
 - b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 6

NO DIRT ROADS IN DISTRICT 6

DISTRICT 7

Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)			Unfunded			Under Construction Contract		
1	Carrie Anderson Rd	339.69	33	Wooten Rd	2,017.74	2014 - Package B		
2	Roosevelt Rd	442.64	34	J C Trapp Rd	2,056.75		Tammy Dr	463.90
3	Dawning Ln	790.50	35	Whispering Pines Rd	892.16		Prestley Dr	1,274.28
4	Hattie Rd	423.72	36	New Free Hope Church Rd	639.54		Harold St	1,378.20
5	S Hask Jacobs Rd	877.22	37	Dozier Ln	1,332.34		Peafowl Drive	854.57
6	Jeter St	356.05	38	Cherry Blossom Ln	1,388.08		Ted St	886.13
7	Larger St	1,933.86	39	Boomer Rd	1,418.02		William Duffie Rd	2,537.67
8	Jilda Dr	505.50	40	Pioneer Rd	713.86		India St	1,307.86
9	Goff Rd	673.37	41	Nature Road	2,157.53		Ethels Ave	1,056.99
10	Lincoln Rd	686.20	42	Crawford Rd	756.89		Pilgrim Rd	2,500.22
11	Rockerfella Ln	1,455.91	43	Donald St	781.93		Townsend St	192.20
12	Summer Crest Rd	310.66	44	Lib Lucas Rd	1,176.50	2014 - Package D		
13	New Hope Dr	1,131.82	45	Red Hill Rd	2,099.54		Boylston Rd	1,811.74
14	Valarie Rd	1,516.88	46	Darby St	432.95	South Paving Contract Extension		
15	Ashbury St	1,578.05	47	Blythebrook Rd	1,313.99		Allen St	492.54
16	Sassafras Rd	1,241.02	48	Eastover St	877.95		Eastover St	361.03
17	High Valley Trl	4,770.21	49	Albert Allen Rd	1,761.15	Paving Refused by Property Owner		
18	Barbara Dr	976.01	50	Eisenhower Dr	448.50		Dorichlee Ln	1,338.77
19	Wessinger Ln	1,575.77	51	Bowling Ave	471.99			
20	Wild Goose Rd	789.40	52	Old Fairfield Rd	1,955.84			
21	Mount Pilgrim Church Rd	797.45	53	Lever Acres Rd	2,486.75			
22	Bisbane Rd	603.93	54	Skyview Dr	998.08			
23	Davis Smith Rd	1,415.70	55	Brockington Acres Road	1,029.07			
24	Snow Rd	1,037.60	56	Pindo Palm Ln	1,038.24			
25	Sara Matthews Rd	2,087.09	57	N Ellison Rd	2,343.74			
26	Sam Dubard Rd	1,490.72	58	Whispering Pines Rd	1,964.14			
27	Governor Pond Rd	2,012.86	59	Green Cedar Drive	1,395.22			
28	Swygert Ln	966.40	60	Pond Valley Rd	2,252.16			
29	Jilda Dr	509.02	61	Mount Valley Rd	9,048.44			
30	Lonesome Pine Trl	763.55	62	Olga Rd	1,508.17			
31	Keithwood Ln	1,801.50	63	Zacks Playhouse Rd	858.65			
32	Slab Pile Rd	773.26	64	Corley Ford Rd	877.04			
			65	Killian Baptist Cemetery Rd	1,200.36			
			66	Alta Vista Rd	4,987.41			
			67	Hilltop Dr	1,734.90			
			68	Old Oak Drive	283.48			

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 8

Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)		
1	Kneece Rd	2,022.26
2	Barney Ln	1,043.44
Unfunded		
3	Tat Rd	2,259.83
4	Bombing Range Pt	843.68
5	Cleaton Rd	754.55
6	Bush Rd	1,825.48

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied
 - b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 9

Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)		
1	Jouster St	624.86
2	Westchester Ave	1,123.23
3	Nassau Dr	702.51
4	Archer Ave	2,005.15
5	Laura Ln	1,090.55
6	Tuck Ct	1,225.71
7	Bow String Rd	1,837.15
8	Vallenga Rd	1,833.16
9	Adams Pond Rd	1,822.52
10	Sandy St	1,097.40
11	Melton Rd	1,888.54
12	Nature Trl	2,169.65
Unfunded		
14	Spears Creek Church Lane	928.91
15	Line Rd	1,647.46
16	Turnipseed Rd	2,361.46
17	Bowman Ave	2,477.39
18	Earline Rd	1,629.06
19	Sand Farm Trl	3,765.55
20	County Line Trl	4,235.65
21	Bud Keef Rd	4,564.48
22	Paupers Ln	656.66
Under Construction Contract		
2014 - Package C		
	Polk St	760.47
	Cheek St	761.23
	Sarah St	758.61
	Griggs St	761.44
	Clayton St	761.03
2014 - Package D		
	Dunes Pt	542.90
	Overlook Dr	4,198.68
South Paving Extension		
	Pierce Rd	769.31
Removed By County		
	Casa Loma St	377.03

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied b) 25% of property owners deny consent to pave per ordinance Section 21-20

DISTRICT 10

Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)											
1	Tucker Town Ct	298.95	52	Flatrock Arch	656.31	103	Otis Richardson Rd	1,282.31	155	Sam Harris Rd	1,917.28
2	Mary St	272.25	54	Hampton Williams Rd	2,921.78	105	Whistle Top Rd	5,589.06	156	Westvaco Rd	8,837.39
3	Medlins Dr	659.91	55	Pearlott Ln	1,405.32	106	Timbleside Rd	3,443.06	157	Appleton Ln	4,673.63
4	Jackson Rd	475.10	56	S Roy Rd	939.81	107	Ladson Loop	1,307.12	158	James Watson Rd	7,777.78
5	Ehrlich St	586.14	57	Yelton Ln	945.01	108	S Roy Rd	2,301.01	159	Wild Plum Trl	2,629.09
6	Smith Myers Rd	1,527.43	58	Brown Rd	950.00	109	Old Ferry Rd	8,448.29	160	Touchberry Rd	6,530.89
7	Dry Branch Way	4,123.96	59	Neal Furgess Ln	714.36	110	Z C Clarkson Rd	2,392.44	161	Pine Thicket Rd	13,763.65
8	Wood Cone Trl	1,574.08	60	William Janie Sims Cir	2,151.35	111	Dave White Rd	957.41	162	Rainey Webber Rd	3,563.93
9	Robert James Rd	932.82	61	Claytor Rd	1,218.51	112	Roger Meyers Rd	2,394.86	163	Stackleather Rd	808.30
10	Sandhill Estates Rd	1,540.76	62	NE Shady Grove Rd	2,932.89	113	Misty Meadow Rd	1,928.81	164	Blakeley Rd	512.91
11	S Scott Rd	2,879.75	63	Edmonds Farm Rd	2,726.35	114	Flemming Creek Rd	4,071.92	165	Rosa Lee Dr	443.89
12	Mickens Road	408.49	64	Harriet Dr	503.54	115	Tillinghast Rd	1,586.01	166	Willowby St	589.85
13	Bluff Oaks Rd	438.54	65	Goodside Rd	1,260.10	116	South Bluff Lane	5,290.67	167	Two Rivers Rd	1,975.36
14	Hastings Aly	551.34	66	Tally Adams Rd	2,332.50	117	Pringlewood Rd	1,066.61	168	John Goodwin Lane	1,455.17
15	Calvin Mays Rd	1,721.96	67	Adams Scott Rd	3,490.47	118	Branning Dr	2,140.86	169	Caldwell James Rd	7,288.95
16	Pine Thicket Cir	540.20	68	Haithcock Rd	2,168.78	119	Alice Johnson Rd	1,169.74	170	Estes Swamp Rd	2,124.70
17	Henry Thomas Rd	684.43	69	Lateesha Rd	2,184.80	120	Lettie Ln	1,216.49	Under Design Contract		
18	Goffman Rd	3,981.51	70	House Cir	1,644.51	121	Andrews Rd	6,428.09	CDBG		
19	Lyles Maple St	976.29	71	Amick Ln	278.66	122	Old Isaac Rd	1,291.37		Simons Weston Rd	695.79
20	House Rd	977.42	72	Pineboro Lane	1,679.68	123	Pat Garrick Rd	1,954.71		Pleasant Grove Ln	698.16
21	Barberville Loop	1,492.93	Unfunded			124	BB James Rd	1,960.59		Sumpter Rd	700.38
22	Taylor Arch Rd	918.84	73	Lassiter Jacobs Rd	4,046.70	125	Tupelo Farms Rd	1,960.84		P R Webber Rd	1,164.88
23	Old Creek Rd	1,105.78	74	S Crosshill Cir	2,025.25	126	McKinley Scott Ln	6,810.22	Under Construction Contract		
24	S Perkins Rd	1,592.58	75	Sara Neal Rd	1,166.11	127	Tucker Rd	1,393.63	South Paving Extension		
25	Goodwin Way	1,597.84	76	Chappell Creek Ln	2,121.17	128	Kittys Ln	3,562.54		Kirk Rd	256.86
26	Coley Rd	1,620.60	77	Dowdy Place Ln	917.13	129	Baychester Rd	1,446.24	Removed By County		
27	Robert McKenzie Rd	2,610.21	78	Percival Woods Rd	1,546.21	130	Hick Hill Rd	6,114.10		Sumter Valley Rd	1,962.75
28	Smithcreek Rd	1,308.71	79	C Flemming Rd	940.04	131	Harold C Hill Rd	768.93			
29	Nathan Ridge Ln	1,809.41	80	Martin Rd	1,260.36	132	S Cutters	3,137.11			
30	Old Palmetto Cir	1,986.37	81	Garrick Rd	3,839.96	133	Adams Hayne Rd	1,576.41			
31	Ravenbrook Rd	832.34	82	Heape Rd	4,308.64	134	Simet Rd	818.00			
32	Anderson Street	694.40	83	Sims Creek Rd	2,378.39	135	Bateshill Rd	1,697.88			
33	Jackson Park Rd	1,399.34	84	Lykesland Trl	8,503.24	136	Wolfe Rd	3,513.52			
34	Lillie Rosa Cir	889.83	85	Stroy Rd	2,074.55	137	Mendenhall Rd	906.59			
35	Spring Creek Rd	3,082.48	86	David Goodwin Rd	1,383.68	138	Goodson Rd	3,774.84			
36	Frasier St	939.38	87	Harry Green Rd	1,041.20	139	Selph Rd	2,897.78			
37	Doretha Ln	1,127.67	88	Harbort Rd	2,145.17	140	Gatehill Rd	3,884.91			
38	Sulton Johnson Rd	2,459.09	89	Anderson Portee Rd	1,437.67	141	Horse Pen Branch Ln	1,009.94			
39	Gene Dr	570.90	90	Drayton Flemming Rd	2,901.82	142	Spring Hope Rd	2,020.85			
40	Willow Wind Rd	3,239.69	91	S Goodwin Cir	4,036.13	143	Meeting House Rd	4,104.04			
41	Country Place Ln	1,152.95	92	Elise Grant Rd	1,892.36	144	Godspeed Rd	4,625.95			
42	Kingsman Rd	976.78	93	Railbrook Rd	2,662.73	145	Screaming Eagle Rd Ex	33,800.60			
43	H L Clarkson Rd	2,390.97	94	Garners Ferry Way	4,946.07	146	White House Rd	10,863.76			
44	Friend Way Rd	1,850.85	95	Andrews Rd	1,531.40	147	Rabon Croft Rd	1,218.95			
45	Prioleau Rd	2,935.45	96	Millies Rd	3,462.12	148	Terrapin Woods Rd	2,457.17			
46	Wilson McCoy Rd	1,888.69	97	Andrews Rd	2,699.47	149	Addison Rd	1,271.24			
47	George Washington La	840.23	98	Willie Kelly Rd	1,182.34	150	Hercules Smith Rd	5,393.16			
48	Sumpter Loop	1,681.79	99	George Wilson Cir	1,182.80	151	Vero Rd	2,777.25			
49	Ravenbrook Rd	1,684.38	100	McGee Rd	1,213.41	152	Scott Point Ln	1,596.98			
50	South Dr	1,697.60	101	Pathway Rd	827.41	153	N Line Rd	5,082.20			
51	Poe St	1,084.62	102	Gillwood Rd	3,319.77	154	Garden Stuart Rd	7,010.14			
							Sandy Wood Rd	3,783.12			

- Roads may be packaged for construction in a manner that is most advantageous to Richland County..
- Roads will be removed if:
 - easement is denied
 - 25% of property owners deny consent to pave per ordinance Section 21-20

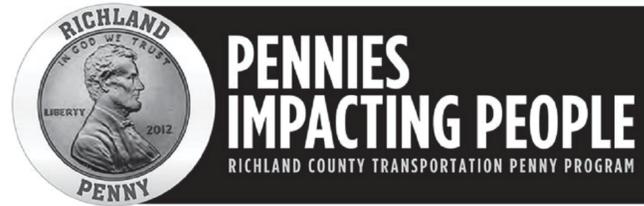
DISTRICT 11

Rank	Road Name	Length (Ft)	Rank	Road Name	Length (Ft)
Projected Funding (2015 - 2018)			46	Lake Dogwood Cir N	3,603.25
1	Willa Dr	469.81	47	Watermelon Hill Ln	5,997.99
2	SE Sedgewood Rd	455.79	48	Old Leesburg Rd	5,337.19
3	Grant Rd	1,129.04	49	Dominion Hills Trl	2,440.29
4	Cyrus Weston Rd	183.94	50	Lake Dogwood Cir S	1,043.04
5	Brawley Rd	371.68	51	Revere Rd	1,131.39
6	Pringle Rd	427.82	52	Swinton Dr	607.34
7	Deloach Dr	335.95	53	Century Oaks Ln	3,754.11
8	Meadow Ln	1,043.28	54	Oak Hill Ln	2,090.32
9	Merrylane Rd	465.33	55	Oak Hill Rd	4,167.82
10	Kepper Drive	3,263.21	56	Fauline Rd	1,946.69
11	Lakeview Rd	2,092.21	57	Gus Ln	995.95
12	Saddlemount Dr	452.89	58	Rick-Shaw Rd	2,005.32
13	McDowell Ln	1,547.01	59	Essie Bell Rd	2,231.68
14	Rosa Wilson Rd	940.24	60	Harmon Garcia Rd	1,177.29
15	Rocky Rd	948.53	61	Deepwood Ln	2,631.91
16	Archie Rd	895.27	62	N Bellewood Ln	1,481.67
17	Billie Jacobs Rd	537.50	63	Benson Rd	4,067.04
18	Goff Field Ln	3,089.10	64	Hawkinshurst Ln	3,346.20
19	Eastwind Rd	971.71	Under Construction Contract		
20	Goff Pond Rd	1,228.17	2014 - Package C		
21	Lake Dogwood Cir S	823.66		Christy Creek Ct	775.52
22	Cornell Adams Run	2,529.69	South Paving Extension		
23	Pineview Rd	1,276.40		Summer Wind Dr	1,183.43
24	Barkley Rd	1,291.32		Wilson Farm Rd	979.81
25	Saddlemont Ln	650.95	Paving Refused by Property Owner		
26	Wider Rd	666.67		Hillside Cir	2,849.76
27	Dogwood Shores Ln	2,241.65		Cherry Ln	597.81
Unfunded					
28	Pond Arch Rd	1,122.44			
29	Wattsland Rd	2,577.94			
30	Old Leesburg Rd E	3,650.92			
31	Blue Johnson Ct	1,305.74			
32	Joiner Rd	840.15			
33	Old Leesburg Rd	5,672.30			
34	John Ammons Rd	2,851.52			
35	Harmon Way	2,300.77			
36	Kirkbrook Dr	1,658.02			
37	Scotch Pine Rd	1,013.39			
38	Circle Dr	2,109.79			
39	Old Leesburg Rd	5,637.54			
40	Butler Rd	707.92			
41	Pond Dr	768.32			
42	Crosscreek Ln	1,649.35			
43	Doctor Dr	2,530.02			
44	Sherlock Ln	1,723.74			
45	October Dr	1,347.47			

1. Roads may be packaged for construction in a manner that is most advantageous to Richland County..
2. Roads will be removed if:
 - a) easement is denied
 - b) 25% of property owners deny consent to pave per ordinance Section 21-20

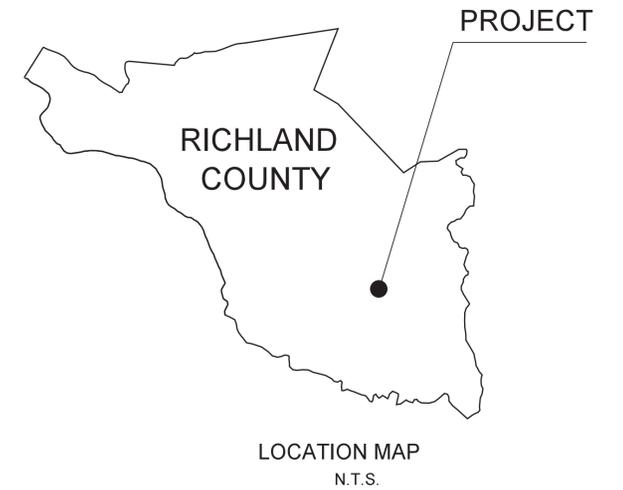
INDEX OF SHEETS

SHEET NO.	DESCRIPTION	SHEET SUBTOTALS
I	TITLE SHEET	OMITTED
IA	ROW TITLE SHEET	I
2	SUMMARY OF ESTIMATED QUANTITIES	I
2A	MOVING ITEMS	I
3	TYPICAL SECTIONS	I
4	RIGHT-OF-WAY DATA	I
4A	PROPERTY STRIP MAP	I
5	GENERAL CONSTRUCTION NOTES	I
5A	REFERENCE DATA	I
6	PLAN AND PROFILE	I
ECl	EROSION CONTROL PLAN SHEET	I
XI	CROSS SECTIONS	I
TOTAL SHEETS		II



RIGHT-OF-WAY PLANS FOR RICHLAND COUNTY TRANSPORTATION PENNY PROGRAM DIRT ROAD PAVING CYRUS WESTON ROAD FROM: SAINT MATTHEW CHURCH RD TO: END

RIGHT OF WAY PLANS		SHEET NO.	TOTAL SHEETS
		IA	II



NPDES PERMIT INFORMATION	
Disturbed Area =	0.19 Acre(s)
Permitted Area =	0.23 Acre(s)
Approximate Location of Roadway is	
Latitude	33° 54' 44.2" N
Longitude	80° 45' 42.9" W



**CYRUS WESTON, DIRT ROAD PAVING
STA. 10+00 TO STA. 12+05.98**

Design Reference for these plans is the:
Richland County
"Low Volume Traffic Design Manual", 2013

RAILROAD INVOLVEMENT?
YES NO

3 DAYS BEFORE DIGGING IN
SOUTH CAROLINA
CALL 811
SOUTH CAROLINA 811 (SC811)
WWW.SC811.COM
ALL UTILITIES MAY NOT BE A MEMBER OF SC811

PERMIT INFORMATION		
SWPPP	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
SCDOT ENCROACHMENT PERMIT	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO

NET LENGTH OF ROADWAY	0.034	MILES
NET LENGTH OF BRIDGES	0.000	MILES
NET LENGTH OF PROJECT	0.034	MILES
LENGTH OF EXCEPTIONS	0.000	MILES
GROSS LENGTH OF PROJECT	0.034	MILES

EQUALITIES IN STATIONING
NONE

NOTE: EXCEPT AS MAY OTHERWISE BE SPECIFIED ON THE PLANS OR IN THE SPECIAL PROVISIONS, ALL MATERIALS AND WORKMANSHIP ON THIS PROJECT SHALL CONFORM TO THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS FOR HIGHWAY CONSTRUCTION (2007 EDITION) AND THE STANDARD DRAWINGS FOR ROAD CONSTRUCTION IN EFFECT AT THE TIME OF LETTING.

For Right Of Way Acquisition:

M. Edwards 9/1/16
Consultant Engineer of Record Date

Tony Edwards 9-5-16
Preconstruction Engineer Date

ENGINEER OF RECORD

DENNIS CORPORATION
PROFESSIONAL ENGINEER
NO. 3103
CERTIFICATE OF AUTHORITY

MATTHEW T. HINES
PROFESSIONAL ENGINEER
NO. 32702

CONSTRUCTION _____ DATE _____

REV. NO.	BY	DATE	DESCRIPTION OF REVISION
DWG. DJH	DATE	5/25/2016	FILE
CKD. MH	DATE	8/23/2016	FILE

DENNIS CORPORATION
1800 Huger Street • Columbia • South Carolina 29201

RIGHT-OF-WAY TITLE SHEET

SCALE: 1" = N.T.S. SHEET IA

10/02/16 AM FILE: \\CAD\Plans\1_Cover_CW.dgn 8/24/2016

LEGEND

CONTROL POINT		SILT FENCE	
EDGE DIRT ROAD		EXISTING FENCE	
EDGE OF PAVEMENT		EXISTING TREE	
EXISTING PROPERTY LINE		TREE LINE	
EXISTING RIGHT OF WAY		EXISTING SIGN	
PROPOSED RIGHT-OF-WAY LINE		UTILITY POLE	
EASEMENT LINE		GUY WIRE	
CONSTRUCTION LIMITS		LIGHT POLE	
NPDES PERMITTED AREA		TELECABLE PEDESTAL	
EXISTING PIPE		OVERHEAD POWER	
NEW PIPE		GAS LINE	
GUTTER FLOW LINE		WATER LINE	
DITCH FLOW LINE		WATER METER	
CATCH BASIN		SANITARY SEWER MANHOLE	
DROP INLET		SANITARY SEWER LINE	
JUNCTION BOX			

SEE SCDOT STANDARD DRAWINGS
100-105-00 AND 100-110-00 FOR ADDITIONAL SYMBOLS

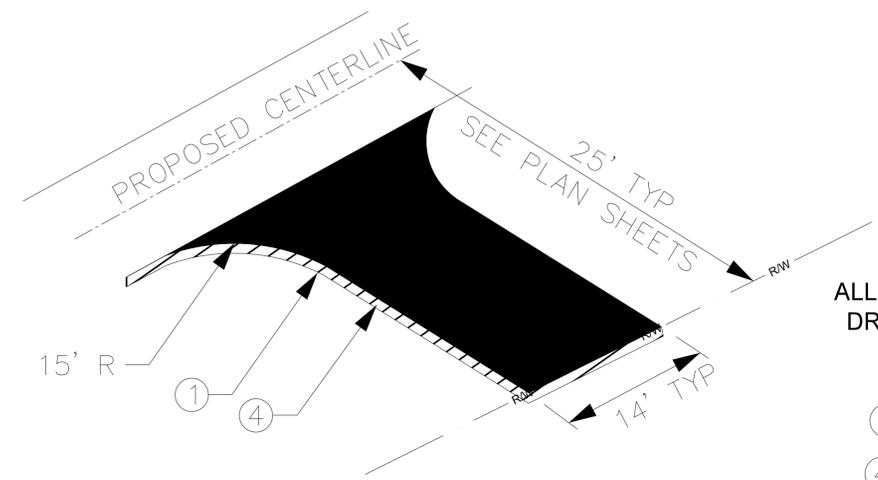
TYPICAL SECTION

N.T.S.

- ① 220 PSY HMA SURFACE COURSE TYPE C (+2")
- ② 6" CEMENT STABILIZED EARTH BASE (3.5% - 20.5 lb/sy - PORTLAND CEMENT)

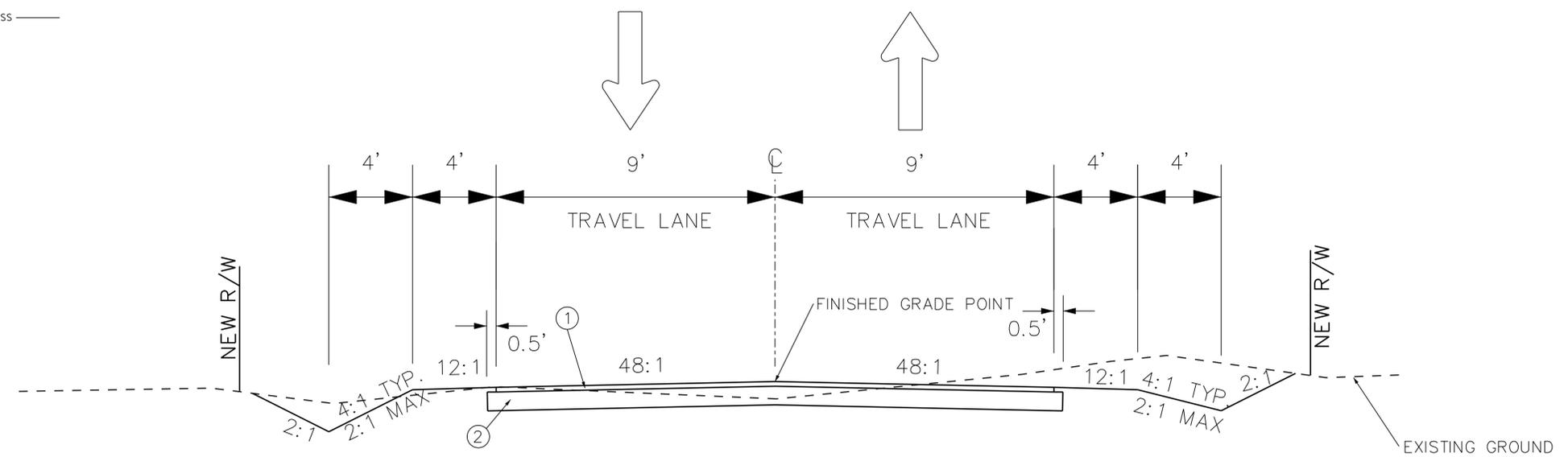
DRIVEWAY TYPICAL

N.T.S.



ALL DRIVEWAY RADII WILL BE 15' MINIMUM AND ALL DRIVEWAY WIDTHS WILL BE 14' MINIMUM UNLESS OTHERWISE NOTED ON PLANS.

- ① 220 PSY HMA SURFACE COURSE TYPE C (+2")
- ④ GRADED AGGREGATE BASE COURSE (4" UNIFORM)



USE THIS CROSS SECTION ON CYRUS WESTON ROAD FROM STATION 10+00 TO 11+80.87

- NOTES:
- PAVEMENT WIDTHS VARY, SEE PLANS
 - SLOPES MAY VARY, SEE CROSS SECTIONS
 - ALLOWING VARIABLE DITCH WHERE APPLICABLE
 - VARIABLE SLOPES ON TIE-IN
 - FOR CALCULATIONS, HMA THICKNESS(INCHES) @ 110 PSY/IN ASSUMED

DESIGN SPEED		
MPH	FROM	TO
20	10+00	11+80.87

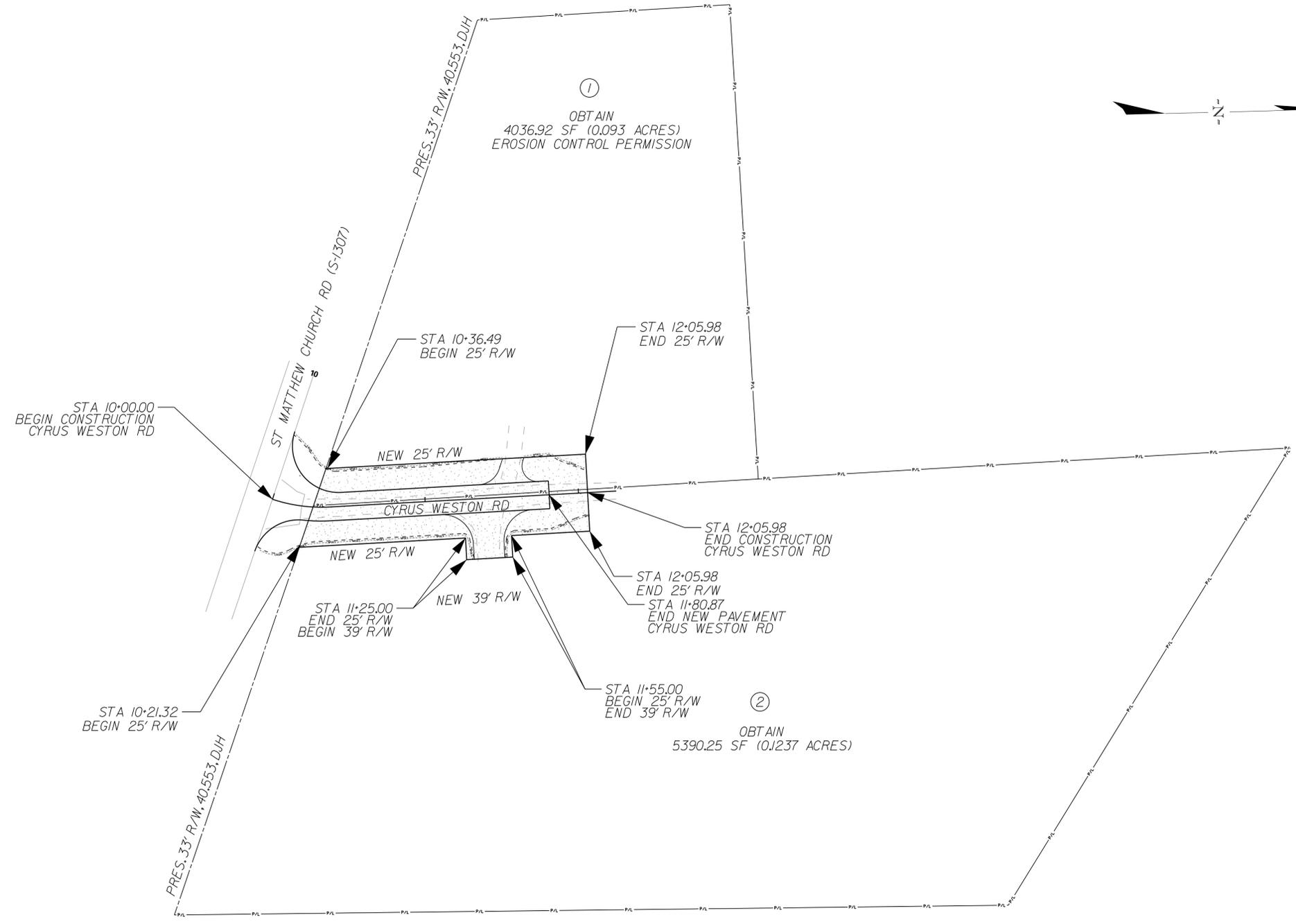
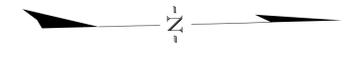
REV. NO.	BY	DATE	DESCRIPTION OF REVISION
7			
6			
5			
4			
3			
2			
1			

DWG. DJH DATE 09/25/2016 FILE
CKD. MTH DATE 09/25/2016 3_Typical_CW.dgn



TYPICAL SECTIONS

FILE: F:\Richland County DRP\4-Engineering Services\Projects\Cyrus Weston_Ro\2-Design\CAD\Plans\3_Typical_CW.dgn 11/7/2016 1:57:23 PM



1:57:40 PM

11/7/2016

FILE: F:\Richland County DRP\4-Engineering Services\Projects\Cyrus Weston_Ro\2.Design\CAD\Plans\4A_Strip_blank.dgn



7			
6			
5			
4			
3			
2			
1			
REV. NO.	BY	DATE	DESCRIPTION OF REVISION
DWG.	MGG	DATE 09/25/2016	FILE
CKD.	MTH	DATE 09/25/2016	4A_Strip_blank.dgn



PROPERTY STRIP MAP

SCALE: 1" = 40' SHEET 4A

STANLEY LAW GROUP

Attorneys and Counselors at Law

1418 Park Street
Columbia, South Carolina 29201

H. RONALD STANLEY †
MARK B. STANLEY *
TRASHA NICOLE HICKMAN

February 14, 2017

† Certified Mediator
* Also Member of Florida Bar

Richland County Legal Dep.
Received by: Dale
DATE: 2/15/17
TIME: _____

Larry C. Smith, Esquire
Richland County Attorney
2020 Hampton Street, Suite 4018
Columbia, South Carolina 29204

RE: **Our Client: Sallie Roberts**
Property Address: 102 Cyrus Weston Road
Eastover, South Carolina
TMS #: R32800-01-25

Dear Larry:

Thank you for speaking with me recently regarding my client, Sallie Roberts, and the letter that I sent to you on January 23, 2017, regarding the property owned by Ms. Roberts at 102 Cyrus Weston Road, Eastover, South Carolina. In our telephone conversation, you inquired as to whether Ms. Roberts would be willing to give Richland County an easement across the front of her property if Richland County agreed to execute and deliver a deed to Ms. Roberts conveying the property that Ms. Roberts conveyed to the county in the deed that she unknowingly executed and delivered to Richland County on or about September 21, 2016. As I indicated to you during our telephone conversation, Ms. Roberts' daughter is an attorney in the State of Virginia and I advised you that I would speak with her daughter to see if Ms. Roberts would be willing to grant an easement to Richland County in exchange for a deed conveying her property back to her. I have been advised by Ms. Roberts' daughter that Ms. Roberts would not be willing to grant an easement to Richland County. She simply would like for Richland County to convey back to her the property that was conveyed in the deed that she executed on September 21, 2016. At this point, Ms. Roberts simply wants to undo the conveyance and take everything back to the way it was prior to September 21, 2016.

I hope that Richland County is willing to convey Ms. Roberts' property back to her so that we can avoid having to litigate this matter in court. I have taken the liberty of preparing a deed for execution by the county to re-convey Ms. Roberts' property to her. If the county is willing to re-convey the subject property, please have the enclosed deed properly executed and return the said deed to me as soon as possible and I will take

care to have the deed recorded in the Office of the Register of Deeds for Richland County and will provide a clocked copy of the recorded deed to you.

Thank you for our kind assistance and cooperation in this matter and I look forward to hearing from you soon.

Very truly yours,



H. Ronald Stanley

HRS/eja

cc: Ms. Sallie Roberts

TITLE NOT EXAMINED

Space above this line for recording information

STATE OF SOUTH CAROLINA)
) **TITLE TO REAL ESTATE**
COUNTY OF RICHLAND

KNOW ALL MEN BY THESE PRESENTS THAT, RICHLAND COUNTY, herein referred to as Grantor, for and in consideration of the sum of FIVE AND 00/100 (\$5.00) DOLLARS AND NO OTHER VALUABLE CONSIDERATION, to it paid by SALLIE BW ROBERTS, hereinafter referred to as Grantee, in the State aforesaid, the receipt of which is hereby acknowledged, has granted, bargained, sold and released, and by these presents do grant, bargain, sell and release unto the said Grantee, the following described property, to wit:

All that certain piece, parcel or lot of land containing 5753.02 SF/.0132 acres, more or less, and all improvements thereon, if any, previously owned by Sallie BW Roberts shown as the "Area of Acquisition" on Exhibit "A" attached hereto and made a part hereof.

Derivation: This being the same property conveyed to Richland County by deed of Sallie BW Roberts dated September 21, 2016 and recorded on September 21, 2016 in the Office of the Register of Deeds for Richland County in Record Book 2148 at Page 3503.

This conveyance is made subject to Easements, Restrictions, Covenants, and Conditions of record, including matters shown on recorded plats.

Grantee's Address: 102 Meadow Drive, South Boston, VA 24592

Richland County Tax Map No.: 32800-01-25

TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular the premises before mentioned unto the said Grantee, her heirs and assigns forever.

AND THE GRANTOR does hereby bind Grantor itself and its administrators, to warrant and forever defend all and singular the said premises unto the said Grantee, her heirs and assigns, against Grantor and Grantor's successors and assigns.

WITNESS its Hand and Seal this _____ day of _____, 2017.

Signed, Sealed and Delivered
in the Presence of:

RICHLAND COUNTY

By: _____

Its: _____

**STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND**

Personally appeared before me the undersigned and made oath that s/he saw the within-named Grantor sign, seal and as its act and deed, deliver the within-written Deed for the uses and purposes therein mentioned, and that s/he with the other witness subscribed above witnessed the execution thereof.

SWORN to before me this

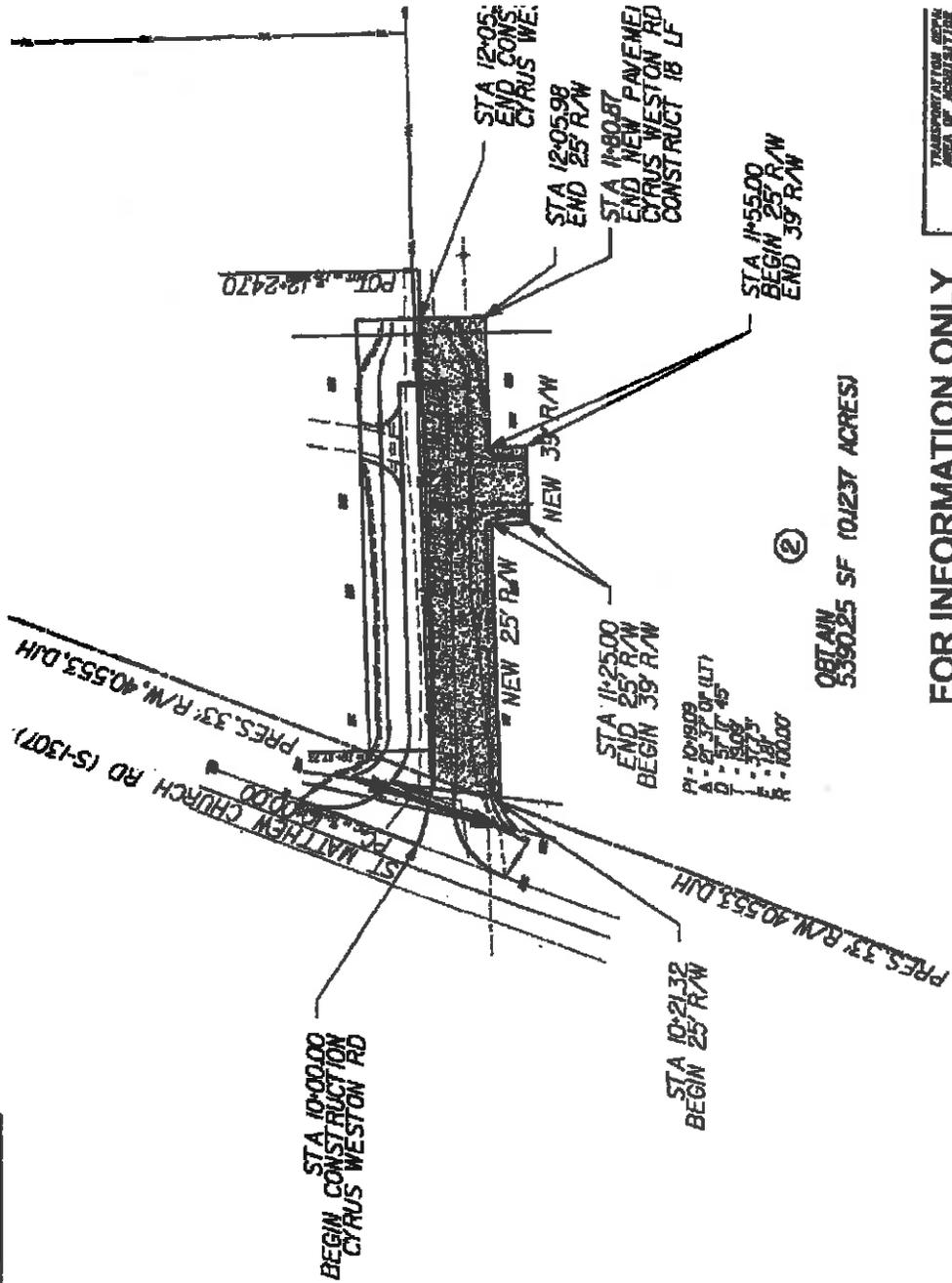
_____ day of _____, 2017

Notary Public for the State of South Carolina
My Commission Expires:

Richland County Attorney's Office

Approved as to LEGAL form of
Opinion Rendered As To

EXHIBIT "A"



TRANSFERRED FROM 2016
 CITY OF HOUSTON
 SCALE 1"=50' (06/01)

FOR INFORMATION ONLY

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. _____-17HR

AN ORDINANCE AUTHORIZING A DEED TO SALLIE BW ROBERTS FOR
.0132± ACRES ON CYRUS WESTON ROAD, IN RICHLAND COUNTY,
WHICH IS A PORTION OF TMS# 32800-01-25.

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

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a deed for .0132± acres on Cyrus Weston Road to Sallie BW Roberts, which is a portion of TMS# 32800-01-25, as specifically described in the Title to Real Estate, which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____.

RICHLAND COUNTY COUNCIL

By: _____
Joyce Dickerson, Chair

Attest this _____ day of
_____, 2017.

Michelle Onley
Assistant Clerk of Council

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

ELECTRONICS RECYCLING DATA 2015 (TONS)

<u>MONTH</u>	<u>L/RICHLAND</u>	<u>C&D LANDFILL</u>	<u>EVENT</u>	<u>TOTAL</u>
Jan	9.12	11.49	8.7	29.31
Feb	10.42	10.85	0	21.27
Mar	9.56	23.70	3.31	36.57
Apr	17.01	9.57	0	26.58
May	11.12	11.60	23.66	46.38
Jun	9.55	18.82	0	28.37
Jul	11.87	23.19	0	35.06
Aug	10.01	10.15	0	20.16
Sep	9.23	24.96	3.71	37.90
Oct	13.75	9.46	0	23.21
Nov	11.63	10.73	7.57	29.93
Dec	17.80	19.37	0	37.17
TOTAL:	141.07	183.89	46.95	371.91

ELECTRONICS RECYCLING DATA 2016 (TONS)

<u>MONTH</u>	<u>L/RICHLAND</u>	<u>C&D LANDFILL</u>	<u>EVENT</u>	<u>TOTAL</u>
Jan	15.80	19.22	0	35.02
Feb	13.66	-	3.50	17.16
Mar	18.65	18.97	0	37.62
Apr	15.05	10.73	0	25.78
May	18.83	23.53	22.49	64.85
Jun	24.78	17.00	0	41.78
Jul	15.18	11.13	0	26.31
Aug	19.56	8.94	0	28.50
Sep	14.02	21.30	0	35.32
Oct	14.60	21.31	26.64	62.55
Nov	11.55	19.85	0	31.40
Dec	14.53	23.09	0	37.62
TOTAL:	196.21	195.07	52.63	443.91

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4a Meeting Date: March 28, 2017

To: The Honorable Greg Pearce, Chair, Administration and Finance Committee

From: Ismail Ozbek, Director of Public Works
Art Braswell, Manager of Solid Waste & Recycling Division

Department: Public Works Department

Item Subject Title: Authorization to Increase Purchase Order Over \$100,000

Action Taken by Committee previously: None.

Options:

1. Approve the request to increase the purchase order for electronic waste management from \$99,000 to \$199,000.
2. Do not approve the request to increase the purchase order.

Motion Requested Today: Recommend that Council approve the request to increase Blanket Purchase Order to \$199,000.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: The operational cost to manage e-waste is approximately \$25,000 per month. The vendor began charging transportation costs during 2016.
Capital Budget: None.

Funding Amount/Source: Funding for the recycling of electronics waste will come from the County's Solid Waste Enterprise Fund.

Requested by: Solid Waste & Recycling Division

Staff Representative: Art Braswell, Solid Waste & Recycling Division Manager

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action
2. eCycle Secure Price Sheet
3. 2015-2016 Electronic Waste Collection Data

3/7/17
Date Submitted

Brandon Madden
Approved by the County Administrator's Office

All
Council District



Companion Document

Item: Authorization to Increase Purchase Order Over \$100,000

Below are the questions raised by the Committee at the March 28, 2017 Administration & Finance Committee Meeting relative to its review of the Authorization to Increase Purchase Order Over \$100,000 . This companion document provides responses to those questions.

Council Question (Q) & Staff Answer (A):

1. **[Vice – Chair Malinowski] Q:** Inquired as to the manner in which the County paid for this expenditure the entire year.

A: The cost to manage electronic waste from Richland County citizens is paid for through the Solid Waste Enterprise Fund.

2. **[Vice – Chair Malinowski] Q:** Inquired as to whether or not the County charges for dropping off recyclables at the landfills.

A: No

3. **[Vice – Chair Malinowski] Q:** Inquired as to why the County does not charge for collecting recyclable items.

A: The cost to recycle electronic waste is covered by the solid waste fees paid by the residents each year. An additional charge to recycle these materials could result in illegal dumping.

4. **[Vice – Chair Malinowski] Q:** Inquired as to the definition of Gaylords.

A: Gaylords are large cardboard containers used for shipping smaller electronic waste and components to the recycler. Large electronic waste, such as televisions and computer monitors, are placed on a pallet and shrink-wrapped prior to being loaded into trailers for transport. Smaller items are placed in the gaylords.

5. **[Councilmember Livingston] Q:** Inquired as to whether or not there are sufficient funds in the department budget to cover this cost.

A: Yes, the County has budgeted \$225,000 for managing e-waste during FY17.

Richland County Council Request of Action

Subject: Electronics Recycling – Authorization to Increase Purchase Order Over \$100,000

A. Purpose

County Council is requested to approve an increase in the blanket purchase order for eCycle Secure to continue to manage our electronics recyclables.

B. Background / Discussion

The South Carolina Manufacturer Responsibility and Consumer Convenience Information Technology Equipment Collection and Recovery Act, Section 48-60-05 et seq., of the South Carolina Code of Laws, prohibits the disposal of certain electronic wastes in landfills. Solid Waste & Recycling has an agreement with eCycle Secure to take all of our residential electronics which for the most part are banned from landfills. The costs of managing electronics have increased this year and our residents have been recycling more electronic waste. The attached price sheets show the increase in prices this year, primarily the fact that eCycle Secure has started charging for transportation. The attached electronics recycling data sheet shows the increase in the amount of electronic waste collected from residents this past year. The service provided by eCycle Secure must be continued to avoid an emergency situation due to the increased volume of electronic waste being collected and until such time that a formal solicitation for these services can be completed by Procurement. Solid Waste & Recycling will immediately initiate the procurement process to contract with a vendor to recycle the County's electronic waste. This is a request to increase eCycle Secure's purchase order from \$99,000 to \$199,000 with the intent of handling the waste stream until the end of FY17 or a vendor is under contract.

Solid Waste has sufficient funds in the FY17 budget to handle the increase.

Council approval of this request will authorize an increase in the purchase order totaling \$100,000. No new funds are being requested.

C. Legislative / Chronological History-

This is a staff-initiated request. Therefore, there is no legislative history.

D. Alternatives

1. Approve the request to increase the purchase order from \$99,000 to \$199,000. This increase will allow the County to manage this state mandated program.
2. Do not approve the request to increase the purchase order from \$99,000 to \$199,000. If this alternative is chosen the county will have no means to recycle electronics until a new contract can be approved. State law prohibits the landfilling of certain electronic devices, including computers and televisions.

E. Final Recommendation

It is recommended that Council approve the request to increase Blanket Purchase Order B1700273 to \$199,000.

**Electronics Recycling Services
South Carolina
Effective March 8, 2016**

Recycling Credits for Separated & Packaged Material	Credits/lb.
PC, Servers and Laptops (complete)	\$0.15
Cable & Wire Recycling	\$0.15
Network Equipment, DVR & Cable Boxes	\$0.05
Cell Phones	\$0.75
Responsible Electronic Recycling Fees	Charges/lb.
CRT Monitor Recycling (palletized Whole units)	(\$0.25)
TV Recycling (Palletized Whole Units)	(\$0.25)
Wooden TV Recycling (Palletized Whole Units)	(\$0.42)
TV & CRT Recycling (Scavenged units missing value, packaged)	(\$0.35)
TV & CRT Recycling (Broken units) (Tubes)	(\$0.55)
LCD Recycling	(\$0.10)
Batteries	TBD, based on chemistry
Printers and Peripherals	(\$0.15)
Consumer Electronics	(\$0.15)
Additional Services	Rate
Freight Fee (full 17,000 tractor trailer)	\$1.75/mile
Freight Fee (Box Truck Loads)	\$2.25/mile
Gaylords & Pallets (replacing properly used, undamaged gaylords/pallets)	No Charge
Labor (Loading/Packaging and clean-up of poorly loaded shipments)	\$40/manhour

All rates are based on full 17,000 pound loads of separated, properly packaged material in whole and complete condition. Best pricing may not be applied to light loads and mixed, loose, incomplete, stripped or gutted equipment.

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4b Meeting Date: March 28, 2017

To: The Honorable Greg Pearce, Chair, Administration & Finance Committee

From: Ismail Ozbek, Director of Public Works
Art Braswell, Manager of Solid Waste & Recycling Division

Department: Public Works Department

Item Subject Title: Award of the Class 2 Solid Waste Disposal Contract

Action Taken by Committee previously: None.

Options:

1. Award the contract for disposal of Class 2 waste to Waste Management. Waste Management's low bid meets the requirements outlined in the scope of work.
2. Do not award the contract.

Motion Requested Today: Recommend Council award the contract for Class 2 Disposal to Waste Management.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: The operational cost is approximately \$216,000 per year. The lower disposal fee should save the County from \$7500 to \$9000 per year.
Capital Budget: None.

Funding Amount/Source: Funding for the disposal of Class 2 waste will come from the County's Solid Waste Enterprise Fund.

Requested by: Solid Waste & Recycling Division

Staff Representative: Art Braswell, Solid Waste & Recycling Division Manager

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action
2. Bid Tabulation Sheet

3/7/17
Date Submitted

Brandon Madden
Approved by the County Administrator's Office

All
Council District



Companion Document

Item: Award of the Class 2 Solid Waste Disposal Contract

Below are the questions raised by the Committee at the March 28, 2017 Administration & Finance Committee Meeting relative to its review of the Award of the Class 2 Solid Waste Disposal Contract. This companion document provides responses to those questions.

Council Question (Q) & Staff Answer (A):

1. **[Vice – Chair Malinowski] Q:** The contract expired in October 2016. Why wasn't the bidding of the contract completed at that time?

A: There was some uncertainty over the expiration date of the contract. The contract was bid during September of 2016. At the request of one of the bidders, the submittal date was extended to the end of October. Completion of the process took additional time. The Solid Waste & Recycling Department will improve its tracking of contracts and make every effort to ensure contracts are completed in a timely manner.

Richland County Council Request of Action

Subject: Solid Waste & Recycling Department: Class 2 Solid Waste Disposal

A. Purpose

The South Carolina Department of Health and Environmental Control Regulation 61-107.19 provides for the disposal of construction and demolition debris and yard waste in a Class 2 landfill. Richland County Council is requested to approve a contract for disposal of Class 2 solid waste (construction and demolition debris and yard waste) generated in the eastern part of the County in a landfill permitted by the South Carolina Department of Health and Environmental Control.

B. Background / Discussion

Richland County annually delivers between 25,000 and 30,000 tons of waste (construction and demolition debris and yard trash) to the Waste Industries' Loveless and Loveless Landfill located at 1703 Screaming Eagle Road in Lugoff, South Carolina. The County uses the landfill to handle waste generated in the southeastern part of the county. The existing contract expired October 20, 2016. The Solid Waste fund is able to fully cover the cost of the contract.

The County published a Request for Bids (RC-005-B-2017) on September 22, 2016. Two companies responded to the solicitation; Waste Management and Waste Industries' Loveless and Loveless Landfill. Staff reviewed the two submittals that were received by Procurement. After reviewing the documentation received from the offerors, including the permit, compliance history, and disposal costs, it has been determined that Waste Management's low bid meet the requirements outlined in the scope of work.

Attached is the bid tabulation for the solicitation.

At this time, staff is requesting that County Council award the contract to Waste Management.

C. Legislative / Chronological History

- The existing contract with Loveless and Loveless was awarded on October 20, 2011. The contract included a disposal rate of \$8.25/ton. The contract expired on October 20, 2016.
- The County published a Request for Bids (RC-005-B-2017) on September 22, 2016. The length of the contract is one year with four optional one year renewals. Bids were required to be submitted by October 20, 2016.
- An addendum to the Request for Bids was published on October 10, 2016, extending the submittal date to October 27, 2016.

D. Alternatives

1. Award the contract for disposal of Class 2 waste to Waste Management. This action is consistent with the Procurement selection criteria. Waste Management's low bid meets the

requirements outlined in the scope of work. Waste Management's bid included a \$7.95/ton disposal rate during the contract period.

2. Do not award the contract. Waste would be hauled to the County's landfill on Caughman Road North. The County's landfill has approximately 17 years of remaining capacity based on current disposal rates. The additional waste would use almost half of the capacity of the landfill and reduce the life of the landfill to approximately 9 years.

E. Final Recommendation

Approve Alternative 1. Award the Class 2 Disposal contract to Waste Management in the amount of \$7.95/ton beginning on May 1, 2017.



RICHLAND COUNTY GOVERNMENT CERTIFIED BID TABULATION

SOLICITATION NUMBER : RC-005-B-2017	PROJECT NAME: Class 2 Waste Disposal Services	DATE ISSUED: 9/22/16	RECEIPT DATE: 10/27/16	TIME OPEN: 2:00PM
DEPARTMENT: Solid Waste		PURCHASE ORDER #:		
POINT OF CONTACT:		CONTRACT #:		
REQUISITION #:		APPARENT LOW BIDDER		
T:		<i>Waste Mgt.</i>		
F:				
EMAIL:				
MINIMUM DESCRIPTION	UNIT	QTY	COMPANY:	COMPANY:
1 Class 2 Waste Disposal Services	Ton	1	L+L Disposal 8.00	Waste Management 7.95
2				
3				
4				
5				
6				
7				
8				
SHIPPING				
TAX				
GRAND TOTAL				
DELIVERY CALENDAR DAYS				
WARRANTY				
GUARANTEE				
NAME AND TITLE OF CERTIFYING OFFICIAL Jennifer Wladischkin, Contract Specialist		NAME AND TITLE OF ASSISTANT Sierra Flynn, Buyer		
SIGNATURE <i>Jennifer Wladischkin</i>		SIGNATURE <i>Sierra Flynn</i>		
DATE: 10/27/16		DATE: 10/27/16		

RICHLAND COUNTY
PROCUREMENT DEPT
2016 OCT 27 PM 2:00

RCPD TABULATION FORM-2011_(RAC)

Richland County Council Request of Action

Subject:

16-036MA
Jeff Stallings
PDD to GC (20 Acres)
8000 Wilson Boulevard
TMS # 14400-01-03 & 14402-03-01

First Reading: December 20, 2016

Second Reading: March 7, 2017

Third Reading:

Public Hearing: December 20, 2016

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-17HR

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 # 14400-01-03 and 14402-03-01 FROM PDD (PLANNED DEVELOPMENT DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 14400-01-03 and 14402-03-01 from PDD (Planned Development District) zoning to GC (General Commercial District) zoning.

Section II. Severability. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

Section IV. Effective Date. This ordinance shall be effective from and after _____, 2017.

RICHLAND COUNTY COUNCIL

By: _____
Joyce Dickerson, Chair

Attest this _____ day of
_____, 2017.

Michelle M. Onley
Deputy Clerk of Council

Public Hearing: December 20, 2016
First Reading: December 20, 2016
Second Reading: March 7, 2017 (tentative)
Third Reading: March 21, 2017 (tentative)

Richland County Council Request of Action

Subject:

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; so as to restructure the departments of the County

First Reading: December 13, 2016

Second Reading: December 20, 2016

Third Reading:



Companion Document

Item: An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; so as to restructure the departments of the County

Below are the questions raised by Council at its March 21, 2017 Council relative to its consideration of the third reading of the ordinance amendment for the proposed organizational restructuring. This companion document serves as an outline of the changes and / or responses provided to Council's questions.

Council Question (Q) & Staff Answer (A):

1. **[Vice – Chair Malinowski] Q:** Inquired about the language in Sec. 2-100. Settlement of Claims, and the removal of amount relative to appeals.

A: Staff added the following language to Section 2-100 as referenced by Councilmember Malinowski that speaks to appeals:

“The county attorney shall have the sole discretion to decide whether to file an appeal or to waive the filing of same in instances up to an amount approved by County Council in the annual budget.”

The addition of this language will direct the county attorney to bring appeals that are in excess of the amount approved by County Council in the annual budget to County Council for its consideration.

2. **[Vice – Chair Malinowski] Q:** Inquired about the following language in Section 2-138 (5)(b)(2), and the implementation of a subscriber fee on all residences, regardless of their means of communication (e.g., cell phone, landline)

A: Staff added the following language to Section 2-138 (5)(a), to address the manner in which E911 fees are levied.

“Wireless E911 fees will be levied as outlined in South Carolina Code of Laws Section 23-47-50.”

The attached State Code of Laws, as referenced above, outline the manner in which these fees are collected by the State and dispersed. Additionally, staff is reviewing the collection of these fees in further detail and intends to address this more thoroughly through the budgetary review process.

3. **[Councilmember Livingston] Q:** Concerned that there are still too many direct reports to the County Administrator.

A: Recognizing the numerous perspectives extant with regard to this question, we did a quick review of the organizational design literature. One of the most comprehensive studies in recent years was published in the Harvard Business Review and authored by Drs. Bandiera, Prat, Sadun, and Wulf (2014). Based on a reading of Bandiera, Prat, Sadun and Wulf, the span of control (i.e., number of direct reports) resulting from the proposed organizational restructuring, vis-à-vis the County Administrator, is prevalent in organizations similar in size to Richland County Government.* With over 2,000 employees, the County is a very large organization. For its size, a span of control of 12 – 15 direct reports is appropriate.

Organizational design literature cautions that determining span of control is best a matter of context, formal and informal realities operational dynamics within each organization, teaming vs individualized work, and span of attention. “Delaying” is a prevalent approach to leadership of larger organizations wherein the corporate pyramid is flattened and the span of control is broadened. Contextually, it is perhaps noteworthy that the team examined this issue and found a multilateral relationship (balancing time spent with employees and external constituents) with the chief administrative officer was needed, would be highly valued and beneficial to the Richland County organization. The recommended span of control allows the County Administrator to spend a larger share of time interacting with employees and a lower share of time work alone.* The proposed restructuring is a product of this approach as the proposal was recommended by the County Administrator’s executive team. The executive team members consist of the direct reports.

Source: * Bandiera, O., Prat, A., Sadun, R., & Wulf, J. (2014). Span of control and span of attention (April 30, 2014). *Harvard Business School Strategy Unit Working Paper*, No. 12-053; *Columbia Business School Research Paper*, No. 14-22

4. **[Councilmember Myers] Q:** The educational standards for all the director level reports are not in the ordinance amendment.

A: Staff added the following language to the relevant Sections (2-123; 2-127; 2-133; 2-136; 2-140; 2-144; 2-148; 2-151; 2-155; 2-159; 2-162) as referenced by Councilmember Myers:

“The director of _____ shall possess the education, training, and experiences that are commensurate with the industry standards for this position.”

5. **[Councilmember Rose] Q:** I think any lawyer that works with County should be under the County Attorney. The attorneys that work for CASA should be under the County Attorney’s Office.

A: Staff will amend the ordinance pursuant to Council’s directives on this matter.

SC State Code of Laws – E911 Billing

SECTION 23-47-50. Subscriber billing.

(A) The maximum 911 charge that a subscriber may be billed for an individual local exchange access facility must be in accordance with the following scale:

Tier I-1,000 to 40,999 access lines-\$1.50 for start-up costs, \$1.00 for on-going costs.

Tier II-41,000 to 99,999 access lines-\$1.00 for start-up costs, \$.60 for on-going costs.

Tier III-more than 100,000 access lines-\$.75 for start-up costs, \$.50 for on-going costs.

Start-up includes a combination of recurring and nonrecurring costs and up to a maximum of fifty local exchange lines per account. For bills rendered on or after the effective date of this act, for any individual local exchange access facility that is capable of simultaneously carrying multiple voice and data transmissions, a subscriber must be billed a number of 911 charges equal to: (a) the number of outward voice transmission paths activated on such a facility in cases where the number of activated outward voice transmission paths can be modified by the subscriber only with the assistance of the service supplier; or (b) five, where the number of activated outward voice transmission paths can be modified by the subscriber without the assistance of the service supplier. The total number of 911 charges remains subject to the maximum of fifty 911 charges per account set forth above.

(B) Every local telephone subscriber served by the 911 system is liable for the 911 charge imposed. A service supplier has no obligation to take any legal action to enforce the collection of the 911 charges for which a subscriber is billed. However, a collection action may be initiated by the local government that imposed the charges. Reasonable costs and attorneys' fees associated with that collection action may be awarded to the local government collecting the 911 charges.

(C) The local government subscribing to 911 service is ultimately responsible to the service supplier for all 911 installation, service, equipment, operation, and maintenance charges owed to the service supplier. Upon request by the local government, the service supplier shall provide a list of amounts uncollected along with the names and addresses of telephone subscribers who have identified themselves as refusing to pay the 911 charges. Taxes due on a 911 system service provided by the service supplier must be billed to the local government subscribing to the service. State and local taxes do not apply to the 911 charge billed to the telephone subscriber.

(D) Service suppliers that collect 911 charges on behalf of the local government are entitled to retain two percent of the gross 911 charges remitted to the local government as an administrative fee. The service supplier shall remit the remainder of charges collected during the month to the fiscal offices of the local government. The 911 charges collected by the service supplier must be remitted to the local government within forty-five days of the end of the month during which such charges were collected and must be deposited by and accounted for by the local government in a separate restricted fund known as the "emergency telephone system fund" maintained by the local government. The local government may invest the money in the fund in the same manner that other monies of the local government are invested and income earned from the investment must be deposited into the fund. Monies from this fund are totally restricted to use in the 911 system.

(E) The "emergency telephone system" fund must be included in the annual audit of the local government in accordance with generally accepted auditing standards.

(F) Fees collected by the service supplier pursuant to this section are not subject to any tax, fee, or assessment, nor are they considered revenue of the service supplier. A monthly CMRS 911 charge is levied for each CMRS connection for which there is a mobile identification number containing an area code assigned to South Carolina by the North American Numbering Plan Administrator. The amount of the levy must be approved annually by the Revenue and Fiscal Affairs Office at a level not to exceed the average monthly telephone (local exchange access facility) 911 charges paid in South Carolina. The Revenue and Fiscal Affairs Office and the committee may calculate the CMRS 911 charge based upon a review of one or more months during the year preceding the calculation of telephone (local exchange access facility) charges paid in South Carolina. The CMRS 911 charge must have uniform application and must be imposed throughout the State; however, trunks or service lines used to supply service to CMRS providers shall not be subject to a CMRS 911 levy. Prepaid wireless telecommunications service is subject to the 911 charge set forth in Section 23-47-68 and not to the CMRS 911 charge set forth in this subsection. On or before the twentieth day of the second month succeeding each monthly collection of the CMRS 911 charges, every CMRS provider shall file with the Department of Revenue a return under oath, in a form prescribed by the department, showing the total amount of fees collected for the month and, at the same time, shall remit to the department the fees collected for that month. The department shall place the collected fees on deposit with the State Treasurer. The funds collected pursuant to this subsection are not general fund revenue of the State and must be kept by the State Treasurer in a fund separate and apart from the general fund to be expended as provided in Section 23-47-65.

(G)(1) Fees collected by the service supplier pursuant to this section are not subject to any tax, fee, or assessment, nor are they considered revenue of the service supplier.

(2) Except as provided in Section 23-47-68(B), a 911 charge imposed under this chapter shall be added to the billing by the service supplier to the service subscriber and may be stated separately.

(3) A billed subscriber shall be liable for any 911 charge imposed under this chapter until it has been paid to the service supplier.

HISTORY: 1991 Act No. 245, Section 1; 1998 Act No. 399, Sections 2, 3; 2000 Act No. 233, Section 1; 2005 Act No. 164, Section 17; 2010 Act No. 135, Section 3, eff July 1, 2011.

Code Commissioner's Note

At the direction of the Code Commissioner, references in this section to the offices of the former State Budget and Control Board, Office of the Governor, or other agencies, were changed to reflect the transfer of them to the Department of Administration or other entities, pursuant to the directive of the South Carolina Restructuring Act, 2014 Act No. 121, Section 5(D)(1).

Effect of Amendment

The 2010 amendment, in the undesignated paragraph in subsection (A), substituted "per" for "an" in the first sentence, and added the next two sentences regarding 911 charges; in subsection (F), added the 6th sentence regarding prepaid wireless service; in subsection (G)(2), substituted "Except as provided in

Section 23-47-68(B), a 911 charge imposed under this chapter" for "A 911 charge, including a CMRS 911 charge,"; and in subsection (G)(2), deleted ", including a CMRS 911 charge," following "911 charge".

SECTION 23-47-65. CMRS Emergency Telephone Advisory Committee created; responsibilities of committee and Revenue and Fiscal Affairs Office.

(A)(1) The South Carolina 911 Advisory Committee is created to assist the Revenue and Fiscal Affairs Office in carrying out its responsibilities in implementing a wireless enhanced 911 system consistent with FCC Docket Number 94-102. The committee must be appointed by the Governor and shall consist of: a director of a division of the Department of Administration, ex officio; the Executive Director of the Revenue and Fiscal Affairs Office; two employees of CMRS providers licensed to do business in the State; two 911 system employees; and one employee of a telephone (local exchange access facility) service supplier licensed to do business in the State; and one consumer. Local governments and related organizations such as the National Emergency Number Association may recommend PSAP Committee members, and industry representatives may recommend wireline and CMRS Committee members to the Governor. There is no expense reimbursement or per diem payment from the fund created by the CMRS surcharge made to members of the committee.

(2) All committee members, except the ex officio members, must be appointed for a three-year term by the Governor. Committee members may be appointed to one subsequent term.

(3) In the event a vacancy arises, it must be filled for the remainder of the term in the manner of the original appointment. A partial term does not count toward the term limits; however, service for three-fourths or more of a term constitutes service for a term.

(4) Any committee member who terminates his holding of the office or employment which qualified him for appointment shall cease immediately to be a member of the committee; the person appointed to fill the vacancy shall do so for the unexpired term of the member whom he succeeds.

(5) The committee shall establish its own procedures with respect to the selection of officers, quorum, place, and conduct of meetings.

(B) The responsibilities of the committee with respect to CMRS emergency telephone services are to:

(1) advise the Revenue and Fiscal Affairs Office on technical issues regarding the implementation of a wireless 911 system, especially matters concerning appropriate systems and equipment to be acquired by CMRS providers and PSAPs to assure the compatibility of the systems and equipment and the ability of the systems and equipment to comply with the requirements of FCC Docket Number 94-102;

(2) recommend systems and equipment for which reimbursement may be allowed to CMRS providers and PSAPs under the provisions of this chapter, which are compatible with each other as needed for the public's safety, and will not result in wasteful spending on inappropriate or redundant technology.

(C) The responsibilities of the Revenue and Fiscal Affairs Office with respect to CMRS emergency telephone services are to:

(1) direct the State Treasurer in the management and disbursement of the funds in and from an interest-bearing account in the following manner:

(a) hold and distribute not more than thirty-nine and eight-tenths percent of the total monthly revenues in the interest-bearing account to PSAP administrators based on CMRS 911 call volume for expenses incurred for the answering, routing, and proper disposition of CMRS 911 calls;

(b) hold and distribute not more than fifty-eight and two-tenths percent of the total monthly revenues in the interest-bearing account solely for the purposes of complying with applicable requirements of FCC Docket Number 94-102. These funds may be utilized by the PSAP and the CMRS providers licensed to do business in this State for the following purposes in connection with compliance with the FCC requirements: upgrading, acquiring, maintaining, programming, and installing necessary data, hardware, and software. Invoices detailing specific expenses for these purposes must be presented to the Revenue and Fiscal Affairs Office in connection with any request for reimbursement, and the request must be approved by the Revenue and Fiscal Affairs Office, upon recommendation of the committee. Any invoices presented to the Revenue and Fiscal Affairs Office for reimbursements of costs not described by this section may be approved only by a unanimous vote of the committee, but in no event shall reimbursement be made for costs unrelated to compliance with applicable requirements of FCC Docket Number 94-102;

(c) hold and distribute not more than two percent of the total monthly revenues in the interest-bearing account to compensate the independent auditor provided for herein and for expenses which the Revenue and Fiscal Affairs Office is authorized to incur by contract, or otherwise, for provision of any administrative, legal, support, or other services to assist the Revenue and Fiscal Affairs Office in fulfilling its responsibilities under this act;

(2) with the State Treasurer, prepare annual reports outlining fees collected and monies disbursed to PSAP and CMRS providers, and submit annual reports outlining monies disbursed for operations of the Revenue and Fiscal Affairs Office;

(3) retain an independent, private auditor, as provided in the Consolidated Procurement Code, for the purposes of receiving, maintaining, and verifying the accuracy of proprietary information submitted to the Revenue and Fiscal Affairs Office by CMRS providers or PSAPs, and assisting the committee in its duties including its annual calculation of the average 911 charges pursuant to Section 23-47-50(F) and in cost studies it may conduct. Due to the confidential and proprietary nature of the information submitted by CMRS providers, the information may not be released to a party other than the independent private auditor and is expressly exempt from disclosure pursuant to Chapter 4, Title 30. The information collected by the auditor may be released only in aggregate amounts that do not identify or allow identification of numbers of subscribers or revenues attributable to an individual CMRS provider;

(4) conduct a cost study to be submitted to the House Ways and Means Committee and Senate Finance Committee one year from the effective date of this section and thereafter at the Revenue and Fiscal Affairs Office's discretion. The Revenue and Fiscal Affairs Office may include any information it considers appropriate to assist the General Assembly in determining whether future legislation is necessary or appropriate, but the report must include information to assist in determining whether to adjust the CMRS 911 charge to reflect actual costs incurred by PSAPs or CMRS providers for compliance with applicable requirements of FCC Docket Number 94-102;

(5) convene the committee and consult with it concerning the performance of the responsibilities assigned to the Revenue and Fiscal Affairs Office and to the committee in this chapter, and the development and maintenance of the state's CMRS emergency telephone services and system;

(6) report as required or suggested by this chapter, promulgate any regulations, and take further actions as are appropriate in implementing it.

(D) The Revenue and Fiscal Affairs Office and committee must:

(1) annually calculate the average 911 charge as provided in Section 23-47-50(F);

(2) take appropriate measures to maintain the confidentiality of the proprietary information described in this section. This information may be disclosed to Revenue and Fiscal Affairs Office and committee members only in the event a dispute arises with respect to the Revenue and Fiscal Affairs Office's and committee's discharge of their responsibilities under Section 23-47-65(B)(2) which necessitates such disclosure. The information also shall be exempt from disclosure pursuant to Chapter 4, Title 30. Members of the Revenue and Fiscal Affairs Office may not disclose the information to any third parties, including their employers;

(3) take appropriate measures to see that all prepaid wireless sellers comply with the requirements of Section 23-47-68(F) and that all other CMRS service suppliers comply with the requirements of Section 23-47-50(F).

(E) CMRS providers are entitled to retain two percent of the fees collected as reimbursement for collection and handling of the CMRS 911 charge.

HISTORY: 1998 Act No. 399, Section 4; 2000 Act No. 233, Section 2; 2005 Act No. 164, Section 18; 2010 Act No. 135, Section 5, eff July 1, 2011.

Code Commissioner's Note

The reference to "FCC Docket Number 94-102" in subsection (C)(4) of this section originally read "FCC Docket Number 94-10." At the direction of the Code Commissioner in 2012, the reference was changed to "FCC Docket Number 94-102" to correct a scrivener's error in the original Act.

At the direction of the Code Commissioner, references in this section to the offices of the former State Budget and Control Board, Office of the Governor, or other agencies, were changed to reflect the transfer of them to the Department of Administration or other entities, pursuant to the directive of the South Carolina Restructuring Act, 2014 Act No. 121, Section 5(D)(1).

Effect of Amendment

The 2010 amendment in subsection (A)(1), substituted "South Carolina 911" for "CMRS Emergency Telephone Services" in the first sentence, and in the second sentence, substituted "a director of a division of the State" for "the Director of the State Chief Information Officer Division," and inserted "the Director of the Office of Research and Statistics;"; in first sentence of subsection (D)(2), substituted "this section" for "section 23-47-65(C)(1)(e)", and in the second sentence, substituted a comma for "of"

preceding "Title 30"; in subsection (D)(3), added "prepaid wireless sellers comply with the requirements of Section 23-47-68(F) and that all other"; and deleted subsection (F) relating to committee termination.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-17HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; SO AS TO RESTRUCTURE THE DEPARTMENTS OF THE COUNTY.

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

SECTION I. The Richland County Code of Ordinances, Chapter 2, Administration; Article III, Administrative Offices and Officers; is hereby amended by the deletion of the language contained therein and the substitution of the following language:

DIVISION 1. GENERALLY.

Sec. 2-75. Department created.

The office of the county administrator is hereby created as the chief administrative office of the county with such personnel necessary to assist the county administrator in affecting the proper and efficient administration of the affairs of the county government.

DIVISION 2. COUNTY ADMINISTRATOR

Sec. 2-76. Position created; term.

There is hereby created the position of county administrator. The term of office of the county administrator shall be at the pleasure of the council, which may, in its discretion, employ the administrator for a definite term.

Sec. 2-77. Appointment, qualifications and compensation.

The county administrator shall be appointed solely on the basis of his/her executive and administrative qualifications with special reference to his/her actual experience in, and knowledge of, the duties of office as hereinafter prescribed. At the time of his/her appointment, the county administrator need not be a resident of the county or of the state. The compensation of the county administrator shall be fixed by the council by contract.

Sec. 2-78. Chief administrative officer.

The county administrator shall be the chief administrative officer of the county government. He/She shall be responsible to the council for the proper and efficient administration of the affairs of the county government.

Sec. 2-79. Powers and duties.

The powers and duties of the county administrator shall be:

- (1) To direct and supervise the administration of all county officials and departments for which the council is responsible, or may hereafter be responsible, including specifically the construction, maintenance and operation of all county roads, bridges, drainage, buildings and other public works, and the care and maintenance of all personal property owned by the county; the administration of personnel policies, purchase of all supplies and equipment, finance, accounting, budgeting, payroll, auditing and any other administrative responsibilities necessary for implementation of the council's policies;
- (2) To appoint, and when in his/her discretion the welfare of the county requires it, suspend, discharge, transfer, remove or otherwise deal directly with all employees for whom council is responsible, excepting the county attorney, the internal auditor and the clerk of council, and any assistants thereto, who are appointed directly by the council or who are employed in the offices of elected officials and officials appointed by an authority outside county government as those terms are used in South Carolina Code, 1976, section 4-9-30(7);
- (3) To see that all ordinances, resolutions and orders of the council and all laws of the state which are subject to enforcement by him or by officers or department heads and subject, under this article, to his/her direction and supervision are faithfully executed;
- (4) To prepare and submit the annual budget and capital program to the council and to execute the budget and capital program adopted by the council, approving all disbursements and expenditures as budgeted and/or authorized by the council;
- (5) To confer with and advise all other elected or appointed officials of the county who are not under the immediate control of county council, but who receive financial support from the council, such as probate judges, magistrates, solicitor, sheriff, coroner, auditor, treasurer and the like;
- (6) To examine regularly at periods fixed by the council the accounts, records and operations of county boards, commissions, departments, offices, and agencies which receive appropriations from the council; to make regular, monthly reports to the council on county fiscal and other affairs as are appropriate; to keep the council fully advised on the financial conditions and future needs of the county; and to make such recommendations on county affairs as he deems necessary;
- (7) To submit to the council at the end of each fiscal year a complete report on the finances and administrative activities of the county for the preceding year; and
- (8) To execute such other powers and duties as may be prescribed from time to time by the council.

Sec. 2-80. Relationships with county employees.

Neither the council nor any of its members shall direct or request the appointment of any person to, or his/her removal from, office by the county administrator or by any of his/her subordinates, or in any manner take part in the appointment or removal of officers and employees in the administrative service of the county, except where, by majority vote of council, an inquiry as to the removal of an officer or employee is demanded. Except for the purpose of inquiry, the council and its members shall deal with the administrative service solely through the county administrator, and no member thereof shall give orders to any county employee or subordinate of the county administrator, either publicly or privately.

Sec. 2-81. Bond.

The county administrator shall be bonded to the county in an appropriate amount for the faithful performance of the duties as such officer.

Secs. 2-82- 2-87. Reserved.

DIVISION 3. OFFICE OF THE COUNTY ADMINISTRATOR; STAFF ASSISTANT COUNTY ADMINISTRATOR

Sec. 2-88. Assistant County Administrator. Position created; selection; appointment.

There are hereby created three (3) positions of assistant county administrator. The assistant county administrators shall be selected and appointed by the county administrator and shall serve at the pleasure of the county administrator with no definite term of office assigned.

Sec. 2-89. Qualifications; compensation.

The assistant county administrators shall be appointed solely on the basis of merit, including executive and/or administrative qualifications with special emphasis on education, training, experience and knowledge of the duties of the office. Preference will be given to individuals with a graduate degree in the field(s) of public administration, business administration, or some other related discipline. The assistant county administrators shall be paid an annual salary as recommended by the county administrator and approved by county council.

Sec. 2-90. Responsibilities, powers and duties.

The duties and responsibilities of the assistant county administrators shall be:

- (1) To serve as assistant to the county administrator;
- (2) To plan and direct budget studies, research projects and manpower needs;

- (3) To assist in formulating administrative policies;
- (4) To represent and speak for the county administrator in meetings with boards, commissions, citizens groups and officials of various public agencies;
- (5) To collect, compile and interpret data on policies, functions, organization structures, forms and procedures relating to the administration of assigned programs;
- (6) To seek legal opinions and prepare recommendations supported by administration research findings;
- (7) To review departmental reports, proposed programs, supplemental appropriation requests, personnel requisitions, overtime reports, etc., and make or direct investigative reports and recommendations as required;
- (8) To prepare correspondence and reports;
- (9) To act for the county administrator in his/her absence;
- (10) To participate in formulating policies and in developing long range plans; and
- (11) To perform related work as required and as assigned by the county administrator.

Sec. 2-100. Staff and personnel.

~~The assistant county administrators may, with the approval of the county administrator, employ such staff and assistants for positions approved through annual budgetary appropriations by county council, as are deemed necessary to the performance of the duties of the position. They shall be subject to the county personnel system and their compensation determined accordingly.~~

Sec. 2-91. Staff and assistants.

The county administrator may employ such staff and assistants for positions approved through annual budgetary appropriations by county council as are deemed necessary by the county administrator to the performance of his/her duties. They shall be subject to the county personnel system and their compensation determined accordingly.

DIVISION 4. OFFICE OF THE COUNTY ADMINISTRATOR; OFFICES OFFICE OF STAFF AND HUMAN RESOURCES

Sec. 2-92. Departmental Offices.

The office of the county administrator shall also include the following offices:

(1) Risk Management - The office of risk management is hereby created and the position of director of risk management, who shall be responsible to the county administrator to eliminate, minimize and transfer risk exposure as much as is feasible, and for losses that do occur, to finance and mitigate them in a manner that is in the best interest of the County, including authority to negotiate and settle workers' compensation, general liability, and vehicle liability claims. Disposition of general liability and vehicle liability lawsuits shall be accomplished in collaboration with the county attorney.

(a) Fleet Management - The office of risk management shall include the fleet management program. The program shall work to manage Richland County's fleet.

(b) Occupational Safety – The office of risk management shall include the occupational safety program. The program shall work to keep Richland County employees safe at work and ensure OSHA compliance.

(2) Public Information - The office of public information is hereby created and the position of public information director, who shall be responsible to the county administrator to assist Council and County departments with media and public outreach efforts; manage Richland County's brand to residents, businesses and news outlets through various multi-media platforms and events.

(3) Ombudsman - The office of the ombudsman is hereby created and the position of ombudsman director, who shall be responsible to the county administrator to provide informal assistance to citizens and to assist citizens with county concerns and request for service.

(4) Court Appointed Special Advocates – The office of court appointed special advocates is hereby created and the position of court appointed special advocates director, who shall be responsible to the county administrator to advocate for the best interests of abused and neglected children in Richland County Family Court.

(5) Government and Community Services - The office of government and community services is hereby created and the position of government and community services director, who shall be responsible to the county administrator to facilitate improved community outreach, administration of government services and resolution to community issues.

DIVISION 5. COUNTY ATTORNEY OFFICE OF FINANCE AND BUDGET

Sec. 2-93. Office established.

There is hereby established the office of the county attorney, who shall be the chief legal officer of the county. The county attorney shall be retained from the membership of the county bar by the county council and shall serve at its pleasure.

Sec. 2-94. Eligibility.

No member of the council or of the county legislative delegation, or any partner of any such member, shall be retained as county attorney or assistant county attorney, or perform any service for compensation as an attorney for the council, any county agency which is funded in whole or in part from county funds, or for any board, commission, committee, or agency of the county over which the council has any appointive powers. No member of any county board, commission, committee, or agency which is funded in whole or in part from county funds, or any board, commission, committee or agency of the county over which the council has any appointive powers, or any partner of any such member, shall be attorney or do any legal work for such board, commission, committee, or agency; provided, however, that, a partner of such member may serve as county attorney or as an assistant county attorney.

Sec. 2-95. Duties and responsibilities.

The county attorney shall represent and defend the county and all of its officers in any of the courts of this state or of the United States, shall do such work in connection with county real estate conveyancing, title work and bond issues, shall bring all actions and proceedings that may be necessary to enforce payment and collection of any claims existing in favor of the county or of any of its officers, boards, or agencies, and shall advise the county administrator and all county officers and department heads in all matters wherein they may seek advice or counsel. The county attorney shall meet with the council ~~and the county legislative delegation~~ whenever requested for the purpose of advising them as to any matters that may properly come before them.

Sec. 2-96. Compensation.

The county attorney shall receive compensation for his/her services in the amount determined by the council. The annual salary of the county attorney shall constitute his/her total compensation from the county for all of the services enumerated above, except under unusual circumstances as directed by council.

Sec. 2-97. Annual appropriation.

The council shall establish in the annual operating budget the compensation of the county attorney. Such budget shall also provide for the compensation of any assistants employed pursuant to section 2-98 of this division.

Sec. 2-98. Assistants.

The county attorney may employ such staff and assistants for positions approved through budgetary appropriations by council as are deemed necessary to the performance of the duties of the office.

Sec. 2-99. Employment of attorney, other than county attorney, by council agencies.

No officer, board, commission, committee, or agency in the county ~~receiving any county funds or~~ appointed in whole or in part by the council may employ an attorney other than the county attorney, or agree to pay for services out of public funds without first obtaining the county attorney's approval of the employment of such attorney. ~~Provided that, in cases where the amount of outside legal fees to be paid exceeds twenty five hundred dollars (\$2,500.00), the approval of the county council shall be obtained in addition to the approval of the county attorney.~~

Sec. 2-100. Settlement of claims.

The county attorney shall have the authority to settle and approve payment of ~~disputed claims submitted to the county in an amount not to exceed fifteen hundred dollars (\$1500.00) and pay the same from the appropriate account.~~ lawsuits, up to an amount approved by County Council in the annual budget, or in his/her discretion brings those matters to County Council for its decision and approval.

The county attorney shall have the sole discretion to decide whether to file an appeal or to waive the filing of same in instances up to an amount approved by County Council in the annual budget. ~~where the amount in controversy appears to be fewer than seventy five hundred dollars (\$7,500.00).~~

Sec. 2-101. Bond.

The county attorney shall be bonded to the county in an appropriate amount for the faithful performance of the duties as such officer.

DIVISION 6. ~~CLERK OF COUNCIL OFFICE OF OPERATIONAL SERVICES~~

Sec. 2-102. Creation; appointment; term of office.

There is hereby created the office of clerk of council. The clerk of council shall be appointed by the council and shall serve at the pleasure of the council.

Sec. 2-103. Responsibilities; duties.

The clerk of council shall:

- (a) Record all proceedings of the council and supply copies of certified records as appropriate;

- (b) Distribute copies of the minutes of each meeting to council members prior to the next meeting;
- (c) Review reports and records for completeness and accuracy;
- (d) Prepare ordinances and resolutions for presentation to council and arrange for their publication as approved by council and as directed by the county attorney;
- (e) Attend regular meetings of the council and attend other meetings as requested;
- (f) Type reports and recommendations of all council committees or designee of the clerk;
- (g) Notify councilmen of all council meetings;
- (h) Maintain the council calendar;
- (i) Be custodian of the county seal, minute books and Code of Ordinances;
- (j) Maintain county files and any records which should be kept for quick accessibility;
- (k) Supervise a complete records management system for department;
- (l) Research materials and supply background information as required;
- (m) Take follow-up actions on the following matters (including initial follow-up and subsequent actions necessary to ensure carrying out of council actions):
 - (1) Easements;
 - (2) Contracts, leases and agreements;
 - (3) Bond issues;
 - (4) Damage claims which are submitted to county council for acceptance or rejection;
 - (5) Ordinances;
 - (6) Resolutions; and
 - (7) Appointments;

- (n) Prepare council agenda and advise news media of items to be considered; shall maintain a complete record of all matters pending council consideration;
- (o) Act for the county in attesting and certifying official documents;
- (p) Be responsible for the appointments book; insure appointments are made in timely fashion in accordance with established procedures;
- (q) Maintain a record of leases, contracts, agreements, rights-of-way, grants and bonds;
- (r) Insure that the overall objective of the council office is achieved in an efficient manner;
- (s) Prepare and monitor budget for operating expenses for the clerk of council office and the council services budget; and
- (t) File documents, as required, with the clerk of court.

Sec. 2-104. Compensation; employee status.

The council shall approve in the annual budget the compensation of the clerk of council. Such budget shall also provide for assistants to the clerk if employed pursuant to the following section. The clerk and any full-time assistants shall be employees of the county and eligible for all insurance, retirement and other benefits of county employees.

Sec. 2-105. Assistants.

The council may appoint such assistant or assistants to the clerk of council as may be deemed necessary, who shall perform varied secretarial and stenographic tasks for the council and who shall exercise the duties of the clerk of council in the event of the clerk's absence or disability.

SECTION II. The Richland County Code of Ordinances, Chapter 2, Administration; Article IV, Code of Ethics; is hereby renumbered beginning with section number 2-106 and proceeding accordingly.

SECTION III. The Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; is hereby amended by the deletion of the language contained therein and the substitution of the following language: *(now alphabetized)*

DIVISION 1. ~~UTILITIES~~ ANIMAL ~~SERVICES CARE~~

Sec. 2-122. Creation; director.

There is hereby created the animal ~~services eare~~ department, and the position of animal ~~services eare~~ director who shall be responsible to the county administrator to direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator and his/her term of office shall be at the pleasure of the county administrator.

Sec. 2-123. Qualifications of director; selection; compensation.

The director of animal services shall possess the education, training, and experiences that are commensurate with the industry standards for this position. ~~satisfactory to the county administrator.~~

Sec. 2-124. Responsibilities; powers; duties.

The director of animal services shall supervise the divisions of animal care and vector control.

Sec. 2-125. Departmental Divisions.

The animal services department shall include the following divisions:

(1) Animal care – The division shall enforce all the provisions of Chapter 5 of the Richland County Code of Ordinances as it pertains to animal control and/or care and the manager of the division shall serve as the chief animal control officer.

(2) Vector Control – The division of vector control shall be charged with the following duties:

- (a) Management of the mosquito control program, including abatement in accordance with the policies of the program.
- (b) Provide technical advice, education and assistance about vectors to the county's citizens.
- (c) Conduct vector-borne disease surveillance and response.
- (d) Enforce county ordinances related to vector control.
- (e) Commensal rat abatement in accordance with division policies.
- (g) Respond to inquiries, investigate complaints, conduct evaluations to help reduce or eliminate public hazards and nuisance conditions associated with vectors and disease transmission.
- (h) Other programs or functions assigned to the department by the county administrator or county council.

DIVISION 2. PUBLIC WORKS COMMUNITY PLANNING AND DEVELOPMENT

Sec 2-126. Creation; director.

There is hereby created the community planning and development department, and the position of community planning and development director who shall be responsible to the county administrator to direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator and his/her term of office shall be at the pleasure of the county administrator.

Sec. 2-127. Qualifications of director; selection; compensation.

The director of community planning and development shall possess the education, training, and experiences that are commensurate with the industry standards for this position. satisfactory to the county administrator.

Sec. 2-128. Responsibilities; powers; duties.

The director of community planning and development shall supervise the divisions of planning, building, community development, conservation, business service center, assessor, and register of deeds.

Sec. 2-129. Departmental Divisions.

The community planning and development department shall include the following divisions:

(1) Planning – The division of planning is hereby created and the position of planning manager, who shall be responsible to the community planning and development director to direct and coordinate the operations and activities of the division. The planning manager shall be a graduate of an accredited college or university, preferably with a degree in planning, engineering, architecture or related field; and shall have had at least five (5) years of responsible, practical experience in urban planning and/or in a municipal or county regulatory agency. The planning division shall undertake the permitting and enforcement provisions of the county’s zoning and land development regulations.

DIVISION 4. PLANNING AND DEVELOPMENT SERVICES

Sec. 2-216. Creation; director.

There is hereby created the Planning and Development Services Department, and the position of Planning Director, who shall be responsible to the county administrator to direct and coordinate the operations and activities of the department. The county administrator shall appoint the director and his/her term of office shall be at the pleasure of the county administrator.

~~Sec. 2-217. Qualifications of director; selection; compensation.~~

~~The Planning Director shall be a graduate of an accredited college or university, preferably with a degree in planning, engineering, architecture or related field; and shall have had at least five (5) years of responsible, practical experience in urban planning and/or in a municipal or county regulatory agency. The director shall possess education, training and experience related to planning and/or code enforcement that is satisfactory to the county administrator.~~

~~Sec. 2-218. Responsibilities; powers; duties.~~

~~The Planning Director shall direct and supervise all functions of the department, including the permitting and enforcement provisions of the county's zoning and land development regulations. The director shall adhere to the county's comprehensive plan and shall work closely with the county officials responsible for planning and code enforcement activities. The director shall be responsible for establishing liaisons and/or working relationships with all private and public agencies engaged in economic and/or industrial development. The director shall recommend amendments to the comprehensive plan and to the county's zoning and land development regulations, and shall present such recommendations to the Planning Commission and/or County Council.~~

~~Sec. 2-219. Staff; personnel.~~

~~The staff and personnel assigned to the Planning Director shall be subject to the county personnel system and their compensation determined accordingly.~~

(2) *Building Inspections* - The division of building inspections is hereby created, and the position of building codes and inspections manager who shall be responsible to the community planning and development director to direct and coordinate the operations and activities of the division. The building codes and inspections manager shall be a graduate of an accredited college or university, preferably with a degree in engineering, architecture, construction or related field; and shall have had at least five (5) years of responsible, practical experience in construction, inspections, administration and/or in a municipal or county regulatory agency. The manager shall hold South Carolina registration as a Certified Building Official. The building division shall be responsible for the permitting and enforcement provisions of the county's building code regulations.

~~DIVISION 4A. BUILDING CODES AND INSPECTIONS~~

~~Sec. 2-222. Creation; director.~~

~~There is hereby created the Building Codes and Inspections Department, and the position of Building Codes and Inspections Director who shall be responsible to the county administrator to direct and coordinate the operations and activities of the department. The county administrator shall appoint the director and his/her term of office shall be at the pleasure of the county administrator.~~

~~Sec. 2-223. Qualifications of director; selection; compensation.~~

~~The Building Codes and Inspections Director shall be a graduate of an accredited college or university, preferably with a degree in engineering, architecture, construction or related field; and shall have had at least five (5) years of responsible, practical experience in construction, inspections, administration and/or in a municipal or county regulatory agency. The director shall possess education, training, and experience related to inspections and construction for commercial and residential property and/or code enforcement that is satisfactory to the county administrator. In addition, the director shall hold South Carolina registration as a Certified Building Official.~~

~~Sec. 2-224. Responsibilities; powers; duties.~~

~~The Building Codes and Inspections Director shall direct and supervise all functions of the department, including the permitting and enforcement provisions of the county's building code regulations. The director shall adhere to the county's adopted codes and ordinances and shall work closely with the county officials responsible for planning and code enforcement activities. The director shall be responsible for establishing liaisons and/or working relationships with all private and public agencies engaged in economic and/or industrial development. The director shall recommend amendments to the building code regulations, and shall present such recommendations to the County Council.~~

~~Sec. 2-225. Staff; personnel.~~

~~The staff and personnel assigned to the Building Codes and Inspections Director shall be subject to the county personnel system and their compensation determined accordingly.~~

(3) *New Development* - The new development division shall be responsible to the to the community planning and development director to direct and coordinate the operations and activities of the division

(4) *Community Development* – The division shall administer grants from the U.S. Department of Housing and Urban Development to improve low-income neighborhoods. The community development manager shall be responsible to the community planning and development director to direct and coordinate the operations of the division.

(5) *Conservation* – The division of conservation is hereby created, and the position of conservation manager, who shall be responsible to the community planning and development director to direct and coordinate the operations and activities of the division. The conservation manager shall be a graduate of an accredited college or university, with a master's degree in environmental or agricultural science or engineering, hydrology, water resources management or closely related field; and shall have had at least five (5) years of responsible, practical experience in the above fields. The conservation manager shall direct and supervise all functions of the division and implement the responsibilities of the Richland County Conservation District and Richland County Conservation Commission. The manager shall consult with and advise the

community planning and development director regarding the conservation and protection of the county's natural, cultural and historical resources. The division shall also interact with federal and State agencies, other counties and municipalities, institutions of higher education, and not for profit conservation and environmental organizations to support the responsibilities of the division, District and Commission.

~~DIVISION 6A. CONSERVATION~~

~~Sec. 2-243. Creation; director.~~

~~There is hereby created the Conservation Department, and the position of Conservation Director, who shall be responsible to the county administrator to direct and coordinate the operations and activities of the department. The county administrator shall appoint the director and his/her term of office shall be at the pleasure of the county administrator.~~

~~Sec. 2-244. Qualifications of director; selection; compensation.~~

~~The Conservation Director shall be a graduate of an accredited college or university, with a master's degree in environmental or agricultural science or engineering, hydrology, water resources management or closely related field; and shall have had at least five (5) years of responsible, practical experience in the above fields. The director shall possess education, training and experience related to conservation and environmental issues that is satisfactory to the county administrator.~~

~~Sec. 2-245. Responsibilities; powers; duties.~~

~~The Conservation Department shall be responsible for working directly with the Richland Soil and Water Conservation District Commissioners and the Richland County Conservation Commissioners. The Conservation Director shall direct and supervise all functions of the department and implement the responsibilities of the District and Commission. The director shall consult with and advise the county council and the county administrator regarding the conservation and protection of the county's natural, cultural and historical resources. The department shall establish working relationships with other county departments including, but not limited to, Administration, Public Works, and Planning and Development Services. The department shall also interact with federal and State agencies, other counties and municipalities, institutions of higher education, and not for profit conservation and environmental organizations to support the responsibilities of the department, District and Commission.~~

~~Sec 2-246. Staff; personnel.~~

~~The staff and personnel assigned to the Conservation Director shall be subject to the county personnel system and their compensation determined accordingly.~~

(a) Sustainability Program – The Conservation division shall include the Sustainability Program. The program shall work to ensure Richland County's operations and

decision making reflect our commitment to environmental, social and economic sustainability and to provide innovative solutions to decrease energy demand through energy efficiency and conservation, create livable sustainable communities, and promote the green economy.

(6) Business Service Center – The business service center division is hereby created, and the position of manager of the business service center. The manager of the business service center – and every employee therein – shall give to the county a surety bond in an appropriate amount for the faithful performance of his/her duties as such officers; such bond shall be filed in the office of the clerk of court. The manager of the business service center shall be responsible to the community planning and development director for the performance of the duties and responsibilities of the department, which shall be to:

(a) Issue licenses and permits for businesses needing these licenses and permits by county ordinance to operate lawfully, including, but not limited to (unless otherwise preempted and/or prohibited by federal or state law):

1. Business licenses,
2. Fireworks licenses, and/or
3. Hazardous Materials permits.

(b) Collect the payments, via the Internet and/or other convenient methods, for the aforementioned licenses and permits in subsection (1) above, as well as for other business fees and taxes (not otherwise preempted and/or prohibited by federal or state law), including, but not limited to:

1. Hospitality Taxes,
2. Sewer Fees,
3. Sewer Tap fees,
4. Water Fees,
5. Landfill Fees, and/or
6. Solid Waste Fees.

(c) Make business forms and information available in many diverse and convenient ways to assist businesses operate as required by applicable county ordinances.

(d) Inspect and audit businesses for compliance with applicable county ordinances regarding these licenses, permits, fees, and taxes.

(e) Serve as a liaison to the business community on behalf of Richland County on issues relating to issuances and collections of the Business Service Center.

(f) Serve as the single point of contact for businesses required to comply with applicable county ordinances.

- (g) Serve as the catalyst for integrating Business Service Center services with other county departments, State agencies, and other groups or organizations.

~~DIVISION 7A. BUSINESS SERVICE CENTER~~

~~Sec. 2-252. Creation; director.~~

~~There is hereby created the department of the Business Service Center and the position of director of the Business Service Center. The director shall be appointed by the county administrator and his/her term of office shall be at the pleasure of the county administrator.~~

~~Sec. 2-253. Qualifications of director.~~

~~The director of the Business Service Center shall be a person with education, training, skills, and/or experience that is satisfactory to the county administrator.~~

~~Sec. 2-254. Staff; personnel.~~

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

~~Sec. 2-255. Responsibilities; powers; duties.~~

~~The director of the Business Service Center shall be responsible to the county administrator for the performance of the duties and responsibilities of the department, which shall be to:~~

~~(1) — Issue licenses and permits for businesses needing these licenses and permits by county ordinance to operate lawfully, including, but not limited to (unless otherwise preempted and/or prohibited by federal or state law):~~

~~a. Business licenses;~~

~~b. Fireworks licenses, and/or~~

~~c. Hazardous Materials permits.~~

~~(2) — Collect the payments, via the Internet and/or other convenient methods, for the aforementioned licenses and permits in subsection (1) above, as well as for other business fees and taxes (not otherwise preempted and/or prohibited by federal or state law), including, but not limited to:~~

~~a. Hospitality Taxes;~~

~~b. Sewer Fees;~~

~~c. Sewer Tap Fees;~~

~~d. — Water Fees,~~

~~e. — Landfill Fees, and/or~~

~~f. — Solid Waste Fees.~~

~~(3) — Make business forms and information available in many diverse and convenient ways to assist businesses operate as required by applicable county ordinances.~~

~~(4) — Inspect and audit businesses for compliance with applicable county ordinances regarding these licenses, permits, fees, and taxes.~~

~~(5) — Serve as a liaison to the business community on behalf of Richland County on issues relating to issuances and collections of the Business Service Center.~~

~~(6) — Serve as the single point of contact for businesses required to comply with applicable county ordinances.~~

~~(7) — Serve as the catalyst for integrating Business Service Center services with other county departments, State agencies, and other groups or organizations.~~

~~Sec. 2-256. Bond required.~~

~~The director of the Business Service Center and every employee therein shall give to the county a surety bond in an appropriate amount for the faithful performance of his/her duties as such officers; such bond shall be filed in the office of the clerk of court.~~

~~DIVISION 3A. TAX ASSESSOR~~

~~Sec. 2-212. Creation; tax assessor.~~

~~There is hereby created the Tax Assessor Department, and the position of Tax Assessor, who shall be responsible to the county administrator to direct and coordinate the operations and activities of the department. The county administrator shall appoint the director and his/her term of office shall be at the pleasure of the county administrator.~~

~~Sec. 2-213. Qualifications of tax assessor; selection; compensation.~~

~~The Tax Assessor shall be a person with education, training, skills, and/or experience that is satisfactory to the county administrator.~~

~~Sec. 2-214. Responsibilities; powers; duties.~~

~~The powers, duties, and responsibilities of the Tax Assessor shall be those set forth by state law.~~

~~Sec. 2-215. Staff; personnel.~~

~~The staff and personnel assigned to the Tax Assessor shall be subject to the county personnel system and their compensation determined accordingly.~~

(7) Register of Deeds – The register of deeds division is hereby created, pursuant to state law, along with the position of register of deeds, such office to be located in the county courthouse at the discretion of the clerk of court. The register of deeds shall give to the county a surety bond in the value of twenty-five thousand dollars (\$25,000.00) for the faithful performance of his/her duties, such bond to be lodged in the office of the state treasurer. The register shall be responsible and under the direct supervision of the community planning and development director, for the performance of the duties of this office which include, but are not limited to:

- (a) Directing the division of mesne conveyances and supervising its staff and activities;
- (b) Indexing and recording all deeds, conditions, restrictions, contracts, agreements, descriptions of real estate from the probate judge's office, cemetery plots, easements, leases, mortgages on chattel and real property, satisfactions, assignments, releases, modifications, mechanics' liens, state, federal and employment security commission tax liens, plats and financial statements under the Uniform Commercial Code; provided, however, that no deed shall be accepted for recordation unless it bears the tax map number of the property being conveyed;
- (c) Maintaining books for recording business establishments, corporate charters, U.S. military and naval forces discharges;
- (d) Maintaining a notary public register;
- (e) Maintaining an index of cross-index books for all instruments of record logged in the office;
- (f) Collecting necessary fees for the recording of records as set by law;
- (g) Answering requests and giving assistance to those seeking information from the records of the office;
- (h) Preparing a division budget; and
- (i) Rebinding books and records.

(8) Assessor – The tax assessor division, and the position of tax assessor, who shall be responsible to the community planning and development director to direct and coordinate the operations and activities of the division. The tax assessor shall be a person with education, training, skills, and/or experience that is satisfactory to the county administrator. The powers, duties, and responsibilities of the tax assessor shall be those set forth by state law.

~~DIVISION 6. DETENTION, ELECTIONS, VOTER REGISTRATION, AND REGISTER OF MESNE CONVEYANCES~~

~~**Sec. 2-235. Creation; department directors; management of department.**~~

~~The office of register of mesne conveyances, and the department of elections, voter registration and the detention center are established as departments within the county government. (Ord. No. 1858-89, § III, 4-4-89; Ord. No. 101-96HR, § I, 12-10-96)~~

~~**Sec. 2-236. Directors; qualifications; selection; compensation.**~~

~~The office of the register of mesne conveyances, and the departments of elections, voter registration and the detention center shall be directed by individuals qualified by virtue of their education, training and experience. Compensation for the directors shall be in accordance with the county pay and classification plans as approved in the annual budget(s) by the county council. (Ord. No. 101-96HR, § I, 12-10-96)~~

~~**Sec. 2-237. State divisional heads; qualifications; selection; compensation.**~~

~~The “state units” including the division of social services and the division of health and environmental control shall be directed by individuals qualified, selected, and compensated by the appropriate agency of the state.~~

~~**Sec. 2-238. Departmental responsibilities; powers; duties.**~~

~~(a) *Detention center.* The detention center shall be directed by the director of the detention center who shall be appointed by the county administrator and directly responsible thereto. The director shall be responsible to:~~

~~(1) — Operate and manage the county detention center, and any prison camps or other detention facilities that may be established;~~

~~(2) — Provide for the proper care and custody of all prisoners assigned to county detention facilities;~~

~~(3) — Be responsible for the effective and efficient operation of the detention center and any related buildings and grounds;~~

~~(4) — Control all employees under his direction and be responsible for all equipment and supplies needed to operate the detention center.~~

~~(b) *Reserved.*~~

~~(c) *Elections.* The division of elections shall serve as the operational unit of the county election commission and shall be directed by a director of elections. The county election commission is appointed by the Governor of South Carolina, pursuant to South Carolina Code of Laws, 1976, as amended, section 7-13-70, and said commission shall be appoint the director of elections. Employees of this department shall work at the pleasure of the director of elections. The director and all other employees of this department shall have all rights of regular county employees, but shall not have grievance rights as set forth elsewhere in this Code, unless the director of elections chooses to place all department employees under the county grievance procedures. The department shall be responsible to:~~

~~(1) — Conduct all general and county special elections, municipal and primary elections and, if appropriate and convenient, the elections of schools, colleges, fraternal and other groups;~~

~~(2) — Maintain all voting equipment and facilities required for their proper storage and custody of such voting equipment; and~~

~~(3) — Operate an office to serve the general public and maintain the records, files and all other relevant information and/or data on all elections.~~

~~(d) *Voter registration.* The department of voter registration shall be the operational unit for the county board of voter registration, with each board member being responsible for administrative functions within the department. The board shall be appointed by the Governor of South Carolina, with advice and consent of the county senatorial delegation, and shall be directed by the chair of the board of voter registration, who is appointed by the Governor in the same manner as above. The department shall comply with the requirements of the South Carolina Code of Laws, 1976, as amended, sections 7-5-10 through 7-5-30, and all other relevant state laws. Such board members shall have all rights of regular county employees, but shall not have grievance rights as set forth elsewhere in this Code. The department shall be responsible to:~~

~~(1) — Provide for the proper registration of all persons qualified to vote;~~

~~(2) — Maintain all equipment, books and records necessary to effect such registration of voters in the county; and~~

~~(3) — Operate an office to serve the general public and maintain the records, files and all other relevant information and/or data on voter registration.~~

~~4) — Establish absentee and fail safe voting precincts.~~

~~**Sec. 2-238.1. Register of mesne conveyances.**~~

~~(a) *Office created, location.* There is hereby created the office of register of mesne conveyances pursuant to Act 453 of S.C. General Assembly 1973, such office to be located in the county courthouse with the clerk of court's office.~~

~~(b) *Department director.* A position of register, who shall serve as the departmental director, is hereby established.~~

~~(c) *Term of office.* The register shall be appointed by and serve at the pleasure of the county administrator.~~

~~(d) *Qualifications; county employee.* The register shall be a person with training and/or experience in responsible office work providing a familiarity with the laws and regulations pertaining to the management of records. The register shall be a member of the county employee classification system and enjoy all the privileges and rights of county employees, with compensation to be determined accordingly.~~

~~(e) *Responsibility and duties.* The register shall be responsible and under the direct supervision of the county administrator, for the performance of the duties of this office which include, but are not limited to:~~

~~(1) — Directing the division of mesne conveyances and supervising its staff and activities;~~

~~(2) — Indexing and recording all deeds, conditions, restrictions, contracts, agreements, descriptions of real estate from the probate judge's office, cemetery plots, easements, leases, mortgages on chattel and real property, satisfactions, assignments, releases, modifications, mechanics' liens, state, federal and employment security commission tax liens, plats and financial statements under the Uniform Commercial Code; provided, however, that no deed shall be accepted for recordation unless it bears the tax map number of the property being conveyed;~~

~~(3) — Maintaining books for recording business establishments, corporate charters, U.S. military and naval forces discharges;~~

~~(4) — Maintaining a notary public register;~~

~~(5) — Maintaining an index of cross index books for all instruments of record logged in the office;~~

~~(6) — Collecting necessary fees for the recording of records as set by law;~~

~~(7) — Answering requests and giving assistance to those seeking information from the records of the office;~~

~~(8) — Preparing a division budget; and~~

~~(9) — Rebinding books and records.~~

~~(f) *Bond.* The register of mesne conveyances shall give to the county a surety bond in the value of twenty-five thousand dollars (\$25,000.00) for the faithful performance of his duties, such bond to be lodged in the office of the state treasurer.~~

~~(g) *Deputy.* The register may recommend candidates for appointment as a deputy. Such appointment shall be made by the county administrator and shall be evidenced by a certificate thereof, signed by the administrator.~~

~~(h) *Staff and assistants.* Upon recommendation of the register, the county administrator shall employ such staff and assistants as are necessary to the performance of the duties of that office. They shall be subject to the county classification system and their compensation determined accordingly. (i) *Officers to cooperate.* All officers of the county, whether elected or appointed, and their deputies and assistants, shall cooperate with and assist the register of mesne conveyances in the performance of the duties prescribed in this section.~~

DIVISION 3. ANIMAL CARE DETENTION CENTER

Sec 2-130. Creation; director.

There is hereby created the detention center department, and the position of detention center director who shall be responsible to the county administrator to direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator and his/her term of office shall be at the pleasure of the county administrator. The manager shall have the following duties and responsibilities:

- (1) Operate and manage the county detention center, and any prison camps or other detention facilities that may be established;
- (2) Provide for the proper care and custody of all prisoners assigned to county detention facilities;
- (3) Be responsible for the effective and efficient operation of the detention center and any related buildings and grounds;
- (4) Control all employees under his/her direction and be responsible for all equipment and supplies needed to operate the detention center.

Sec. 2-131. Departmental Divisions.

The detention center department shall include the following divisions:

(1) *Security* – The division of security is hereby created and the position of security manager, who shall be responsible to the detention center director to ensure the detention remains secure.

(2) *Operations* – The division of operations is hereby created and the position

of operations manager, who shall be responsible to the detention center director to facilitate and execute the operation of the detention center.

(3) *Programs* – The division of programs is hereby created and the position of programs manager, who shall be responsible to the detention center director to successful implement the programmatic initiatives of the detention center.

(4) *Support* – The division of support is hereby created and the position of support manager, who shall be responsible to the detention center director to support the detention center director and contribute to the effective functioning of the detention center.

Sec. 2-238. Departmental responsibilities; powers; duties.

~~(a) *Detention center.* The detention center shall be directed by the director of the detention center who shall be appointed by the county administrator and directly responsible thereto. The director shall be responsible to:~~

~~(1) — Operate and manage the county detention center, and any prison camps or other detention facilities that may be established;~~

~~(2) — Provide for the proper care and custody of all prisoners assigned to county detention facilities;~~

~~(3) — Be responsible for the effective and efficient operation of the detention center and any related buildings and grounds;~~

~~(4) — Control all employees under his direction and be responsible for all equipment and supplies needed to operate the detention center.~~

~~(b) *Reserved.*~~

DIVISION 4. PLANNING AND DEVELOPMENT SERVICES ECONOMIC DEVELOPMENT OFFICE

Sec. 2-132. Creation; director.

There is hereby created the economic development office and the position of director of the economic development office.

Sec. 2-133. Qualifications of director; selection; compensation.

The director of the economic development office shall possess the education, training, and experiences that are commensurate with the industry standards for this position.satisfactory to the county administrator.

Sec. 2-134. Responsibilities; powers; duties.

The director shall work to assist new companies considering locating in Richland County and existing companies considering expand their operations. The office shall have the following duties and responsibilities:

- (1) Maintain demographic and economic data on Richland County;
- (2) Conduct building and site tours for prospective companies;
- (3) Facilitate meetings with existing industry to discuss human resources and labor force issues;
- (4) Conduct community tours for prospective companies;
- (5) Negotiate incentive proposals on behalf of the County.

DIVISION 5. **PUBLIC SAFETY EMERGENCY SERVICES**

Sec. 2-135. Creation; director.

There is hereby created the emergency services department and the position of director of emergency services, who shall be responsible to the county administrator and who shall direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator, and his/her term of office shall be at the pleasure of the county administrator.

Sec. 2-136. Qualifications of director; selection.

The director of emergency services shall possess the education, training, and experiences that are commensurate with the industry standards for this positionsatisfactory to the county administrator.

Sec. 2-137. Responsibilities; powers; duties.

The director of the department of emergency services shall be the county fire ~~marshall~~ marshal. The director of the department of emergency services shall enforce all provisions of this Code of Ordinances pertaining to the operation of emergency services within the county.

Sec. 2-229. Qualifications; selection; compensation.

~~(a) Qualifications, requirements, job descriptions and pay grades of the director of emergency services and each deputy director shall be determined by the county personnel department utilizing professional consultant services in accordance with existing personnel policies and ordinances.~~

~~(b) Each of the deputy directors shall be professionally qualified, preferably with a degree from a recognized college or university in a field related to the activities with which he/she is associated, and each with no less than five (5) years of responsible experience in the field of public safety. Deputy directors shall be appointed by and shall serve at the pleasure of the director of department of emergency services.~~

~~(c) The compensation paid to each deputy director shall be an amount recommended by the county administrator and approved by the county council in the county's annual operating budget(s).~~

~~Sec. 2-230. Staff; personnel.~~

~~The staff and assistants authorized by the county administrator for the director of the department of emergency services and each of the deputy directors shall be subject to the county personnel system, and their compensation shall be determined accordingly.~~

Sec. 2-138. Departmental Divisions.

The emergency services department shall include the following divisions:

(1) *Emergency Medical Services* - The emergency medical services division ~~shall be headed by the manager of emergency medical services and~~ shall provide county-wide 911 emergency medical services designed to respond to medical emergencies and to provide initial medical response and/or treatment as a means of stabilizing accident and/or trauma victims for transportation to medical facilities for primary, secondary and/or tertiary care or treatment as may be required.

(a) Fees for ambulance services to the general public within the boundaries of the county and outside of the boundaries of the county shall be determined from time to time by council.

(b) Fees for ambulance services will be limited to the maximum allowed under the health care insurance plan for each county employee. These fee schedules are subject to amendment, repeal, or deletion by the county council from time to time.

(c) The county council hereby grants permission for the operation of private convalescent transport units within the county.

Private convalescent transport units are any vehicle making nonemergency calls within the county and to destinations within the county as scheduled to a physician's office or hospital for treatment, routine physical examinations, x-rays, or laboratory tests which is used for transporting within the county, patients upon discharge from a hospital or nursing home to a hospital, nursing home or residence, or a vehicle making any other calls dispatched within the county as

nonemergency. Such vehicles are described in S.C. Code 1976, § 44 61 10 et seq. (as amended).

(d) The ~~division~~ department of emergency services is hereby authorized to promulgate and enforce rules and regulations governing and controlling such private convalescent transport units and the nonemergency ambulances as deemed by the department to be necessary pursuant to federal, state and applicable regulating agency requirements.

Further, all nonemergency private ambulances that originate calls within the county shall be required to comply with the provisions of this Code of Ordinances, including the business license ordinance [chapter 16], and reporting requirements promulgated by the division.

(2) ~~Fire, special responses and safety services~~ - The fire division ~~shall be headed by the fire manager and~~ shall be responsible for providing countywide fire, ~~special responses and safety~~ services. ~~The duties of the manager of fire shall include~~, but not be limited to the following:

- (a) Coordination and supervision of the development and operation of a county fire service system in the unincorporated areas and participating municipalities; to include coordination, supervision, and monitoring or any of the fire duties which may be contracted out to third parties pursuant to contract or intergovernmental agreements;
- (b) ~~Coordination and supervision of the training of fire service personnel;~~ Emergency communications;
- (c) ~~Development of a comprehensive record system and supervision of its maintenance;~~ Determine the Cause and Origin of fires;
- (d) The provision of assistance to the various units of the fire service in resolving technical problems;
- (e) Coordination of the management of all county fire service units;
- (f) Enforcement of county ordinance and the county fire prevention code;
- (g) Coordination of the emergency services department special response and rescue capabilities; ~~and~~
- ~~(h) — Serve as the county safety officer.~~

(3) ~~Emergency Management Division Preparedness agency~~- The emergency preparedness management division ~~shall be headed by the emergency preparedness manager and~~ shall be responsible for ensuring the complete and efficient utilization of all the county facilities

to combat disaster from enemy attack, manmade or natural disaster; ~~—The emergency preparedness manager shall be responsible~~ for directing the day-to-day operations of the office and coordinating the activities of county and city governments during a period of disaster. The ~~manager~~ department shall be empowered and required to coordinate with and render assistance to county and city officials in the development of plans for the use of all facilities, equipment, manpower and other resources of the county and the municipalities existing within the county for the purpose of minimizing or preventing damage to persons or property in disaster situations. The ~~manager~~ department shall further direct the efforts of the county emergency management preparedness division in the implementation of the provisions of this subsection.

The emergency preparedness management division shall be the coordinating agency for all activity in connection with integrated emergency management; and it shall be the instrument through which the county government shall exercise its authority under the laws of this state during an attack against this county, its political subdivisions, or any part of the state, or during manmade or natural disasters. This subdivision will not relieve the county or any city department existing within the county of the normal responsibilities and/or authority given to is by general laws or local resolution or ordinance, nor will it limit the work of the American Red Cross or other volunteer agencies organized for relief in natural disaster.

As used in this subsection:

Attack shall mean a direct assault against the county, its political subdivisions, or any part of the state, by forces of a hostile nation, including assault by nuclear, chemical or biological warfare, espionage or sabotage.

County shall mean Richland County, including all municipalities and political subdivisions.

Emergency preparedness management shall have a broad meaning and shall include preparations against and relief from the effects of attack on the county, or any part of the state, by the forces of any enemy nation; and it shall also include such activity in connection with manmade or natural disaster as defined herein. It shall not include any activity that is the responsibility of the military forces of the United States.

Emergency preparedness management organization shall mean all county and municipal officials and employees of the county and municipalities, together with those volunteer forces enrolled to aid them during a disaster, and persons who may, by agreement or operation of law, be charged with duties incident to the protection of life and property in the county, city and towns during times of disaster.

Manmade disaster shall mean such disasters as those caused by hazardous material or radiation accidents or incidents and terrorist activities.

Natural disaster shall mean any condition seriously threatening public health, welfare, or security as a result of a severe fire, explosion, flood, tornado, hurricane, earthquake, or similar natural or accidental cause which is beyond the control of public or private agencies ordinarily

responsible for the relief of such conditions.

Volunteer shall mean contributing service, equipment or facilities to the emergency preparedness organization without remuneration or without formal agreement or contract of hire. While engaged in such services, volunteer personnel shall have the same immunities as persons and employees of the county performing similar duties.

- (a) The ~~manager of the~~ emergency ~~preparedness management division~~ shall maintain liaison with the state and federal authorities, and the authorities of other nearby political subdivisions, so as to ensure the most effective operation of the emergency plan. The ~~manager's~~ duties shall include, but shall not be limited to, the following:
1. Development and publication of emergency plans in conformity with state emergency plans for the immediate use of all of the facilities, equipment, manpower and other resources of the county for the purpose of minimizing or preventing damage to persons or property, and protecting and restoring to usefulness governmental services and public utilities necessary for the public health, safety, and welfare.
 2. Control and necessary recordkeeping for funds and property which may be made available from the federal, state, county and municipal governments.
 3. Submission of annual budget requirement to the state, federal and county governments.
 4. Signing such documents as are necessary in the administration of the county emergency preparedness program, to include project applications and billing for purchases under project applications.
 5. Coordination of the recruitment and training of the volunteer personnel and agencies to augment the personnel and facilities of the county emergency preparedness purposes.
 6. Through public information programs, education of the civil population as to the actions necessary and required for the protection of their persons and property in case of enemy attack or natural disaster.
 7. Conducting simulated disaster exercise and public practice alerts to ensure efficient operations of the emergency plans and to familiarize residents of the county and municipalities with civil defense regulations, procedures and operations.

8. Coordination of the activity of all other public and private agencies engaged in any emergency preparedness programs.
 9. Negotiation with owners or persons in control of building or other property for the use of such buildings or property for civil defense emergency management purposes, and designating suitable buildings as public fallout shelters.
 10. Development of a community shelter plan. ~~which, will have as its ultimate goal an assigned fallout shelter space for every citizen of the county.~~
 11. Assumption of such authority and conducting such activity as may be necessary to promote and execute the emergency operations plan.
- (b) The chairman of the county council shall be responsible for meeting the problems and dangers to the county and its municipalities and their residents resulting from disasters of any origin and may issue proclamation and regulations concerning disaster relief and related matters which during an emergency situation shall have the full force and effect of law.
- (c) ~~A copy of the county emergency plan shall be located at the following locations: County Administrator's office, Emergency Services Department, Richland County Sheriff's Department, City of Columbia, Columbia Fire Department, City of Forest Acres, City of Eastover, City of Blythewood, Gadsden EMS/Fire Station, Hopkins EMS/Fire Station, Killian EMS/Fire Station, North Richland EMS/Fire Station, Ballentine EMS/Fire Station, Upper Richland EMS/Fire Station, Dentsville/Sandhill EMS/Fire Station, Lower Richland EMS/Fire Station, Richland School District One, Richland School District Two and Richland County Public Works.~~
- (d) (c) In accordance with annex K of the emergency plan, emergency shelters may be opened during an emergency and may be housed at schools, churches and other locations. ~~the following locations: Spring Valley High School, Dent Middle School, Bethel-Hanberry Middle School, St. Andrews Middle School, Keenan High School, C.A. Johnson High School, Hopkins Middle School, McCants Elementary School, Burnside School, W. G. Sanders Middle School, Aleorn Middle School, Gibbs Middle School, Lower Richland High School, A. C. Flora High School, Eau Claire High School, Caughman Road Elementary School, Dreher High School, and Webber School.~~ The type and location of an emergency will determine which shelters will be opened. After shelters are opened, the public will be notified and given instructions through the public

information officer. ~~Emergency Broadcast System.~~

~~(e)~~ (d) Notwithstanding any other provision of the law, authority in an emergency in the county shall be determined by the current County Code of Ordinance and the County Emergency Plan ~~and the Emergency Powers Act. (S.C. Code § 6-11-1410)~~

~~(e)~~ (e) A state of disaster may be declared by the chairman of the county council with the knowledge of officials of the affected municipalities if he determines that a disaster has occurred, or that the ~~thread~~ threat thereof is imminent, and extraordinary emergency measures are deemed necessary to cope with the existing or anticipated situation. Once declared, that state of emergency shall continue until terminated by the chairman of county council. All proclamations of a disaster issued pursuant to this section shall indicate the nature of the disaster, the area or areas affected, the conditions which required the proclamation of the disaster, and the conditions under which it will be terminated. In addition to any other powers conferred by law, the county and municipal governments may, under the provisions of this subsection:

1. Suspend existing laws and regulations prescribing the procedures for conduct of county or municipal business if strict compliance with the provisions of any statutes, order, rule or regulation would in any way prevent, hinder or delay necessary action in coping with the emergency.
2. Utilize all available resources of county and municipal government as reasonably necessary to cope with a disaster emergency.
3. Transfer the direction, personnel or functions of county and municipal departments and agencies or units thereof for purposes of facilitating or performing emergency services as necessary or desirable.
4. Compel performance by government officials and employees of the duties and functions assigned in the county emergency plan.
5. Contract, requisition and compensate for goods and services from private sources.
6. Direct evacuations of all or part of the population from any stricken or threatened area within the county or municipality if such action is deemed necessary for preservation of life or other disaster mitigation,

response or recovery.

7. Prescribe routes, modes of transportation and destinations in connection with evacuations.
8. Control ingress and egress to and from a disaster area, the movement of persons within the area and the occupancy of premises therein.
9. Suspend or limit the sale, dispensing or transportation of alcoholic beverages, firearms, explosives and combustibles.
10. Make provisions for the availability and use of temporary housing.
11. Suspend or limit nonemergency activities and prohibit public assemblies.

12. Implement curfews during declared disaster events.

~~(g)~~ (f) All employees of departments, commissions, boards, institutions and other agencies of the county and municipalities who are designated as civil emergency forces shall cooperate with ~~the manager of~~ the emergency ~~preparedness agency management division~~ in the formulation of the county emergency plan shall comply with the requests of ~~the manager of~~ emergency ~~preparedness agency management personnel~~ when such requests are issued pursuant to the provisions of this subsection. County and city personnel shall include in such plans the restoration of governmental services and public utilities necessary for the health, safety and welfare of the general public.

~~(h)~~ (g) All such civil emergency forces shall notify the ~~deputy~~ director of ~~preparedness agency emergency services~~ of conditions in the county or municipalities resulting from enemy attack or natural disaster, and they shall inform the ~~deputy~~ director ~~of emergency preparedness agency~~ of any conditions threatening to reach the proportions of a natural disaster as defined herein.

~~(i)~~ (h) County and municipal employees assigned to duty as part of the civil emergency forces pursuant to the provisions of this subsection shall retain all the rights, privileges and immunities of their employment and shall receive the compensation incident to that employment.

~~(j)~~ (i) The ~~manager~~ director of emergency ~~preparedness agency services~~ may at any time make the appointment of volunteer citizens to augment personnel in the time of ~~civil~~ emergency. Such volunteer citizens may be

enrolled as civil emergency volunteers in cooperation with the heads of the county or municipal department affected, and they shall be subject to the rules and regulations set forth by their department for such volunteers.

~~k.-(j) The manager of emergency preparedness agency director~~ may appoint volunteer citizens or from the personnel of a civil emergency service for which the county or municipalities have no counterpart. He may also appoint volunteer citizens as public shelter managers, who, when directed by the ~~deputy director of emergency preparedness agency director~~, shall open public shelters and take charge of all stocks of food, water and other supplies and equipment stored in the shelter; admit the public according to the community shelter plan; and take whatever control measures are necessary for the protection and safety of the occupants.

~~(k) The director of emergency services may appoint and permit volunteers to operate privately owned vehicles to respond to disasters and emergencies using lights and sirens after first meeting the established rules and criteria promulgated by the emergency services department for volunteer privately owned vehicle response.~~

l. The emergency services department public information officer shall serve as public information officer for the emergency ~~preparedness management division~~.

m. This subsection is an exercise by the county and city of their governmental authority for the protection of the public peace, health and safety; and county or municipal agents and representatives, or any individual, receiver firm, partnership, corporation, association, or trustee, or any of the agents thereof in good faith carrying out, complying with, or attempting to comply with any order, rule or regulation promulgated pursuant to the provisions of this subsection shall not be liable for any damage sustained by persons or property as a result of such activity.

n. Any person owning or controlling real estate or other premises who voluntarily and without compensation grants the county the right to inspect, designate and use the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an authorized civil emergency practice exercise shall not be civilly liable for the death of or injury to any person on or about such real estate or premises under such license, privilege or other permission, or for loss of or damage to the property of such person.

o. It shall be unlawful for any persons to violate any of the provisions of this subsection or the regulations issued pursuant to the authority contained

herein or willfully to obstruct, hinder or delay any member of the civil emergency organization in the enforcement of the provisions of this subsection or any regulation issued thereunder. Any violation of this subsection shall be considered as a misdemeanor and shall be punished by a fine of not more than ~~one~~ five hundred dollars (~~\$100~~500.00) or confinement of not more than thirty (30) days.

(4) *Hazardous Materials ~~control services~~ Division* The hazardous materials division ~~shall be headed by the manager of hazardous materials. The duties of the manager of the hazardous materials division~~ shall include, but not be limited to the location, identification, monitoring and/or control of all hazardous/toxic waste(s) existing in or transported through the county. Such control shall include the permitting and enforcement of all relevant codes and the coordination of effort with other county and public agencies assigned public safety responsibilities in the field of hazardous/ toxic wastes.

(5) *Emergency 911 Communications Center*

(a) Funding for emergency 911 telephone system

It is the desire of Richland County Council to shorten the time and to simplify the methods required for a resident of Richland County to request and to receive emergency aid. It is the further intent of the County Council to provide funding by which to allow operation, maintenance and enhancements of E911 by levying a monthly charge of ~~thirty eight (38)~~ fifty (50) cents upon each local exchange access facility subscribed by telephone subscribers whose local exchange access lines are in the area served by or which would be served by the E911 service and/or system of Richland County. Wireless E911 fees will be levied as outlined in South Carolina Code of Laws Section 23-47-50., provided, however, that subscribers with multiple lines shall pay the subscriber rate up to a maximum of fifty (50) lines per account.

(b) E911 Service fee, billing and collection.

(1) The E911 Service Fee shall include charges as may be required by the Service Suppliers and agreed upon by Richland County and such charges for support, planning, operation and current or future enhancements that are required by Richland County and outlined in South Carolina Code Sections 23-47-10 through 80.

(2) A monthly charge shall be levied upon each local exchange access facility subscribed to by telephone subscribers whose local exchange access lines are in the area served by or which would be served by the 911 service and/or system of the jurisdiction of the county as provided for in this section, in amounts permitted by the Office of Information Resources State of the South Carolina

Budget and Control Board, provided that the amount of such levy shall be set forth precisely in each annual, or supplemental budget ordinance as appropriate, together with a provision providing that such charges were tax enforceable under South Carolina Code 23-47-50(B). Said E911 Service Fee rate shall include funding for only such expenses and costs as are authorized under provisions of South Carolina Code Section 23-47-40(A)(B), and (D) as amended from time to time, as may be approved by the Richland County Council attendant to the normal adoption of the County's Ordinary and Capital Budgets. Said budget shall clearly delineate the estimated E911 Service Fee revenue and the associated expense, and sources of revenue and authorized expenses from sources other than the E911 Service Fee, by budget account and line item.

- (3) The E911 Service Fee shall be uniform and not vary according to the type of local Exchange access.
- (4) Coin operated telephones are toll free 911 calls, but certain locations, such as detention centers or institutions may be denied access to 911 at the discretion of the emergency services director. Other coin operated telephones where it can be clearly justified as not being in the public interest to continue or have access to 911 may also be denied such access.
- (5) The Service Suppliers shall remit to Richland County E911 Service Fee Collections within 45 calendar days following the end of the month of collections of such funds and, upon receipt of a monthly bill from the Service Supplier, Richland County will remit payment.
- (6) An audit and budget reconciliation shall be conducted annually. The audit shall comply with the requirements of the South Carolina Code Section 23-47-50(E).

(c) Accounting and management.

- (1) As provided in South Carolina Code Section 23-47-50(C), Richland County is responsible for the collection of delinquent accounts having access to the E911 system. The emergency services director and finance director shall cause procedures to be established with the Service Supplier and shall forward such information to the appropriate authority for collection procedures.
- (2) The emergency services director is responsible within Richland County for the administration of this section and South Carolina Code Sections 23-47-10 through 80.

- (d) Addressing and road name. All road naming activity shall be coordinated with the public works department, the planning division of the Community Planning and Development Department and if applicable the City of Columbia. Public safety is of the highest priority and road names contribute significantly to the efficiency of the emergency response system.
- (e) It shall be a violation for any person to misuse or abuse the 911 system or to make a false 911 call. Any person in violation of this section shall be subject to the penalties set forth in (f).
- (e) (f) Penalties. Any person who shall violate any provision of this section, including the provisions of South Carolina Code Title 23, Chapter 47, shall be guilty of a misdemeanor and, upon conviction of such offense, shall be fined not more than ~~two~~ five hundred dollars (\$~~200~~500.00) or imprisoned for not more than thirty (30) days, and in addition, shall pay all costs and expenses involved in the case. Each and every day or portion thereof during which any violation continues shall be considered a separate offense.

DIVISION 6. ~~DETENTION, ELECTIONS, VOTER REGISTRATION, AND REGISTER OF MESNE CONVEYANCES~~ FINANCE

Sec. 2-139. Creation; director.

There is hereby created the finance department and the position of director of finance, who shall be responsible to the county administrator and who shall direct and coordinate the operations and activities of the department. The department shall be responsible for all facets of finance administration including budget preparation and budgetary control, accounting, financial reporting, and other related financial/fiscal activities. It shall be responsible also for insurance; payroll and leave administration; and, in cooperation with the department of human resources, shall be responsible for development and implementation of a personnel data and information management system; and such other responsibilities as may be assigned by the county administrator. The director of finance shall give to the county a surety bond in the value of thirty thousand dollars (\$30,000.00) for the faithful performance of his/her duties as such officer, such bond to be filed in the office of the clerk of court.

Sec. 2-140. Qualifications of director; selection.

The director of finance shall ~~be a person with~~ possess the education, training and ~~/or~~ experiences that are commensurate with the industry standards for this position. ~~in finance and money management satisfactory to the county administrator. The county administrator shall recommend and the council shall provide in the annual budget the compensation of the director of finance.~~

Sec. 2-141. Responsibilities; powers; duties.

The director of finance shall be the chief administrative finance officer of the county, responsible to the county administrator for the performance of his/her duties and responsibilities which shall be to:

- (1) Direct the finance department and supervise its staff and activities;
- (2) Approve all warrants issued by officers of the county and draw drafts in payment thereof;
- (3) Maintain current accounts of all county budget expenditures and make periodic reports thereon as required by the county administrator;
- (4) Maintain a current inventory of all county property, real and personal; and collect and account for all income from rental or sale of same;
- (5) Receive all requests from county offices and agencies in excess of budget allowances, and prepare recommendations for the county administrator to submit to the council for consideration thereof;
- (6) Obtain and supervise contracting and payments for all insurance on county property, including liability and related insurance;
- (7) Cooperate with the county council, treasurer, attorney and other officers concerned in the preparation and sale of all county bond issues and other long-term financial transactions;
- (8) Cooperate with the county auditor, treasurer and other county officers in securing annual and special audits of all county accounts as required by law or directed by council; and
- (9) Serve as the trust officer of the county and be granted authority to sign necessary documents and create accounts for the proper maintenance of such funds, provided that such procedures shall be approved by the county administrator.

~~DIVISION 5. OFFICE OF FINANCE AND BUDGET~~

~~Sec. 2-117. Office of finance and budget, generally.~~

~~The office of finance and budget is hereby created and shall be responsible for all facets of finance administration including budget preparation and budgetary control, accounting, financial reporting, and other related financial/fiscal activities. It shall be responsible also for insurance and such other responsibilities as may be assigned by the county administrator. This office shall be managed by the director of finance and budget and shall be responsible also for payroll and leave administration and, in cooperation with the office of staff and human resources, shall be~~

~~responsible for development and implementation of a personnel data and information management system.~~

~~(Ord. No. 1908-89, § II, 9-5-89)~~

~~Sec. 2-118. Position of director—Created; selection; appointment.~~

~~There is hereby created the position of director of finance and budget. The director of finance and budget shall be selected and appointed by, and shall serve at the pleasure of the county administrator.~~

~~Sec. 2-119. Same—Qualifications; compensation.~~

~~The director of finance and budget shall be a person with education, training and/or experience in finance and money management satisfactory to the county administrator. The county administrator shall recommend and the council shall provide in the annual budget the compensation of the director of finance and budget.~~

~~Sec. 2-120. Same—Responsibilities, powers and duties.~~

~~The director of finance and budget shall be the chief administrative finance officer of the county, responsible to the county administrator for the performance of his duties and responsibilities which shall be to:~~

- ~~(1) — Direct the county office of finance and budget and supervise its staff and activities;~~
- ~~(2) — Approve all warrants issued by officers of the county and draw drafts in payment thereof;~~
- ~~(3) — Maintain current accounts of all county budget expenditures and make periodic reports thereon as required by the county administrator;~~
- ~~(4) — Maintain a current inventory of all county property, real and personal; and collect and account for all income from rental or sale of same;~~
- ~~(5) — Receive all requests from county offices and agencies in excess of budget allowances, and prepare recommendations for the county administrator to submit to the council for consideration thereof;~~
- ~~(6) — Obtain and supervise contracting and payments for all insurance on county property, including liability and related insurance;~~
- ~~(7) — Cooperate with the county council, treasurer, attorney and other officers concerned in the preparation and sale of all county bond issues and other long term financial transactions;~~
- ~~(8) — Cooperate with the county auditor, treasurer and other county officers in securing annual and special audits of all county accounts as required by law or directed by council; and~~

~~(9) — Serve as the trust officer of the county and be granted authority to sign necessary documents and create accounts for the proper maintenance of such funds, provided that such procedures shall be approved by the county administrator.~~

~~**Sec. 2-121. Staff and assistants.**~~

~~The director of finance and budget shall have such staff and assistants as are necessary to the operation of the office and the performance of his duties. They shall be subject to the county personnel system and their compensation determined accordingly.~~

~~**Sec. 2-122. Bond.**~~

~~The director of finance and budget shall give to the county a surety bond in the value of thirty thousand dollars (\$30,000.00) for the faithful performance of his duties as such officer, such bond to be filed in the office of the clerk of court.~~

~~**Sec. 2-142. Departmental Divisions.**~~

~~The finance department shall include the following divisions:~~

~~(1) *Accounting* – There is hereby created the division of accounting and the position of accounting manager, who shall be responsible to the finance director to prepare annual financial statements and other financial reports as required or requested by federal and state agencies, County Council, Administration, or financial markets.~~

~~(2) *Budget* – There is hereby created the division of budget and the position of budget manager, who shall be responsible to the finance director to create and maintain the County’s Annual Budget.~~

~~(3) *Procurement* - There is hereby created the division of procurement and the position of procurement manager. The procurement manager shall be a person with education, training and/or experience in purchasing, contract administration, and inventory. The division of procurement shall be responsible for the following:~~

~~(a) Purchasing all supplies, materials, equipment, and contractual services required by county agencies and performing the purchasing-related functions required of the director of procurement herein;~~

~~(b) Negotiating contracts for ~~personal~~ professional services and submitting them for approval and award as provided herein;~~

~~(c) Using standard specifications wherever they are applicable to purchase orders and contracts and ensuring compliance with such specifications through adequate inspection of deliveries;~~

- (d) Transferring between agencies, supplies, materials and equipment which are no longer needed by a holding agency but which can be used by the receiving agency;
- (e) Exchanging, trading in or selling those supplies, materials and equipment which are surplus, obsolete or unused and which are found by the county administrator not to be required for public use;
- (f) Developing, with the approval of the county attorney as to legal sufficiency, standard forms and conditions for invitations to bid, requests for proposals, purchase orders, and contracts; developing and prescribing the use by agencies of other forms required in carrying out the provisions of this article; and amending or eliminating any such forms;
- (g) Upon request of the council, and subject to its approval of each transaction, performing all delegable functions in connection with acquisition and disposal of real property;
- (h) Acting as the procurement, purchasing and contracting agent for all officers, offices and agencies of the county, subject to regulations promulgated by the council and approval authority of the director of finance;
- (i) Establishing and maintaining a central purchasing warehousing and supply system for all county offices and agencies, providing for requisition of materials and supplies by county offices and agencies authorized by the council;
- (j) Placing, with a newspaper to be determined pursuant to the requirements of Chapter 2, Article X, "Purchasing," of this Code, all requests for advertising by a county agency or department. Any agency or department requiring advertisement shall prepare the advertisement and present same to the division of procurement for the purposes of processing it for publication. The division of procurement shall have the responsibility of determining the most practical and least costly medium of advertising. In connection with this subsection, the office of procurement shall provide each county agency and department a schedule of processing time allowance so that the requesting agency or department will be assured of the actual date of publication of the advertisement. However, any advertising which is not paid for with county funds, or for which the county is reimbursed by a private individual or company, may be exempt from the provisions of this subsection;
- (k) Other duties as directed by the director of finance or county administrator.

DIVISION 9. OFFICE OF PROCUREMENT

Sec. 2-153. Creation of the office of procurement; generally.

~~There is hereby created the office of procurement and the position, director of procurement. The office of procurement shall be responsible for the following:~~

- ~~(1) — Purchasing all supplies, materials, equipment, and contractual services required by county agencies and performing the purchasing-related functions required of the director of procurement herein;~~
- ~~(2) — Negotiating contracts for personal services and submitting them for approval and award as provided herein;~~
- ~~(3) — Using standard specifications wherever they are applicable to purchase orders and contracts and ensuring compliance with such specifications through adequate inspection of deliveries;~~
- ~~(4) — Transferring between agencies, supplies, materials and equipment which are no longer needed by a holding agency but which can be used by the receiving agency;~~
- ~~(5) — Exchanging, trading in or selling those supplies, materials and equipment which are surplus, obsolete or unused and which are found by the county administrator not to be required for public use;~~
- ~~(6) — Developing, with the approval of the county attorney as to legal sufficiency, standard forms and conditions for invitations to bid, requests for proposals, purchase orders, and contracts; developing and prescribing the use by agencies of other forms required in carrying out the provisions of this article; and amending or eliminating any such forms;~~
- ~~(7) — Upon request of the council, and subject to its approval of each transaction, performing all delegable functions in connection with acquisition and disposal of real property;~~
- ~~(8) — Acting as the procurement, purchasing and contracting agent for all officers, offices and agencies of the county, subject to regulations promulgated by the council and approval authority of the county administrator;~~
- ~~(9) — Establishing and maintaining a central purchasing warehousing and supply system for all county offices and agencies, providing for requisition of materials and supplies by county offices and agencies authorized by the council;~~
- ~~(10) — Placing, with a newspaper to be determined pursuant to the requirements of Chapter 2, Article X, “Purchasing,” of this Code, all requests for advertising by a county agency or department. Any agency or department requiring advertisement shall prepare the advertisement and present same to the office of procurement for the purposes of processing it for publication. The office of procurement shall have the responsibility of determining the most practical and~~

~~least costly medium of advertising. In connection with this subsection, the office of procurement shall provide each county agency and department a schedule of processing time allowance so that the requesting agency or department will be assured of the actual date of publication of the advertisement. However, any advertising which is not paid for with county funds, or for which the county is reimbursed by a private individual or company, may be exempt from the provisions of this subsection;~~

~~(11) — Other duties as directed by the county administrator.~~

~~Sec. 2-153.5. Divisions.~~

~~The office of procurement shall include the office of small business opportunity division, which shall manage and administer the SLBE program (see Section 2-639 et seq.) and shall undertake other functions and duties as assigned by the director of the office of procurement, the county administrator or county council.~~

~~Sec. 2-154. Position of director—Created; appointment; responsibilities.~~

~~There is hereby created the position of director of the office of procurement also known as the director of procurement. The director shall serve at the pleasure of the county administrator. The director shall also fulfill the responsibilities formerly fulfilled by the purchasing agent.~~

~~Sec. 2-155. Same—Qualifications; compensation.~~

~~The director of the office of procurement shall be a person with education, training and/or experience in purchasing, contract administration, and inventory. The county administrator shall recommend and the council shall provide in the annual budget the compensation of the director of the office of procurement.~~

~~Sec. 2-156. Staff and assistants.~~

~~The director of the office of procurement shall have such staff and assistants as are necessary for the operation of the office and the performance of his duties. They shall be subject to the county personnel system and their compensation determined accordingly.~~

~~DIVISION 7. JUDICIAL SERVICES HUMAN RESOURCES~~

~~DIVISION 7. JUDICIAL SERVICES~~

~~Sec. 2-247. Created; magisterial court administrator; appointment; management of department.~~

~~There is hereby created a department of judicial services which shall operate under the direction of the magisterial court administrator.~~

~~Sec. 2-248. Qualifications of administrator; selection; compensation.~~

~~The magisterial court administrator shall serve as the chief administrative officer of the magisterial system of the county and as such shall serve such system mainly through the chief magistrate. The magisterial court administrator shall be selected and appointed by the county administrator on the basis of his education, training and professional experience which shall be no less than five (5) years in a court-related activity. He shall be compensated as authorized by the county administrator and approved by the county council in the county's annual budget(s).~~

~~Sec. 2-249. Responsibilities of administrator; powers; duties.~~

~~The magisterial court administrator shall serve as the chief administrative officer and shall direct and manage the central fines processing office, and transact all administrative matters not handled directly by the chief magistrate and the other magistrates who constitute the magisterial system of the county.~~

~~Sec. 2-250. Staff; personnel.~~

~~The staff and assistants of the magisterial court administrator shall be subject to the county personnel system and their compensation determined accordingly.~~

~~Sec. 2-251. Home Detention Program.~~

~~(a) — Purpose. The purpose of this section is to provide for a pilot Home Detention Program in Richland County as an alternative to confinement in the Alvin S. Glenn Detention Center, in accordance with the Home Detention Act of 1990 (S.C. Code 1976, § 24-13-1510 et seq, as amended).~~

~~(b) — Home Detention Program provided. Pursuant to S.C. Code 1976, § 24-13-1530, electronic and nonelectronic home detention programs may be used by the magistrates of Richland County as an alternative to incarceration for low risk, nonviolent adult and juvenile offenders, as selected by the court. Applications for home detention by persons who are awaiting trial or by offenders whose sentences do not place them in the custody of the Department of Corrections may hereafter be made to the magistrates of Richland County as an alternative to incarceration. The county's home detention program shall comply with all applicable state and local laws and regulations, including S.C. Code 1976, § 24-13-1510 et seq.~~

Sec. 2-143. Creation; director.

The department of human resources ~~office of staff and human resources~~ is hereby created and shall be responsible for the development and implementation of a modern personnel program employing whatever resources and assistance are needed from the ~~office of finance department and budget and the office of operational services.~~ The human resources department shall be managed by the director of human resources who shall be responsible also for administrative and

legislative research, economic and community development, public affairs, data information management, and such other responsibilities as may be assigned by the county administrator. The director of the human resources department shall be bonded to the county in an appropriate amount for the faithful performance of the duties as such officer.

Sec. 2-144. Qualifications of director; selection.

~~The director of human resources shall possess the education, training, and experiences that are commensurate with the industry standards for this position. shall be appointed solely on the basis of merit including administrative qualifications with special emphasis on education, training, experience and knowledge of the requirements of the office. The director shall be selected and appointed by the county administrator with no definite term of office assigned. Preference will be given to individuals with a graduate degree in the field(s) of public administration, business administration or some other related discipline. The director of the human resources department shall be paid an annual salary as recommended by the county administrator and approved by county council.~~

Sec. 2-145. Responsibilities; powers; duties.

The duties and responsibilities of the director of human resources shall be:

- (1) To serve as personnel director and, as such to plan, organize, direct and coordinate the personnel program of the county;
- (2) To formulate and recommend operating policies and procedures to the county administrator for the effective administration of the county's personnel program;
- (3) To direct and control the county's research resources and activities serving the administrative and legislative branches of the government;
- (4) To provide leadership and support in the areas of economic and community development and, in so doing, establish effective liaison and working relationships with all appropriate private and public enterprises as related to economic and industrial development, and with all appropriate civic groups/associations, as related to community development;
- (5) To administer a program of public affairs and, to that end, establish effective relationships with the media and the general public through the development of viable public information programs;
- (6) To organize, direct, and administer management information and word processing programs assigned to receive, store and provide organizational data and information on a timely and well-organized basis as a service to the entire organization; and
- (7) To perform such other related work as may be required and as assigned by the

county administrator.

Sec. 2-146. Departmental Divisions.

The human resources department shall include the following divisions:

(1) *Compensation, Benefits, and Classification* – This division shall manage the compensation, benefits and classification related services for the human resources department.

(2) *Operations*- This division shall manage the operations of the human resources department.

~~DIVISION 4. OFFICE OF STAFF AND HUMAN RESOURCES~~

~~**Sec. 2-107. Office of staff and human resources, generally.**~~

~~The office of staff and human resources is hereby created and shall be responsible for the development and implementation of a modern personnel program employing whatever resources and assistance are needed from the office of finance and budget and the office of operational services. The office of staff and human resources shall be managed by the director of staff and human resources who shall be responsible also for administrative and legislative research, economic and community development, public affairs, data information management, and such other responsibilities as may be assigned by the county administrator.~~

~~**Sec. 2-108. Position of director—Created; selection; appointment.**~~

~~There is hereby created the position of director of staff and human resources. The director of staff and human resources shall be selected and appointed by the county administrator with no definite term of office assigned.~~

~~**Sec. 2-109. Same—Qualifications; compensation.**~~

~~The director of staff and human resources shall be appointed solely on the basis of merit including administrative qualifications with special emphasis on education, training, experience and knowledge of the requirements of the office. Preference will be given to individuals with a graduate degree in the field(s) of public administration, business administration or some other related discipline. The director of staff and human resources shall be paid an annual salary as recommended by the county administrator and approved by county council.~~

~~**Sec. 2-110. Same—Responsibilities; duties.**~~

~~The duties and responsibilities of the director of staff and human resources shall be:~~

~~(1) —To serve as personnel director and, as such to plan, organize, direct and coordinate the personnel program of the county;~~

~~(2) — To formulate and recommend operating policies and procedures to the county administrator for the effective administration of the county's personnel program;~~

~~(3) — To direct and control the county's research resources and activities serving the administrative and legislative branches of the government;~~

~~(4) — To provide leadership and support in the areas of economic and community development and, in so doing, establish effective liaison and working relationships with all appropriate private and public enterprises as related to economic and industrial development, and with all appropriate civic groups/associations, as related to community development;~~

~~(5) — To administer a program of public affairs and, to that end, establish effective relationships with the media and the general public through the development of viable public information programs;~~

~~(6) — To organize, direct, and administer management information and word processing programs assigned to receive, store and provide organizational data and information on a timely and well-organized basis as a service to the entire organization; and (7) — To perform such other related work as may be required and as assigned by the county administrator.~~

~~Sec. 2-111. Staff and personnel.~~

~~The director of staff and human resources shall have such staff and assistants as are deemed necessary to the performance of his duties and operation of the office and approved by the county administrator. They shall be subject to the county personnel system and their compensation determined accordingly.~~

~~Sec. 2-112. Bond.~~

~~The director of staff and human resources shall be bonded to the county in an appropriate amount for the faithful performance of the duties as such officer.~~

DIVISION 8. INFORMATION TECHNOLOGY

Sec. 2-147. Creation; director.

There is hereby created the information technology department and the position of director of information technology, who shall be responsible to the county administrator and who shall direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator, with the term of office being at the pleasure of the county administrator. The department shall be responsible for all providing the technological vision and leadership to deploy the appropriate technology that will contribute towards an enriched community and providing timely, efficient, effective, and proactive technology support to the employees of Richland County.

Sec. 2-148. Qualifications of director; selection.

The director of information technology shall be the chief information officer and shall possess the education, training, and experiences that are commensurate with the industry standards for this position. shall be appointed solely on the basis of merit including administrative qualifications with special emphasis on education, training, experience and knowledge of the requirements of the office. Preference will be given to individuals with a graduate degree in the field(s) of information technology, public administration, business administration or some other related discipline. The director of the information technology department shall be paid an annual salary as recommended by the county administrator and approved by county council.

Sec. 2-149. Departmental Divisions.

The information technology department shall include the following divisions:

- (1) Network & Telecommunications – This division shall ensure a secure and fully resilient technical environment that supports all of the county’s software, hardware, mobile, and cloud technologies, as well as future technologies. The division shall be responsible for the telecommunication system(s) serving the entire organization, including wired and wireless, Voice over Internet Protocol phone system, cell phones, data lines, cabling, and the county’s tower at Fort Jackson. The division is also responsible for mission critical cybersecurity. The division shall propose new or amended county policies as needed to ensure that the county responds to new threats and / or opportunities. The division shall also partner with other local / state agencies and private industry to expand broadband to citizens in Richland County.
- (2) Business Systems – This division shall provide proactive, realistic, and fiscally sound solutions to short, middle and long-range business goals whenever application software and / or project management can facilitate. The division shall develop new business software, oversee vendor software, perform feasibility studies and research, confer with departments to identify business needs and desired outcomes, perform business analysis, project management, quality assurance / quality control, and application training. The division will prepare procurement solicitations for new vendor systems and oversee implementation projects from start to finish. The division shall oversee and support all business software, from small on-department systems, to enterprise-wide software systems. The division also provides a county-wide training program for all county employees on various software tools to enhance productivity and on cybersecurity best practices. The division shall also manage the county website’s technical platform.
- (3) GIS - The division of geographic information system (GIS), as well as the manager of GIS, is hereby established to furnish various county departments with

tools to measure, model, and map data regarding geographically related phenomena. While data, in and of itself, cannot assist in making decisions or policy, the information created from such data is a valuable tool in executing county business. As a work product, the data will be used to produce thematic information that can be combined to assist county personnel in the decision-making process.

GIS data will be continuously updated and improved as technology and county capabilities improve. The county council understands that to sustain the county's utility and effectiveness, data must be maintained. The county council also recognizes that the nature of accurate local data and the potential of GIS are reflected in the value of spatial data to entities other than Richland County. Thus, to provide for costly maintenance of the GIS and to lessen the burden of annual budget requests, system data elements will be available for purchase pursuant to an established fee schedule. Such fee schedule may be modified ~~as described in subparagraph (d)(3)~~ below from time to time by council.

- (a) For the purposes of this section, and unless the context specifically indicates otherwise, the following general terms shall have the meanings designated below:

Applicant. Any person who submits a request for GIS products or services.

Customer. Any applicant who executes a contract for GIS products or services, or purchases copies of standard system products, custom hard copy system products, digital data, technical assistance, or other products or services.

Data. Recorded quantitative and qualitative observational measurements and facts.

Data steward. The person, or his/~~her~~ designee, responsible for the maintenance and security of GIS data elements within a particular county department.

Geographic Information System (GIS) is an organized collection of computer hardware, software, geographic data, and personnel designed to efficiently capture, store, update, use, analyze, and display all forms of geographically referenced material.

Information. The result(s) obtained from processing, classifying, or interpolating data.

Open records. Standard system products as defined herein and non-digital source documents.

Standard system products. Paper products generated from GIS databases for internal use and for the purpose of meeting requests submitted under current state law concerning open records.

Subscriber. Customer who purchases GIS service or products on a regular, frequent, and on-going basis.

(b) Data and information distribution.

1. Information derived from the county GIS and presented in a geographic context may be made available to the public via the Internet. Furthermore, standard system products will be made available on digital media or, if requested, in hard copy pursuant to S.C. Code 1976, § 30-4-30, as amended.
2. All GIS-related data requests must be approved by both the data steward of the department in possession of such data and the GIS division of the information technology department. Once approved, the GIS division is responsible for filling the request. All GIS data customers must enter into a non-transferable data license agreement with the county. Each license agreement shall identify limitations in the use of county GIS data and shall indemnify and hold harmless Richland County, its elected officials, officers, agents, and employees from loss, damage, or other liability arising from the use of the data.
3. A fee shall be collected from customers for copies of GIS data. An initial fee schedule of individual data elements will be reviewed by county council. The fee schedule will include a description of each thematic data element to be sold, distribution format, file format, and unit pricing information. The county administrator, as necessary, may update the fee schedule. Regardless of changes in data product fees, a county GIS data fee schedule will be submitted annually to the county council as an informational update. For good cause, the county administrator may waive or reduce fees for GIS data when such actions result in serving the best interest of the county.
4. Customers requesting data on a regular basis may request to receive data at a subscription rate, but must enter into a non-transferable data license agreement with the county.
5. All GIS-related information constituting a public record, as defined by S.C. Code 1976, § 30-4-20, as amended, may be provided at no charge via Internet access or at a minimal charge if such

information is in digital or hard copy format. The minimal fees for digital or hard copy public record information shall be included in the approved fee schedule.

DIVISION 2A. SPECIAL SERVICES

Sec. 2 200. Creation; director.

~~There is hereby created the department of special services and the position of director of special services. The director shall be appointed by the county administrator and his/her term of office shall be at the pleasure of the county administrator.~~

~~(Ord. No. 058-05HR, § III, 9-6-05)~~

Sec. 2 201. Qualifications of director; selection; compensation.

~~The director of special services shall possess education, training and experience that are satisfactory to the county administrator.~~

Sec. 2 202. Responsibilities; powers; duties.

~~The special services department shall be responsible for:~~

- ~~(1) — Effectively managing a labor pool of community service and inmate labor personnel in support of county operations, such as picking up trash along the road right of ways and beautifying the community through a clean sweep program; and~~
- ~~(2) — Helping communities become self sufficient through sponsoring community cleanups; and~~
- ~~(3) — Holding community forums to address participants' questions about the clean sweep program and neighborhood cleanups.~~

DIVISION 9. OPERATIONAL SERVICES

Sec. 2-150. Creation; director.

There is hereby created the support services department and the position of director of support services, who shall be responsible to the county administrator and who shall direct and coordinate the operations and activities of the department. The support services department shall be responsible to administer the internal or housekeeping needs of the county government. It shall be responsible for the maintenance, custody and security of the entire physical plant and all of the support services required to keep the plant and all equipment at an acceptable level of operation and usability. The office shall be managed by the director of support services and shall be responsible also ~~for the communication system(s) serving the entire organization,~~ for

coordinating a program of records management through the county archivist, and for such other responsibilities as may be assigned by the county administrator. The director of support services shall be bonded to the county in an appropriate amount for the faithful performance of the duties as such officer.

Sec. 2-151. Qualifications of director; selection.

The director of ~~support operational~~ services shall ~~possess the education, training, and experiences that are commensurate with the industry standards for this position~~ be appointed solely on the basis of merit including technical and administrative qualifications with special emphasis on education, training, experience and knowledge of the requirements of the office. The director of support services shall be selected and appointed by the county administrator with no definite term of office assigned. Preference will be given to individuals with a degree in engineering, public administration, business administration, or some other related discipline. The director of support services shall be paid an annual salary as recommended by the county administrator and approved by county council.

Sec. 2-152. Responsibilities; powers; duties.

The duties and responsibilities of the director of support services shall be:

- (1) To develop and implement a comprehensive program of maintenance, custody and security for the county's physical plant, including all buildings and facilities owned and operated by the county government;
- (2) To formulate and submit to the county administrator recommendations for continued improvement and effective utilization of the county's physical plant;
- (3) To establish a working relationship and liaison with all department and agency heads relative to their specific operational and/or space office requirements and needs;
- ~~(4) To develop through the same working relationship with all department and agency heads an understanding of the communication requirements and needs, and the development of a communication system(s) to meet those requirements and needs;~~
- (4) To provide assistance for all county departments and agencies to obtain auxiliary and/or housekeeping support and services;
- (5) To coordinate through the county archivist, a program of records management designed to serve all county departments and agencies; and
- (6) To perform such other related work as may be required and so assigned by the county administrator.

Sec. 2-153. Departmental Divisions.

The support services department shall include the following divisions:

- (1) Facilities and Grounds – This division shall perform routine maintenance on Richland County owned facilities and grounds.
- (2) Central Services –This division shall manage and operate the Richland County mailing services.

DIVISION 10. PUBLIC WORKS

Sec. 2-154. Creation; director.

There is hereby created the public works department and the position of director of public works, who shall be responsible to the county administrator and who shall direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator, and his/her term of office shall be at the pleasure of the county administrator.

Sec. 2-155. Qualifications of director; selection.

The director of public works possess the education, training, and experiences that are commensurate with the industry standards for this position~~shall be a graduate of an accredited college or university with a major in civil engineering. The director shall possess a certified license as a professional civil engineer and shall have had at least five (5) years of previous experience as a public works director/engineer including supervisory, administrative and engineering experience. Such director shall possess training and/or experience in both public works and engineering which is satisfactory to the county administrator.~~

Sec. 2-156. Responsibilities; powers; duties.

The director of public works shall be responsible for the custody, security and maintenance of public works and physical properties of the county and shall be responsible to and under the supervision of the county administrator in the performance of his/her duties.

Sec. 2-157. Departmental Divisions.

The public works department shall include the following divisions:

- (1) *Administration* – This division shall coordinate all department-level administrative support, including personnel management, safety, training, standardization, finance, budget, payroll, material management, procurement, and geographic information services (GIS).
- (2) *Engineering* – This division, which shall be managed by a registered professional

engineer, shall provide engineering services in support of county operations and infrastructure development, including the management and coordination of capital improvement projects.

- (3) *Stormwater management*– This division shall provide stormwater management services in support of positive public drainage and “receiving water” quality.
- (4) *Roads and Drainage maintenance*– This division shall maintain and improve the county road maintenance network and drainage infrastructure.
- (5) *Airport* – This division shall manage the Jim Hamilton Owens Airport operations.
- (6) *Solid Waste and recycling*– This division shall provide residential collection of municipal solid waste (MSW) and recyclable materials within the unincorporated county, provide limited construction & demolition (C&D) landfill services, manage the Solid Waste stream within the county, and promote cost-effective recycling.
- (7) *Special Services* – This division shall be responsible for:
 1. Effectively managing a labor pool of community service and inmate labor personnel in support of county operations, such as picking up trash along the road right of ways and beautifying the community through a clean sweep program; and
 2. Helping communities become self-sufficient through sponsoring community cleanups; and
 3. Holding community forums to address participants’ questions about the clean sweep program and neighborhood cleanups.

~~DIVISION 6. OFFICE OF OPERATIONAL SERVICES~~

~~Sec. 2-125. Office of operational services.~~

~~The office of operational services is hereby created and shall be responsible to administer the internal or housekeeping needs of the county government. It shall be responsible for the maintenance, custody and security of the entire physical plant and all of the support services required to keep the plant and all equipment at an acceptable level of operation and usability. The office shall be managed by the director of operational services and shall be responsible also for the communication system(s) serving the entire organization, for coordinating a program of records management through the county archivist, and for such other responsibilities as may be assigned by the county administrator.~~

~~Sec. 2-126. Position of director—Created; selection; appointment.~~

~~There is hereby created the position of director of operational services. The director of operational services shall be selected and appointed by the county administrator with no definite term of office assigned.~~

~~Sec. 2-127. Same--Qualifications; compensation.~~

~~The director of operational services shall be appointed solely on the basis of merit including technical and administrative qualifications with special emphasis on education, training, experience and knowledge of the requirements of the office. Preference will be given to individuals with a degree in engineering, public administration, business administration, or some other related discipline. The director of operational services shall be paid an annual salary as recommended by the county administrator and approved by county council.~~

~~Sec. 2-128. Same--Responsibilities; duties.~~

~~The duties and responsibilities of the director of operational services shall be:~~

- ~~(1) To develop and implement a comprehensive program of maintenance, custody and security for the county's physical plant, including all buildings and facilities owned and operated by the county government;~~
- ~~(2) To formulate and submit to the county administrator recommendations for continued improvement and effective utilization of the county's physical plant;~~
- ~~(3) To establish a working relationship and liaison with all department and agency heads relative to their specific operational and/or space office requirements and needs;~~
- ~~(4) To develop through the same working relationship with all department and agency heads an understanding of the communication requirements and needs, and the development of a communication system(s) to meet those requirements and needs;~~
- ~~(5) To provide assistance for all county departments and agencies to obtain auxiliary and/or housekeeping support and services;~~
- ~~(6) To coordinate through the county archivist, a program of records management designed to serve all county departments and agencies; and~~
- ~~(7) To perform such other related work as may be required and so assigned by the county administrator.~~

~~Sec. 2-129. Staff; personnel.~~

~~The director of operational services shall have such staff and assistants as are deemed necessary to the performance of his duties and operation of the office and approved by the county administrator. They shall be subject to the county personnel system and their compensation determined accordingly.~~

Sec. 2-130. Bond.

~~The director of operational services shall be bonded to the county in an appropriate amount for the faithful performance of the duties as such officer.~~

DIVISION 11. TRANSPORTATION PENNY

Sec. 2-158. Creation; director.

~~There is hereby created the transportation penny department and the position of director of the transportation penny department, who shall be responsible to the county administrator and who shall direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator, and his/her term of office shall be at the pleasure of the county administrator. The transportation penny department shall manage all items of the Transportation Penny Program approved by voters in November 2012.~~

Sec. 2-159. Qualifications of director; selection.

~~The director of the transportation penny department shall possess the education, training, and experiences that are commensurate with the industry standards for this position. shall be appointed solely on the basis of merit including technical and administrative qualifications with special emphasis on education, training, experience and knowledge of the requirements of the office. Preference will be given to individuals with a degree in engineering, public administration, business administration, or some other related discipline. The director shall be paid an annual salary as recommended by the county administrator and approved by county council.~~

Sec. 2-160. Responsibilities; powers; duties.

~~The duties and responsibilities of the director of the transportation penny department shall be:~~

- ~~(1) To develop and implement the Richland County Transportation Program~~
- ~~(2) Serve as the liaison with the South Carolina Department of Transportation on all joint transportation projects~~
- ~~(3) Coordinates all transportation projects with the Central Midlands Council of Governments~~
- ~~(4) Oversees design and construction of all transportation projects~~
- ~~(5) Coordinate and manage the distribution of transportation program information to the Transportation Advisory Committee~~

(6) Study and pursue outside funding sources for the Richland County Transportation Program

DIVISION 12. UTILITIES

Sec. 2-161. Creation; director.

There is hereby created the department of utilities and the position of director of utilities, who shall be responsible to the county administrator and who shall direct and coordinate the operations and activities of the department. The director shall be appointed by the county administrator, and his/her term of office shall be at the pleasure of the county administrator.

Sec. 2-162. Qualifications of director; selection.

The director of utilities shall possess the education, training, and experiences that are commensurate with the industry standards for this position~~shall possess education, training and experience that are satisfactory to the county administrator.~~

Sec. 2-163. Responsibilities; powers; duties.

The utilities department shall be responsible for enforcing all the provisions of Chapter 24, Utilities, and Chapter 24.5, Special Sewer Assessment Districts, of the Richland County Code of Ordinances.

Sec. 2-164. Departmental Divisions.

The utilities department shall include the following divisions:

- (1) *Administration* – This division shall coordinate all department level administrative support, including personnel management, standardization, finance, budget, payroll, material management and procurement.
- (2) *Operations* – This division shall provide professional operation of county water and wastewater treatment facilities, laboratory facilities and shall administer provisions of the county's pre-treatment program.
- (3) *Maintenance* – This division shall manage, maintain, and improve all county utility systems, including facilities, grounds, water and sewer lines and associated apparatus.
- (4) *Engineering* - This division shall provide engineering services in support of county utility operations and infrastructure development, including the management and coordination of capital improvement projects funded by both public and private sources. Also develops and maintains the department mapping and geographic information system.

DIVISION 1. UTILITIES

Sec. 2-185. Creation; director.

~~There is hereby created the department of utilities and the position of director of utilities. The director shall be appointed by the county administrator and his/her term of office shall be at the pleasure of the county administrator.~~

Sec. 2-186. Qualifications of director; selection; compensation.

~~The director of utilities shall possess education, training and experience that are satisfactory to the county administrator.~~

Sec. 2-187. Responsibilities; powers; duties.

~~The utilities department shall be responsible for enforcing all the provisions of Chapter 24, Utilities, and Chapter 24.5, Special Sewer Assessment Districts, of the Richland County Code of Ordinances.~~

Sec. 2-188. Departmental divisions.

~~The department of utilities shall be divided into the following functional divisions:~~

~~(1) — *Administration division.* This division shall coordinate all department level administrative support, including personnel management, standardization, finance, budget, payroll, material management and procurement.~~

~~(2) — *Engineering division.* This division shall provide engineering services in support of county utility operations and infrastructure development, including the management and coordination of capital improvement projects funded by both public and private sources. Also develops and maintains the department mapping and geographic information system.~~

~~(3) — *Maintenance division.* This division shall manage, maintain, and improve all county utility systems, including facilities, grounds, water and sewer lines and associated apparatus.~~

~~(4) — *Operations division.* This division shall provide professional operation of county water and wastewater treatment facilities, laboratory facilities and shall administer provisions of the county's pre-treatment program.~~

~~(5) — *Special project division.* This division shall provide administrative functions relating to the design and construction of utility system improvements in various communities as determined by County Council. This division administers the safety and training programs for the department.~~

SECTION IV. The Richland County Code of Ordinances, Chapter 21, Roads, Highways, and Bridges; Article I, In General; is hereby amended by the addition of the following sections and amendment of reserved sections:

Sec. 21-25. Use of county equipment by private parties and during public emergencies.

- (a) Use and operation of county equipment. Only authorized employees of the county shall be allowed to use and operate equipment owned by the county. No such equipment may be used at any time on private property or for private purposes except for public emergencies as hereinafter defined and as duly authorized by the director of public works and/or the county administrator.
- (b) Public emergency. A public emergency is hereby defined as a flood (as defined under Section 26-22 of this Code of Ordinances), earthquake, tornado, hurricane, plane crash, train wreck, vehicular wrecks involving five (5) or more vehicles and/or ten (10) or more persons, fires and other occurrences, natural or man-made, where the public health is threatened or the potential of extensive damage to private property exists and immediate, emergency steps are necessary to protect life, health, the environment, and prevent substantial property loss.
- (c) Records. In the event of such public emergency, the department of public works must, as soon thereafter as possible, make a record of the nature of the emergency, the property and/or owner involved, the operator of the equipment, the names of county employees utilized, the date(s) thereof, and the man-hours involved.
- (d) Reimbursement. The director of public works and/or the county administrator may apply for reimbursement for the services rendered by county employees and equipment where the private party either had or has insurance available for such services or where federal or state funds are available, such as disaster aid.
- (e) Violation. The failure to comply with this section shall be grounds for suspension, removal or termination.

21-26. Burial of paupers and cremains.

The public works department shall bury paupers at a site designated for that purpose when directed to do so by the county administrator. Further, cremains originating from medical schools may be buried within the county cemetery by appropriately authorized personnel of such schools. Medical schools wishing to enter into these arrangements shall provide a list of names of authorized personnel and shall execute appropriate releases and hold-harmless agreements prior to any burials.

Secs. 21-27--21-33. Reserved.

SECTION V. The Richland County Code of Ordinances, Chapter 1, General Provisions; is hereby amended by the addition of the following section:

Sec. 1-17. Home Detention Program. *(just moved from another area of the code)*

(a) *Purpose.* The purpose of this section is to provide for a pilot Home Detention Program in Richland County as an alternative to confinement in the Alvin S. Glenn Detention Center, in accordance with the Home Detention Act of 1990 (S.C. Code 1976, § 24-13-1510 et seq, as amended).

(b) *Home Detention Program provided.* Pursuant to S.C. Code 1976, § 24-13-1530, electronic and nonelectronic home detention programs may be used by the magistrates of Richland County as an alternative to incarceration for low risk, nonviolent adult and juvenile offenders, as selected by the court. Applications for home detention by persons who are awaiting trial or by offenders whose sentences do not place them in the custody of the Department of Corrections may hereafter be made to the magistrates of Richland County as an alternative to incarceration. The county's home detention program shall comply with all applicable state and local laws and regulations, including S.C. Code 1976, § 24-13-1510 et seq.

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

SECTION VIII. Effective Date. This ordinance shall be effective from and after _____, 2017.

RICHLAND COUNTY COUNCIL

BY: _____
Joyce Dickerson, Chairwoman

Attest this _____ day of _____, 2017.

Michelle Onley
Deputy Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.

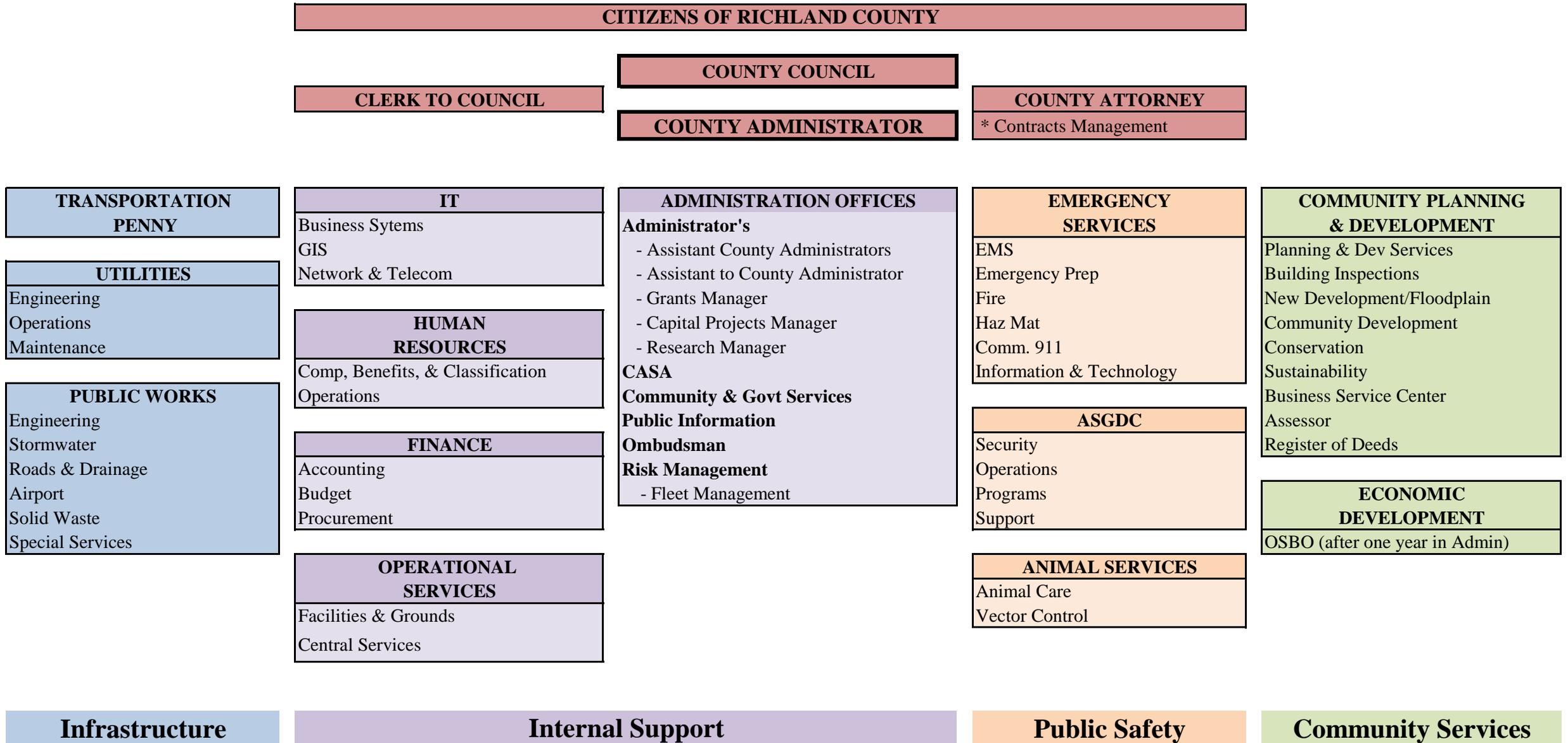
No Opinion Rendered As To Content.

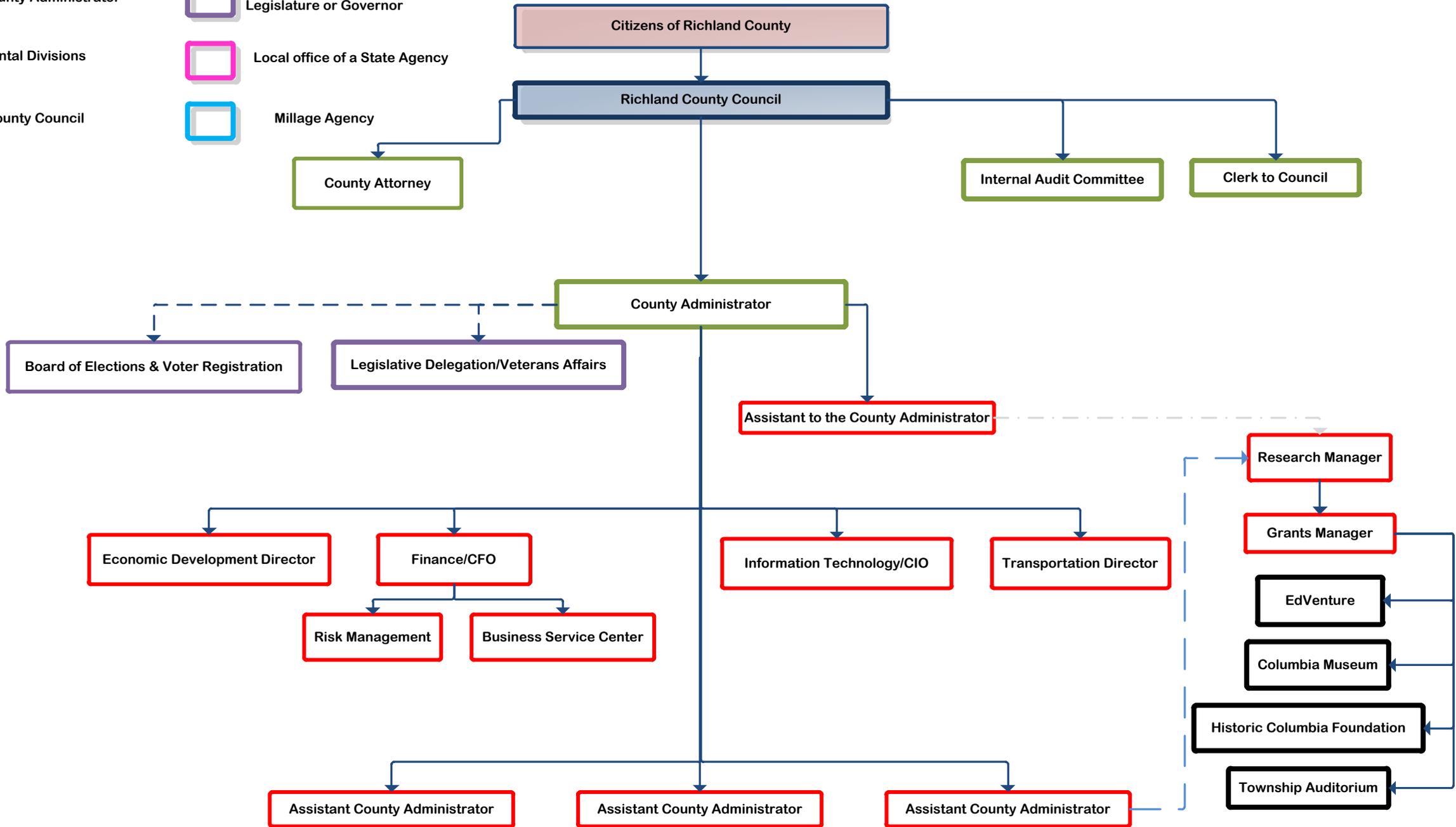
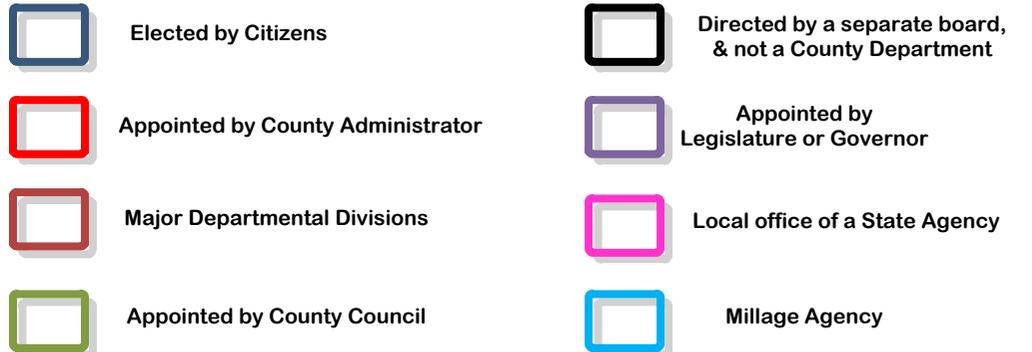
First Reading:
Second Reading:
Third Reading:
Public Hearing:

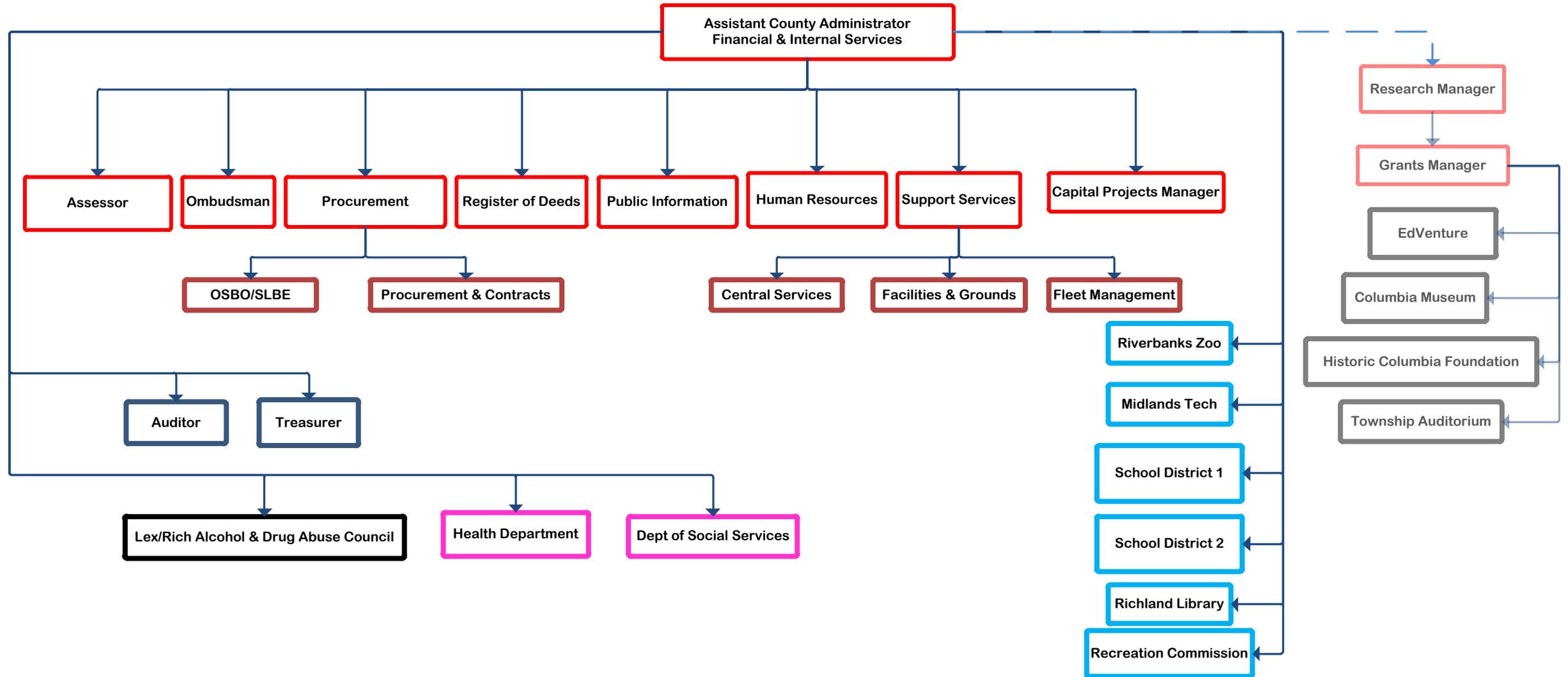
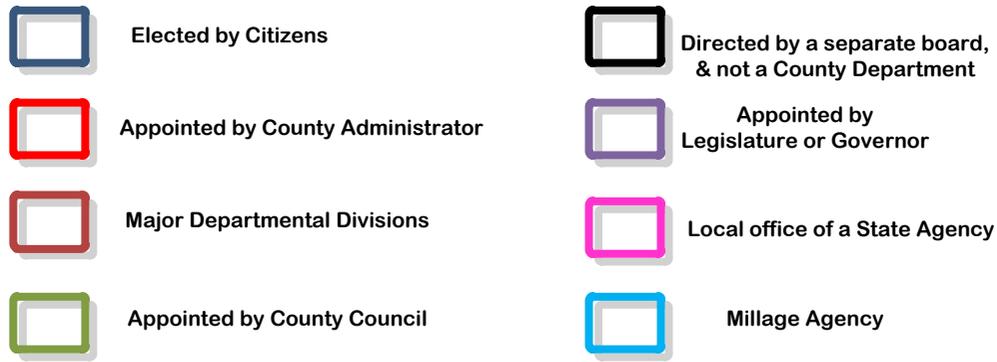
DRAFT

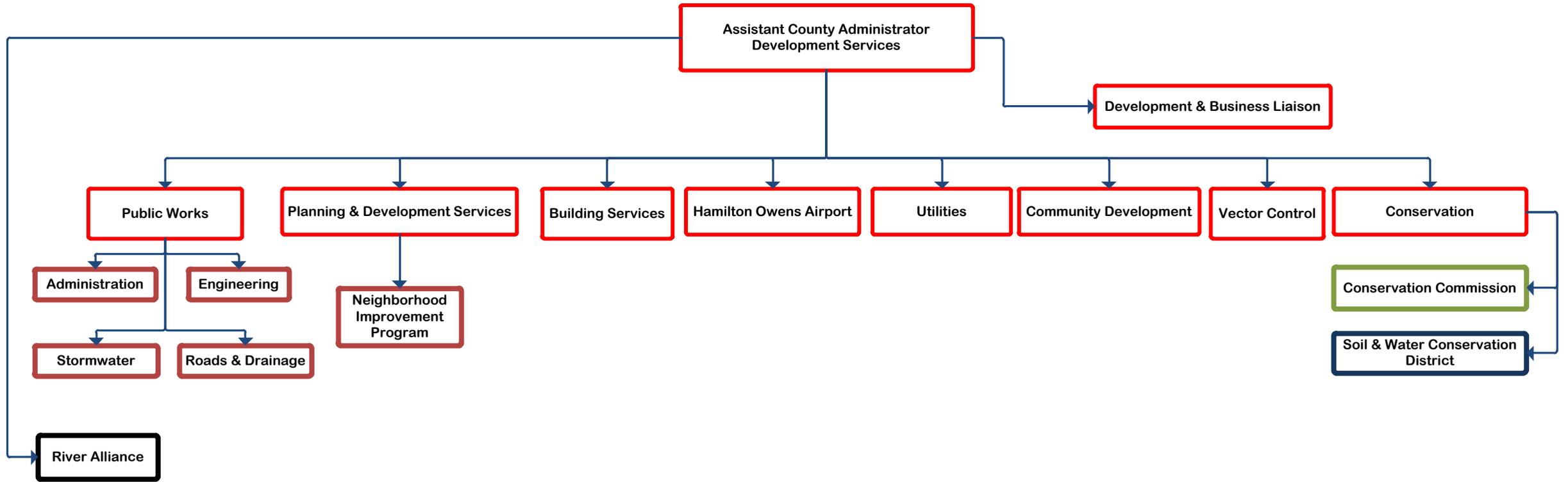
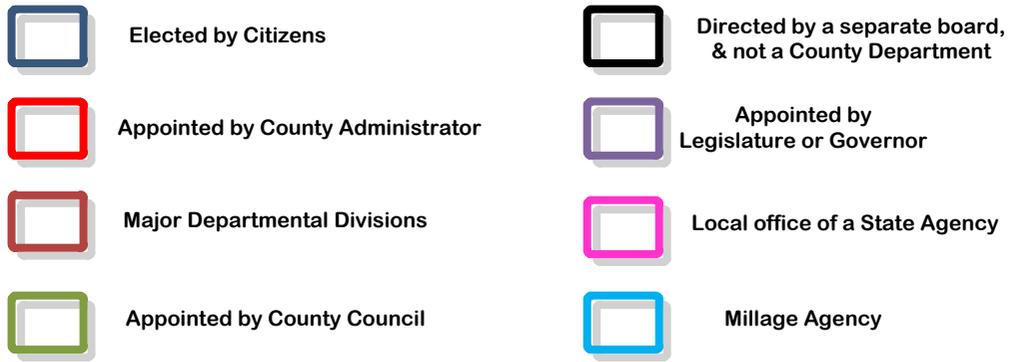
Richland County Organizational Structure (Proposed)

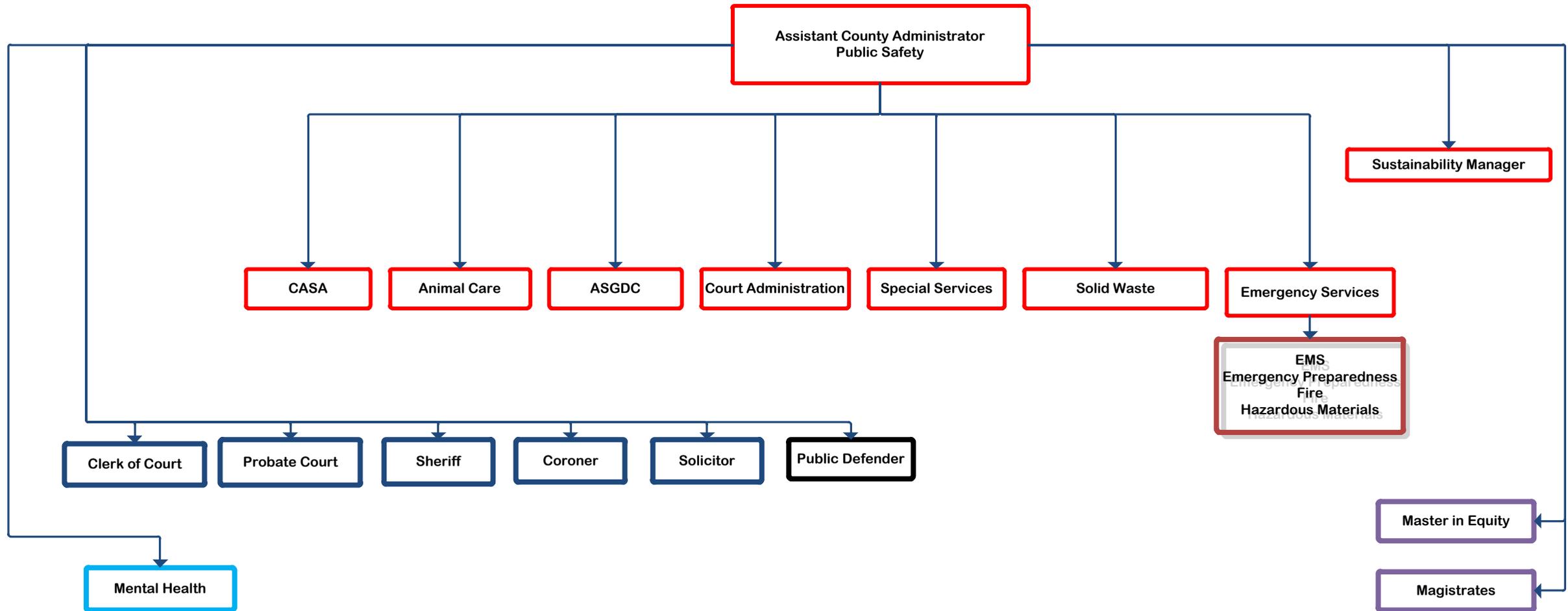
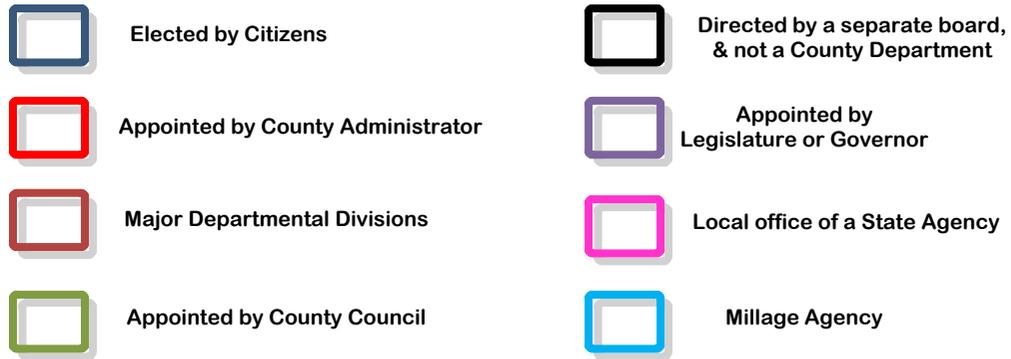
Note: Each box under Administration represents a Department (it is not a reporting organizational chart)
Does not include Elected Officials and Departments











Richland County Council Request of Action

Subject:

An Ordinance authorizing deed to the Columbia Automotive Company, LLC for .4312 Acres previously a portion of Terramont Drive, a public road, which was closed by order of the court

First Reading: February 21, 2017

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. _____-17HR

AN ORDINANCE AUTHORIZING DEED TO THE COLUMBIA
AUTOMOTIVE COMPANY, LLC FOR .4312 ACRES PREVIOUSLY A
PORTION OF TERRAMONT DRIVE, A PUBLIC ROAD, WHICH WAS
CLOSED BY ORDER OF THE COURT.

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

SECTION I. The County of Richland and its employees and agents are hereby authorized to
grant a deed to a portion of Terramont Drive, a public road, which was closed by order of the
Court; the particular dimensions of which are specifically described in the attached Quit Claim
Deed, which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be
deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections,
and clauses shall not be affected thereby.

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

SECTION IV. Effective Date. This ordinance shall be enforced from and after
_____.

RICHLAND COUNTY COUNCIL

By: _____
Joyce Dickerson, Chair

Attest this _____ day of
_____, 2017.

Michelle Onley
Deputy Clerk of Council

First Reading: March 7, 2017
Second Reading:
Public Hearing:
Third Reading:

TO HAVE AND TO HOLD all and singular the Premises before mentioned unto the said Grantee, and the Grantee's successors and assigns, forever, the Premises and all appurtenances thereto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of Grantor, if any. GRANTOR makes no warranty, express or implied, as to title to the property hereinabove described.

(Signature Page Follows)

IN WITNESS HEREOF, the GRANTOR, has caused these presents to be signed and sealed this _____ day of February, in the year 2017.

SIGNED, SEALED AND DELIVERED

GRANTOR:

IN THE PRESENCE OF:

Richland County

(#1 witness sign here)

By: _____

Name:

(Notary sign as #2 witness)

Title:

STATE OF SOUTH CAROLINA)

) **ACKNOWLEDGMENT**

COUNTY OF RICHLAND)

On the _____ day of February, 2017, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared _____, who acknowledged himself to be the _____ of Richland County, who acknowledged to me that s/he executed the foregoing instrument; and who is personally known to me, or who was proved to me on the basis of satisfactory evidence to be the person who executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal the day and year aforesaid.

Notary Public
for the State of South Carolina

My Commission Expires: _____

EXHIBIT A

Property Description:

ALL that certain piece, parcel, or tract of land lying wholly in Richland County, South Carolina, containing 18,783 square feet and 0.4312 acres, more or less, designated as “Previously Terramont Drive To Be Removed From Dedication And Combined With TMS#R17400-09-18” on a plat entitled “Closing of Terramont Drive” prepared by R. B. Pharr & Associates, P.A. dated January 18, 2017 and recorded February ____, 2017 in Plat Book _____ at Page _____ with the Richland County ROD, reference to which is craved as a part and parcel of this description.

This being a portion of the roads in Killian Commons Phase I conveyed to the Grantor herein by deed dated November 25, 2008 and recorded January 13, 2010 with the Richland County ROD at RB1581, Page 1562.

To be combined with Richland County TMS#R17400-09-18

NOTES:

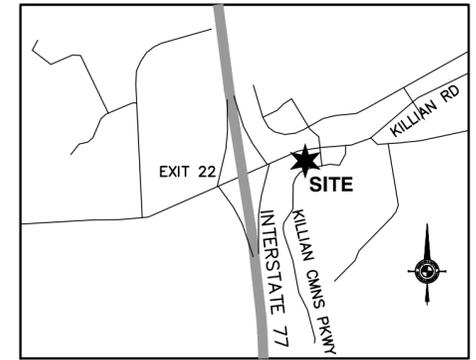
- ALL CORNERS MONUMENTED AS SHOWN.
 - THE LOCATION OF UNDERGROUND UTILITIES SHOWN ON THIS MAP IS APPROXIMATE, BASED ON INFORMATION PROVIDED BY OTHERS OR BY FIELD LOCATION. UTILITY LOCATIONS AS SHOWN HEREON ARE INTENDED FOR PLANNING ONLY. ACTUAL LOCATION, SIZE, OR DEPTH OF LINE SHOULD BE VERIFIED WITH THE INDIVIDUAL UTILITY COMPANY BEFORE CONSTRUCTION.
 - BROKEN LINES UNLESS THEY HAVE A METES AND BOUNDS DESCRIPTION, INDICATE PROPERTY LINES NOT SURVEYED.
 - THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED, AND DOES NOT CERTIFY TO THE RIGHT OF WAY WIDTH OF ANY ADJACENT PROPERTIES.
 - THE PURPOSE OF THIS PLAT IS TO CLOSE THE SECTION OF TERRAMONT DRIVE BETWEEN KILLIAN ROAD AND KILLIAN COMMONS PARKWAY.
 - THIS CONVEYANCE/ROAD ABANDONMENT AND CLOSURE IS MADE SUBJECT TO ALL EASEMENTS, RESTRICTIONS, COVENANTS AND EXISTING UTILITIES THAT HAVE A RECORDED EASEMENT OR CAN BE LOCATED BY AN INSPECTION OF THE PROPERTY.
- ALSO, THIS CONVEYANCE/ROAD ABANDONMENT AND CLOSURE IS MADE SUBJECT TO AN EXISTING 15' EXCLUSIVE WATER EASEMENT AND AN EXISTING 15' SANITARY SEWER EASEMENT GRANTED TO THE CITY OF COLUMBIA FROM NORTHEAST LAND PROPERTIES, LLC, DATED 6/20/2006 AND RECORDED ON 6/22/2006 IN THE OFFICE OF THE REGISTER OF DEEDS FOR RICHLAND COUNTY IN RECORD BK. R1197 AT PAGE 904.

CLOSING OF TERRAMONT DRIVE

BETWEEN KILLIAN DRIVE AND KILLIAN COMMONS PARKWAY

CITY OF COLUMBIA, RICHLAND COUNTY, SC
TAX PARCEL NO: R17400-08-17, & -18

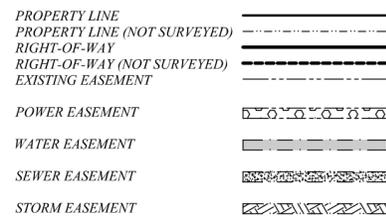
AREA OF STREET CLOSING: 18,783 SQ. FT. OR 0.4312 ACRES



VICINITY MAP
NOT TO SCALE

LEGEND:

- C&G - CURB AND GUTTER
- CP - CALCULATED POINT
- D.B. - DEED BOOK
- ECM - EXISTING CONCRETE MONUMENT
- EIP - EXISTING IRON PIPE
- EIR - EXISTING IRON ROD
- EN - EXISTING NAIL
- M.B. - MAP BOOK
- NCM - NEW CONCRETE MONUMENT
- N.G.S. - NATIONAL GEODETIC SURVEY
- NIR - NEW IRON ROD
- NN - NEW NAIL
- PIN - PARCEL IDENTIFICATION NUMBER
- PG. - PAGE
- PP - POWER POLE
- PVC - PLASTIC PIPE
- R/W - RIGHT-OF-WAY
- RCP - REINFORCED CONCRETE PIPE
- SDMH - STORM DRAIN MANHOLE
- SSMH - SANITARY SEWER MANHOLE
- WM - WATER METER
- WV - WATER VALVE

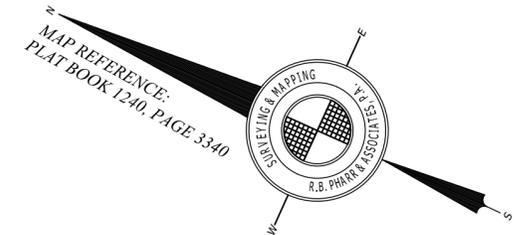


SURVEYOR'S CERTIFICATE:

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
I, THE UNDERSIGNED SURVEYOR, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (MAP REFERENCE: 1240-3340); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION AS REFERENCED ON THE FACE OF THIS PLAT; THAT THE RATIO OF PRECISION AS CALCULATED EXCEEDS 1: 10,000 LINEAR FEET; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER AND SEAL THIS 18th DAY OF JANUARY, A.D., 2017.

THAT THIS PLAT IS OF A SURVEY OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT ORDERED SURVEY OR OTHER EXCEPTIONS TO THE DEFINITION OF A SUBDIVISION.

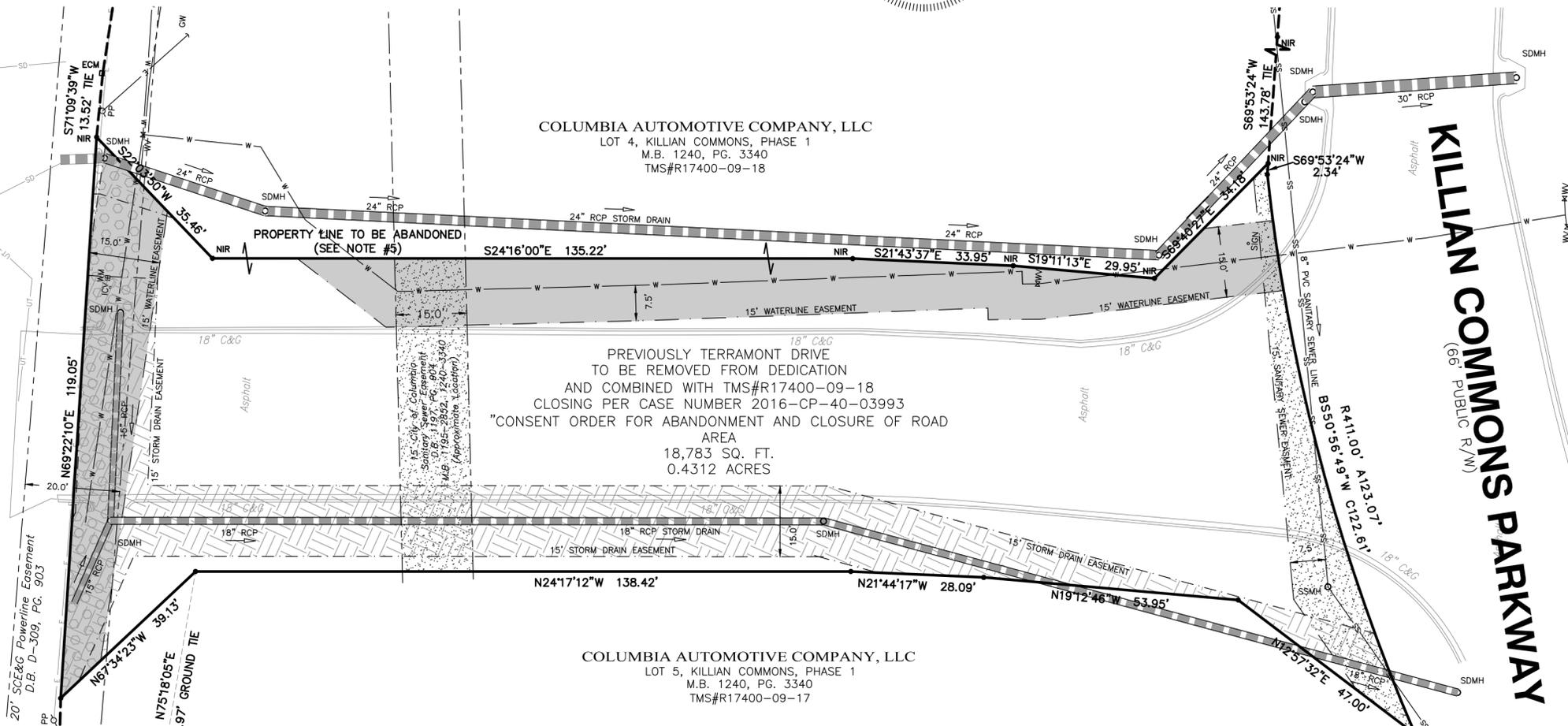
C. CLARK NEILSON
SCPLS. L-19403
cneilson@rbpharr.com



MAP REFERENCE:
PLAT BOOK 1240, PAGE 3340

KILLIAN ROAD
(VARIABLE PUBLIC R/W)

KILLIAN COMMONS PARKWAY
(66' PUBLIC R/W)



GRAPHIC SCALE



(IN FEET)
1 inch = 20 ft.

REVIEW OFFICER:

I, _____ REVIEW OFFICER OF RICHLAND COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____

FLOOD CERTIFICATION
THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED SEPTEMBER 9, 2010
MAP NUMBER: 45079C0140K, ZONE X

CREW:	DRAWN:	REVISED:
RBP	BZM	

R.B. PHARR & ASSOCIATES, P.A. SURVEYING & MAPPING LICENSENSURE NO: C-1471		
420 HAWTHORNE LANE CHARLOTTE, N.C. 28204 TEL: (704) 376-2186		
SCALE: 1" = 20'	DATE: JANUARY 18, 2017	FILE NO. XX-4417 JOB NO. 86246



STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

Columbia Automotive, LLC, d/b/a)
Midlands Honda,)

Petitioner,)

v.)

Richland County, South Carolina,)

Respondent.)

IN THE COURT OF COMMON PLEAS

Case No.: 2016-CP-40-03993

**CONSENT ORDER
FOR ABANDONMENT AND
CLOSURE OF ROAD**

2016 DEC 12 PM 12:09
FILED
CLERK OF COURT

This matter is before me on motion by Petitioner Columbia Automotive, LLC, d/b/a Midlands Honda ("Midlands Honda") with consent from Respondent, Richland County ("Richland County"). Based on the pleadings, affidavits and other documents filed with this court, I find and conclude as follows:

1. This petition is brought pursuant to S.C. Code Ann. 57-9-10, *et seq.* for the purpose of closing and abandoning the public road known as Terramont Drive ("Subject Road") located in Richland County, South Carolina.

2. Richland County has been served with the Petition in this matter and has filed an answer stating that it has no objection to the closing of the Subject Road.

3. Petitioner is the owner of the following tracts of real property located in Richland County which are adjacent to the Subject Road:

a. That parcel located at 124 Killian Commons Parkway consisting of approximately 11.99 acres, known as TMS# R17400-04-17, being the same property conveyed to Petitioner by deed of Northeast Land Properties, LLC recorded June 30, 2006 in Book 1200, page 3842 in the records of the Office of the Register of Deeds for Richland County.

b. That parcel located at 120 Killian Commons Parkway consisting of approximately 1.11 acres, known as TMS#: R17400-09-18, being the same property

conveyed to Petitioner by Killian Holdings, LLC by deed recorded at Book 2118, page 2884 in the records of the Office of the Register of Deeds of Richland County.

4. The Subject Road is owned by Richland County. It was conveyed by a deed of all of the roads in Killian Commons Phase I by deed dated November 25, 2008 and recorded January 13, 2010 at RB1581, Page 1562, and shown on the plat recorded at RB1240, Page 3340.

5. The Subject Road is a one block long street that formerly connected Killian Road and Killian Commons Parkway. In the summer of 2013 the South Carolina Department of Transportation closed the Subject Road by barricading both ends of the street. At a later time the barricades at the intersection with Killian Commons Parkway were removed. However, the closing of the intersection of the Subject Road and Killian Road is permanent and the Subject Road is now a one block long, dead-end road. The only parcels that are served by the Subject Road are the two parcels listed in Paragraph 3 above and which are both owned by the Petitioner.

6. Petitioner is an "interested person" with regard to the Subject Road, as defined under S.C. Code Ann. § 57-9-10, by virtue of the fact that it owns both properties that are located on the Subject Road.

7. Petitioner advertised for three (3) consecutive weeks in The Columbia Star, a newspaper published in Richland County, a "Notice of Intention to File Petition to Close Road" in compliance with S.C. Code Ann § 57-9-10. The "Notice of Intention to File Petition to Close Road" was published on May 20, 2016, May 27, 2016 and June 3, 2016, as evidenced by the Affidavit of Publication filed with this court.

8. Notice has been physically posted along the Subject Road by Petitioner, pursuant to the requirements set forth in S.C. Code of Regulations R. 63-1000, as evidenced by the affidavit of Caleb Richardson filed with this court.

9. Richland County currently owns and maintains the Subject Road and it has consented to the relief requested by Petitioner.

10. It is in the best interest of all concerned parties that the Subject Road be abandoned and closed.

11. Pursuant to S.C. Code Ann. § 57-9-10 *et. al.*, Petitioner is entitled to an order permanently closing and abandoning the Subject Road and vesting all portions of the Subject in the name of Petitioner.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

- a. The Subject Road is hereby permanently closed, abandoned, discontinued and vacated;
- b. All rights and obligations held by Respondent and the general public with regard to the Subject Road are hereby permanently terminated;
- c. The Subject Road is hereby vested in the name of Petitioner, its successors and assigns.
- d. Pursuant to S.C. Code Ann. § 57-9-30, the Register of Deeds of Richland County, South Carolina shall immediately record this Order and index the same in the book of deeds to real property.
- e. In order to clearly establish the exact boundaries of the Subject Road, Petitioner shall obtain a plat of survey denoting same (the "Plat"). Upon approval of the Plat for recording by Richland County, Richland County shall execute a quit claim deed in form and substance as set forth on Exhibit "A" hereto and incorporated herein conveying the Subject Road to Respondent by craving reference to the Plat.

IT IS SO ORDERED.

Dec. 7, 2016.
Columbia, South Carolina.

Judge Joseph M. Strickland
Master in Equity
Fifth Judicial Circuit

CERTIFIED TRUE COPY
OF ORIGINAL FILED,
Janette W. M. Brade
C.C.C.P.&G.S. 305
RICHLAND COUNTY
SOUTH CAROLINA

IN WITNESS HEREOF, the GRANTOR, has caused these presents to be signed and sealed this _____ day of December, in the year 2016.

SIGNED, SEALED AND DELIVERED

GRANTOR:

IN THE PRESENCE OF:

Richland County

(#1 witness sign here)

By: _____

Name:

Title:

(Notary sign as #2 witness)

STATE OF SOUTH CAROLINA

)

) **ACKNOWLEDGMENT**

COUNTY OF RICHLAND

)

On the _____ day of December, 2016, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared _____, who acknowledged himself to be the _____ of Richland County, who acknowledged to me that s/he executed the foregoing instrument; and who is personally known to me, or who was proved to me on the basis of satisfactory evidence to be the person who executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal the day and year aforesaid.

Notary Public
for the State of South Carolina

My Commission Expires: _____

EXHIBIT A

Property Description:

Derivation of title:

To be combined with Richland County TMS#

STATE OF SOUTH CAROLINA
 COUNTY OF RICHLAND
 IN THE COURT OF COMMON PLEAS

FORM 4
 JUDGMENT IN A CIVIL CASE

CASE NO. 2016-CP-40-03993

Columbia Automotive, LLC, d/b/a Midlands
 Honda,
 PLAINTIFF(S)

Richland County, South Carolina
 DEFENDANT(S)

Submitted by: Frank R. Ellerbe, III

Attorney for : Plaintiff Defendant
 or
 Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy; Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court: _____

ORDER INFORMATION

This order ends does not end the case.
 Additional Information for the Clerk : _____

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.		
Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$
		\$
If applicable, describe the property, including tax map information and address, referenced in the order:		

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk.
 Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge *MAST*

2097
 Judge Code

Dec. 7, 2016
 Date

2016 DEC 12 PM 12:09
 RICHLAND COUNTY
 FILED

Richland County Council Request of Action

Subject:

An Ordinance amending the Fiscal Year 2016-2017 Hospitality Tax Fund Annual Budget to appropriate \$200,000.00 of Hospitality Fund Balance to the SC Military Support Foundation to assist in funding for advertisement and promotion of the 2017 South Carolina Guard Air & Ground Expo

First Reading: March 7, 2017

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. SR_HT_02

AN ORDINANCE AMENDING THE FISCAL YEAR 2016-2017 HOSPITALITY TAX FUND ANNUAL BUDGET TO APPROPRIATE UP TO \$200,000.00 OF HOSPITALITY FUND BALANCE TO THE SC MILITARY SUPPORT FOUNDATION TO ASSIST IN FUNDING FOR ADVERTISEMENT AND PROMOTION OF THE 2017 SOUTH CAROLINA GUARD AIR & GROUND EXPO.

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. That the amount of Two Hundred Thousand Dollars (\$200,000.00) be appropriated to assist in funding for advertisement and promotion of the South Carolina Guard Air & Ground Expo. Therefore, the Fiscal Year 2016-2017 Hospitality Tax Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2016 as amended:	\$ 10,967,500
Appropriation of Hospitality Tax Fund Balance:	\$ <u>200,000</u>
Total Hospitality Tax Fund Revenue as Amended:	\$ 11,167,500

EXPENDITURES

Expenditures appropriated July 1, 2016 as amended:	\$ 10,967,500
2017 South Carolina Guard Air & Ground Expo:	\$ <u>200,000</u>
Total Hospitality Tax Fund Expenditures as Amended:	\$ 11,167,500

SECTION II Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2017.

RICHLAND COUNTY COUNCIL

BY: _____
Joyce Dickerson, Chair

ATTEST THIS THE _____ DAY

OF _____, 2017

Michelle Onley
Clerk of Council

RICHLANDCOUNTYATTORNEY'S OFFICE

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

First Reading: March 7, 2017
Second Reading:
Public Hearing:
Third Reading:

SC GUARD EXPO

1 Mar 2017

Members of Council,

The requested budget for the SC Guard Air and Ground Expo and Welcome Home to Carolina Commemorative Concert are outlined below. In addition, the planning factors for the previously submitted economic impact are detailed. The figures on this document are a synopsis of what can be found line by line in the attachment. Any funds from Richland County will be received by the SC Military Support Foundation (501c3), which is acting as a pass through for Angels and Heroes Org. while their 501c3 application is processed. Angels and Heroes Org is the primary supporter of both the SC Guard Air and Ground Expo and the Welcome Home to Carolina Commemorative Concert.

The South Carolina Air National Guard will expend resources to prepare McEntire JNGB for the open house. These basic functions include waste removal, porta potties, crowd control measures, hotel rooms and per diem for military members on TDY.

The remaining requirements for the SC Guard Air and Ground Expo are broken down into appearance fees, operating costs, advertising, hotel rooms and rental cars. The Welcome Home to Carolina Vietnam Commemoration Concert will be broken down separately.

Planning factors

Appearance Fees – Significant variance exists in appearance fees due to the type of appearance. Some aircraft perform aerial demonstrations whereas others are static exhibits. Many of the aircraft require compensation for to and from travel expenses. Many of the aircraft utilize smoke oil for their performance.

Hotel rooms (all hotel rooms will be in Richland County) - \$100 per night for 4 nights (Thursday – Monday).

Rental cars - \$50 per day

AVGAS (100LL) - \$4 per gallon

JET A - \$3 per gallon

SC GUARD EXPO

Costs

Appearance / Operating -	\$283,705
Statewide Advertising -	\$105,000
Hotel Rooms (Performers) -	\$26,500
Mil Hotel Rooms/Per Diem -	\$27,500
Rental Cars -	\$20,000
Porta Potties -	\$24,100
Waste Removal -	\$16,500

SC Guard Air & Ground expo total \$503,305

The Welcome Home to Carolina Vietnam Commemorative Concert costs are categorized as event production, performer fees, security fees and stage fees. The Angels and Heroes Org is in contract negotiations at this time. The fees below are projected expenditures.

Event production -	\$100,000
--------------------	-----------

These fees include equipment rental, sound engineer, accommodations and advertising.

Performer fees -	\$300,000
Security -	\$25,000
Stage -	\$200,000

Welcome Home to Carolina total \$625,000

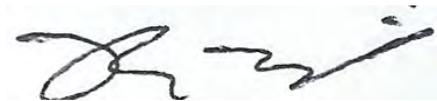
SC GUARD EXPO

Below are the planning factors used to account for the projected economic impact. These numbers were derived using a 125,000 person attendance for the overall event.

- Restaurant sales in excess of \$1.5 Million dollars.
 - 75% of attendees purchase a meal/refreshments at \$15/meal – \$1.4M
 - 20% of attendees stop in Richland County to dine to / from event at \$15 / meal - \$300,000
- Fuel sales in excess of \$500,000 dollars.
 - Average attendee drives 50 miles in a car with 20 mpg – 5 Gallons Gas
 - \$2 / Gallon of Gas
 - Average car load is 2.5 people per car (50,000 cars)
 - AVGAS Costs are in excess of \$25,000
- Hotel sales in excess of \$200,000 dollars.
 - \$43,000 in performer rooms
 - 2 Occupants per room for 1 night
 - \$100 per room per night
 - 3% of attendees = 3,750 / 2 occupants – 1875 rooms

Thank you for your time and support. We look forward to providing a marquis event that will bring the community together.

Sincerely,



Ryan Madrid, Maj, SC ANG
SC Guard Air and Ground Expo
Coordinator



McEntire Air National Guard A, B,C, marketing proposals for 2017 events

Package A

Package A encompasses a 6 week buy with estimates based on average market size. Anticipate full matching PSA schedules at no additional charge. Extra added value will be 50% or greater.

Columbia

TV / Web: \$15,000 (Approximately 3 network stations and 1 Cable network)

Radio / Web: \$15,000 (Minimum of 6 radio stations)

Billboards: \$6,000 (20 poster boards)

Augusta

TV / Web: \$5,000 (1 network and 1 cable network)

Radio / Web: \$7,000 (3 radio stations)

Billboards: \$4,000 (10 poster boards)

Greenville

TV / Web: \$5,000 (1 network and 1 cable network)

Radio / Web: \$6,000 (3 radio stations)

Billboards: \$4,000 (8 poster boards)

Charlotte

TV / Web: \$5,000 (1 network)

Radio / Web: \$10,000 (3-4 radio stations)

Billboards: \$6,000 (14 poster boards)

Charleston:

TV / Web: \$5,000 (1 network station)

Radio / Web: \$8,000 (3 stations)

Billboards: \$4,000 (10 poster boards)

Plan A: Grand Total \$105,000



Package B

Package B encompasses a 4 week buy with estimates based on average market size. Anticipate full matching PSA schedules at no additional charge. Extra added value will be 35%-50%.

Columbia

TV / Web: \$10,000 (Approximately 1 network stations and 1 Cable network)

Radio / Web: \$10,000 (Minimum of 4-5 radio stations)

Billboards: \$6,000 (20 poster boards)

Augusta

TV / Web: \$5,000 (1 network and 1 cable network)

Radio / Web: \$8,000 (4 radio stations)

Greenville

TV / Web: \$5,000 (1 network and 1 cable network)

Radio / Web: \$6,000 (2-3 radio stations)

Charlotte

TV / Web: \$5,000 (1 network)

Radio / Web: \$10,000 (3-4 radio stations)

Charleston:

TV / Web: \$5,000 (1 network station)

Radio / Web: \$8,000 (3 stations)

Plan B: Grand Total \$78,000



Package C

Package C encompasses a 2 week buy with estimates based on average market size. Anticipate full matching PSA schedules at no additional charge. Extra added value will be 20%-35%.

Columbia

TV: \$6,000 (Approximately 1 network stations and 1 Cable network)

Radio: \$10,000 (Minimum of 3-4 radio stations)

Billboards: \$2,000 (6 poster boards)

Augusta

Radio: \$6,000 (2-3 radio stations)

Billboards: \$2,000 (6 poster boards)

Greenville

Radio: \$6,000 (2 radio stations)

Billboards: \$2,000 (6 poster boards)

Charlotte

Radio: \$7,000 (2-3 radio stations)

Billboards: \$2,000 (4 poster boards)

Charleston:

Radio: \$5,000 (2 stations)

Billboards: \$2,000 (6 poster boards)

Plan C: Grand Total \$ 50,000



Each package includes all creative, production, talent and editing fees. Added value may include increased number of commercials, increased exposure time and/or more stations to original package estimates. Based on buying power and available packages from media groups, value may further increase. Slogan's Advertising Agency waives retainers for Military and nonprofit organizations. Value based estimates are not exact and will be adjusted based on market value. All values are based on cash up front pricing and 3 weeks minimum must be allowed for production prior to any advertising.

08/11/16

Amy Weaver

President Slogan's Advertising Agency

Amy@slogansadagency.com

PO Box 84872

Lexington S.C. 29073

803-341-1676



Amy Weaver

Owner/Media Planner

(803) 341-1676 phone
amy@slogansadagency.com
www.slogansadagency.com

PO Box 84872
Lexington SC 29073

Richland County Council Request of Action

Subject:

An Ordinance Authorizing a deed to Vulcan Lands, Inc. for 72± Acres on Caughman Road North, in Richland County, which is a portion of TMS # 06500-01-01

February 28, 2017 – The committee forwarded this item to Council without a recommendation.

First Reading: March 7, 2017

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. _____-17HR

AN ORDINANCE AUTHORIZING A DEED TO VULCAN LANDS, INC. FOR
72± ACRES ON CAUGHMAN ROAD NORTH, IN RICHLAND COUNTY,
WHICH IS A PORTION OF TMS# 06500-01-01.

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

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a deed for 72± acres on Caughman Road North to Vulcan Lands, Inc., which is a portion of TMS# 06500-01-01, the particular dimensions of which are specifically described in the attached Real Estate Purchase Agreement, attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____.

RICHLAND COUNTY COUNCIL

By: _____
Joyce Dickerson, Chair

Attest this _____ day of
_____, 2017.

Michelle Onley
Deputy Clerk of Council

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

REAL ESTATE PURCHASE AGREEMENT

THIS REAL ESTATE PURCHASE AGREEMENT (this "Agreement") is made this ____ day of _____, 2016, by and between RICHLAND COUNTY, SOUTH CAROLINA (the "Seller") and VULCAN LANDS, INC., a New Jersey corporation, having an address at 800 Mt. Vernon Highway, Suite 200, Atlanta, Georgia 30328 (the "Purchaser").

WITNESSETH

WHEREAS, Seller is the fee simple owner of record and in fact, legally and beneficially, of certain real property, known as Tax Map Parcel R06500-01-01, containing +/-584 acres of land, being situated on Caughman Road North, in the County of Richland, State of South Carolina; and

WHEREAS, Seller desires to sell a +/-72 acre portion of the said property, as more particularly described in Exhibit A attached hereto, together with any improvements erected or presently located thereon, and any related fixtures or equipment therein and including all right, title and interest of Seller in and to any and all alleys, strips or gores adjoining the said property, and all easements, rights-of-way or other interests in, on, under or to, any land, highway, street, road, right-of-way or avenue, open or proposed, in, on, under, across, in front of, abutting or adjoining the said property or benefitting same, all mineral rights, and all the accessions, appurtenant rights, privileges, and appurtenances otherwise appertaining to or used in connection with the beneficial use and enjoyment of the said property (the "Property"), to Purchaser; and

WHEREAS, Purchaser desires to purchase the Property from Seller, at the price and upon the terms and conditions hereinafter set forth

NOW, THEREFORE, in consideration of the mutual promises hereinafter set forth, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties, intending legally to be bound, hereby agree as follows:

1. **Sale and Purchase of Property.** Seller agrees to sell and Purchaser agrees to purchase, at the price and upon the terms and conditions herein set forth, all of the Seller's rights, title and interest in and to the Property. Subject to Seller's obligations, representations, warranties and violations of any government regulations as otherwise defined and provided for herein, Purchaser agrees to accept the physical condition of the Property in its "as is" condition as of the date of this Agreement first hereinabove stated.

2. **Purchase Price.** The purchase price (the "Purchase Price") for the Property to be paid by Purchaser shall be the product obtained by multiplying Three Thousand Eight Hundred and No/100 Dollars (\$3,800.00) by the number of acres determined by the Survey, as hereinafter set out at Section 3 of this Agreement. The Purchase Price shall be payable as follows:

(a) **Deposit.** On the Effective Date (as hereinafter defined in Section 10(b)) of this Agreement, Purchaser shall deposit with WCSR TITLE, LLC (the "Escrow Agent") the sum of Ten Thousand and No/100 Dollars (\$10,000.00).

(b) **Escrow Agent's Instructions.** The deposit and all accrued interest thereon, shall collectively hereinafter be referred to as the "Deposit" and shall be held and disbursed by the Escrow Agent pursuant to the terms of this Agreement. The Deposit shall be held by the Escrow Agent and shall be invested in a federally insured interest bearing bank account, government bonds or notes or certificates of deposit. Escrow Agent shall give Seller written notice of the receipt by the Escrow Agent of all monies deposited by Purchaser hereunder. Simultaneously with and not more than five (5) days following settlement under the

Agreement, Escrow Agent shall return the Deposit to the Purchaser, if the Deposit has not been applied to the Purchase Price at settlement.

(c) **Payment at Settlement.** At settlement Purchaser shall deliver to Seller the Purchase Price in cash, or wire transfer of funds, with credit for any Escrow Deposit, which shall be paid to Seller at settlement.

3. **Purchaser's Study Period.** For the period commencing on the Effective Date, as defined hereafter, and ~~ending ninety (90) days thereafter running through December 31, 2016~~ (the "Study Period"), Purchaser, at its expense, shall have the right to make test borings, geological studies and sampling, surveys, engineering studies, environmental integrity assessments, and any other desired pre-development investigations concerning the Property. During the Study Period, Seller will give Purchaser, its architects, engineers, and other consultants or representatives, full access to the Property during normal business hours, and as often as may be requested for such purposes and studies.

In addition, Seller agrees to furnish to Purchaser any information concerning the Property which Purchaser shall reasonably request and which is reasonably available to Seller, including but not limited to, existing title policy or reports, survey, engineering, environmental or development studies. Seller hereby authorizes Purchaser and Purchaser's designees to consult with all appropriate governmental agencies concerning the Property.

Prior to the expiration of the Study Period, in the event that the test borings, geological samples, survey, engineering studies, environmental assessments, or other pre-development investigations are not satisfactory to Purchaser, in Purchaser's sole and absolute discretion, Purchaser may elect to terminate this Agreement by giving written notice to Seller, in which event Escrow Agent shall promptly return the Deposit to Purchaser. NOTWITHSTANDING

THE FOREGOING, IN THE EVENT PURCHASER DOES NOT CONFIRM IN WRITING, PRIOR TO THE END OF THE STUDY PERIOD, ITS INTENT TO CLOSE THE TRANSACTION, PURCHASER WILL BE DEEMED TO HAVE ELECTED NOT TO PURCHASE THE PROPERTY AND SHALL RECEIVE A RETURN OF THE DEPOSIT.

4. **Title; Survey.** At settlement, Seller shall convey to Purchaser fee simple title to the Property, including any personal property being sold therewith, in good, indefeasible and marketable condition, of record and in fact, and fully insurable under a full coverage owner's title insurance policy at standard rates, free and clear of all deeds of trust, mortgage pledges, liens, conditional sales, encumbrances, leases, tenancies, licenses, security interests, covenants, preferences, conditions, restrictions, rights-of-way, easements, encroachments, or other matters of any nature affecting title (all of such matters being hereinafter called "Defects").

Within sixty (60) days after the Effective Date of this Agreement (the "Title Examination Period"), Purchaser agrees to order, at its expense, a title examination, a title binder and a commitment to issue title insurance, of the Property. Purchaser shall promptly thereafter provide to Seller a copy of the binder and commitment identifying the Defects which must be removed by the date of settlement hereunder. Seller shall promptly proceed to cure and remove the Defects noted.

In the event Seller is not able to remove or cure the Defects noted by Purchaser's binder and commitment by the date of settlement, and thus Seller is not able to perform in accordance with its obligations hereunder, Purchaser may at its sole option elect (a) to proceed to settlement hereunder taking title to the Property subject to the Defects that Seller has not been able to remove or cure, or (b) to proceed in accordance with Purchaser's remedies in the event of Seller's default as hereinafter provided.

Notwithstanding the foregoing, if in Purchaser's sole and absolute opinion some or all of the Defects are not readily subject to cure or removed by Seller by the date of settlement, Purchaser may terminate this Agreement by written notice to Seller, in which event the Escrow Agent shall promptly return the Deposit to Purchaser and this Agreement shall become null and void, each party having no further obligation to the other, but for the return of the Deposit.

Further notwithstanding the foregoing, in the event there are additional Defects in and to title that were not reflected in said title binder, Seller must promptly take action to remove and cure such Defects, at its own cost and expense, provided that where Seller did not know about such additional Defects, Seller may not be required to spend more than Ten Thousand Dollars (\$10,000.00) to remove and cure such additional Defects. Upon the written consent of Purchaser, the time herein specified for full settlement will be extended for a period necessary for such prompt action, said period being extended for not in excess of ninety (90) days.

Prior to settlement, Purchaser shall at Purchaser's expense cause an accurate survey (the "Survey") to be made of the Property by a reputable surveyor registered as such under the laws of the State of South Carolina. The plat of such survey shall show the acreage of the Property computed to the nearest one-hundredth of an acre. Upon completion of said plat, Purchaser shall promptly furnish Seller with a copy thereof for Seller's review and approval, which approval shall not be unreasonably withheld, conditioned or delayed. Seller shall notify Purchaser within five (5) business days of its receipt of Purchaser's survey if Seller has any objections to Purchaser's survey. If Seller does not so notify Purchaser, Seller will be deemed to have approved Purchaser's survey. If Seller does notify Purchaser, within such five (5) business day period, of objections to Seller's survey, Seller and Purchaser will meet promptly (accompanied by their respective surveyors) and attempt to resolve Seller's survey objections. If the parties are

unable to resolve the objections within thirty (30) days of Seller's notice, the parties will ask their respective surveyors to select an independent, unrelated surveyor to perform a survey of the Property.

The survey prepared by Purchaser's surveyor (if Seller does not submit a timely objection or if Seller does submit a timely objection and the parties reach agreement on how to revise that survey) or the survey prepared by the mutually selected third surveyor (if Seller and Purchaser are unable to resolve Seller's objections) shall conclusively determine as between Purchaser and Seller the final acreage to be conveyed hereunder and Seller's conveyance to Purchaser shall be drawn in accordance with the Survey.

5. **Agreements Affecting Property.** From and after the date of this Agreement as first hereinabove fixed, Seller shall not enter into any lease, contract or agreement with any person or party, including any government authority or quasi-government authority, concerning or affecting the Property, without the specific written consent of Purchaser which consent may be withheld for any reason.

6. **Compliance with Government Regulations.** From and after the date of this Agreement as first hereinabove fixed, Seller shall promptly forward to Purchaser a copy of each and every notice of violation or non-compliance with any law, ordinance or regulation of Richland County, the state or the federal government. Purchaser will have the option, within a reasonable period of time following receipt of such notice by Purchaser, either to proceed to settlement or to terminate this Agreement, unless Seller notifies Purchaser that it will correct the violation. In the event Seller fails to correct such violation and provide Purchaser satisfactory evidence of such correction prior to closing, Purchaser's option to proceed to settlement or terminate this Agreement shall remain in effect.

7. **Settlement.**

(a) **Time and Place.** Seller and Purchaser shall make full settlement hereunder in accordance with the provisions of this Agreement at the offices of the Escrow Agent or the offices of Purchaser's legal counsel. Settlement shall occur on a date to be selected by Purchaser, upon no less than ten (10) days prior written notice to Seller. Settlement shall occur no later than thirty (30) days following the expiration of the Study Period January 31, 2017, unless extended per the terms of this Agreement or agreement of the parties.

(b) **Adjustments.** The following items shall be apportioned between Seller and Purchaser as of the date of settlement:

(1) Real estate taxes, if any, for the tax year in which settlement is held (with such real estate taxes to be adjusted according to the certificate of taxes issued by the appropriate authorities of the County of Richland or other acceptable evidence); but assessments for improvements, if any, completed prior to the date of settlement, whether assessment therefor has been levied or not, shall be paid by Seller or allowance made therefor at the time of settlement.

(2) Utilities shall be read on the date of settlement and the bills to such date shall be paid by Seller.

(c) **Settlement Charges.** Seller shall pay all applicable state and local grantor's taxes; Purchaser shall pay all applicable state and local grantee's taxes and applicable transfer fees. Seller shall also pay the costs for preparation of the deed, any certificate of taxes, any release fees and other costs and expenses arising from removal of Defects, its counsel's fees, and a fee for filing an information return with the United States Internal Revenue Service in

accordance with applicable codes and regulations. Purchaser shall pay all other costs and expenses attendant to settlement hereunder, including, without limitation, title insurance premiums, fees related to title examination and issuance of the binder and commitment, costs and expenses of pre-development investigations, and notary fees.

(d) **Seller's Obligations.** At settlement hereunder, Seller shall deliver (i) a good and sufficient general warranty deed, in recordable form acceptable to Purchaser (attached hereto as Exhibit B), duly executed and acknowledged by Seller (and by any other persons required by Purchaser's title insurer) conveying title to the Property to Purchaser or its designee; (ii) an assignment of any lease(s) to the Property (if any) accepted by Purchaser, as herein otherwise provided for, in a form acceptable to Purchaser, containing a provision whereby Seller remains responsible for and indemnifies Purchaser against all obligations under the accepted lease(s) on and before the date of settlement hereunder; (iii) such affidavits, documents or other evidence as identified in the title binder as may be required by Purchaser and Purchaser's title company reflecting (a) satisfaction of requirements of Purchaser's title company as identified in the title binder, and (b) removal or satisfaction of Defects; and (iv) an affidavit representing and warranting that Seller is a non-foreign seller pursuant to applicable codes and regulations of the United States Internal Revenue Service. Prior to settlement, to the extent reasonable, including but not limited to, execution of all necessary documents and payment of minimal fees for copying and delivery.

Title to the Property is to be conveyed in the name of the Purchaser (or, in the name of the Purchaser's assignee pursuant to the operation of Section 10(g) hereto), it being understood that, in the event of any such assignment, all references to "Purchaser" herein shall become and be referenced to such assignee, as applicable.

(e) **Purchaser's Obligations.** At settlement hereunder, Purchaser shall deliver the Purchase Price specified in Section 2 hereof for payment to Seller. In addition, Purchaser shall execute or have executed such documents as are required to be executed by Purchaser pursuant to the terms hereof, and shall provide such documents and shall sign such affidavits or other documents as reasonably required by Seller and Purchaser's title company related to conveyance of title to the Property in the condition required by this Agreement.

(f) **Seller's Default.** If Seller shall fail to perform its obligations hereunder to make full settlement on the date of settlement in accordance with the terms hereof, Escrow Agent shall be required to return the Deposit to Purchaser and Purchaser may avail itself of any legal or equitable rights (including, without limitation, the right of specific performance) which Purchaser may have at law or in equity or under this Agreement.

(g) **Purchaser's Default.** If Purchaser shall be obligated to proceed to settlement under the provisions of this Agreement and shall fail to do so, the Escrow Agent is authorized and directed to pay the Deposit to Seller as liquidated damages, whereupon this Agreement shall terminate and the parties hereto shall be released from any further liability or obligation to each other, it being expressly understood that Seller's entitlement to the Deposit shall be the sole and exclusive right and remedy of Seller.

(h) **Tender of Performance.** It shall be a good and sufficient tender of performance of the terms hereof if the responsible parties shall have deposited with the Escrow Agent evidentiary documentation and fully executed original of the deed and of the other documents required to be executed by the terms of this Agreement, and Purchaser shall have delivered to the Escrow Agent the Purchase Price in the form or forms provided for in this Agreement.

8. **Representations and Warranties of Seller.** Each of the following representations and warranties is true and correct as of the date of this Agreement as hereinabove set forth and shall be true and correct on the date of settlement:

(a) **No Material Omissions.** Neither this Agreement nor any other certificate, statement, document or other information furnished, or to be furnished, to Purchaser, by or on behalf of Seller, pursuant to or in connection with the transaction contemplated by this Agreement, contains or will contain any misstatement of a material fact, or omits or will omit to state a material fact necessary in order to make the representations and warranties and other statements herein or therein contained not misleading, in the circumstances in which made.

(b) **Title.** Seller is the owner of record and in fact of the Property, and is the owner, both legally and beneficially, of all estates and interests in the Property. Seller has the right and authority to sell the Property without the agreement of any other person. The individual executing this Agreement on behalf of Seller has full, legal authority to bind Seller to this Agreement without the approval of any other person or entity.

(c) **Claims.** All bills and claims for labor performed and materials furnished to or for the benefit of the Property during the period preceding the date of settlement have been (or will prior to settlement be) paid in full. There are no mechanics' liens (whether or not perfected) on or affecting the Property.

(d) **Agreements.** The Property will be delivered free of any service or other continuing contractual obligations, other than the Long Term Soils Agreement, attached hereto as Exhibit C, which shall be executed by the parties at settlement as a part of the consideration hereunder, and except such assignable agreements as Purchaser, in its discretion, elects to assume.

(e) **Compliance With Governmental Regulations.** Seller has complied with all applicable laws, ordinances and regulations of local, state and the Federal governments affecting the Property and the Property shall be conveyed at settlement free of any violations thereof.

(f) **Compliance with Easements, Restrictive Covenants and Rights of Way.** Seller has complied with all the obligations and conditions of any easement, restrictive covenant and right of way binding the Property.

(g) **Condemnation.** Seller has not received any notice of, nor has any knowledge of, condemnation or eminent domain proceedings having been commenced against the Property or any part thereof. Seller has not entered into any agreement with any governmental or quasi-governmental authority relating to the Property or any part thereof.

(h) **Historic Landmarks and District.** The Property is not a designated historic landmark nor is Property located within a recognized historic district.

(i) **Non-Foreign Seller.** For the purposes of Sections 1445 and 7701 of the Internal Revenue Code of 1986, Seller is not a foreign person.

(j) **Hazardous Materials.** No toxic materials, hazardous waste, or hazardous substance (as the terms are defined in the Resource Conservation and Recovery Act of 1976, as amended (42 U.S.C. Sec. 6901 et, seq.) or in the Comprehensive Environmental Response Compensation and Liability Act of 1980, as amended (42 U.S.C. Sec. 9601 et, seq.)) and also including, without limitation, any oils, petroleum-derived compounds or pesticides (hereinafter referred to as the "Hazardous Material") are located on or about the Property. To the best of Seller's knowledge, the Property does not contain any underground tanks for the storage or disposal of Hazardous Materials. Further, to the best of Seller's knowledge, (i) the Property has

not been previously used for the storage, manufacture or disposal of Hazardous Materials, (ii) no complaint, order, citation or notice with regard to air emissions, water discharges, noise emissions, and Hazardous Materials, if any, or any other environmental, health, or safety matters affecting the Property, or any portion thereof, from any person, government or entity, has been issued to Seller, and (iii) Seller has complied with all federal, state and local environmental laws and regulations affecting the Property.

(k) **Subdivision**. The Property has been, or will be, subdivided by Seller, at Seller's expense, prior to settlement, if required in accordance with the applicable ordinances and regulations of the County of Richland, and the laws of the State of South Carolina, and does not constitute a portion only of any such approved subdivision

9. **Condemnation**. Notwithstanding the foregoing, in the event condemnation or eminent domain proceedings (or private purchase in lieu thereof) shall be commenced by any public or quasi-public authority having jurisdiction against all or any part of the Property, then Seller shall promptly notify Purchaser. Purchaser may, at its option, by giving written notice to Seller within thirty (30) days after receipt of notice from Seller of condemnation proceedings, terminate this Agreement. In such event, Purchaser shall be entitled to the return of the Deposit, and thereafter neither Purchaser nor Seller shall have any liability to the other hereunder.

In the event Purchaser does not elect to terminate this Agreement notwithstanding the commencement of condemnation proceedings, then the condemnation award shall be distributed first to Seller, to a maximum of the Purchase Price, with any balance to be distributed to Purchaser. If Seller receives any condemnation award for any portion of the Property, the Purchase Price hereunder shall be reduced by the same amount. In the event Purchaser elects to contest the condemnation and/or the amount of the condemnation award, Purchaser shall so

notify Seller by giving written notice to Seller within thirty (30) days after receipt from Seller of notice of the condemnation proceedings, and thereafter, Purchaser, at its expense, will join Seller to contest the condemnation and/or the condemnation award.

In the event that Purchaser elects not to terminate this Agreement, Seller shall not adjust or settle any condemnation awards whatsoever without the prior written approval of Purchaser. Purchaser and its counsel shall have the right (including prior to the date of settlement) to participate in all negotiations relating to any such condemnation awards, and in the event that any litigation arises as a result of any such condemnation, as the case may be, Purchaser may participate in and direct the course of any such litigation, at Purchaser's expense.

10. **Other Provisions.**

(a) **Brokers/Brokerage Commission.** Seller and Purchaser each represent and warrant to the other that they have not authorized any broker, agent or finder to act on their behalf nor do they have any knowledge of any broker, agent or finder purporting to act on their behalf in respect of this transaction.

(b) **Effective Date.** This Agreement shall be effective as of the last date upon which the parties hereto, excluding the Escrow Agent, have executed this Agreement, as demonstrated by the date beside the signatures on the signature page (the "Effective Date").

(c) **Notices.** Any and all notices, requests or other communications hereunder shall be deemed to have been duly given if in writing and if delivered in person, by overnight courier delivery, or by registered or certified mail, return receipt requested and first class postage prepaid, as follows:

If to Seller:

Richland County, South Carolina

Columbia, SC

Attn: _____

If to Purchaser:

Vulcan Lands, Inc.
800 Mt. Vernon Highway
Suite 200
Atlanta, GA 30328
Attn: President

With copy to:

Carolyn Wilson
Womble Carlyle Sandridge & Rice, LLP
271 17th Street
Suite 2400
Atlanta, GA 30363-1017

or to such other address as either party may furnish to the other by notice. Notice shall be deemed effective when received.

(d) **Governing Law.** This Agreement shall be construed and enforced in accordance with the laws of the State of South Carolina.

(e) **Escrow Agent.** The term "Escrow Agent" as defined in Section 2(a) of this Agreement, shall be deemed to include any agent of the Fidelity National Title Insurance Group. Purchaser and Seller agree that Escrow Agent assumes no responsibility for the performance of this Agreement by the parties hereto, and shall only be liable for the application of the Deposit, recordation of documents, and disbursement of settlement proceeds in accordance with the terms hereof.

(f) **Headings.** The captions and headings herein are for convenience and reference only and in no way define or limit the scope or content of this Agreement or in any way affect its provisions.

(g) **Assignment.** This Agreement shall be freely assignable by Purchaser to an entity related to Purchaser, but may not be assigned by Seller.

(h) **Counterpart Copies.** This Agreement may be executed in two or more, counterpart copies, all of which counterparts shall have the same force and effect as if all parties hereto had executed a single copy of this Agreement.

(i) **Survival of Provisions.** The provisions of this Agreement and the representations and warranties herein shall survive settlement hereunder and the execution and delivery of the deed of conveyance of the Property, and shall not be merged therein.

(j) **Binding Effect.** This Agreement shall be binding upon, and inure to the benefit of, the parties hereto and their respective legal representatives, heirs, executors, administrators, successors and permitted assigns.

(k) **Waiver of Jury Trial.** The parties hereto hereby waive the right to trial by jury.

(l) **Time.** Time shall be, and is, of the essence with respect to all time periods contained in or referenced by this Agreement.

(m) **Dates.** If the date on which Purchaser or Seller is required to take any action under the terms of this Agreement is not a business day, the date for the performance of any such act shall be extended to the next succeeding business day. As used herein, a business day shall mean any day which is not a Saturday, Sunday or federal or (State) holiday. Any

calculation of dates under this Agreement that do not specifically refer to “business days” shall mean “calendar days”, unless otherwise specified herein.

(n) **Waiver**. Failure by Purchaser or Seller to insist upon or enforce any of its rights hereto shall not constitute a waiver thereof.

(o) **Tax Free Exchange**. Purchaser may, at its sole option, seek to acquire the Property from Seller as a part of an exchange for like-kind property (a so-called "tax-free exchange") qualifying for tax-free treatment pursuant to U.S. Revenue Code § 1031. Seller agrees, in any such event, to cooperate with Purchaser in completing this transaction as a qualifying like-kind exchange (whether through a trust, partnership, use of a qualifying intermediary or other means as determined by Purchaser) and to execute any reasonable documentation in connection with such qualifying like-kind exchange which is requested by Purchaser so long as (i) the Purchase Price to be paid and all costs to be incurred by Seller remain the same under this Agreement, (ii) Purchaser bears all transaction costs attributable to the execution and effectuation of such qualifying like-kind exchange, and (iii) Seller does not assume any increased liability as a result of such cooperation and/or the execution of any requested documentation. Seller acknowledges that Purchaser may assign its rights under this Agreement to a third party (including its right to take title to the Property) in order to effectuate such qualifying like-kind exchange.

(p) **Subject to Council Approval**. This Contract is subject to approval by the Richland County Council. Notwithstanding any provision of this Agreement, this contract is not final until the Richland County Council has enacted an ordinance (three readings and a public hearing) approving the sale of the subject Property to Purchaser, and the time for reconsideration of such ordinance has elapsed.

(pq) **Entire Agreement.** This Agreement and the Exhibits attached hereto contain the final and entire agreement between the parties hereto with respect to the sale and purchase of the Property, and are intended to be an integration of all prior negotiations and understandings. Purchaser, Seller, and their agents shall not be bound by any terms, conditions, statements, warranties or representations, oral or written, not contained herein. No change or modification of this Agreement shall be valid unless the same is in writing and signed by the parties hereto. No waiver of any of the provisions of this Agreement shall be valid unless the same is in writing and is signed by the party against which it is sought to be enforced. This Agreement has been negotiated between the parties with the full and fair opportunity on the part of each party to consult with legal counsel. As such, for construction purposes, this Agreement shall not be deemed the drafting of any one party.

[SIGNATURE PAGES FOLLOWS]

IN WITNESS WHEREOF, the parties hereto, intending to be legally bound, have executed this Agreement under seal on the day and year set forth below.

SELLER:

RICHLAND COUNTY, SOUTH CAROLINA

By: _____ (SEAL)
Name: _____
Title: _____

PURCHASER:

VULCAN LANDS, INC.,
a New Jersey corporation

By: _____ (SEAL)
Name: _____
Title: _____

Acknowledgement and Acceptance
of Escrow Agent Responsibilities

ESCROW AGENT:

WCSR TITLE, LLC

By: _____
Name: _____
Title: _____

Date: _____

EXHIBITS

- A – Description of Property
- B - Form of Deed
- C - Long Term Soils Agreement

EXHIBIT A

PROPERTY DESCRIPTION

All of that tract or parcel of land being approximately 72.00 acres, and located west of Monticello Road, east of the Broad River, on Caughman Road North in Richland County, South Carolina. The said property being a portion of Tax Parcel R06500-01-01 on the Richland County Tax Map, and as depicted on the aerial attached hereafter as Exhibit A-2.

EXHIBIT B

FORM OF DEED

GENERAL WARRANTY DEED

THIS GENERAL WARRANTY DEED is made as of the ____ day of _____,
201_6, by and between _____, a _____ (the “Seller”), as
Grantor, and VULCAN LANDS, INC., a New Jersey corporation, whose address for indexing
purposes is c/o Vulcan Materials Company, _____, as
Grantee.

WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid, and
other good and valuable consideration, the receipt and sufficiency of which is hereby
acknowledged, the Grantor does hereby grant and convey with GENERAL WARRANTY, unto
the Grantee, all of the property located in Richland County, South Carolina, as more particularly
described on Exhibit A attached hereto (the “Property”).

This conveyance is made subject to easements, conditions, reservations and restrictions
of record insofar as they may lawfully affect the Property.

[SIGNATURE PAGE FOLLOWS - TO BE ATTACHED]

GRANTOR:

a _____,

By: _____ (SEAL)

Name: _____

Title: _____

Dated: _____

STATE OF _____)

) ss:

COUNTY/CITY OF _____)

I, _____, a Notary Public in and for the jurisdiction aforesaid, do hereby certify that _____ as _____ of (NAME OF SELLER), a _____, personally appeared before me and acknowledged the same to be the act and deed of _____.

GIVEN under my hand and seal this _____ day of _____, 201_6.

Notary Public

Commission Expires: _____

EXHIBIT A to DEED
PROPERTY DESCRIPTION

The fee simple interest in the following described parcel of real property (“Property”)

[metes and bounds legal description from Survey to be inserted]

EXHIBIT C

LONG TERM SOILS AGREEMENT

THIS LONG TERM SOILS AGREEMENT (this "Agreement") made this ____ day of _____, 201_, by and between **RICHLAND COUNTY, SOUTH CAROLINA**, hereinafter referred to as "County", and **VULCAN CONSTRUCTION MATERIALS, LLC**, a Delaware limited liability company, by and through its Southeast Division, hereinafter referred to as "Vulcan".

WHEREAS, Vulcan is a producer of construction aggregates, and has a quarry operation in Richland County, South Carolina, known as the Vulcan Dreyfus Quarry (the "Quarry"); and,

WHEREAS, County has on this date sold to Vulcan's affiliate, Vulcan Lands, Inc., a +/- 72 acre tract on Caughman Road North, adjacent to the Quarry, for use in Vulcan's mining operations (the "Property");

WHEREAS, Vulcan, as part of said mining operations on, and planned for, the Property, will have quantities of overburden materials, a mixture of dirt, clay, sand and rock ("Soils"), available for removal from time to time; and

WHEREAS, County has periodic need for quantities of such Soils as it is available from the Property and desires to retain access to a supply of such Soils, subject to Vulcan's mining operations and plans for use of the Property, the requirements of its DHEC Mining Permit, and all other local, state and federal rules and regulations governing such mining operations.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and for other good and valuable consideration, the receipt, adequacy and sufficiency of which are hereby acknowledged, the parties hereto do agree as follows:

1. County shall retain a first right of refusal as to all available Soils on the Property. County agrees to use any Soils exclusively for County's construction projects at the adjacent

Landfill, and shall not seek compensation for excavating such Soils, unless agreed to in writing by Vulcan in Vulcan's sole discretion.

2. County shall have the right to load and remove the Soils in any reasonable manner, in areas designated by Vulcan, from time to time, to be consistent with Vulcan's ongoing operations on the Property.

3. On 14 days' prior notice, Vulcan agrees to grant access to County, or County's designated agent, to excavate and remove any amount of Soils within the designated area.

4. Vulcan shall maintain an NPDES permit for discharges associated with the Property to encompass any excavation activities conducted by County. County shall be responsible for meeting all relevant Best Management Practices, required under the said NPDES permit, relative to any excavation activities conducted by County. The permit application for the borrow pit will be submitted to DHEC within three (3) months following the date hereof. The permit application approval timeframe will be determined by DHEC.

5. When Vulcan determines, in its sole discretion, that it is necessary for it, or an agent, to excavate and remove Soils from the Property as part of its mining operations, County may request that such Soils be delivered to a location within its adjacent Richland County Landfill property. Vulcan shall deliver such Soils at Vulcan's expense. If Seller does not so request, then County waives any interest in such Soils and Vulcan shall be free to dispose of such Soils in any manner it chooses.

6. County has no obligation to take such Soils, and Vulcan has no obligation to stockpile the Soils, in whole or in part, on the Property for the benefit of County.

7. Whether Vulcan is actively undertaking loading and removal operations on the Property, as part of its mining operations, or when County is doing its own loading and removal,

County has the sole responsibility for inspecting the designated areas for excavation, to decide whether County is interested in the types and characteristics of Soil content available, and decide whether it wishes to exercise its first right of refusal.

8. Whenever there are no further Soils available for removal from the Property, under the approved requirements of Vulcan's DHEC mining permit and plan for the Property, then Vulcan shall have the right to terminate this Agreement on 90 days' prior written notice to County. The DHEC mining permit includes requirements for berms, slopes, setbacks and depth of pit, which will all determine the amount of Soils available for disposal or other use.

9. All excavation, loading and removal activities by County, or its agents, on the Property shall be solely at County's risk and liability and shall be performed in compliance with all applicable federal, state and local laws, statutes, ordinances, rules, regulations, orders and requirements, including, without limitation, all environmental laws and regulations and all applicable MSHA requirements. Without limiting the generality of the foregoing, County represents and warrants that County and its agents which will be granted access to the Property have received such training for the excavation, loading and removal activities contemplated hereunder as is required by the Mine Safety and Health Administration (MSHA) or its successors and by all applicable state agencies, including, but not limited to, comprehensive miner training and task training. County covenants that County and its agents will receive any and all required hazard training appropriate for the Quarry. County further covenants to follow Vulcan's safety rules and to maintain its own safety and health program for County's agents sufficient to prevent injury to such persons resulting from their respective activities on the Property.

10. County shall maintain during the term of this Agreement a self-funded liability account in an amount sufficient to meet the requirements of the South Carolina Tort Claims Act, and shall maintain during the term of this Agreement such Statutory Workers' Compensation Insurance coverage as is required in the State of South Carolina. On the date hereof, County and

shall furnish Vulcan with the insurance certificate evidencing same. County, on behalf of itself and its agents, successors and assigns (collectively, the “County Parties”), hereby expressly releases and forever discharges Vulcan and its affiliates and their respective agents (collectively, the “Vulcan Parties”) from any and all claims, lawsuits, liabilities, obligations, penalties, causes of action, suits in equity or claims for relief of whatever kind or nature, whether known or unknown, that any of the County Parties may have or which may hereafter be asserted or accrued against any of the Vulcan Parties by any of the County Parties, in any way resulting from or relating to the Property or any of the excavation, loading and removal activities by County or its agents thereon, except to the extent of the gross negligence or willful misconduct of Vulcan or its agents~~To the fullest extent permitted by applicable law, County shall, except in the case of the negligence or willful misconduct of Vulcan, its officers, employees or agents (collectively, the “Vulcan Parties”), release and hold harmless the Vulcan Parties from and against any and all liability for losses, claims, demands, liabilities, damages, assessable payments, excise taxes, suits or judgments and any payments made in settlement thereof, including, without limitation, payment of attorneys' fees and expenses, to the extent the same arise from injuries or damages alleged or sustained: (a) by County, its employees, contractors or other agents (collectively, the “County Parties”) arising out of, attributable to or resulting from (i) any conditions in or about the Property or the general Quarry premises or any portion thereof, or (ii) the use or occupancy of the Property or the general Quarry premises or any portion thereof by any of the County Parties; or (b) by any of the Vulcan Parties or any third party arising out of, attributable to or resulting from any act or omission of any of the County Parties in connection with the performance of any of the excavation, loading or removal activities contemplated hereunder.~~

In the event County utilizes the services of a contractor or contractors to perform any of the excavation, loading or removal activities contemplated hereunder, County shall cause each such contractor to execute and deliver to Vulcan, Vulcan's customary Insurance, Indemnification and Release Agreement, and to furnish Vulcan with the insurance certificate, or certificates, set out and required therein, prior to each such contractor's entry upon the Property or the general Quarry premises.

11. Vulcan makes no warranty or representation of any kind, express or implied, as to the quality of the Soils, which County takes "IN PLACE" and "AS IS". **VULCAN ALSO MAKES NO WARRANTIES, EXPRESS OR IMPLIED, AS TO MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.**

12. County's status under this Agreement is that of an independent contractor, and County is solely responsible for all costs and liabilities incurred by County in the performance of this Agreement, including, but not limited to, wages, salaries, workers compensation, insurance, equipment repair, equipment maintenance, fuel and utilities, and compliance with all motor vehicle rules and regulations, including gross truck weights. The County has workers' compensation coverage with the South Carolina Counties Workers Compensation Trust, and a certificate of insurance shall be sent to Vulcan evidencing such statutory coverage thereunder.

13. This Agreement constitutes the entire agreement of the parties with respect to the subject matter hereof, and into which all prior negotiations, commitments, representations and undertakings of the parties are merged. Except as herein provided there are no other oral or written understandings or agreements between the parties relating to the subject matter hereof.

If any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, the validity, legality or enforceability of the remaining provisions shall not be affected or impaired in any way.

This Agreement shall be deemed to be made under, and shall be construed in accordance with, and governed by, the laws of the State of South Carolina.

No modification or amendment of this Agreement shall be effective, unless in writing and signed by the parties hereto.

County may not assign, in whole or in part, this Agreement or any rights or obligations hereunder, without the prior written consent of Vulcan, which may be withheld or conditioned in Vulcan's sole discretion. Any attempted assignment in violation of this section shall be void.

This Agreement shall inure to the benefit of, and shall be binding upon, the parties hereto and their respective successors and permitted assigns.

This Agreement may be executed by the parties hereto in two or more counterparts and each executed counterpart shall be considered an original.

This Agreement has been negotiated between the parties with the full and fair opportunity on the part of each party to consult with legal counsel. As such, for construction purposes, this Agreement shall not be deemed the drafting of any one party.

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

County:

**RICHLAND COUNTY,
SOUTH CAROLINA**

Vulcan:

**VULCAN CONSTRUCTION
MATERIALS, LLC**
Southeast Division

By: _____

By: : _____

Its: _____

Its: : _____

List of Property Owners within .5 miles of the Property being sold

Parcel Number	Address	Owner	House
R06600-02-12	115 Tims Road	Mt. Pleasant UMC	Yes
R06600-02-13	124 Tims Road	William P Vinson, Jr	Yes
R06600-02-14	W/S Monticello Road	Dorothy Vinson	No
R06600-02-02	W/S Monticello Road	Dorothy Vinson	No
R06600-02-11	W/S Monticello Road	William P Vinson, Jr	No
R06600-02-10	W of Monticello Road	Central Electric Power	No
R06600-02-09	W/S Monticello Road	William P Vinson, Jr	No
R08000-02-01	9160 Monticello Road	Benedict College	Yes
R08000-01-11	9101 Monticello Road	Donn & Agnes Hammer	Yes
R08000-01-10	9121 Monticello Road	Barry Steven Hammer	Yes
R08000-05-01	W/S Monticello Road	Dorothy Stevens	No
R07900-01-01	9051 Monticello Road	Indigo Associates, LLC	No
R08000-04-16	E/S Monticello Road	William Keenan Trustee	Yes
R08000-04-25	E/S Monticello Road	City of Columbia	No
R08000-04-35	138 Taylor Chapel Rd	Donn & Agnes Hammer	No
R08000-04-41	146 Taylor Chapel Rd	Pauline Shaw	No
R08000-04-36	152 Taylor Chapel Road	Sam Dickerson	No
R08000-04-46	200 Taylor Chapel Road	Leon & Gertrude Williams	Yes
R08000-04-37	156 Taylor Chapel Road	Opted Out	Yes
R08000-04-42	E/S Monticello Road	Angela Scipio	No
R08000-04-50	212 Taylor Chapel Road	Tillman Burton	No
R08000-02-21	201 Taylor Chapel Road	Carolyn Lowman	No
R08000-02-22	137 Taylor Chapel Road	Richard & Diane Gunderson	Yes
R08000-02-23	1032 Willie McCants Rd	Paul Rivers	No
R08000-02-14	Monticello Road	Mark & Brenda Adams	No
R08000-02-14	1023 Willie McCants Rd	Joseph & Susanna Letexier	Yes
R08000-02-20	1031 Monticello Road	Adam McCants	Yes
R08000-02-19	N/S Monticello Road	Alvin Gray etal.	Yes
R08000-02-18	9152 Monticello Road	Carol Scott	Yes
R08000-02-03	N/S Taylor Chapel Rd	Jerry Thompson	No
R08000-02-02	149 Romeo Johnson Rd	Frederick Burrell	Yes
R06600-03-08	9188 Monticello Road	William Davis	Yes
R06600-03-05	9230 Monticello Road	Paul Rivers	No
R06600-03-07	9180 Monticello Road	William Davis	No
R06600-03-10	E/S Monticello Road	Paul Rivers	No
R06600-03-09	215 Monticello Road	Judith & Ethel Day	No
R06600-02-08	W/S Monticello Road	William Vinson Jr.	No
R06600-02-27	W/S Monticello Road	William & Harold Davis	No
R06600-02-28	W/S Monticello Road	William & Harold Davis	No
R06600-02-29	W/S Monticello Road	William Harold Davis	No
R06600-02-30	W/S Monticello Road	William H Davis	No
R06600-02-32	9241 Monticello Road	William Harold Davis	Yes
R06600-02-31	147 Nipper Creek Road	William & Vivian Davis	Yes

R06600-02-40	155 Nipper Creek Road	William Davis et al.	No`
R06600-02-06	139 Nipper Creek Road	Soporia Davis	Yes
R06600-02-37	142 Nipper Creek Road	Frederick Burrell	Yes
R06600-02-04	9301 Monticello Road	Lawrence Burrell	Yes
R06600-02-05	9251 Monticello Road	Verne Lee & Julia Hatten	Yes
R06500-01-04A	W/S Monticello Road	Indigo Associates	No
R06500-01-10	Landfill Road	SC Wildlife & Marine Resources	No
R06500-01-03	1201 Caughman Rd N	Jesse Reese III et al. (Vulcan)	No

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4c Meeting Date: March 28, 2017

To: The Honorable Seth Rose, Chair, Development and Services Committee

From: Sandra Haynes, Director, County Animal Care

Department: Animal Care

Item Subject Title: Animal Care: Community Cat Diversion Program

Action Taken by Committee previously: None.

Options:

1. Review the recommendations and requested ordinance changes and approve.
2. Review the recommendations and requested ordinance changes and do not approve.
3. Review the recommendations and requested ordinance changes and approve with agreed upon changes by Council.

Motion Requested Today: Recommend that Council approve the request to amend the ordinance and implement the No-Kill community recommendations.

Staff Recommendation: Recommend that Council approve the request to amend the ordinance and implement the No-Kill community recommendations.

Impact of Action: Operating Budget: None.

Capital Budget: None.

Funding Amount/Source: None identified at this time.

Requested by: Sandra Haynes, Director, County Animal Care

Staff Representative: Sandra Haynes, Director, County Animal Care

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action

3/14/17
Date Submitted

Brandon Madden
Approved by the County Administrator's Office

All
Council District

Richland County Council Request of Action

Subject: Animal Care: Community Cat Diversion Program

A. Purpose

County Council is requested to review recommendations for policy and ordinance changes and make a decision on whether to approve any of them.

B. Background / Discussion

Reducing the number of animals euthanized in our community depends on the collaboration of Richland County, not-for-profit organizations, and individuals who support the effort with their time, expertise and financial gifts. Each plays a significant role in establishing a no-kill community.

Understanding the role of the County, County Council is being asked to consider a few key recommendations which aim to promote the transformation of Richland County to a no-kill community. As a proactive measure, it would be beneficial to strongly consider these recommendations as a feasible solution for the issue that the community currently faces with its euthanasia rates. The specific proactive measures that are currently being considered are those that address owner surrendered animals and the disposition of feral cats.

When considering the euthanasia rates in the County, one of the directly related contributors that we could more effectively control are owner surrendered animals. If owners are tasked by the County to acknowledge accountability for the pets, there is then a higher expectation to genuinely exhaust all other measures before surrendering them to the shelter. This would potentially result in a reduction in euthanasia of healthy pets. By altering the County's policy on the intake of owner surrendered animals we are able to proactively foster this accountability.

Additionally, the number of feral cats that enter the shelter disproportionately contribute to its euthanasia rates. The most obvious reason for this is the aggressive rate at which these cats reproduce. This reproduction rate has proven to be much greater than the rate at which they are being euthanized. This has resulted in an increased euthanasia effort while the feral cat population still continues to grow. As another proactive measure, an adoption of a policy that would address the active reproduction of feral cats while also reducing the number that are euthanized, could ultimately serve to be a common ground for proponents of a no-kill community and those that are indifferent to the concept.

In an effort to take charge in the transition of the County to a no-kill community, below are the recommendations that we are requesting to go forward with.

Recommendation that requires a policy change only:

1. The County would no longer provide service for owners requesting to have their healthy pets picked up. Citizens would schedule non-emergency owner surrenders with the City of Columbia Animal Shelter. However, the County would continue to pick up sick and injured owner surrenders by request.

Recommendation that requires an ordinance change:

1. Amend the County ordinance to include a Community Cat Diversion Program ordinance.

Independent of the no-kill community recommendations, staff is also requesting Council to approve general amendments to the ordinance. These amendments are being requested to provide for clearer guidelines for Animal Care Officers and citizens alike. Additionally, amendments are being requested to ensure that the County is better able to act in the best interest of public safety. All requested ordinance amendments are attached for your convenience.

C. Legislative / Chronological History

This is a staff initiated request so there is no legislative history.

D. Alternatives

1. Review the recommendations and requested ordinance changes and approve.
2. Review the recommendations and requested ordinance changes and do not approve.
3. Review the recommendations and requested ordinance changes and approve with agreed upon changes by Council.

E. Final Recommendation

It is recommended that Council approve the request to amend the ordinance and implement the aforementioned recommendations. Some of the requested ordinance amendments are being submitted in an effort to provide clearer guidelines for Animal Care Officers as it relates to enforcement. There have been issues of ambiguity in the past that have raised questions of applicability in court and these amendments seek to alleviate these questions.

The County should implement the recommendations because it is our intent to proactively work toward the goal of becoming a no-kill community.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-16HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 5, ANIMALS AND FOWL.

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 Richland County Code of Ordinances; Chapter 5, Animals and Fowl, is hereby amended by the deletion of the language contained therein and the substitution of the following language:

CHAPTER 5: ANIMALS AND FOWL

Sec. 5-1. Definitions.

Whenever used in this chapter, unless a contrary intention is clearly evidenced, the following terms shall be interpreted as herein defined.

Abandon shall mean to desert, forsake, or intend to give up absolutely an animal without securing another owner.

Abuse shall mean the act of any person who deprives any animal of necessary sustenance or shelter, or inflicts unnecessary pain or suffering upon any animal, or causes these things to be done.

Animal shall mean, in addition to dog and cat, any organism of the kingdom of Animalia, other than a human being.

Animal Care Officer shall mean any person employed by the county to enforce the animal care program.

Animal Care Facility shall mean any premises designated by the county for the purpose of impounding, care, adoption, or euthanasia of ~~dogs and cats~~ animals held under authority of this chapter.

At large shall mean an ~~pet~~ animal running off the premises of the owner or keeper and not under the physical control of the owner or keeper by means of a leash or other similar restraining device, or an animal on its owner's premises but not under restraint. A dog properly within the enclosed boundaries of a dog park shall not be considered at large. For the purposes of this definition, a dog park shall mean an enclosed area, owned and/or operated by the county, any municipality, or private entity, designed, intended, and used for domestic dogs to play and exercise off-leash in a controlled environment under the supervision of their owners.

Community Cat, also call “free roaming cat”, shall mean a domestic cat that lives outdoors full-time, has little or no human contact, is not well socialized to humans, and has no known owner. Pets, house cats which are outside periodically, and stray cats (lost or abandoned house pets) are specifically excluded from this definition.

Dangerous or vicious animal shall mean:

(1) Any animal, which the owner knows or reasonably should know, has the propensity, tendency or disposition to attack, to cause injury to, or to otherwise endanger the safety of human beings or domestic animals; or

(2) Any animal which attacks a human being or domestic animal one or more times without provocation, whether or not such attack occurs on the premises of the animal’s owner; or

(3) Any animal, which is not under restraint, and which commits unprovoked acts and those acts cause a person to reasonably believe that the animal will attack and cause bodily injury to a human being or domestic animal; or

(4) An animal owned, kept or harbored primarily, or in part, for the purpose of animal fighting or an animal which has been trained for animal fighting.

Domestic shall mean any animal which shares the genetic makeup and/or physical appearance of its ancestors which were historically domesticated for human companionship and service.

Non-domestic shall mean any animal which shares the genetic makeup and/or physical appearance of its ancestors which were not historically domesticated for human companionship and service.

Nuisance shall mean an animal that disturbs the rights of, threatens the safety of, or damages a member of the general public, or interferes with the ordinary use and enjoyment of their property or public property.

Owner shall mean any person who:

- (1) Has a property right in an animal;
- (2) Keeps or harbors an animal or who has it in his or her care or acts as its custodian; or
- (3) Permits an animal to remain on or about any premises occupied by him or her.

Pet shall mean a domestic dog (canis familiaris) and/or a domestic cat (felis catus domesticus).

Shelter shall mean any structure appropriately sized for the pet to stand or lie in a normal manner. The structure must have a roof, three sides, appropriate sized opening for the entry and exit and a floor so as to protect the pet from the elements of weather.

Under restraint shall mean an pet animal that is on the premises of its owner or keeper by means of a leash, fence or other similar restraining device, or is on the premises of its owner or keeper and

accompanied by the owner/keeper, or an an pet animal that is off the premises of its owner or keeper but is accompanied by its owner or keeper and is under the physical control of such owner or keeper by means of a leash or other similar restraining device.

Wild or feral animal shall mean any animal which is not naturally tame or gentle, and which is of a wild nature or disposition, and which is capable of killing, inflicting serious injury upon, or causing disease among, human beings or domestic animals and having known tendencies as a species to do so.

Sec. 5-2. Differential county and commercial pet breeder licenses; license fees; rabies vaccination tags.

(a) It shall be unlawful for the owner of any pet to fail to ~~provide~~ obtain for any pet over four (4) months of age, ~~with~~ a current county pet license ~~tag~~. The owner of any pet over four (4) months of age must also have a current rabies vaccination tag showing that such pet has been vaccinated by a licensed veterinarian. No license will be issued unless proof of inoculation is shown. Any pet owner who moves into the county for the purpose of establishing residency shall have thirty (30) days in which to obtain the license.

(b) ~~The county license fee for fertile pets shall be twenty dollars (\$20.00) per year. The annual license fees for fertile and sterilized pets shall be established and approved by the county council. The county license fee for sterilized pets shall be four dollars (\$4.00) per year.~~ Licenses will expire one (1) year after the date of issue, and owners will have until the end of the month of original issue to renew the licenses.

(c) The Animal Care Department shall annually provide a sufficient number of durable tags suitable for pets, numbered from one (1) upwards, on which shall be stamped the year and the words "pet license." Such tags must be worn by all pets in the county at all times. ~~Any pet owner who has their animal tattooed may register the tattoo number with the Animal Care Department in addition to obtaining a tag.~~

(d) It shall be unlawful for a commercial pet breeder to fail to obtain a county commercial pet breeder license. The requirements for such a license are as follows:

(1) Individuals engaged or intending to engage in breeding as a business, occupation, or profession must obtain a commercial pet breeder license from the Animal Care Department. Additionally, such breeders must obtain a separate business license through the County's Business Service Center.

(2) ~~First-time a~~ Applicants must have all pets that have reached the age of four (4) months, currently licensed with a ~~C~~ county pet license, before applying for the commercial pet breeder license.

(3) The Animal Care Department, through its Animal Care Officers, shall conduct an inspection of the property for the license requested by the applicant to determine whether the applicant qualifies to hold a license pursuant to this section.

(4) During an inspection, an Animal Care Officer will be looking for the following:

a) The enclosure where the pets are being kept should be constructed in such a manner that any pets housed there will be adequately and comfortably kept in any season of the year.;

b) The location of all pet enclosures should be in such a position so that ~~it~~ they can be easily cleaned and sanitized. Any kennels or yards that are connected or are used to confine the pets must be kept clean and free from accumulations of feces, filth, mud and debris.;

c) Every pet on the premises should have constant access to a clean and fresh water supply. All pets must also have an adequate amount of appropriate food to maintain each pet's normal condition of health.;

d) The premises must be set up in such a manner as to not allow pets to stray beyond ~~its~~ their enclosed confines. The setup must also prevent the public and stray animals from obtaining entrance into or gaining contact with any pets on the premises.;

e) Every pet that has reached the age of four (4) months on the premises must have a valid pet license on file with Richland County.

(5) A license will not be issued to an applicant that has pled no contest, or has been found to have violated any federal, state, or local laws or regulations pertaining to animal cruelty within five (5) years of the date of application.

(6) License ~~registration~~ application should be made prior to any litter being delivered. Failure to timely ~~register~~ apply under this ordinance may result in additional penalties.

(7) A commercial pet breeder license is not transferrable to another person or location.

~~(8) The inspection fee for a county commercial pet breeder license shall be one hundred (\$100.00) dollars annually. The annual inspection fee for a county commercial pet breeder license shall be established and approved by county council.~~ The license shall expire one (1) year after the date of issue.

(9) Any violations found under the provisions of this Chapter shall be grounds for the suspension of the commercial pet breeder license, if deemed necessary by the Animal Care Department. Re-instatement of such license shall be determined on a case by case basis. ~~—i.~~ The commercial pet breeder license of any licensee whose license has been suspended shall remain inactive and all breeding shall cease until the license has been reinstated or a new license is issued.

(10) In addition to the inspection fee for the commercial pet breeder license, a pet breeder is required to adhere to the licensing requirements of the county pet license as set forth in subsections

(a) and (b) of this section; so that there is a requirement of one (1) commercial pet breeder license per breeder in addition to one (1) county pet license per pet that has reached a minimum age of four (4) months and is still in ~~their~~ the commercial pet breeder's custody.

Sec. 5-3. Exemptions from differential licensing fees.

(a) The following classifications of owners of pets shall be exempt from paying the higher license fee for fertile pets. These exempt persons shall be required to purchase a license for their pet ~~but and~~ will pay ~~only a fee of four dollars (\$4.00) for each license~~ the same license fee as required for sterilized pets and ~~will not be required to have the pet spayed/neutered~~:

(1) Any owner of a pet who can furnish a statement from a licensed veterinarian that the pet, due to health reasons, could not withstand spay/neuter surgery;

(2) Any owner of one or more purebred pets who can furnish proof of participation in a nationally recognized conformation or performance events within the past twelve months; ~~;~~

(3) Any owner of a dog that is currently being used for hunting purposes and has properly been registered with a nationally recognized organization which sanctions hunting tests and/or field trials. Such registration must be accompanied by proper documentation that will be required to receive this exemption. The Animal Care Director shall make the final decision on whether the documentation is sufficient to meet the requirements of this section.

(b) Any owner of a dog which is trained to be an assistance/service dog for its owner shall be required to obtain an annual license but shall not be required to pay any license fee.

(c) The county Animal Care Department shall maintain the name and address of each party to whom a license and tag have been issued under the provisions of this ~~section~~ chapter and shall keep the same on file in the offices of the department for the purpose of identification.

~~Sec. 5-4. Dangerous or vicious animals.~~

~~—(a) No person owning or harboring or having the care or the custody of a dangerous animal may permit the animal to go unconfined on his premises. A dangerous animal is unconfined as the term is used in this section if the animal is not securely confined indoors or confined in a securely enclosed and locked pen or "run" area upon the person's premises. The pen or run area also must have either: 1) sides six (6) feet high, or 2) a secure top. If the pen or structure has no bottom secured to the sides, the sides must be imbedded into the ground at a depth of no less than one (1) foot. However, the provisions of this section shall not apply to any animal that is owned by a licensed security company and is on patrol in a confined area.~~

~~(b) For the purposes of this section a dangerous or vicious animal shall be defined to be any one of the following:~~

~~—(1) Any animal with a propensity, tendency or disposition to attack, to cause injury to, or to otherwise endanger the safety of human beings or other domestic animals; or~~

~~—(2) Any animal which attacks a human being or other domestic animal one or more times without provocation whether or not such attack occurs on the premises of the animal's owner; or~~

~~—(3) An animal owned or harbored primarily or in part for the purpose of animal fighting or an animal trained for animal fighting.~~

~~(c) Any animal that has been determined to be a dangerous or vicious animal may be impounded by the Animal Care Department. Such animals shall not be euthanized unless the owner has surrendered the animal to the animal care facility and has completed and signed a surrender form or until a hearing is held before an appropriate magistrate and the magistrate has determined that the animal should be euthanized. However, if the magistrate has determined that the owner may redeem the animal, the Animal Care Department shall release the animal upon receipt of all redemption fees as described in Section 5-14, below. If the owner does not pay the redemption fees within five (5) days of the magistrate's order, the animal shall become the property of the Animal Care Department and may be euthanized.~~

Sec. 5-4. Community Cat Diversion Program

(a) Purpose. It is the intent of this section to create a Community Cat Diversion Program (“Program”) within Richland County in order to reduce cat overpopulation in an effective and humane way by using the Trap, Neuter, and Return (TNR) method.

(b) Scope. This section shall apply only to healthy free roaming and Community Cats. Well socialized, friendly, or abandoned house pets do not qualify for the Program as they depend on humans for survival. The Superintendent of Animal Services, or his/her designee, shall make the decision as to whether a cat qualifies for the Program.

(c) Procedures.

(1) Any Community Cat either trapped or seized by an animal care officer or turned into the animal care facility by a citizen shall be:

- i. Assessed by a veterinarian to determine the condition of health;
- ii. Spayed or neutered, as needed;
- iii. Vaccinated for rabies, feline viral rhinotracheitis, calicivirus, and panleukopenia;
and;
- iv. Ear-tipped for identification.

(2) All cats entering the animal care facility shall be immediately assessed for Program qualification; those unqualified shall be processed in accordance with this chapter.

(3) Any Community Cat entering the Program shall be returned on the third day after spay/neutering or as soon as practicable thereafter to the area where it was trapped or seized. Any

Community Cat which meets all the requirements in section (c)(1), above, that is trapped, seized, or brought to the animal care facility may be immediately returned to the same community.

(4) The county shall have no liability for cats in the Program.

(5) Community Cats are exempt from licensing and related fees.

Sec. 5-5. Running at large – restraint.

(a) All ~~domestic~~ animals must be kept under restraint or confinement. Any ~~domestic~~ animal not so restrained or confined will be deemed unlawfully running at large in the unincorporated area of the county. Provided, however, this subsection shall not apply to domestic cats that have been spayed or neutered or those cats in the Community Cat Diversion Program.

(b) Dogs that are participating in hunting events, obedience trials, conformation shows, tracking tests, herding trials, lure courses and other events similar in nature shall not be considered "at large."

(c) In the interest of public safety, if an Animal Care Officer witnesses an animal not under restraint, the officer may exercise the authority to pursue the animal(s) onto private property and/or into an enclosed fenced yard. This authority may only be exercised if it has been determined by the officer that the animal is clearly able to enter and exit from the premises unrestrained and presents an immediate threat of bodily harm to public safety such as, but not limited to: aggressively charging, attempting to bite, or displaying obvious unprovoked acts of aggression. Such pursuit shall end at such time as the animal is no longer at large and/or is under restraint. If an immediate threat to public safety is absent, then a search warrant must be executed in order to enter an enclosed fenced yard.

Sec. 5-6. Removal of excrement.

The owner of every ~~pet~~ animal shall be responsible for the removal of any excretions deposited by his or her ~~pet~~ animal on public walks and ways, recreation areas, or private property other than that of the owner.

Sec. 5-7. Injured or diseased ~~pets~~ animals.

Anyone striking a ~~pet~~ domestic animal with a motor vehicle or bicycle shall notify the county Animal Care Department who will then take action necessary to make proper disposition of the ~~pet~~ animal. Any domestic animal ~~pet~~ received by the animal care facility in critical condition from wounds, injuries, or disease may receive sustaining treatment by a licensed veterinarian until such time as the owner of the animal ~~pet~~ is contacted. Every effort possible shall be made to contact the owner or veterinarian of the animal ~~pet~~ via information obtained from its tag or microchip. Any such animal ~~pet~~ in critical condition, as described in this section, may be humanely destroyed if the owner or veterinarian of the animal cannot be contacted within two (2) hours. If the ~~pet~~ animal is in severe pain it may be destroyed immediately with agreement from a licensed veterinarian.

Sec. 5-8. Nuisance animals.

~~(a) The actions of an animal constitute a nuisance when an animal disturbs the rights of, threatens the safety of, or damages a member of the general public, or interferes with the ordinary use and enjoyment of their property.~~

(~~b~~a) It shall be unlawful for any person to own, keep, possess, or maintain an animal in such a manner so as to constitute a **public** nuisance. By way of example, and not of limitation, the following acts or actions by an owner or possessor of any animal are hereby declared to be a **public** nuisance and are, therefore, unlawful:

(1) Failure to exercise sufficient restraint necessary to control an animal as required by Section 5-5~~;~~₃

(2) Allowing or permitting an animal to damage the property of anyone other than its owner, including, but not limited to, turning over garbage containers or damaging gardens, flowers, or vegetables~~;~~₃

(3) Failure to maintain a dangerous animal in a manner other than that which is described as lawful in Section 5-416(c)~~;~~₃

(4) Maintaining animals in an environment of unsanitary conditions which results in offensive odors or is dangerous to the animal or to the public health, welfare or safety~~;~~₃

(5) Maintaining his or her property in a manner that is offensive, annoying, or dangerous to the public health, safety, or welfare of the community because of the number, type, variety, density, or location of the animals on the property~~;~~₃

(6) Allowing or permitting an animal to bark, whine, or howl in an excessive, unwarranted, and continuous or untimely fashion, or make other noise in such a manner so as to result in a serious annoyance or interference with the reasonable use and enjoyment of neighboring premises~~;~~₃

(7) Maintaining an animal that is diseased and dangerous to the public health~~;~~₃

(8) Maintaining an animal that habitually or repeatedly chases, snaps at, attacks, or barks at pedestrians, bicycles, or vehicles.

(~~e~~b) An animal that has been determined to be a **habitual** nuisance by the Animal Care Department may be impounded and may not be returned to the owner until said owner can produce evidence to demonstrate that the situation creating the nuisance has been abated.

(~~d~~c) Every female animal in heat shall be kept confined in a building or secure enclosure in such a manner as will not create a nuisance by attracting other animals.

Sec. 5-9. Animal care, generally.

(a) It shall be unlawful for an owner to fail to provide his or her animal(s) with sufficient good and wholesome food and water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering, and humane care and treatment.

(b) It shall be unlawful for a person to beat, cruelly treat, torment, overload, overwork, or otherwise abuse an animal, or cause, instigate, or permit any dogfight or other combat between animals or between animals and humans.

(c) It shall be unlawful for a person to dye or color artificially any animal or fowl, including but not limited to rabbits, baby chickens, and ducklings, or to bring any dyed or colored animal or fowl into the ~~C~~county.

(d) It shall be unlawful for any owner to abandon an animal in the unincorporated area of the county.

Sec. 5-10. Sale of ~~pets~~ animals.

(a) No person shall sell, trade, barter, auction, lease, rent, give away, or display for commercial purpose, any live pet animal, on any roadside, public right-of-way, public property, commercial parking lot or sidewalk, or at any flea market, fair or carnival. Licensed pet shops, commercial kennels, municipal and/or county animal care facilities, and licensed pet rescue organizations are exempt from the requirements of this subsection (a).

(b) No person shall offer an pet animal as an inducement to purchase a product, commodity or service.

(c) No person shall sell, offer for sale or give away any pet under eight (8) weeks of age, except as surrender to a municipal and/or county animal care facility or to a licensed pet rescue organization.

~~(d) Licensed pet shops, commercial kennels, municipal and/or county animal care facilities, and licensed pet rescue organizations are exempt from the requirements of this section.~~

Sec. 5-11. Care of animals during transport.

During transportation, an animal must be provided adequate space and ventilation, and must not be confined in one area for more than ~~thirty-six~~ twenty-four (24) consecutive hours without being adequately exercised, rested, fed, and watered.

Sec. 5-12. Seizure and right of entry to protect abandoned, neglected, or cruelly treated animals.

(a) If the owner does not give permission, the Animal Care Officer may obtain a search warrant to enter any premises upon which it is suspected a violation of this chapter exists. Once upon the premises, the officer may examine such animal and may take immediate custody of the animal when, in his or her opinion, it requires removal from the premises for the immediate protection of

the animal or the public, and shall issue a uniform ordinance summons to the owner. If an Animal Care Officer witnesses an animal in distress and in need of immediate medical attention, the officer may exercise the authority to enter onto private property (yard only) and/or into an enclosed fenced yard to seize the animal. If the animal is not in need of immediate medical care, then a search warrant must be executed in order to enter onto private property (yard only) and/or into an enclosed fenced yard. The Animal Care Officer shall thereafter petition the appropriate magistrate for a hearing, which shall be a civil proceeding. The hearing shall be set not more than ten days from the date of the seizure of the animal to determine whether the owner, if known, is able to adequately provide for the animal and is a fit person to own the animal until final disposition of the uniform ordinance summons (criminal proceeding). The Animal Care Officer shall cause to be served upon the owner, if known and residing within the jurisdiction wherein the animal is found, written notice at least five (5) days prior to the hearing of the time and place of the hearing. If the owner is not known or cannot be found within the jurisdiction wherein the animal was found, the Animal Care Officer shall post a copy of the notice at the property where the animal was seized. The pet or animal shall remain in the custody and care of the Animal Care Department until such matter is heard conclusion of the civil hearing before the magistrate. During or after the final uniform ordinance summons proceeding, tThe magistrate shall make the final determination as to whether the animal is returned to the owner or whether title is transferred to the Animal Care Department whereby the animal may be put up for adoption or humanely destroyed. The court, in either proceeding, in determining whether the owner is able to adequately provide for the animal or is a fit person to own the animal, may take into consideration, among other things, the owner's past record of convictions under this chapter, or one similar thereto, and the owner's mental and physical condition.

If the magistrate, after conclusion of either the civil or criminal proceeding, orders the return of the animal to its owner, the animal care facility shall release the animal upon receipt from the owner of all redemption fees as described in Section 5-14, below. If the owner does not pay the redemption fees within five (5) days of the magistrate's order of final disposition of the animal after conclusion of the criminal proceeding, the animal shall become the property of the Animal Care Department, shall not be released to the owner, and may be placed for adoption or euthanized.

(b) Nothing in this section shall be construed to prohibit the euthanization of a critically injured or ill animal for humane purposes at any time after the initial seizure of the animal.

Sec. 5-13. Impounding; surrender.

(a) Any animal found within the unincorporated area of the county in violation of the provisions of this chapter may be caught and impounded by county authorities. If an animal cannot be caught in a safe, efficient manner, animal care personnel may tranquilize the animal by use of a tranquilizer gun. The Animal Care Department may, thereafter, make available for adoption or humanely destroy impounded animals which are not positively identifiable and not redeemed within five (5) days. Except as provided in subsection (f), below, Aanimals impounded at the animal care facility, which are deemed by the Superintendent of Animal Services, or his/her designee, in agreement with

a licensed veterinarian, to constitute a danger to other animals or persons at the facility, or which are infectious to other animals, in pain or near death, may be humanely destroyed immediately.

(b) When a person arrested is, at the time of the arrest, in charge of an animal, the county Animal Care Department may take charge of the animal and deposit the animal in a safe place of custody or impound the animal at its animal care facility.

(c) The county may transfer title of all animals held at its animal care facility after the legal detention period has expired and its owner has not claimed the animal.

(d) A positively identifiable animal is one which bears or wears a legible and traceable current permanent number, county license tag or rabies vaccination tag pursuant to Section 5-2; or traceable number, tattoo or microchip pursuant to S.C. Code § 47-3-510 (Supp.1999).

The owner of a positively identifiable impounded animal shall be notified at the owner's last known address by registered mail if attempts by telephone are not successful. The owner has fourteen (14) days from the date of mailing to ~~contact~~ redeem the animal from the animal care facility ~~for pick-up~~. Redemption costs will include the cost of mailing; plus any established costs, fines, fees or other charges. If the owner does not ~~make contact~~ redeem the animal within fourteen (14) days of the date of the mailing, the animal will be deemed abandoned and becomes the property of the animal care facility. For animals impounded at the animal care facility, the Superintendent of Animal Services, or his/her designee in agreement with a licensed veterinarian, shall either place the animal for adoption or have the animal humanely destroyed, pursuant to S. C. Code § 47-3-540 (Supp. 1999).

Notwithstanding the above and except as provided in subsection (f), below, positively identifiable animals impounded at the animal care facility, which are deemed by the Superintendent of Animal Services, or his/her designee, in agreement with a licensed veterinarian to constitute a danger to other animals or persons at the facility, or which are infectious to other animals, in pain or near death, may be humanely destroyed at any time.

(e) Any animal found "at large" may be impounded by the Animal Care Officer and may not be redeemed by its owner unless such redemption is authorized by the county Animal Care Department, with assurance from the owner that proper care and custody will be maintained.

(f) Any animal that has been determined by the Animal Care Department to be a dangerous or vicious animal, and is not properly confined as described in Section 5-16(c), below, or is otherwise in violation of this chapter, may be impounded by the Animal Care Department. Such animals shall not be euthanized unless the owner has surrendered the animal to the animal care facility and has completed and signed a surrender form or until a final uniform ordinance summons proceeding (criminal proceeding) is held before an appropriate magistrate and the magistrate has determined that the animal should be euthanized.

If the owner does not give permission, the Animal Care Officer may obtain a search warrant to enter any premises upon which it is suspected a violation of this chapter exists. Once upon the premises, the officer may examine such animal and may take immediate custody of the animal when, in his or her opinion, it requires removal from the premises for the immediate protection of the animal or the public, and shall issue a uniform ordinance summons to the owner. The Animal Care Officer shall thereafter petition the appropriate magistrate for a hearing, which shall be a civil proceeding. The hearing shall be set not more than ten (10) days from the date of the seizure of the animal to determine whether the owner, if known, is able to adequately provide for the animal, adequately confine the animal as defined in Section 5-16 (c), and is a fit person to own the animal until final disposition of the uniform ordinance summons (criminal proceeding). The Animal Care Officer shall cause to be served upon the owner, if known and residing within the jurisdiction wherein the animal is found, written notice at least five (5) days prior to the hearing of the time and place of the hearing. If the owner is not known or cannot be found within the jurisdiction wherein the animal was found, the Animal Care Officer shall post a copy of the notice at the property where the animal was seized. The pet or animal shall remain in the custody and care of the Animal Care Department until conclusion of the civil hearing before the magistrate. During or after the final uniform ordinance summons proceeding, the magistrate shall make the final determination as to whether the animal is returned to the owner or whether title is transferred to the Animal Care Department whereby the animal may be put up for adoption or humanely destroyed. The court, in either proceeding, in determining whether the owner is able to adequately provide for the animal, adequately confine the animal as defined in Section 5-16 (c), or is a fit person to own the animal, may take into consideration, among other things, the owner's past record of convictions under this chapter, or one similar thereto, and the owner's mental and physical condition.

If the magistrate, after conclusion of either the civil or criminal proceeding, orders the return of the animal to its owner, the animal care facility shall release the animal upon receipt from the owner of all redemption fees as described in Section 5-14, below. If the owner does not pay the redemption fees within five (5) days of the magistrate's order of final disposition of the animal after conclusion of the criminal proceeding, the animal shall become the property of the Animal Care Department, shall not be released to the owner, and may be placed for adoption or euthanized.

Nothing in this subsection (f) shall be construed to prohibit the euthanization of a critically injured or ill animal for humane purposes at any time after impoundment of the animal.

(fg) Any animal surrendered to the ~~Animal Care Department~~ or animal care facility may be adopted or euthanized at any time provided there is a completed and signed surrender form on file for the animal concerned.

(gh) It shall be unlawful for any person to furnish false information on the animal surrender form.

Sec. 5-14. Redemption.

(a) The owner or keeper of any pet animal that has been impounded under the provisions of this chapter, and which has not been ~~found~~ determined by the Animal Care Department to be dangerous or vicious, shall have the right to redeem such pet at any time within the legal detention period outlined in Section 5-13 upon payment of ~~a fee as follows: all fees established and required by the Animal Care Facility. No pet will be released without proof of inoculation and without an implanted microchip.~~

~~(1) For a pet that has been properly inoculated, licensed, microchipped, and neutered or spayed, the fee shall be \$10.00.~~

~~(2b) For other pets the fee shall be \$10.00 plus the appropriate license fee, the charge for rabies inoculation, the cost of microchipping the pet, and the cost of spaying or neutering the pet. No fertile pet shall be redeemed or adopted unless one of the criteria exceptions under the exceptions provisions in subSections 5-3(a)(1)–(3) has been met. No pet will be released without proof of inoculation and without an implanted microchip. The requirements that a pet must be of spaying or neutering before being redeemed shall not be waived under pursuant to the exceptions in subSections 5-3 (a)(1)–(3) when if the animal has been impounded a second time more than once for any violations of this chapter. In such instances, the pet shall be spayed or neutered by the animal care facility and the costs of such shall be added to all other required redemption fees.~~

~~(b) In addition to the redemption fee, an impound fee of \$20.00 and a board fee of \$6.00 per day per pet shall be paid by the owner or keeper when a pet is redeemed.~~

(c) The fees set out in this section shall be doubled for any pet impounded twice or more within the same 12-month period.

Sec. 5-15. Adoption.

(a) Any animal impounded under the provisions of this chapter may, at the end of the legal detention period, be adopted provided the new owner will agree to comply with the provisions contained herein.

(b) Any pet surrendered to the Animal Care Department or animal care facility may be adopted at any time provided there is a completed and signed surrender form on file for the animal concerned.

(c) Those individuals adopting puppies or kittens too young to be neutered or spayed or receive rabies inoculations will pay the cost of these procedures at the time of adoption and be given an appointment for a later time to have these procedures accomplished. In the event the animal is deceased prior to the appointment date, the applicable portion of the adoption fee will be returned.

Sec. 5-16. Prohibited; exceptions.

(a) Except as provided in subsection 5-16 (d), it shall be unlawful for any person to sell, own, keep, harbor, or act as custodian of a:

~~(1)~~ ~~a~~1. Nondomestic member of the family felidae;

~~B~~2. Wolf-dog hybrid containing any percentage of wolf;

~~e~~3. Badger, wolverine, weasel, skunk and mink;

~~d~~4. Raccoon;

~~e~~5. Bear;

~~f~~6. Nonhuman primate to include ape, monkey, baboon, macaque, lemur; marmoset, tamarin and other species of the order primates;

~~g~~. Marmoset, tamarin and other species of the order primates;

~~h~~7. Bat;

~~i~~8. Alligator, crocodile and caiman;

~~j~~9. Scorpion;

~~k~~10. Constricting snake of the following species: reticulated python, python reticulatus; Burmese/Indian rock python, python molurus; rock python, python sebae, and anaconda, eunectes murinus;

~~l~~11. Venomous reptile; ~~or~~

12. Any snake or other animal where the animal's behavior, size, temperament, breed, or capacity for inflicting serious injury is or may be detrimental to the safety and welfare of citizens in the immediate surrounding area;

~~m~~13. Any Lizard over two feet which ~~are~~ is a members of the family varanidae;:

14. Any non-domesticated member of the order Carnivora;

15. Any wild or feral animal; or

16. Any animal of mixed domestication and feral lineage.

(b) ~~It shall be unlawful for any person to own, keep, harbor, act as custodian of, expose to public view or contact, exhibit either gratuitously or for a fee, any wild or feral animals identified in this subsection, or any animal of mixed domestication and feral lineage within the unincorporated areas of the county on public or private property, except as provided in subsection 5-16(d). It shall be lawful for any person to own, keep, harbor, act as custodian of any snake not listed in subsection 5-16(a); provided, however, it shall be unlawful to expose such snake to public view or contact, or exhibit either gratuitously or for a fee, within the unincorporated areas of the county on public or private property, except as provided in subsection 5-16(d).~~

~~(1) Any Richland County resident, who prior to the effective date of this ordinance, had pre-existing ownership or possession of any animal prohibited under this section shall have 180 days to comply. This 180 day period shall begin concurrent with the effective date of this ordinance.~~

~~(c) Wild or feral animal means:~~

~~—(1) Any animal which is not naturally tame or gentle, and which is of a wild nature or disposition, and which is capable of killing, inflicting serious injury upon, or causing disease among, human beings or domestic animals and having known tendencies as a species to do so;~~

~~—(2) Any non-domesticated member of the order Carnivora;~~

~~—(3) The following animals which shall be deemed to be wild or feral animals per se:~~

~~—a. All nondomestic members of the family felidae;~~

~~—b. Wolves, wolf-dog hybrids containing any percentage of wolf, coyotes and foxes;~~

~~—c. Badgers, wolverines, weasels, skunks and mink;~~

~~—d. Raccoons;~~

~~—e. Bears;~~

~~—f. Nonhuman primates to include apes, monkeys, baboons, macaques, lemurs, marmosets, tamarins and other species of the order primates;~~

~~—g. Bats;~~

~~—h. Alligators, crocodiles and caimans;~~

~~—i. Scorpion;~~

~~—j. Any snakes or venomous reptile; or~~

~~—k. Lizards over two feet which are members of the family varanidae;~~

(c) It shall be unlawful for a person owning or harboring or having the care or the custody of a dangerous or vicious animal to permit the animal to go unconfined. A dangerous or vicious animal is unconfined as the term is used in this section if the animal is not securely confined indoors or confined in a securely enclosed and locked pen or "run" area upon the person's premises. The pen or run area also must have either: 1) sides six (6) feet high, or 2) a secure top. If the pen or structure has no bottom secured to the sides, the sides must be imbedded into the ground at a depth of no less than one (1) foot. However, the provisions of this subsection shall not apply to any animal that is owned by a licensed security company and is on patrol in a confined area.

(d) The prohibition~~s~~ contained in subsections (a), ~~(b)~~ and ~~(eb)~~ above, shall not apply ~~to the keeping of wild or feral animals~~ in the following circumstances:

(1) The keeping of ~~wild or feral~~ such animals in a public zoo, bona fide education or medical institution, humane society, or museum where they are kept as live specimens for the public to view, or for the purpose of instruction, research or study;

(2) The keeping of ~~wild or feral~~ such animals for exhibition to the public by a bona fide traveling circus, carnival, exhibit or show, properly licensed and permitted by state and local law;

(3) The keeping of ~~wild or feral~~ such animals in a bona fide, licensed veterinary hospital for treatment;

(4) The keeping of ~~wild or feral~~ such animals by a wildlife rescue organization with appropriate permits from any state or local regulatory body.

Sec. 5-17. Interference with animal care officers.

It shall be unlawful for any person to interfere with, hinder, or molest an Animal Care Officer in the performance of his or her duty or seek to release any pet animal in ~~his/her~~ the custody of an Animal Care Officer without ~~his/her~~ such officer's consent.

Sec. 5-18. Complainant's identification to remain confidential.

The identity, or information tending to reveal the identity, of any individual who in good faith makes a complaint or otherwise discloses information, which alleges a violation of this chapter, shall remain confidential ~~to the agency receiving the report~~ unless the complainant authorizes the release of his or her identity.

Sec. 5-19. Penalties.

(a) Any person who violates the provisions of this ~~C~~chapter shall be deemed guilty of a misdemeanor and, upon conviction, shall be subject to a fine not exceeding five hundred dollars (\$500.00) or imprisonment not exceeding thirty (30) days, or both. Each day's continuing violation shall constitute a separate and distinct offense.

(b) The owner or person having charge or custody of an animal cruelly used who is convicted of any violation of this chapter forfeits ownership, charge, or custody of the animal and at the discretion of the court, the person who is charged with or convicted of a violation of this chapter must be ordered to pay costs incurred to care for the animal and related expenses.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

SECTION IV. Effective Date. This ordinance shall be effective from and after _____, 2017.

RICHLAND COUNTY COUNCIL

BY: _____
Joyce Dickerson, Chair

ATTEST THIS THE _____ DAY

OF _____, 2017.

Michelle Onley
Deputy Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

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

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4d Meeting Date: 3/28/2017

To: The Honorable Seth Rose, Chair, Development and Services Committee

From: Administrator's Office

Department: Administration

Item Subject Title: Policy for Monitoring and Distributing County funds to Non-County Entities.

Action Taken by Committee previously: The Committee deferred this item at its February 28, 2017 meeting. Staff updated the draft policy to remove contradictory language concerning the business license requirements, which has been redlined.

- Options:**
1. Proceed with recommending Council approve the policy for monitoring and distributing county funds to non-county entities as presented.
 2. Do not proceed with recommending Council approve the policy for monitoring and distributing county funds to non-county entities.

Motion Requested Today: Recommend that Council approve the policy as presented.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: N/A.

Capital Budget: N/A.

Funding Amount/Source: Policy decision of Council with no associated financial impact.

Requested by: Administrator's Office

Staff Representative: Gerald Seals, County Administrator

Outside Representative: None.

List of Attachments:

1. Council Memorandum 2 - 6

2/15/17
Date Submitted

Brandon Madden
Approved by the County Administrator's Office

N/A
Council District



Companion Document

Item: Policy for Monitoring and Distributing County funds to Non-County Entities

Below are the questions raised at the March 28, 2017 Development & Services meeting regarding this item. The Committee recommended approval of the policy with the changes discussed at the Committee meeting. This companion document serves as an outline of the changes and / or responses to the Committee's questions.

Council Question (Q) & Staff Answer (A):

1. **[Councilmember C. Jackson] Q:** Inquired about the changes made to the policy since the Committee reviewed the policy at the February 28, 2017 Development & Services Committee meeting.

A: In Section IV, subsection (C)(6) was removed from the policy, which stated: "All expenditures or planned expenditures must be made with businesses that have a valid Richland County Business License."

This language appeared somewhat contradictory to a similar provision of the policy related to County Business Licenses.

2. **[Councilmember Rose] Q:** Inquired about organizations ability to receive funds if a County Business License is not needed.

A: 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. As such, organizations that do not need a County Business License will not be prohibited from receiving County funds. These organizations can submit the assessment survey form.

3. **[Vice-Chair Malinowski] Q:** Concerned with the two levels of noncompliance.

A: The capacities of organizations that receive County funds differ, hence the different funding levels. As such, the implementation of a multi-level noncompliance policy affords the opportunity for staff to facilitate compliance with County guidelines without hindering the growth of less matured organizations. This approach allows for prompting compliance while assisting organizations in maturing.

4. **[Vice-Chair Malinowski] Q:** Concerned with the payment request form included in the policy as it relates to Section IV, subsection (C)(3).

A: Staff amended to the payment request form in accordance with Section IV, subsection (C)(3). The amended form is included in the policy as Exhibit 1.

5. **Vice-Chair Malinowski** **Q:** Concerned that the meaning of “Non-County Entity” is not commonly known.

A: Staff amended the policy to use “External Agency” in place of “Non-County Entity” throughout the policy. Further, staff defined “External Agency” under Section II. Definitions as highlighted below:

“External Agencies – Entities that are external to the day to day operations of Richland County Government.”

6. **Vice-Chair Malinowski** **Q:** Concerned that organizations may be re-granting the funds they received from the County, pursuant to his review of grant files.

A: Staff will improve its monitoring efforts to prompt compliance with the Section IV (B)(4) which prohibits grantee organizations re-granting County funds to other organizations.

**Richland County Government
Policies and Procedures Manual**

Title: Monitoring and Distribution of County Funds to ~~Non-County Entities~~External Agencies

Department: Policy Number: AD-XXX

Effective Date: Month X, 2017

I. Purpose

To establish a standardized set of internal controls for monitoring the distribution of County funds to ~~non-County entities~~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 ~~non-County entities~~external agencies.
- B. Minimize the County's risk of non-compliance by ~~non-County entities~~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 ~~non-County entities~~external agencies.
- J.** Level 1 Funding – Funding provided to ~~non-County entities~~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 ~~non-County entities~~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 ~~non-County entities~~external agencies will be reported to County Council for its consideration.

IV. Distribution Procedure

A. ~~Non-County Entity~~External Agencies Requirements:

All ~~non-County~~external agencies entities 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 ~~Non-County Entities~~External Agencies

In order to be eligible for receiving County funds, ~~non-County~~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, ~~non-County entities~~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.
- ~~6. All expenditures or planned expenditures must be made with businesses that have a valid Richland County Business License.~~

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: _____

Exhibit 1



Hospitality Tax Grant Payment Request Form

Organization: _____

Contact: _____

Address: _____

Phone: _____ Email: _____

Amount Requested*: \$ _____

Pick-Up Check _____
(2020 Hampton Street, 4th Floor, Finance)

Mail Check _____

* 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
Total Amount Requested:			\$	

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

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
<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

Owner/Principal Information

12. Owner/Principal(s) Name (*no* corporate names): _____

13. Mailing Address: _____

14. Work Phone: _____ Cell Phone: _____

15. E-mail: _____

Applicant Certification

Upon penalty of perjury, I hereby certify and attest to the following:

- (1) All information provided here is true and correct to the best of my knowledge.
- (2) If this location of this business or location of the *conduct* of this business *changes or expands* at any time in the future, I will notify the Business Service Center and obtain a new Business License Assessment Survey.
- (3) I understand that, if my business is located in or conducts business in the unincorporated areas of Richland County, **I am responsible for complying with all County business requirements**, found at <http://www.richlandonline.com/Government/Ordinances.aspx>. I also understand the consequences for failing to comply with these requirements.
- (4) I understand that the Business License Determination shown below is valid until either (1) the information contained on this form changes or (2) March 15, the date on which all business licenses must be renewed, whichever comes first.

Signature of Applicant: _____ Printed Name: _____

Title: _____ Date: _____

Business Service Center Staff Only

Business License Determination

Tax district of physical location*: _____ (if located within Richland County)

Based on the information provided above, certified by the applicant as accurate, this business:

DOES NOT need a Richland County business license at this time

DOES need a Richland County business license at this time

Business License #: _____ Year: _____

Status of County Business License: Pending (Ⓢ) Paid (Ⓢ) Issued (Ⓢ)

All County business licenses expire on December 31st of each year.

The License Determination above is valid until: (1) the information on this form changes, or (2) March 15, the date by which all licenses must be renewed, whichever comes first.

Signature of BSC Staff: _____ Printed Name: _____

Title: _____ Date: _____

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4c Meeting Date: March 28, 2017

To: The Honorable Greg Pearce, Chair, Administration and Finance Committee

From: Ismail Ozbek, Director of Public Works; Art Braswell, Manager of Solid Waste & Recycling Division
Department: Public Works Department

Item Subject Title: Award of the contract for a Solid Waste Collection Route Management System.

Action Taken by Committee previously: None.

Options:

1. Proceed with recommending to Council to award the contract for the Route Management System to Fleetmind.
2. Make a recommendation not to award the contract.

Motion Requested Today: Recommend that Council award the contract for the Route Management System to Fleetmind.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: The operational cost is estimated to be \$9,800 per month.
Capital Budget: \$1,016,503 for the initial startup cost of installing equipment on all collection trucks along with GPS tracking for staff vehicles. The County will own the equipment the haulers required to maintain and repair the equipment.

Funding Amount/Source: Funding for the initial startup will come from the County's Solid Waste Enterprise Fund. Initial cost for installing the Route Management System on all collection trucks along with GPS tracking for several staff vehicles is estimated to be \$1,016,500. Funding of operational cost of approximately \$9800 per month will be divided evenly between the Solid Waste Enterprise Fund and the Solid Waste Contracted Haulers.

Requested by: Solid Waste & Recycling Division

Staff Representative: Art Braswell, Solid Waste & Recycling Division Manager

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action
2. Vendor Evaluation Memo

3/7/17
Date Submitted

Brandon Madden
Approved by the County Administrator's Office

All
Council District



Companion Document

Item: Award of the contract for a Solid Waste Collection Route Management System

Below are the questions raised by the Committee at the March 28, 2017 Administration & Finance Committee Meeting relative to its review of the Award of the contract for a Solid Waste Collection Route Management System. This companion document provides responses to those questions.

Council Question (Q) & Staff Answer (A):

1. **[Vice – Chair Malinowski] Q:** Inquired as to the cost to order a roll cart and a recycling cart.

A: The carts are currently priced at \$48.74 for a 95 gallon cart and \$40.74 for a 35 gallon cart.

2. **[Vice – Chair Malinowski] Q:** Inquired as to the cost to the County pay after the initial installation of the system.

A: The initial fee is \$1,016,500 for equipment, equipment installation, programming, and training. There will be a monthly fee of approximately \$9,800. The fee will be divided evenly between the County and the haulers. The monthly fee to the County should be approximately \$4,900.

3. **[Vice – Chair Malinowski] Q:** Inquired as to why the GPS tracking needed for County staff.

A: The primary purpose in installing these units in County vehicles will allow our inspector to see the collection routes on the screen, where the collection trucks are located, and, should any issues or emergencies arise, our collections manager will be able to see which inspector is closest to the situation and dispatch the inspector to the location. In addition, when a resident calls in for service the request can be immediately directed to field technician. The technician will have a handheld chip reader with them so they can scan the cart and the County can keep an accurate inventory of its carts.

4. **[Vice – Chair Malinowski] Q:** Inquired as to the cost to cost equip County vehicles with the GPS tracking software.

A: Installation of the GPS only tracking hardware and software in the County vehicles cost \$10,180. The cost to equip the Collections staff and Refuse Control staff vehicles with the mobile RFID equipment is \$66,450.50

5. **[Vice – Chair Malinowski] Q:** Inquired as to whether or not there is better software available, since the request is dated almost a year ago.

A: Fleetmind has a large research and development budget. The latest features and advances in new technologies are included in the monthly fees.

6. **[Vice – Chair Malinowski] Q:** Inquired as to savings the County will receive relative to the request

A: Payments are based on the total number of serviceable carts assigned to households on the routes. This system should provide accurate information regarding serviceable carts in our inventory. It is expect that there will be a reduction in the number of serviceable carts once the system is operating. The County should see a return on investment within the first two years. This system will give the County hard data on hauler costs so that the County will be in a better position to negotiate future contracts.

Additional Information relative to the table provided in the evaluation of the vendors.

There is an initial investment in the first column. For Fleetmind, the initial investment is \$1,016,503. The totals listed in each column for years 1 through 6 include the initial investment plus the annual maintenance for data management, a cloud storage fee, and mobile data transfer fee for each truck. Once the system is put into place, there will be an annual fee of approximately \$113,940. This fee will be split between the haulers and the County. The annual cost to the County to operate the Fleetmind Route Management System will be about \$57,000.

Richland County Council Request of Action

Subject: Solid Waste & Recycling Division: Solid Waste Countywide Curbside Collections Route Management System

A. Purpose

Chapter 12 of the Richland County Code states that garbage and refuse shall be collected only by collectors who are franchised by the county. The Ordinance also states that all contractual obligations shall be adhered to by all contractors. The new collection contracts contain language stating that when the County incorporates the radio frequency identification (RFID) technology into the County's roll carts, the County will equip each collection vehicle with the necessary hardware to administer the program. The collector will be required to maintain the technology through the term of the contract. County Council is requested to authorize the award of a countywide curbside collection route management system (RMS) software and hardware purchase and ongoing annual service contract. This RMS will provide the tools to run the Solid Waste & Recycling Division in a more efficient and timely fashion. By using this system the Division will be able to collect data that will lead to better forecasts for budgets, assist in identifying service concerns, provide for better asset management (roll carts), allow us to provide more immediate and accurate responses to the residents, allow us to monitor our curbside collection contractor performance, allow us to have more accurate counts for determining hauler payments and simplify the production of monthly, quarterly, and annual reports. We can calculate recycling participation rates and use the data to assist with targeted recycling programs.

B. Background / Discussion

Richland County started providing county wide curbside collection and transportation in January of 1984. County currently provides curbside collection and transportation service for Richland County residents through four (4) contracted haulers in eight (8) service areas. The services provided include household trash, yard waste, bulk item collection and recycling to approximately 85,000 homes and small businesses.

Measuring hauler performance has been problematic since the inception of the curbside collection program. The only mechanisms the Department has used since the curbside program's beginning has been 1) daily monitoring by staff inspectors and 2) reports from residents. Three inspectors watching up to 6600 service miles per week provide minimal capability to provide eyewitness of actual hauler performance. Additionally, staff typically has found that reports from residents are reliable only about half the time. The RMS provides scientific means to monitor hauler performance as well as the reliability of reported problems.

Hauler payments have been and continue to be based on the number of garbage roll carts deemed eligible for service. From the beginning of the curbside program the only means staff could reasonably rely on for tracking the number of roll carts was/is a manual data entry system whereby the list of roll carts eligible for service was only revised based on new homes (certificate of occupancy - CO) and occasional discovery of homes no longer in existence or no longer habitable. The RMS will track all collections using the roll cart's radio frequency identification technology. Staff will be aware of carts that are no longer being serviced providing opportunity to determine why. The RMS will hold the master file for all carts in

service and the built in monitoring system will ensure that our hauler payments are reasonably up to date and accurate.

The RMS provides staff the tools/information to respond to citizen complaints immediately due to the system's ability to capture electronic data and transmit to office and field staff in near real time. The RMS shows where the collection vehicles are at all times, shows where they have been and lets the viewer know if the service vehicle is on schedule or not. It tells staff what carts have been serviced and when. When roll carts are not at curbside the RMS documents that fact. All the information is available to staff on demand. This gives staff the ability to provide feedback to residents and haulers quickly and accurately.

Procurement published a solicitation to qualified RMS vendors on August 11, 2015. An evaluation team established by Procurement evaluated the four vendors who responded. The vendors/RMS were rated and the one determined to be best, Fleetmind, was presented to Administration for approval of the pilot program (cost was under \$100,000). See Exhibit A – Justification of vendor selection and Administration Approval.

The solicitation required the selected vendor (Fleetmind) to perform a 60-day pilot program. The pilot program was initiated July 5, 2016. Five collections trucks in Service Areas 5B and 7 were selected for the program. It was scheduled to end September 5, 2016 but was extended until September 30, 2016 to capture a better understanding of hardware and software that make up the RMS. Staff evaluated functionality of the hardware on the collection trucks as it related to their fleet manager; the capability of the software was compared to the proposed capability; the user friendliness of the software; the reliability of the data collected and the reporting capability.

Overall, the RMS met staff expectations.

The startup cost for the RMS to be installed on all collection trucks along with GPS tracking for several staff vehicles is estimated to be \$1,016,500. Implementation would begin upon approval of the county. The installations and training could take several months and would include the collection trucks for all eight service areas. The funds have been budgeted and are available to manage the costs of implementation.

The RMS software and data is housed and managed by the vendor. As such there are monthly costs estimated to be about \$9,800 which are the responsibility of the county. It is expected that each hauler will use the RMS for their own benefit in managing their fleets. If so, they will be expected to fund one half the monthly costs or about \$4,900. These monthly costs include a service/management fee, a cloud storage fee and a mobile data transfer fee for each truck. Solid Waste & Recycling has budgeted for the monthly costs.

Repair and replacement of the RMS hardware shall become the responsibility of the hauler as soon as it is installed. A provision is in the existing hauler contracts that require the hauler to assume the duty of maintaining the equipment upon installation. Any new contractors in the future will be expected to assume full financial responsibility for purchasing all needed RMS equipment. However, the RMS hardware remains the property of Richland County. Richland County will be the licensed user of the RMS software with the haulers working under that license as an approved user.

C. Legislative / Chronological History

None

D. Alternatives

1. Approve the recommended award of the RMS to Fleetmind. This RMS was evaluated and determined to be the most rugged hardware and most functional software combination for our work environment. The RMS would bring staff into the 21st century curbside collection management world. Preliminary data suggests that the system could pay for itself in the first couple of years from more accurate hauler payments alone.
2. Make no award. This would keep an antiquated system that lacks substantial management controls (for hauler payment and asset management), provides little fact based hauler performance measurement and fails to provide staff with tools they desperately need to provide a prompt and accurate customer service response.

E. Final Recommendation

It is recommended that Council choose Alternative 1 and authorize the award of the RMS contract to Fleetmind consistent with the Procurement solicitation and evaluation procedures.

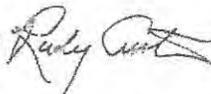


RICHLAND COUNTY
Solid Waste & Recycling Department
1070 Caughman Road North
Columbia, South Carolina 29203
Voice: (803) 576-2440 Facsimile (803) 576-2495



DATE: February 25, 2016

To: Kevin Bronson, Assistant County Administrator
Christy Swofford, Assistant Director of Procurement

From: Rudy Curtis, Interim Director Solid Waste & Recycling 

Subject: Award of RFID System Contract - RFP RC-640-P-2016

Solid Waste & Recycling has reviewed the proposals of the vendors; we participated in the on-site demonstration and we evaluated all aspects of the products presented. Since our curbside haulers are integral to the use of the system and will likely underwrite some of our ongoing costs we feel it important to give some weight to overall capability of the software as it would impact the haulers. With that in mind here are the conclusions staff has drawn regarding each of the RFID vendors selected for interviews.

FleetMind (FM):

The product offering is more feature rich than the competitors. It has the potential to incorporate snap-shot video. Video is important to the county as a tool to potentially mitigate liability in the event of an incident. FM has the ability to include many other data collecting elements in and around the truck such as: tire pressure; weight load, fuel usage, hydraulics, etc which is important to the hauler making their support for this system to be more likely. There is not added cost to the county for such features. FM has an older looking user interface but the features and functionality are vast and can be useful for both the county and the haulers. FM appears to have more standard reports than the closest rated competitor, Routeware, which is helpful for the degree of monitoring SW&R plans to use. There would few if any customized reports needed thus saving money for such customization. Another positive is that FM has a very large roster of clients. Based on what we heard in the panel evaluations FM also seems have a larger R&D budget and service delivery team than the other 2 vendors. The R&D aspect is important long term in that the latest features and advances in new technologies are included in the monthly fees. The delivery team is important for a successful pilot program, the eventual rollout to the remainder of our haulers and the future service needs of the hauler. The computer hardware delivered by FM comes from a military manufacturer which is critical to durability in the harsh environment of a trash truck. Neither of the other vendors offered this level of ruggedness and performance. There are no apparent serious weaknesses with the FM system

McNeilus:

We would essentially be buying FleetMind with a DVR. Their presentation was unimpressive totally lacking in content. . They alluded to the fact that they had only been in the market for about a year. They seemed unprepared to get into this project. Their upfront costs were the lowest, but ongoing (monthly) fees were substantially greater and would offset the startup difference of the other two in 2.5 – 5.3 years. Long term McNeilus was the most expensive option. They had no track record and they managed the FM software themselves. They clearly were not fluent with the FM software actually deferring to the FM representative to explain the software. I do not recommend McNeilus.

RouteWare (RW):

Routeware offered a solid presentation. Their system had less features than FM. They offered no video on the trucks which is a major consideration for the county and the haulers for liability reasons. They offered no camera on the hand held RFID reader. This is an essential documentation component for our maintenance team. Their software appeared to be short on reporting relative to what the county needs and what FM offered. They could develop reports for us if asked but may have costs associated with it. However they leaned toward exporting the data into Excel for the user to craft reports. There was no vehicular performance monitoring software component mentioned which is potentially an important feature to our haulers

RW appears to be a smaller company than FM as they don't have nearly the number of customers. RW does not seem to have the resources on a daily basis that FM does. Their hardware did not meet the level of ruggedness compared to FM. Ruggedness relates to the level of replacement and maintenance which is extremely important to the hauler in that the hauler has designated responsibility for repairing and replacement once installed on their trucks.

In summary, we propose to purchase a system for the benefit of our solid waste program and at the same time provide our haulers with a product they want to use to improve their service to our residents and improve efficiencies. FM was developed from a hauler monitoring perspective whereas Routeware was developed more from a billing/accounting perspective. Our needs are unrelated to billing.

After evaluating the three vendors discussed above, staff is of the opinion that FleetMind is the best investment for the county as we embark on a new technological path to deliver the best curbside service to our residents, to manage the almost \$10 million investment in roll carts, to provide excellent data to assist with negotiating better curbside hauler contracts, provide more

tools for improving our curbside recycling efforts and to keep far better control of our payments to hauler. We believe that from overall performance, software capability, equipment durability and ease of use, FleetMind offers the preferred product including the \$192,000 difference in initial investment. We also feel that FM has the stronger capability due to its hauler features to allow the hauler to run a much more efficient operation. A more efficient operation is greatly desired. We also expect to have immediate return on our investment solely from having verifiable cart collection counts on which we base our hauler payments. One additional matter to consider is that we expect the haulers to contribute to our monthly costs since they will be using the system to run their operations.

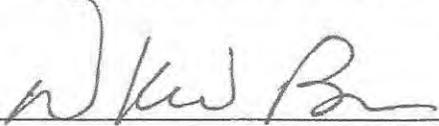
As may be noted in the RFP and the proposals, there is an initial capital investment and there are monthly service fees afterward. We evaluated the difference in cumulative costs over a 6 year period. The least expensive initial investment, McNeilus, was overcome by the higher monthly fees after 5.3 years for FM and after 2.5 years with RW. See table below. Regarding monthly fees FM is estimated to be about \$1,500 per month more than RW but added features of FM warrant the difference in our opinion.

	Initial Inv	Cum totals					
		Year 1	Year 2	Year 3	Year 4	Year 5	Year 6
FM	\$1,016,503	\$1,130,443.00	\$1,244,383.00	\$1,358,323.00	\$1,472,263.00	\$1,586,203.00	\$1,700,143.00
RW	\$824,173	\$919,515.40	\$1,014,857.80	\$1,110,200.20	\$1,205,542.60	\$1,300,885.00	\$1,396,227.40
McN	\$562,897	\$762,697.00	\$962,497.00	\$1,162,297.00	\$1,362,097.00	\$1,561,897.00	\$1,761,697.00

We checked three local government references for FM and heard good reports from all.

In conclusion, based on the totality of information and conclusions discussed above, staff recommends that the award be made to FleetMind. This solicitation was based on running a 60-day pilot program with the selected vendor. The estimated cost of the pilot program with FleetMind is \$78,270 with \$58,380 refunded should we not select FleetMind following the pilot program.

We hereby request that Administration authorize the award for the pilot program to FleetMind with the understanding that should FleetMind meet expectations during the pilot program the final award would be presented to Council for final approval.

Approved: 

Date: 3/22/16

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4d Meeting Date: March 28, 2017

To: The Honorable Greg Pearce, Chair, Administration and Finance Committee

From: John Stuart, Grants / Project Manager, Solicitor's Office

Department: Solicitor's Office

Item Subject Title: Solicitor's Office: Approval of Victim of Crime Act (VOCA) Special Solicitation Grant

Action Taken by Committee previously: None.

Options:

1. Approve the request to ensure that crime victims of Domestic Violence and sex related offenses are provided with proper advocacy before, during and after the court process.
2. Do not approve would result in forfeiting the grant funds that would have provided victim advocates in Magistrate and Municipal court to crime victims of Domestic Violence and sex related crimes.

Motion Requested Today: Recommend that Council approve the request to increase Blanket Purchase Order B1700273 to \$199,000.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: This grant is being match with "in-kind" match and requires no county cash match. In regards to "in-kind match", the application defines it as "Value of Non-Cash Contributions or Services that the applicant has specifically received from a third party (Richland County) and committed to the project." For the purpose of this application, we used County funded Solicitor's Office Victim Advocates as our match contribution.

Capital Budget: None.

Funding Amount/Source: This grant is being match with "in-kind" match and requires no county cash match. In regards to "in-kind match", the application defines it as "Value of Non-Cash Contributions or Services that the applicant has specifically received from a third party (Richland County) and committed to the project." For the purpose of this application, we used County funded Solicitor's Office Victim Advocates as our match contribution. .

Requested by: Solicitor's Office

Staff Representative: John Stuart, Grants / Project Manager, Solicitor's Office

Outside Representative: None.

List of Attachments:
1. Detailed Request of Action

3/7/17
Date Submitted

Brandon Madden
Approved by the County Administrator's Office

All
Council District

SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
OFFICE OF HIGHWAY SAFETY AND JUSTICE PROGRAMS
POST OFFICE BOX 1993
BLYTHEWOOD, SOUTH CAROLINA 29016

GRANT AWARD

Subgrantee: Richland County
Grant Title: Victim Advocates
Grant Period: 4/1/2017 - 9/30/2017 Date of Award: April 1, 2017
Amount of Award: \$134,626 Grant No.: 1V16063

In accordance with the provisions of the Victims of Crime Act of 1984, 42 U.S.C. 10601, et seq, CFDA No. 16.575, and on the basis of the application submitted, the South Carolina Department of Public Safety hereby awards to the foregoing Subgrantee a grant in the federal amount shown above, for the projects specified in the application and within the purposes and categories authorized for Victims of Crime Act grants.

This grant is subject to the terms and conditions set forth in the application and to the special conditions attached to the grant award. By accepting this grant award the subgrantee certifies that the federal and state conditions are fully understood by the subgrantee and will be complied with, including the applicable provisions of VOCA, the Program Guidelines, and the requirements of the OJP Financial Guide, effective edition. The VOCA Program Guidelines may be downloaded at www.ojp.usdoj.gov/ovc/scad/guides/vaguide.htm. The OJP Financial Guide may be downloaded at www.ojp.usdoj.gov/financialguide/index.htm.

Payment of Funds: Grant funds will be disbursed to subgrantees (according to the project budget) upon receipt of evidence that funds have been invoiced and products received or that funds have been expended; i.e., invoices, contracts, itemized expenses, etc. A copy of the Budget Detail Page of the grant application has been attached for the subgrantee's use in completing the request for payment forms.

The grant shall become effective, as of the date of award, upon return to Accounting - Grants of an originally signed copy of this form signed by the Official Authorized to Sign in the space provided below, in blue ink. This award must be accepted within ten (10) days from the date above, and such bi-annual and other reports required by the South Carolina Department of Public Safety must be submitted to Accounting - Grants in accordance with regulations.

ACCEPTANCE FOR THE SUBGRANTEE

ACCEPTANCE FOR THE SFA

Signature of Official Authorized to Sign

Gerald Seals



Phil Riley, Director

Office of Highway Safety and Justice
Programs

GRANT AWARD DATA: THIS AWARD IS SUBJECT TO SPECIAL CONDITIONS ATTACHED
AND THE TERMS AND CONDITIONS CONTAINED IN THE APPLICATION PAGES.

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4e Meeting Date: March 28, 2017

To: The Honorable Greg Pearce, Chair, Administration and Finance Committee

From: Samuel Selph, Director of Elections

Department: Elections

Item Subject Title: Board of Voter Registration & Elections: Budget Amendment to conduct the State House of Representatives District 70 Special Election

Action Taken by Committee previously: None.

- Options:**
1. Approve the request to amend the budget in the amount of \$40,090.00 for the Board of Voter Registration & Elections Department for the purpose of being in compliance with State Law to carry out all elections held in Richland County.
 2. Do not approve the request to amend the budget in the amount of \$40,090.00 for the Board of Voter Registration & Elections Department for the purpose of carrying out all elections held in Richland County.
 3. Approve a budget amendment in an amount that differs from the requested amount for one or more of the purposes identified in this Request of Action for the Board of Voter Registration & Elections.

Motion Requested Today: Recommend that Council approve the budget amendment in the amount of \$40,090.00 for the purposes outlined above.

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: Approval of the budget amendment would drawdown \$40,090 from the County's General Fund balance. The reimbursement funding received by the County from the State will be credited back to the County's General Fund.

Capital Budget: None.

Funding Amount/Source: \$40,090 from the County's General Fund balance.

Requested by: Elections

Staff Representative: Samuel Selph, Director of Elections

Outside Representative: None.

List of Attachments:

1. Detailed Request of Action

3/7/17
Date Submitted

At the Request of Elections
Approved by the County Administrator's Office

N/A
Council District

Richland County Council Request of Action

Subject:

- Board of Voter Registration & Elections Budget Amendment, to conduct the State House of Representatives District 70 Special Election for Richland and Sumter Counties. Election dates include: May 2, 2017 (Primary), May 16, 2017 (Runoff) and June 20, 2017 (General).

A. Purpose

- County Council is requested to approve a budget amendment in the amount of \$87,864.59 for the Board of Voter Registration & Elections Department for the purpose of funding the upcoming State House of Representatives District 70 Special Election for Richland and Sumter Counties. Election dates include: May 2, 2017 (Primary), May 16, 2017 (Runoff) and June 20, 2017 (General). This seat was left vacant, due to the sudden passing of Representative Joseph Neal.

B. Background / Discussion

- By law, the Board of Voter Registration & Elections Department is mandated to conduct all elections for Richland County.
- Upon the conclusion of the election, The Board of Voter Registration & Elections Department will invoice the South Carolina Election Commission, for the cost incurred. Within 30 days, the South Carolina Election Commission will issue payment as per the invoice issued.
- Based on the above listed information, The Board of Voter Registration & Elections Department has developed and would like approval of the following action plan:
- Provide funding for the State House of Representatives District 70 Special Election for Richland and Sumter Counties. Election dates include: May 2, 2017 (Primary), May 16, 2017 (Runoff) and June 20, 2017 (General).

C. Legislative / Chronological History

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

D. Financial Impact

- The Board of Voter Registration & Elections will need a total of \$87,864.59, to cover all expenses related to the State House of Representatives District 70 Special Election for Richland and Sumter Counties. Election dates include: May 2, 2017 (Primary), May 16, 2017 (Runoff) and June 20, 2017 (General).

Itemization of Cumulative Costs Associated with Requests

Item No.	Item Description	Cost
1	Estimate of Cost For May 2, 2017, <i>Primary</i> for the State House of Representatives District 70 Special Election for Richland and Sumter Counties.	\$30,129.79
2	Estimate of Cost For May 16, 2017, <i>Runoff</i> for the State House of Representatives District 70 Special Election for Richland and Sumter Counties.	\$27,604.79
3	Estimate of Cost For June 20, 2017 <i>General</i> , State House of Representatives District 70 Special Election for Richland and Sumter Counties.	\$30,130.01
Total		\$87,864.59

E. Alternatives

- Approve the request to amend the budget in the amount of \$87,864.59 for the Board of Voter Registration & Elections Department for the purpose of being in compliance with State Law to carry out all elections held in Richland County; which includes the upcoming State House of Representatives District 70 Special Election for Richland and Sumter Counties. Election dates include: May 2, 2017 (Primary), May 16, 2017 (Runoff) and June 20, 2017 (General).
- Do not approve the request to amend the budget in the amount of \$87,864.59 for the Board of Voter Registration & Elections Department for the purpose of carrying out all elections held in Richland County; which includes the upcoming State House of Representatives District 70 Special Election for Richland and Sumter Counties. Election dates include: May 2, 2017 (Primary), May 16, 2017 (Runoff) and June 20, 2017 (General).
- Richland County Board of Voter Registration & Elections offices would not efficiently serve the citizens and keep the interest and integrity in the voting process if funds are not provided and the department will not be in compliance with State Law.
- Approve a budget amendment in an amount that differs from the requested amount for one or more of the purposes identified in this Request of Action for the Board of Voter Registration & Elections.

F. Recommendation

It is recommended that County Council approve the budget amendment in the amount of \$87,864.59 for the purposes outlined above.

Recommended by: Samuel J. Selph

Department: The Board of Voter Registration & Elections

Cost Estimate for House District 70 Special Election

Primary May 2, 2017

Runoff May 16, 2017

General June 20, 2017

Number of Precincts: 10

Absentee: 1

Total: 11

Cost Components	Account Number	Account Name	Primary	Runoff	General
Administrative:					
Copies for Poll Managers	521300	Copy Machine	\$25.00	\$0.00	\$25.00
Office Supplies	521000	Ballots, Ballot Stock, Office Suppli	\$2,000.00		\$2,000.00
Postage (PW letters 60 @ .49)(Reply Cards 60 @.27)			\$50.00	\$0.00	\$50.00
Ballots:					
Absentee Application Postage (1,398 .47 @)			\$657.06	\$657.06	\$657.06
Absentee Ballot Postage (\$1.30 @ 1,398)			\$1,817.40	\$1,817.40	\$1,817.40
Absentee Ballots (includes 8% tax) .66 @)	521000	Ballots, Ballot Stock, Office Suppli	\$0.00	\$0.00	\$0.00
Ballot on Demand and Test (includes 8% tax x .35 x 1,403)	521000	Ballots, Ballot Stock, Office Suppli	\$530.33	\$530.33	\$530.55
Ballot Stock paper (includes 8% tax)	521000	Ballots, Ballot Stock, Office Supplies			
Emergency/ FailSafe ballots 1035 @ .38 (includes 8% tax)	521000	Ballots, Ballot Stock, Office Suppli	\$450.00	\$0.00	\$450.00
Personnel Costs:					
Overtime for County Staff	511200	Overtime	\$2,000.00	\$2,000.00	\$2,000.00
Overtime for Payroll Staff					
Part-time Staff	511300	RC Part Time Wages	\$8,500.00	\$8,500.00	\$8,500.00
FICA @ 7.65%	512200	FICA Employer's Share	\$1,000.00	\$1,000.00	\$1,000.00
Retirement @11.56%	513100	SC Regular Retirement	\$1,200.00	\$1,200.00	\$1,200.00
** Absentee/Failsafe 15 days @ \$60 per day	511800	Temp Employment Agency			
** Office Staff (Pre Election) for Absentee/VR/Elections	511800	Temp Employment Agency			
**Office Staff (Election Day/Night) Equipment loaders/ Unloaders,Call Center, Absentee Counters	511800	Temp Employment Agency	\$2,700.00	\$2,700.00	\$2,700.00
** Poll Clerks 10 @ \$180 per election	511800	Temp Employment Agency	\$1,800.00	\$1,800.00	\$1,800.00
** Poll Managers 50 @ \$120 per election	511800	Temp Employment Agency	\$6,000.00	\$6,000.00	\$6,000.00
** Polling Location Technicians @ \$350 at polling locations	511800	Temp Employment Agency	\$1,400.00	\$1,400.00	\$1,400.00
**Poll Worker Retirement 11.56%	513100	SC Regular Retirement			
Precincts:					
Rent 0 facilities @	526300	Rent	\$0.00	\$0.00	\$0.00
Total:			\$30,129.79	\$27,604.79	\$30,130.01

Cost Estimate for House District 70 Special Election

Primary May 2, 2017

Runoff May 16, 2017

General June 20, 2017

****Election Day Workers (DATE)**

Poll Clerks	10
Poll Managers	48
Office Staff (Equipment loaders, unloaders, phone, ABS Counter)	15
Polling Location Technicians at polling locations	4
Election Day Total Workers:	77

Relevant SC State Code of Laws

SECTION 7-13-340. Printing and distribution of ballots.

All ballots cast in general elections for national, State, county, municipal, district and circuit officers in the towns, counties, districts, circuits, cities and other political divisions shall be printed and distributed at public expense. The printing and distribution of all ballots, other than the county, State Senator, member of the House of Representatives, local or circuit ballots herein designated, the ballots for elections in cities and towns and the ballots for election on bonds or other local measures, shall be arranged and handled by the State Election Commission and shall be paid for by the State. The State Election Commission shall have all necessary ballots for elections for presidential electors, State officers, United States Senators and members of Congress printed, and shall deliver such ballots to the various county board of voter registration and elections at least ten days prior to the date of the election and the county board of voter registration and elections shall place such ballots in ballot boxes for distribution to the election managers of the various precincts.

The printing and distribution of ballots in all State Senate, member of the House of Representatives, county, local and circuit elections shall be arranged and handled by the board of voter registration and elections members of the several counties and shall be paid for by the respective counties, and the board members shall place such ballots in ballot boxes for distribution to the election managers of the various precincts. The printing and distribution of ballots in all municipal elections shall be arranged and handled by the municipal authorities conducting such elections and shall be paid for by the municipalities.

The terms "municipal" and "municipalities" as used in this section shall be construed to include school districts, public service districts and like political subdivisions.

HISTORY: 1962 Code Section 23-400.14; 1952 Code Section 23-311; 1950 (46) 2059; 1966 (54) 2340; 1968 (55) 2316; 1974 (58) 2124.

Code Commissioner's Note

Pursuant to the directive in 2014 Act No. 196, Section 8, at the direction of the Code Commissioner, references in this section to county election commissions or commissioners or county boards of voter registration were changed to the "Board of Voter Registration and Elections" and board members as appropriate.

SECTION 7-23-10. Expenses of general election officers.

Each commissioner or board member of state and county general elections shall receive as expenses an amount as appropriated in the annual state general appropriations act, payable quarterly, and is entitled to election-day mileage as provided by law for state employees. Managers and clerks of general elections shall receive a per diem as is provided in the annual state general appropriations act.

HISTORY: 1962 Code Section 23-601; 1952 Code Section 23-601; 1942 Code Section 2316; 1932 Code Section 2316; Civ. C. '22 Section 250; Civ. C. '12 Section 248; Civ. C. '02 Section 222; G. S. 126, 152; R. S. 180; 1882 (17) 1100; 1883 (18) 260; 1966 (54) 2243; 1984 Act No. 288, eff March 5, 1984; 1990 Act No. 352, Section 1, eff March 19, 1990.

Code Commissioner's Note

Pursuant to the directive in 2014 Act No. 196, Section 8, at the direction of the Code Commissioner, references in this section to county election commissions or commissioners or county boards of voter registration were changed to the "Board of Voter Registration and Elections" and board members as appropriate.

Effect of Amendment

The 1984 amendment changed the provisions so that managers and clerks of general elections are to receive per diem as provided in the annual state general appropriations act, rather than a specified rate of \$10.00.

The 1990 amendment provided that commissioners receive as expenses an amount as appropriated annually by the General Assembly instead of two hundred dollars a year, and clarified the entitlement to mileage for a manager and clerk, limiting it to election-day mileage.

SECTION 7-23-20. Payment for notices of election.

Notices of election published in any public gazette or county newspaper by authority of the proper board of voter registration and elections, as required by law, shall be paid for at the rates prescribed by law for legal notices.

HISTORY: 1962 Code Section 23-603; 1952 Code Section 23-603; 1942 Code Section 2316; 1932 Code Section 2316; Civ. C. '22 Section 250; Civ. C. '12 Section 248; Civ. C. '02 Section 222; G. S. 126, 152; R. S. 180; 1882 (17) 1100; 1883 (18) 260.

Code Commissioner's Note

Pursuant to the directive in 2014 Act No. 196, Section 8, at the direction of the Code Commissioner, references in this section to county election commissions or commissioners or county boards of voter registration were changed to the "Board of Voter Registration and Elections" and board members as appropriate.

SECTION 7-23-30. Repealed by 1982 Act No. 325 Section 2, eff April 9, 1982.

Editor's Note

Former Section 7-23-30 was entitled "Method of paying expenses" and was derived from 1962 Code Section 23-604; 1952 Code Section 23-604; 1942 Code Section 2316; 1932 Code Section 2316; Civ. C. '22 Section 250; Civ. C. '12 Section 248; Civ. C. '02 Section 222; G. S. 126, 152;

R. S. 180; 1882 (17) 1100; 1883 (18) 260.

SECTION 7-23-40. Expenses payable by counties.

The governing bodies of the several counties shall audit and pay all accounts for necessary expenses incurred by the members of the board of voter registration and elections and managers of election for stationery, the making of election boxes, rents and similar expenses in elections held in this State.

HISTORY: 1962 Code Section 23-605; 1952 Code Section 23-605; 1942 Code Section 2316; 1932 Code Section 2316; Civ. C. '22 Section 250; Civ. C. '12 Section 248; Civ. C. '02 Section 222; G. S. 126, 152; R. S. 180; 1882 (17) 1100; 1883 (18) 260.

Code Commissioner's Note

Pursuant to the directive in 2014 Act No. 196, Section 8, at the direction of the Code Commissioner, references in this section to county election commissions or commissioners or county boards of voter registration were changed to the "Board of Voter Registration and Elections" and board members as appropriate.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. GF_3

AN ORDINANCE AMENDING THE FISCAL YEAR 2016-2017 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE FORTY THOUSAND NINETY DOLLARS (\$40,090) TO INCREASE FUNDING TO THE BOARD OF VOTER REGISTRATION & ELECTIONS DEPARTMENT FOR THE UPCOMING STATE HOUSE OF REPRESENTATIVES DISTRICT 70 SPECIAL ELECTION FOR RICHLAND AND SUMTER COUNTIES.

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. Approval to cover all Elections and Voter Registration Department expenses related to the State House of Representatives District 70 Special Election for Richland and Sumter Counties. Election dates include: May 2, 2017 (Primary), May 16, 2017 (Runoff) and June 20, 2017 (General). Therefore, the Fiscal Year 2016-2017 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2016 as amended:	\$ 155,099,206
Increase State Reimbursement funds:	\$ <u>40,090</u>
Total General Fund Sources as Amended	\$ 155,139,296

EXPENDITURES

Expenditures appropriated July 1, 2016 as amended:	\$ 155,099,206
Increase to Board of Voter Registration Department Budget:	\$ <u>40,090</u>
Total General Fund uses as Amended:	\$ 155,139,296

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2015.

RICHLAND COUNTY COUNCIL

BY: _____
Joyce Dickerson, Chair

ATTEST THIS THE ____ DAY
OF _____, 2017

Michelle Onley
Clerk of Council

RICHLANDCOUNTYATTORNEY'S OFFICE

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

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

REQUEST OF ACTION SUMMARY SHEET

Agenda Item No.: 4f Meeting Date: 3/28/2017

To: The Honorable Greg Pearce, Chair , Administration & Finance Committee
From: Dwight Hanna, Director of Human Resources
Department: Human Resources

Item Subject Title: Increase Annual Leave for Employees

Action Taken by Committee previously: At its February 28, 2017 Committee meeting, the Committee deferred this item to the March 28th Committee. Council Members had several questions from the February 2017 Administrative and Finance Committee on the proposed changes to Annual Leave Accruals. In Addition, Council asked about research on this topic. Staff has separated the response into Council’s questions and specific answers, with a separate section of research related to this topic.

- Options:**
1. Proceed with recommending Council approve the request to increase annual leave for Richland County employees.
 2. Proceed with recommending Council approve a modified request to increase annual leave for Richland County employees.
 3. Do not proceed with recommending Council approve the request to increase annual leave for Richland County employees.

Motion Requested Today: Recommend that Council approve the request to increase annual leave for Richland County employees as follows: 0-5 years of employment: 10 days;
5-10 years of employment: 15 days; 10-15 years of employment: 20 days;
15+ years of employment: 25 days

Staff Recommendation: Approve motion request.

Impact of Action: Operating Budget: N/A

Capital Budget: N/A.

Funding Amount/Source: This is a policy decision for Council with no direct financial impact.

Requested by: Dwight Hanna, Director of Human Resources

Staff Representative: Dwight Hanna, Director of Human Resources

Outside Representative: None.

List of Attachments:

1. Request of Action
2. Q&A document to address the questions raised at the February 28, 2017 Council meeting.
3. Comparative holiday leave data for other governmental entities
4. PowerPoint presentation providing supportive data vis a vis this request of action

2/3/17
Date Submitted

Brandon Madden
Approved by the County Administrator’s Office

N/A
Council District

Richland County Council Request of Action

Subject: Increase Annual Leave for Employees

A. Purpose

To bring leave accrual rates for Richland County employees into closer alignment with the rates provided to employees of local and comparable government organizations.

B. Background / Discussion

Currently, leave accrual rates for Richland County employees are lower than rates provided to employee of the State of South Carolina, Lexington County, Greenville County, Charleston County, York County and City of Columbia.

Bringing Richland County’s annual leave into line with those of other local/regional government offices will enable the County to be more competitive in the job market. It will also boost the performance, morale, and retention rates for the County’s current employees; and it will do so without adding any cost to the County budget.

Studies have shown that overwork is tied to increased stress levels, tiredness, health issues, and – due to all of the above – job safety issues. However, employees who take occasional vacations and spend time with their loved ones tend to be happier, healthier, and more satisfied with their jobs. This, in turn, leads to higher job performance and retention rates.

C. Legislative / Chronological History

The chart below compares the current leave accrual rate for Richland County employees to the accrual rates for State of South Carolina, Lexington County, Greenville County, Charleston County, York County and City of Columbia:

	Vacation Accrual				
	0-5 years	5-10 years	10-15 years	15-20 years	20+ years
Richland County	10	10	15	15	20
State of SC	15	15	16.25 at 10 years, increases each year up to 30 days per year		
Lexington County	10	15	20	20	20
Greenville County	12	15	19	19	25
Charleston County	10	15	20	25	25
York County	12	12	15	15	18
City of Columbia	10	11 days at 5 years, increases by one day each year up to 25 days per year			

D. Alternatives

1. Approve the request to increase annual leave for Richland County employees as recommended below.
2. Modify the request to increase annual leave for Richland County employees.
3. Do not approve the request to increase annual leave for Richland County employees.

E. Final Recommendation

It is recommended that Council approve the request to increase annual leave for Richland County employees as follows:

- 0-5 years of employment: 10 days
- 5-10 years of employment: 15 days
- 10-15 years of employment: 20 days
- 15+ years of employment: 25 days

Richland County Government:

Annual Leave Accruals

Response to Administration & Finance Committee Member Questions or Requests

Council Members had several questions from the February 2017 Administrative and Finance Committee on the proposed changes to Annual Leave Accruals. In Addition, Council asked about research on this topic. Staff has separated the response into Council's questions and specific answers, with a separate section of research related to this topic.

More frequently applicants and employees are considering the "total deal" offered by an employer. Time off is a valuable and important benefit to many applicants and employees.

The County is attempting to make annual leave accrual appropriately competitive with some other local SC governments and the State by increasing some accruals. The maximum amount of leave an employee can carryover from one year to the next will not be increased. The maximum amount of leave an employee can be paid out when they separate from RCG also is not being increased.

In summary, the proposed annual leave accrual rates closely match the City of Columbia and Charleston County and it will not be necessary to increase the budget.

Q	Mr. Malinowski inquired about the costs to the County for each day of annual leave taken by an employee.
A	\$170.00 approximation per day per day.
Q	The individual employee cost will vary based on the actual pay of the individual employee and if they are regular full time or law enforcement.
Q	Mr. Malinowski inquired about how many days of holiday time the County is given compared to other agencies.
A	Attached ___ is data gathered by the South Carolina Association of Counties showing each county's number of holidays. The average number of holidays for 2016 was 12.3 per year, with the lowest county being at 10 holidays per year and the highest being 15 per year. Additionally the City of Columbia has 10 holidays per year, Lexington County Government has 13 per year, and the State of South Carolina has 13 per year. Richland County Government currently has 12 per year.
Q	Mr. Livingston inquired if the leave time is based on time in the retirement system or time with Richland County.
A	No. Accrual Leave time will be based solely on continuous years of service with Richland County Government, not the retirement system.

Richland County Government:

Annual Leave Accruals

Response to Administration & Finance Committee Member Questions or Requests

Q	Mr. N. Jackson stated he made a motion similar to this in the past to encourage economic development and to make the County more competitive.
A	Per Committee Meeting Record: “Review and compare the County employees benefit package to the State’s to improve benefits, so as to attract and retain more quality employees (i.e. longevity rewards and appreciation)” [JACKSON]
Q	Mr. Manning stated the advantage of long term employees’ experience would offset the additional days they are off. Also, job satisfaction and how that affects their job performance on the days they are working is important. Additionally, Mr. Manning inquired if exit interviews were given to employees when they leave.
A	Exit Interviews are offered online or in paper form.
Q	Mr. Manning inquired if there is data available indicating employees are leaving due to leave accrual or that potential employees are not considering Richland County compared to the City or State because of the current leave structure.
A	A review of exit interviews did not show employees listed leave accruals as the reason they left the County. However some current employees have expressed the opinion, 10 years as being a long time to wait to accrue 3 weeks (15 days) per year annual leave.
Q	Mr. Manning also inquired how the new leave accrual would be implemented (i.e. phased in, for new hires, etc.)
A	Once approved by Council an effective date would be selected in the future to start using the new approval rate. No retroactive calculations will be done. The effective date will be designated after Council approval in order to allow staff to make changes. The changes will be communicated and rolled out to all employees at the same time.

Richland County Government:

Annual Leave Accruals

Response to Administration & Finance Committee
Member Questions or Requests

Q	Mr. Livingston inquired about how employees are compensated for their unused days upon retirement or separation from the County.												
A	<p>“The maximum number of annual leave days that can be accumulated and carried over from year to year is 45. An employee (who has completed his/her new hire probationary period) who is terminated shall be compensated in lump sum for the balance remaining of their accrued annual leave at the time their final check is cut, unless the reason for termination is gross misconduct or re-signing or retiring to avoid termination.”</p> <p>“Only regular full-time employees accrue sick leave and carry over a maximum number of hours as follows:</p> <table border="1" style="margin-left: auto; margin-right: auto; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">WORK SCHEDULE</th> <th style="text-align: center;">HOURS ACCRUED PER PAY PERIOD</th> <th style="text-align: center;">HOURS ACCRUED PER YEAR</th> <th style="text-align: center;">MAXIMUM ACCRUAL LIMITATION</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">75 hour work schedule</td> <td style="text-align: center;">3.46</td> <td style="text-align: center;">90</td> <td style="text-align: center;">675</td> </tr> <tr> <td style="text-align: center;">85 hour work schedule</td> <td style="text-align: center;">3.93</td> <td style="text-align: center;">102</td> <td style="text-align: center;">765</td> </tr> </tbody> </table> <p>An employee who has accrued at least 150 or more sick leave hours (170 for 85 hour -14 day work schedules) and who resigns or retires voluntary, will at the time of their separation (providing employee gives and works a two week notice and is terminated without cause), be paid for 1/4 of their accrued, but unused, sick leave hours (up to the maximum number of allowed hours).”</p> <p>There would be no changes to the carry over amounts or separation amounts the policy would continue to be as the current policy states and in accordance with the RCG Employee Handbook.</p>	WORK SCHEDULE	HOURS ACCRUED PER PAY PERIOD	HOURS ACCRUED PER YEAR	MAXIMUM ACCRUAL LIMITATION	75 hour work schedule	3.46	90	675	85 hour work schedule	3.93	102	765
WORK SCHEDULE	HOURS ACCRUED PER PAY PERIOD	HOURS ACCRUED PER YEAR	MAXIMUM ACCRUAL LIMITATION										
75 hour work schedule	3.46	90	675										
85 hour work schedule	3.93	102	765										
Q	Mr. Manning asked for clarification on if the time would be based on years with the County or time in the retirement system.												
A	Accrual Leave time will be based solely on continuous years of service with Richland County Government, not the retirement system.												

Richland County Government:

Annual Leave Accruals

Response to Administration & Finance Committee
Member Questions or Requests

Q	Ms. McBride inquired if there was research that supports increasing leave time for retention of employees.
A	Yes. Please see supporting attachments related to various research on the value and benefits of employee leave.
Q	Mr. Manning inquired if the new leave accrual would be implemented at the time of Council's approval.
A	Once approved by Council an effective date would be selected in the future to start using the new approval rate. No retroactive calculations will be done. The effective date will be designated after Council approval in order to allow staff to make changes in the system. The changes will be communicated and rolled out to all employees at the same time.
Q	Mr. N. Jackson inquired if this item was a part of his previous motion regarding employee leave time.
A	Per Committee Meeting Record provided by the Clerk to Council's Office: <i>"Review and compare the County employees benefit package to the State's to improve benefits, so as to attract and retain more quality employees (i.e. longevity rewards and appreciation)" [JACKSON]</i>
Q	Mr. Jackson stated his motion was to transfer an employee's leave time from other State or local agencies.
A	See motion above provided by the Clerk to Council's Office
Q	Mr. Manning inquired if the State accepts County employee time.
A	According to the State of South Carolina's published policy, the state does not accept time from any County or Municipality. The State does however transfer annual and sick leave balances among state agencies and quasi-state agencies (Port Authority, State Lottery, etc.). SC will accept sick leave balances only from school districts but not annual leave.

Mr. Manning moved, seconded by Mr. Malinowski, to defer this item to the March 28th committee meeting to address the questions raised by Council members. The vote in favor was unanimous.

Table 7
Paid Holidays Observed by Counties in FY 2016

County	New Years	MLK	President's Day	Confederate Memorial	Memorial	4th July	Labor Day	Veteran's	Thanksgiving	Dec. 24	Christmas	Dec. 26	Good Friday	Easter Monday	Optional	Emp. B-day	Total
Abbeville	1	1		1	1	1	1	1	1	1	1	1	1				12
Aiken	1	1			1	1	1		1	1	1	1	1				11
Allendale	1	1	1	1	1	1	1	1	1	1	1	1	1				15
Anderson	1	1	1	1	1	1	1	1	1	1	1	1					13
Bamberg	1	1			1	1	1		1	1	1	1	1		2		13
Barnwell	1	1	1		1	1	1		1	1	1	1	1				12
Beaufort	1	1			1	1	1	1	1	1	1						10
Berkeley	1	1			1	1	1	1	1	1	1	1	1				11
Calhoun	1	1	1		1	1	1	1	1	1	1	1					12
Charleston	1	1	1		1	1	1	1	1	1	1	1			1		13
Cherokee	1	1	1	1	1	1	1	1	1	1	1						12
Chester	1	1			1	1	1	1	1	1	1	1		1	1		14
Chesterfield	1	1	1		1	1	1	1	1	1	1	1		1			12
Clarendon	1	1	1		1	1	1	1	1	1	1	1	1				13
Colleton	1	1	1	1	1	1	1	1	1	1	1	1					13
Darlington	1	1			1	1	1		1	1	1	1	1				11
Dillon	1	1	1	1	1	1	1	1	1	1	1	1	1				15
Dorchester	1	1	1	1	1	1	1	1	1	1	1	1					13
Edgefield	1	1			1	1	1	1	1	1	1	1	1		1		13
Fairfield	1	1			1	1	1		1	1	1	1	1				11
Florence	1	1			1	1	1		1	1	1	1	1				10
Georgetown	1	1	1		1	1	1	1	1	1	1	1	1				13
Greenville	1	1			1	1	1		1	1	1		1		1		11
Greenwood	1	1	1		1	1	1		1		1	1	1			1	12
Hampton	1	1	1		1	1	1	1	1	1	1	1	1				14
Horry	1	1			1	1	1	1	1	1	1	1	1				12
Jasper	1	1	1		1	1	1	1	1	1	1	1					12
Kershaw	1	1	1		1	1	1	1	1		1	1	1				12
Lancaster	1	1			1	1	1		1	1	1	1		1			11
Laurens	1	1			1	1	1		1	1	1	1	1				12
Lee	1	1	1		1	1	1	1	1		1	1	1				12
Lexington	1	1	1	1	1	1	1	1	1	1	1	1					13
Marion	1	1			1	1	1	1	1	1	1		1		1		12
Marlboro	1	1			1	1	1	1	1	1	1	1	1				13
McCormick	1	1	1		1	1	1	1	1	1	1	1	1				13
Newberry	1	1	1		1	1	1		1	1	1	1	1				12
Oconee	1	1	1	1	1	1	1	1	1	1	1	1					13
Orangeburg	1	1	1		1	1	1	1	1	1	1		1				12
Pickens	1	1	1		1	1	1		1	1	1		1				11
Richland	1	1	1		1	1	1	1	1	1	1	1					12
Saluda	1	1	1		1	1	1	1	1	1	1	1	1				13
Spartanburg	1	1			1	1	1	1	1	1	1	1			1		12
Sumter	1	1	1		1	1	1	1	1	1	1	1	1				13
Union	1	1	1		1	1	1	1	1	1	1	1	1				13
Williamsburg	1	1	1		1	1	1	1	1	1	1	1	1				13
York	1	1			1	1	1		1		1	1			2		11
Summary	46	46	28	8	46	46	46	33	46	42	46	40	30	3	8	1	Avg. 12.3
	100%	100%	61%	17%	100%	100%	100%	72%	100%	91%	100%	87%	65%	7%	17%	2%	

FY 2016 Wage and Salary Report (Rep.). (2015, December). Retrieved March 15, 2017, from South Carolina Association of Counties website: <http://www.sccounties.org/Data/Sites/1/media/publications/wagesalaryreport2016.pdf>

Richland County Government: Annual Leave Accruals

Research, Supporting Documents
and Proposed Changes

Annual Leave Accrual

- Increasing employees and applicants are looking at the “Total Package” employers offer
- RCG approach annual leave accrual as part of the integrated benefits within the holistic framework of Total Compensation

Annual Leave Accrual

Goal of Benefit Programs to Support Richland County Government's operations by:

- Attracting Well Qualified Applicants
- Retaining a Knowledgeable and Skilled Workforce
- Improving Customer and Citizen Services
- Improving Health & Satisfaction of Workforce
- Reducing Cost of Turnover and Absenteeism

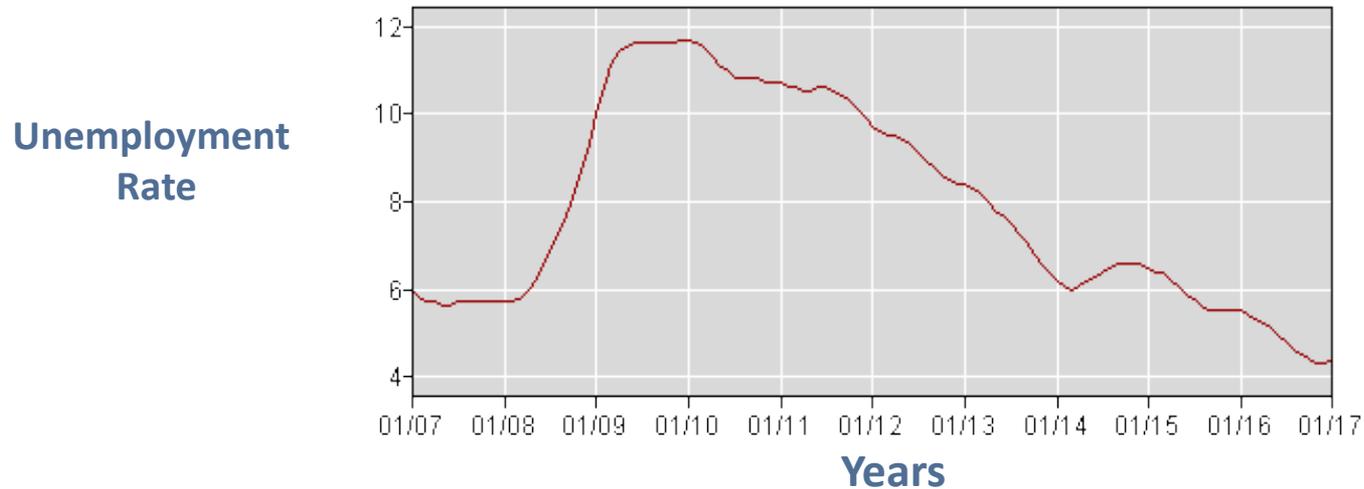
Why should Annual Leave Accrual be a priority now?

- Labor Market competing for the best employees
- Time Off is a valuable benefit to many applicants and employees

Workforce Factors

Lowest Unemployment Rate in Past 10 Years
4.4 for South Carolina as of January 2017

South Carolina Unemployment Rate
2007 -2017



Bureau of Labor Statistics Data. (n.d.). Retrieved March 16, 2017, from https://data.bls.gov/timeseries/LASST45000000000003?amp%253bdata_tool=XGtable&output_view=data&include_graphs=true

Workforce Factors

- Generational Shift Changes Priorities
- Millennial (ages 20-35) largest percentage of the workforce

“Millennial ... most likely in the survey to say that they would take a pay cut, forgo a promotion or be willing to move to manage work-life demands better.”

[CITATION HERE]

Work-Life Balance

“...work-life balance is the number one consideration in evaluating overall satisfaction with their current job...nearly two thirds of all employees (64%) agreed: work-life balance is the most important factor for defining overall professional satisfaction...work-life balance ranked ahead of both job security (59%) and compensation (54%).”

The Importance of Work Life Balance. (2014). Retrieved March 09, 2017, from http://eaglehillconsulting.com/wp-content/uploads/2014/09/Eagle-Hill-Consulting_Work-Life-Balance-White-Paper.pdf

Work-Life Balance

- Flexible Work Schedules
- Telework/Telecommute Options
- Paid Leave

Work-Life Balance

“The benefits of work life-balance to the employer include increased productivity; improved recruitment and retention; lower rate of absenteeism; reduced overhead; an improved customer experience; and a more motivated, satisfied workforce.”

Purchasing Power. (2014, June). The Power of Vacations. Retrieved March 07, 2017, from https://www.purchasingpower.com/sites/default/files/attachments/employer-resource/Power_of_Vacations_White_Paper_June2014.pdf

Health & Wellness

Studies show that “constantly working long hours and not taking respite away can have a damaging effect on health and can negatively affect family life.”

Purchasing Power. (2014, June). *The Power of Vacations*. Retrieved March 07, 2017, from https://www.purchasingpower.com/sites/default/files/attachments/employer-resource/Power_of_Vacations_White_Paper_June2014.pdf

Health & Wellness

Vacations & Heart Health

- “...men who take frequent annual vacations were **21 percent** less likely to die from any cause and were **32 percent** less likely to die from heart disease.”
- “...researchers found that women who took vacation once every six years or less were almost **eight times** more likely to develop coronary heart disease or have a heart attack than women who took at least two vacations per year.”

Health & Wellness

Vacations & Other Benefits

- Decrease Depression
- Decrease Anxiety
- Lower Blood Pressure
- Marital Satisfaction

Ferguson, J. L. (2016, March 04). Health Benefits of Taking a Vacation. Retrieved March 17, 2017, from http://www.huffingtonpost.com/jill-l-ferguson/health-benefits-of-taking-a-vacation_b_9384466.html

Annual Leave Accrual

Current

Vacation Accrual Days by Agency

	0-5 Years	5-10 Years	10-15 Years	15-20 Years	20 + Years
Richland County	10	10	15	15	20
State of SC	15	15	16.25 at 10 years, increases each year up to 30 days per year		
Lexington County	10	15	20	20	20
Greenville County	12	15	19	19	25
Charleston County	10	15	20	25	25
York County	12	12	15	15	18
City of Columbia	10	11 days at 5 years, increased by one day each year up to 25 days per year			

What is the Holiday Comparison?

- Average Number for SC Counties – 12.3 per year*
- State of South Carolina – 13 per year
- Highest County – 15 per year*
- Lowest County – 10 per year*
- Richland County Government – 12 per year
- City of Columbia – 10 per year
- Lexington County Government – 13 per year*

*FY 2016 Wage and Salary Report (Rep.). (2015, December). Retrieved March 15, 2017, from South Carolina Association of Counties website: <http://www.sccounties.org/Data/Sites/1/media/publications/wagesalaryreport2016.pdf>

Retention & Work-Life

*“Poor work-life balance (67.1%) as the **number one** element that would make them leave their current company—**above** compensation (66.8%) and job security (55.3%).”*

The Importance of Work Life Balance. (2014). Retrieved March 09, 2017, from http://eaglehillconsulting.com/wp-content/uploads/2014/09/Eagle-Hill-Consulting_Work-Life-Balance-White-Paper.pdf

Recruitment & Work-Life

“89% of all employees surveyed consider PTO important to overall job satisfaction and count PTO packages as an important component when evaluating a new position.”

The Importance of Work Life Balance. (2014). Retrieved March 09, 2017, from http://eaglehillconsulting.com/wp-content/uploads/2014/09/Eagle-Hill-Consulting_Work-Life-Balance-White-Paper.pdf

Annual Leave Accrual Recommendation

Vacation Accrual Days by Agency

	0-5 Years	5-10 Years	10-15 Years	15-20 Years	20 + Years
Richland County	10	15	20	25	25
State of SC	15	15	16.25 at 10 years, increases each year up to 30 days per year		
Lexington County	10	15	20	20	20
Greenville County	12	15	19	19	25
Charleston County	10	15	20	25	25
York County	12	12	15	15	18
City of Columbia	10	11 days at 5 years, increased by one day each year up to 25 days per year			

Recommendation

- No Change to Annual Leave Carry Over Days
 - 45 days maximum to be accumulated and carried over

- No Change to Separation Pay Out Days
 - 45 days maximum to be accumulated and carried over
 - Upon separation lump sum to be paid*

*Unless the reason for termination is gross misconduct or resigning or retiring to avoid termination.

Richland County Council Request of Action

Subject:

An Ordinance Authorizing the execution and delivery of a fee in lieu of tax agreement by and between Richland County and (Project Feng) (the "Company"); the execution and delivery of an infrastructure finance agreement by and between Richland County and the Company; the execution and delivery of such documents as may be necessary to effect the intent of this ordinance; and other matters related thereto [FIRST READING BY TITLE ONLY]

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: Susan Brill

Home Address: 401 Oak Brook Dr 29223

Telephone: (home) 788-8816 (work) 361-4858

Office Address:

Email Address: susanbrill@gmail.com

Educational Background: B.A. History UNC at Greensboro

Professional Background: Past Pres. Historic Columbia; community volunteer

Male [] Female [x] Age: 18-25 [] 26-50 [] Over 50 [x]

Name of Committee in which interested: Central Midlands Council

Reason for interest: I served on the commission as a council member and feel that it's the best way to promote cooperation + progress in the Midlands!

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

Commission: Former Richland County Council member 1997-2004. bio. attached Richland District 2 School Board 2006-2016. (Vice Chair)

Presently serve on any County Committee, Board or Commission? no

Any other information you wish to give?

Recommended by Council Member(s): Paul Livingston, Norman Jackson, Chip Jackson, Seth Rose, + Greg Pearce

Hours willing to commit each month: as much as needed

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: _____

Ann A. Boll
Applicant's Signature

3-8-17
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.

Staff Use Only	
Date Received: <u>3-10-17</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	

SUSAN ALION BRILL

Columbia native – graduate of Dreher High School and the University of North Carolina at Greensboro with a B.A. in History and minor in Secondary Education. Married to Alan H. Brill, M. D. and have four adult children; Vanessa, Lindsey, Keith and David.

- Elected to Richland County Council in 1997 to serve a three-year term and re-elected to a four year term in November, 2000 to 2004.. Elected to Richland County District 2 School Board in 2006; re-elected in 2008 until 2012; re-elected 2012 to 2016.

President of the Spring Valley High School Education Foundation (1992-1994); Started their first auction in 1986.

- President of the Columbia Medical Society Auxiliary (1986-1987);
- Founding member of the Wildewood Homeowners Association
- Active member of the South Carolina Symphony League
- Board member of Historic Columbia Foundation – Foundation President from 2008-2011. Former member of the S.C. Campaign to Prevent Teen Pregnancy and Community in Schools; Board member of School District 2 Education Foundation Chairperson of the Richland County Greenways/Bicycle Project – 2005

Received the Order of Thor Honorary Service Award for contributions to Spring Valley High School

Received the 1995 Outstanding Northeast Citizen Award

Contacts:

www.SusanBrill.com susangbrill@gmail.com



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Lindsey Ott

Home Address: 136 Castle Road Columbia, SC 29210

Telephone: (home) (803) 600-2729 (work) _____

Office Address: _____

Email Address: lfott@outlook.com

Educational Background: PhD Education Leadership

Professional Background: Education

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Airport Commission

Reason for interest: I am an aviator, as well as a lifetime resident of Richland County.

I am an advocate for female access to aviation, as well as young people in general.

Your characteristics/qualifications, which would be an asset to Committee, Board or
Commission:

I am a practiced public speaker, organized, and an active learner.

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: As Needed

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: _____

Limby Ott
Applicant's Signature

3/21/17
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.

Staff Use Only	
Date Received: <u>3-23-17</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

2



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Timothy Alexander Mousseau

Home Address: 6016 Marthas Glen Rd, Columbia, SC 29209

Telephone: (home) 803-233-2822 (work) 803-920-7704

Office Address: Department of Biological Sciences, University of South Carolina, 29208

Email Address: tim.mousseau@gmail.com

Educational Background: BSc('79), Bsc(Hons - '80), MSc ('83), PhD ('88)

Professional Background: University professor

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Airport Commission

Reason for interest: I am a pilot and tenant at the airport. I am also a double land owner within 1 mile of the airport. I am very interested in representing my neighborhoods.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:
I am an active pilot, an educator, and have represented my neighborhoods in the past on other issues (e.g. crime, beautification, etc.).

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? Yes. See attached cover letter and resume.

Recommended by Council Member(s): Greg Pearce, Seth Rose

Hours willing to commit each month: 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 **xxx** _____

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 **xxx** _____

If so, describe: _____

IA. Alous
Applicant's Signature

January 23, 2017
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.

Staff Use Only	
Date Received: <u>1/23/17</u>	Received by: <u>mmh</u>
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	

January 23, 2017

Dear Richland County Council,

Please accept the attached application form and supporting materials as application for the opening on the Richland County Airport Commission.

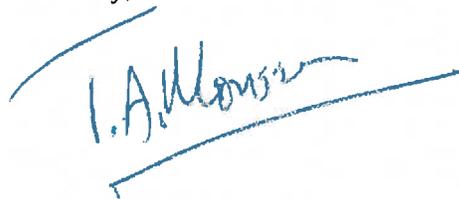
My qualifications for this position include the following:

- 1) Active Pilot – I have been active in aviation for more than 15 years as a private pilot and aviation enthusiast. As such, I am up-to-date on most of the regulations and issues related to general aviation and I make use of many of the airports in the region.
- 2) Pilot tenant at CUB – I have been a tenant at CUB (Hangar 15) for many years and share a Cherokee 140 at the airport. Thus I am an active user of the facility and am familiar with many of the issues and concerns of the aviation community in the region. I am a member of both the AOPA and the EAA, two of the largest pilots' associations in the USA and I try to stay abreast of issues facing the GA community at both local and national levels.
- 3) Resident – My primary residence is at 6016 Marthas Glen Rd, about 0.8 miles from the end of runway 31, and I have a secondary residence for my children at 3127 Montgomery, less than 0.5 miles from the end of runway 13 (see attached google earth maps for verification). As such I am member of the communities most affected by airport operations and am familiar with many of the issues facing the airport related to its location in an urban center.
- 4) Community Supporter – Over the years, I have been quite active in community affairs. For example, I am a past president of the Forest Hills Neighborhood association and was very active 1999-2003 in promoting neighborhood safety and beautification, and fundraising related to these activities. As president, I interacted extensively with Columbia City Council in a variety of activities related to promoting the interests of the neighborhood and its residents, as well as working with other neighborhoods for the promotion of the city and region. More recently, as president of the Hand Middle School Ed Foundation, I worked with the City and downtown neighborhoods to acquire more than \$150,000 in grants and in-kind contributions to support school related capital projects. As with my academic collaborations in my job at the university, these city-level activities have required facilitation of positive interactions among diverse groups towards the common goal of improving the quality of life for the broader community.

- 5) Administrative Experience – As an active professor at the university, and an active scientist in the broader national and international communities, I have a broad range of administrative experience that includes having served on countless committees, boards and panels at all levels of organization. At the university, I have served as associate dean of my college, dean of the graduate school, and associate vice-president for the university. Most of these activities have no direct relevance, perhaps, other than illustrating my experience as an active and productive participant in a wide variety of community-building activities. I will attach my professional resume in case this is relevant.

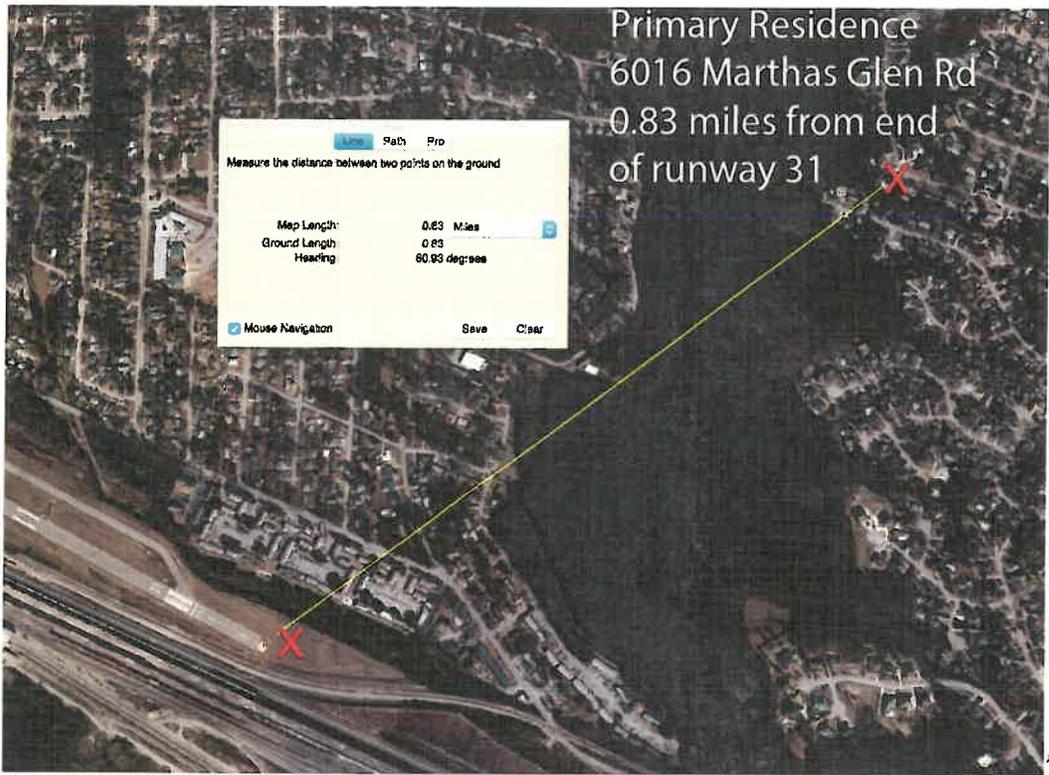
In summary, I am quite interested in both the CUB airport and the community it serves and I believe I have the experience needed to make my participation on the RC Airport Commission useful and constructive for the county, the airport, and the surrounding communities.

Sincerely,

A handwritten signature in blue ink, reading "T. Mousseau", is written over a blue horizontal line. The signature is slanted upwards to the right.

Timothy Mousseau
6016 Marthas Glen Rd.
Columbia, SC 29109 USA
Richland County

803-920-7704
tim.mousseau@gmail.com



TIMOTHY ALEXANDER MOUSSEAU

Curriculum Vitae – January 2017 – Abbreviated Version –

A full CV can be obtained at <http://cricket.biol.sc.edu/Mousseau>

PERSONAL INFORMATION

Office Address

University of South Carolina, Department of Biological Sciences, Columbia, SC 29208

Telephone: 803-233-2822; Cell: 803-920-7704

E-mail: Mousseau@sc.edu; Website: <http://cricket.biol.sc.edu>

Home Addresses

Primary: 6016 Marthas Glen Rd, Columbia, SC 29209

Secondary: 3127 Montgomery Ave., Columbia, SC 29205

PROFESSIONAL EXPERIENCE

1991- Assistant, Associate and Full Professor of Biological Sciences, USC
2010-11 Associate Vice President for Research and Graduate Education, USC
2010-11 Dean of the Graduate School (Interim), USC
2006-10 Associate Dean for Research and Graduate Education,
 College of Arts and Sciences, USC
1996-2008 Professor of Entomology (Adjunct), Clemson University

EDUCATION

PDF University of California, Davis (1988-90), NSERC Postdoctoral Fellow
Ph.D. McGill University (1988), Biology
M.Sc. University of Toronto (1983), Zoology
B.Sc.(Hons) University of Ottawa (1980), Biology (Cum Laude)

HONORS AND AWARDS

- Fellow, American Council of Learned Societies (ACLS), 2015-17
- Fellow, American Association for the Advancement of Sciences (elected 2008)
- Fellow National, The Explorers Club, NYC (elected 2009)
- Member, the Cosmos Club, Washington, DC (elected 2011)
- Member, the KOSMOS Club, Columbia, SC (elected 2016)
- President's Appreciation Award, National Black Graduate Student Association (2011)
- Faculty Award, USC's Black Graduate Student Association (2011)
- Fulbright Senior Specialist Awards (Ukraine)(2007, 2012)
- Mortar Board "Excellence in Teaching" award (1998)
- USC Provost's Instructional Innovation award (1996)

PROFESSIONAL MEMBERSHIPS

American Association for the Advancement of Sciences
New York Academy of Sciences
South Carolina Academy of Sciences
American Nuclear Society
American Society of Naturalists
Florida Entomological Society
Aircraft Owners and Pilots Association
Experimental Aircraft Association

PUBLICATIONS

EDITED VOLUMES AND BOOKS – 11 since 1998

PEER REVIEWED SCIENTIFIC PUBLICATIONS – MORE THAN 200 SINCE 1984

SYMPOSIA, SEMINARS, AND PUBLIC PRESENTATIONS

Invited Keynote and Plenary Presentations – 26 since 2002

Invited Public Presentations – 39 since 2007

Invited Symposium Presentations – 29 since 1990

Invited Departmental Seminar Presentations – 82 since 1990

Press Conferences

- PSR/IPPNW – Fukushima at 5 years, Washington DC, March 9, 2016
- Legislative Yuan, Taipei, Taiwan – “Effects of Low Dose Radiation”, January 26, 2016
- The Foreign Correspondent’s Club of Japan – “Fukushima Catastrophe and its Effects on Wildlife”. Tokyo, Japan, August 22, 2014. <https://youtu.be/8IcTGUMwVtU>

GRANT SUPPORT

I have acquired more than \$7.5M in grants since 1990 from more than 70 different sources with grants sizes ranging from \$6k to \$2M.

COMMUNITY SERVICE

- Hand Middle School Educational Foundation (Columbia, SC): Board member 2005-11, President 2008-09. Raised more than \$150,000 in grants and donations to support school capital improvements. Was selected as the Richland County School Board volunteer group of the year (2009-2010)
- Forest Hills Neighborhood Association (Columbia, SC): Board member 1998-2004; President 2002-04. Worked extensively with City Council and management and the CPD to implement plans for improvement of public safety and beautification in downtown neighborhoods.

MISCELLANEOUS

Certificates

USGS Master Bird Bander

FAA certified Private Pilot (SEL, Complex, Remote Pilot)

SCUBA Diver (NAUI and ACUC)

Amateur Radio Operator (USA and Japan) (General class – K4YCX, JP7NFS)

Selected Press Coverage

- Scientific American: The Swallows of Fukushima (Steven Featherstone), February, 2015
- The New York Times: Forest Fires Threaten New Fallout From Chernobyl (Rachel Nuwer), April 7, 2015
- The New York Times: At Chernobyl, Hints of Nature's Adaptation (Henry Fountain), May 5, 2014.
- The New York Times: The Animals of Chernobyl (Erik Olsen)(video), May 5, 2014.
- The Toronto Star: Life and Death in Chernobyl's Ghost Forest (Mitch Potter), May 17, 2014
- The Toronto Star: How To Stay Safe in Ukraine – From Radiation and War (Mitch Potter), May 19, 2014
- The Economist: Something Glowing On, May 3rd, 2014.
- The Economist: Radiation and Birds: Not So Blindingly Obvious, Sept 7, 2013
- The Economist: Surviving fallout: Birds can evolve to cope with the lingering effects of nuclear incidents (March 3rd, 2012).
- The Economist: Plumes and Plumage: Sexual selection and Chernobyl (12 July 2007).
- BBC News: Chernobyl's legacy recorded in trees (Mark Kinver), August 8, 2013
- BBC News: Chernobyl mammals tracked in snow (Victoria Gill), December 31, 2012.
- BBC Nature Feature: Chernobyl: A field trip to no man's land (Victoria Gill), July 26, 2011
- BBC News: Chernobyl birds are small brained (Matt Walker), February 5, 2011
- Harpers Magazine: Life in the Zone: What we're still learning from Chernobyl (Steve Featherstone), June 2011
- Animal Planet TV: Life After: Chernobyl, April 26, 2016
- CBS TV: 60 Minutes, interview with Bob Simon, November, 2011
- Animal Planet: River Monsters with Jeremy Wade: featured in "Atomic Assassin", Spring 2013.



+

APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: John F Hamilton

Home Address: 30 Beaver Dam Court, Columbia, SC 29223

Telephone: (home) 803.608.8066 (work) 803.608.8066

Office Address: POB 24019, Columbia, SC 29224

Email Address: johnfh@aol.com

Educational Background College degree with major in accounting

Professional Background: CPA, CMA, & CGMA

Male

Age:

Over 50

Name of Committee in which interested: renewal on Richland County Business Center Appeals Board

Reason for interest: Familiar with business license governing rules. To give back to our community.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

See attached bio.

Presently serve on any County Committee, Board or Commission? Yes, this Board

Any other information you wish to give? See attached bio.

Recommended by Council Member(s): Other—Pam Davis and Kimberly Roberts

Hours willing to commit each month: As required

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 **XX**

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 **XX** , but minor No _____

If so, describe: Minor, but similar to most board member, I am a partner in a CPA in the county.
But I would abstain should any action ever be taken against this firm.



3.2.17

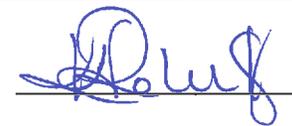
Applicant's Signature

Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

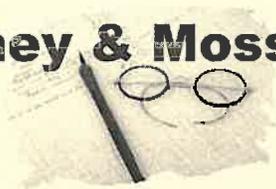
One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: <u>3-7-17</u>	Received by: 
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	

Hamilton McKinney & Moss

Certified Public Accountants



BRIEF BIO

John F. Hamilton, CMA, CPA , CGMA

- A. Certified Public Accountant (CPA), Member of SCACPA, FICPA and AICPA
- B. Certified Management Accountant (CMA), Member IMA
- C. Legal Support and Expert Witness Testimony for CPA malpractice suits
- D. Auditor malpractice issues consulting with insurance carriers
- E. Over 650 on-site AICPA System Peer Reviews conducted on CPA firms nationwide plus a substantial number of off-site engagement peer reviews
- F. Quality Control consulting as needed and inspections for several other CPA firms
- G. Part time on-going contract A & A consultant for several other CPA firms
- H. Part time technical reviewer for the state CPA peer review program (review the peer reviewers)
- I. Performed Corrective Actions reviews for AICPA Ethics and several state Boards of Accountancy
- J. Summary of past and present activity in professional organizations:
 - Auditing Standards Committee-SCACPA, Chairperson
 - CPA USA, (previously National Associated CPA Firms), Southeast USA Region Chairperson
 - AICPA Technical Reviewer Task Force
 - Education Committee-SCACPA, Member
 - Meetings Committee-SCACPA, Chairperson
 - Technical Standards Committee-SCACPA, Chairperson
 - Nursing Home Committee-SCACPA, Chairperson
 - CPA USA, previously (National Associated CPA Firms) National Chairperson
 - Interaudit, (an European Chartered Accounting Association), USA Delegate
 - Emergency Professional Assistance Committee-SCACPA, Member
 - Practice Review Committee-SCACPA, Member
 - AICPA PCPS Peer Review Board, Member
 - Quality Review Committee-SCACPA, Chairperson
 - MAS Committee-SCACPA, Vice Chairperson
 - Peer Review Task Force to Rewrite Peer Review Standards-AICPA
 - Meetings Committee-SCACPA, Member
 - Technical Standards Committee-SCACPA, Chairperson
 - Positive Enforcement Reviewer-SC Board of Accountancy, Member
- K. Other past and present Committee/Board Service:
 - SC Supreme Court- Accounting Committee, Member
 - SC Governor's Nursing Home Board, Chairperson
 - SC Department of Education Audit Committee, Member
 - Wildewood HOA Board Member
 - YMCA Adult Class Committee, Member
 - VSB Corporate Advisory Board, Member
 - USC Bicentennial Campaign Committee, Member
 - Richland County, SC Business Service Center Appeals Board, Member
- L. Authorships:
 - Co-authored "Guide to Preparing Interim Financial Statements"
 - Co-authored a CD ROM "Quality Control Document for CPA Firms"
 - Authored many articles for CPA magazine/newsletter publications.
- M. Beta tester for Practitioners Publishing Company's updates used by National Associations of State Board of Accountancy to accredit publication.
- N. Qualified CPE Instructor for various courses sponsored by the AICPA and many of the State CPA Societies, principally on the topics of GAAP, GAAS and New Standards for Peer Review. 2006 SCACPA CPE Discussion Leader of the Year Award.
- O. A & A Partner of Hamilton, McKinney & Moss



RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

REQUEST OF ACTION SUMMARY

Agenda Item No.: 4.a. Meeting Date: March 27, 2017

To: Chair -TBD, Budget Ad Hoc Committee

From: Gerald Seals, County Administrator

Department: Outside agency: Midlands Technical College (MTC)

Item Subject Title: Center for QuickJobs Training and Workforce Development: Replacement of the Lindau Engineering Technical (LET) building at the Beltline Campus

Action Taken by Committee previously: None.

Options: 1. Approve the half mill increase request from MTC to replace the LET building.
2. Do not approve the half mill increase request from MTC.

Motion Requested Today: Approve the half mill increase request form MTC to fund \$10 million with a bond to partially fund the replacement of the LET building that will house the Center for QuickJobs Training and Workforce Development; that Midlands Technical College issue the bonds; and that the approved millage increase for this purpose ends when the bond/debt is paid off.

Staff Recommendation: Approve motion.

Impact of Action: Operating Budget: This project will not impact the county's operating budget.

Capital Budget: This project will impact neither the county's capital budget nor the debt margin.

Funding Amount/Source: Half mill increase for MTC.

Requested by: Debbie Muller Walker, Vice President for Business Affairs, MTC.

Staff Representative: Sandra E. Yúdice, Ph.D., Assistant County Administrator

Outside Representative: Debbie Muller Walker, Vice President for Business Affairs, MTC.

List of Attachments:

1. Council Memorandum #2-7, MTC summary request, 2014-2034 Master Facilities Plan (excerpt), and LET Project estimated renovation costs.

3/20/2017
Date Submitted

Gerald Seals
Approved by the County Administrator

6
Council District



COUNCIL MEMORANDUM 2 – 7

To: County Council
From: County Administrator Gerald Seals
Date: February 21, 2017
Subject: Midlands Technical College Millage Increase Request
CC: W. Kevin Bronson, Assistant County Administrator
 Daniel Driggers, Chief Financial Officer
 Janelle H. Ellis, Ph.D., Director of Community and Government Services
 Brandon Madden, Assistant to the County Administrator
 Sandra E. Yúdice, Ph.D., Assistant County Administrator

Center for QuickJobs Training and Workforce Development

Midlands Technical College (MTC) has requested the assistance of Richland County to finance the construction of its Center for QuickJobs Training and Workforce Development at the MTC’s Beltline Campus. The Center’s “programs will directly target the rapid training of specific workforce skills critically required by employers in the college’s service area,” especially the needs in the emerging manufacturing and information technology fields.

According to MTC, the total cost is

Description	Cost
Construction	\$24.00 Million
Equipment	\$3.50 Million
Design	\$2.50 Million
Total	\$30.00 Million

MTC requested assistance from Richland County with raising \$10 million for this capital project through the issuance of debt by either Richland County or MTC. To issue debt, MTC will need an additional half mill commitment from the county above its current capital allocation. The State of South Carolina and the college will provide the remaining funds.

MTC justified the construction of a new facility, which will replace the current Lindau Engineering Technology (LET) building, by indicating that the cost of renovating and bringing the LET building up to current code requirements could exceed the construction cost of a new facility. MTC provided renovation estimates totaling \$24.2 million and listed renovation shortcomings including inflexible layout of the current facility due to column locations, exterior masonry has not been upgraded, no additional parking, and no efficiencies due to the room sizes. According to MTC’s

2014-2034 Master Facilities Plan, the LET building was constructed in 1968 and is a “four-story masonry building with a flat roof and exposed steel accents.” The last renovation was conducted in 1994 and the roof replaced in 2006. In August 2014, an assessment of the building found that the LET building is inadequate in meeting current International Building Code requirements and “a major renovation effort with significant improvements are necessary to bring the building up to current standards regarding building codes and life safety, lateral stability, energy efficiency, indoor environment, finishes, and the overall quality expected for today’s higher education facilities.” A tour of the LET building on February 9, 2017, confirmed the 2014 updated assessment from LTC Associates, Inc. and CDA Architects of the LET building and additional LET building shortcomings such as configuration of an old building not conducive to current learning environments and institutionalized building settings.

Background on Richland County Priorities

During its priority setting session in September 2016, Richland County Council established four priority areas. These priority areas include:

1. Core County Government,
2. Constituent Services,
3. Special Interests, and
4. Economic Development.

Under each priority area, Council also established several priorities that would assist with fulfilling the goals under each area of focus. For example, under the Core County Government, County Council determined that “In order to attract new citizens, we need to participate in an investment process that makes this a good place to live, work & play.” Under the Constituent Services priority, Council established that the county needs to “Assess constituent needs.” Under the Special Interest area, Council determined that the county needs to “Align their [(special interest groups)] with county needs.” Last, under the Economic Development priority area there is a list of priorities that would assist with the “Recruitment and Retention of business services” and “Creating an environment that attracts businesses to our area.”

Aligning MTC’s Request with Richland County Council’s Priorities

Midland Technical College plays an important role in workforce development, hence, in economic development also. MTC’s request clearly aligns with Richland County Council’s priorities as described in the previous section.

Funding and Fiscal Impact

Finance Department Director Daniel Driggers provided the following information to fund the replacement of the Lindau Engineering Technology at MTC’s Beltline Campus building based on a half mill increase:

- Current mill value for MTC is \$1,473,000.
- An additional half mill would generate approximately an additional \$736,500.
- Based on the current interest rates available to the county, the debt could be structured for the incremental debt service for borrowing \$10 million for a 20-year period for approximately \$810,000 per year.

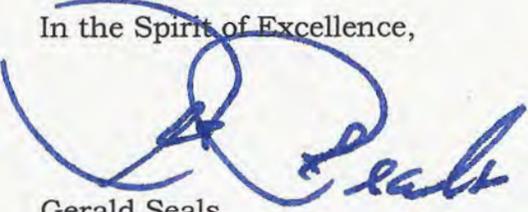
It is estimated that the county could absorb the loan payment, inclusive of the incremental increase in the mill value over the life of the loan, with an additional half

mill for debt service. Once the bonds are issued, the actual interest rate and debt service requirement can be determined. However, according to Richland County's financial policies, the county has a self-imposed debt limit of 6% of the assessed value that equates to a \$92.25 million debt limit as of June 30, 2016. Based on this limit and a net GO bond debt applicable to the limit of \$52.94 million as of June 30, 2016, the legal debt margin available to the county is \$39.31 million (or 42.61%). If Richland County issues a \$10.0 million bond the net applicable debt would increase to \$62.94 million and the legal debt margin would decrease to \$29.31 million (or 31.77%). If MTC issues the bonds, the county's debt margin would not be affected.

Recommendation

Staff recommends that Richland County Council approves the half mill increase request from MTC to fund the \$10 million request to replace the Lindau Engineering Technology building that will house the Center for QuickJobs Training and Workforce Development and that Midlands Technical College issue the bonds.

As part of the current biennium budget process, I have approved that this item be included in the agenda for the next meeting of County Council's Budget Committee for consideration and discussion.

In the Spirit of Excellence,

Gerald Seals

February 10, 2017

Greetings Dr. Yudice,

Thank you for meeting and touring with us through our Lindau Engineering Technology (LET) building. This most important replacement project will become the **Center for QuickJobs Training and Workforce Development** at the MTC Beltline Campus.

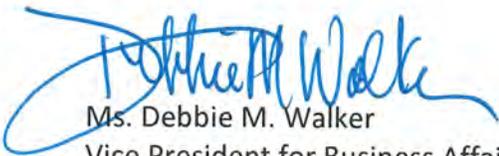
While we have continued to maintain the current building with funding from Richland County, we agree with your assessment that the facility is 'institutional' in appearance and function.

Enclosed you will find the information you requested which includes: Our Master Facilities Plan as related to the LET building and the summary section of the architectural report of the LET building.

As we toured the LET building, we mentioned by comparison the modern labs and auditorium at our new facility on the Northeast Campus. We have enclosed pictures of those rooms on both campuses so you may have a visual of the differences in form and functional efficiency.

Please do not hesitate to call me with any questions.

Sincerely,



Ms. Debbie M. Walker
Vice President for Business Affairs

Enclosures



MIDLANDS
TECHNICAL COLLEGE



2014-2034 MASTER FACILITIES PLAN

BELTLINE CAMPUS



The Beltline Campus was purchased in several tracts beginning in 1962 as part of Richland Technical Education Center. In 1974, what is now Midlands Technical College was founded with Beltline serving as the main campus. The architectural philosophy of *"form follows function"* could not be truer than at this campus. The facilities were designed and constructed for teaching technical/industrial courses and consist of one-story to four-story, tan, industrial-size, brick buildings. Nearly all of the buildings are consistent in treatment and similar in style and use of materials. This style continued through the mid-1970s until the construction of the pre-cast concrete Wade Martin Hall. Facilities have been added to the original three-building campus over the years and now total nine. The Beltline Student Center was built on the site of the demolished Scott Building in 1997 with the architecture purposefully different to serve as the front door for campus visitors. An Automotive Training Facility/Parking Garage was completed in 1999.

In 2005, the College completed replacement of the Tool and Die Building with a state-of-the-art, 14,500-square-foot Precision Machining Building and added 12,600 square feet of student

services space to the Beltline Student Center. In 2007, the breezeway between the buildings was replaced and expanded with a cantilevered masonry structure that unifies the campus. In 2011 a generator was added to back up the critical IT infrastructure for the College. In 2012, replacement of the campus electrical infrastructure was undertaken. Construction plans are being drawn for a Learning Resource Center to replace the current Library Building in 2016.

The Beltline Campus currently has 32 acres of land; however, approximately nine acres are in a flood plain and not suitable for development. The campus's nine buildings contain approximately 273,000 square feet along with an 87,570-square-foot parking garage. Continuing landscape improvements give the campus a park-like atmosphere.

Program Clusters

The Beltline Campus houses programs in Business, Information Systems Technology and Industrial Technologies including automotive, electrical and precision machining. In addition, the College offers courses in the Associate in Arts (AA) and Associate in Science (AS) transfer programs and noncredit course

Center to replace the current Library Building. The new facility will have a third floor and include the Success Center and many student-centered study and collaboration spaces.

Lindau Engineering Technology Building – This building was constructed in 1968 with the last major renovation completed in 1994 and a roof replacement in 2006. In 2010 many of the HVAC units were replaced. The building functions as a classroom facility, with faculty and administrative offices all located in a 40' x 40' wing in front of the building. There are many special function laboratories and lecture halls throughout the building. Major functional areas are business and assembly occupancies. It is a four-story masonry building with a flat roof and exposed steel accents. The building is adequate for code requirements for existing conditions, but inadequate for current International Building Code requirements. A decision will be made if the facility should be renovated or replaced.

Precision Machining Building – This building was constructed in 2005 to replace the Tool and Die building in order to provide state-of-the-art machining facilities. It includes a large open bay space for machining and grinding, a welding bay, storage space, measurement lab and classrooms and offices. It is a single-story brick veneer with steel-framed structure. It is to remain in present use for the foreseeable future.



Richland Hall – This building was constructed in 1962 with renovations in 1992 and minor life-safety upgrades in 2004 to accommodate Richland One Middle College. In 2013, the Middle College began expansion into additional rooms. It was constructed as a classroom building with faculty and administrative offices. The building functions as a classroom building with computer labs. It also houses the IRM department and critical IT infrastructure backed up by a generator. It is a single-story brick veneer on concrete unit masonry building with a flat roof and exposed steel accents. The building is to remain in its present condition for the foreseeable future. However, if the need arises, the building should be replaced with a multi-story 48,000-square-foot structure.

Wade Martin Hall – This building was constructed in 1976 with interior renovations and functional changes at various times over the years including a complete renovation of the second floor in 2006 and complete restroom renovation in 2007. A new roof was installed in 2011. Constructed as a classroom building, it combines classrooms with significant support services office space. It is a four-story brick/concrete veneer unit masonry building with a skeletal steel interior. The building meets code requirements for existing conditions but is inadequate for current International Building Code requirements. The building is a candidate for future renovations and upgrades.

Please refer to the Midlands Technical College Master Plan Campus Development Analysis on page 50 for College-wide facility analysis.

2001 ASSESSMENT

LTC Associates, Inc.
1229 Lincoln Street
Columbia, South Carolina 29201
www.ltcarch.com



1122 Lady Street, Suite 810
Columbia, South Carolina 29201
www.cdacolumbia.com



2014 UPDATE

A Building Assessment of
Lindsay Engineering Technology Building
for

Midlands Technical College

Beltline Campus

Columbia, South Carolina

April 11, 2001

August 8, 2014



Lindau Engineering Technology Building Summary

~~LTC Associates, Inc. recommends immediate action to replace the existing window system and existing elevator. Once the new elevator addition construction is completed the existing elevator can be taken out of service and replaced with little disruption to current class activities.~~ The laboratories, acoustical ceiling system, ADA door hardware, mechanical upgrades and seismic upgrades should also be implemented as soon as feasible. This construction can be phased to allow for ongoing class schedules. Any major renovations will require the building to be upgraded to meet the current code requirements. In general, this is a ~~33-year-old~~ building that is showing its age and is in need of upgrading to continue the quality of education building space required by Midlands Technical College.

The building is now approximately 45 years old. A major renovation effort with significant improvements are necessary to bring the building up to the current standards regarding building codes and life safety, lateral stability, energy efficiency, indoor environment, finishes, and the overall quality expected for today's higher education facilities.



Beltline LET
chemistry



Northeast
chemistry



Beltline LET
auditorium



Northeast
auditorium

Midlands Technical College
LET Project
ESTIMATED RENOVATION COSTS

Construction, from study (attached)	\$ 9,903,316
Demolition, Abatement, Seismic	\$ 1,173,000
construction sub total	\$ 11,076,316
Fees	\$ 1,300,000
Furniture & Equipment	\$ 2,700,000
Contingency	\$ 3,000,000
rental/busing to alternate site during renov.	\$ 3,500,000
inflation	\$ 2,600,000
additional costs, sub total	\$ 13,100,000
TOTAL	\$ 24,176,316

Renovation shortcomings

inflexible layout due to current column locations
exterior masonry not upgraded
no additional parking
no efficiencies with same room size

Midlands Technical College

LET Project - Estimated Renovation Costs

MASTER SUMMARY Budget Estimate

For

Building Assessment

Lindau Engineering Technology Building
Columbia, SC



Client: CDA Architects 1122 lady Street, Suite 810 Columbia, SC 29201	Owner: Midlands Technical College Beltline Campus Columbia, SC	Cost Estimator: Aiken Cost Consultants 1010 East North Street Greenville, SC 29601
---	--	--

	Building		Sitework		Total	
	Cost	%	Cost	%	Cost	%
Building Assessment	8,884,241				8,884,241	
LEED Documentation & Certification	270,000				270,000	
Total Probable Base Bid	\$9,154,241	100.0%			\$9,154,241	100.0%

Site Cost per Adjusted Gross 1 LS						
Building Cost per Adjusted Gross 64,880 SF	\$141.09	SF			\$141.09	SF

Construction Phase Contingency	457,712	5.0%			457,712	5.0%
Total Construction Cost (TCC)	\$9,611,953				\$9,611,953	

ALTERNATES

(5% Construction Phase Contingency Not Included)

Alternate No 1: New Stair Tower	\$386,023
Alternate No 2: Replace Cooling Tower	\$125,331
Alternate No 3: Energy Recovery	\$237,721
	\$9,903,316

Midlands Technical College
Richland County Special Capital Request
Beltline Campus Center for QuickJobs Training and Workforce Development

Sample Richland County Companies That Will Benefit from QuickJobs Rapid-Ready

- Aflac
- BlueCross BlueShield
- China Jushi
- FN Manufacturing
- International Paper
- Palmetto Health
- PurePower
- SCE&G
- Schneider Electric
- Westinghouse

MTC Center for QuickJobs Training and Workforce Development Request

Construction	\$24.0 million
Equipment	3.5 million
Design/site prep	<u>2.5 million</u>
Total	\$30.0 million

Preparing Richland County Citizens for Livable Wage Jobs, Fast

Career readiness of the workforce is the primary objective of the proposed Midlands Technical College (MTC) **Center for QuickJobs Training and Workforce Development** at the MTC Beltline Campus. The facility's programs will directly target the rapid training of specific workforce skills critically required by employers in the college's service area.

This is a compelling regional need due to the ramping up of manufacturing and information technology operations and the collateral demand for a workforce to sustain and grow these essential employment sectors. Midlands Technical College's QuickJobs programs offer fast-paced, intensive job training to help the unemployed and underemployed obtain these middle and high-skilled jobs that are in constant demand by regional employers.

Midlands Technical College is requesting additional support of \$10 million dollars. The source of funds may include debt issuance by the college or county. In order for the college to issue the additional debt, it would require an estimated additional half mil commitment by the county above its current capital allocation. The balance of funds will be provided by state and college resources.

The project is the replacement of the Lindau Engineering Technology Building (LET) which is located on the Beltline Campus in Richland County. The LET building was constructed in 1968 and it functions as a classroom facility, with faculty and administrative offices. The building is inadequate to meet current code requirements. The project will replace the LET building which will eliminate significant deferred maintenance and be more prudent than renovation. The new facility will become the home of the MTC Center for QuickJobs Training and Workforce Development.

Please note that this request is not subject to Lexington County participation. Both Lexington and Richland counties are providing support for other MTC projects through the half mil provided for debt service.



YOU CAN GET ANYWHERE FROM HERE



The Real Deal

KEY FACTS | 2016

MISSION

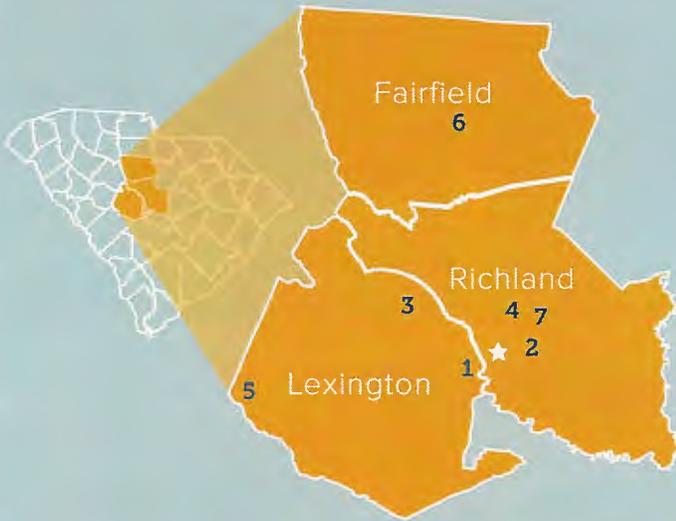
Midlands Technical College is a comprehensive, multicampus, two-year public college serving the primary region of Richland, Lexington and Fairfield counties of South Carolina. College programs and services provide accessible, affordable, quality education that prepares a diverse student population to enter the job market, transfer to senior colleges and universities, and achieve their professional and personal goals. Through its programs and services, MTC equitably provides higher education opportunities and strengthens the economic and social vitality of the community.

**\$835
MILLION+**

**ECONOMIC IMPACT IN
THE CENTRAL MIDLANDS**

SERVICE AREA AND GOVERNANCE

Midlands Technical College serves Richland, Lexington and Fairfield counties in South Carolina. The college's governing board, the Commission, is appointed by the Governor upon the recommendation of the legislative delegations from Richland, Lexington and Fairfield counties.



- | | |
|--|--|
| 1 Airport Campus
1260 Lexington Drive
West Columbia, SC 29170 | 5 Batesburg-Leesville Campus
423 College Street
Batesburg-Leesville, SC 29070 |
| 2 Beltline Campus
316 South Beltline Blvd.
Columbia, SC 29205 | 6 Fairfield Campus
1674 Hwy. 321 North Business
Winnsboro, SC 29180 |
| 3 Harbison Campus
7300 College Street
Irmo, SC 29063 | 7 Fort Jackson Center
Army Continuing Education Center
Imboden Street
Fort Jackson, SC 29207 |
| 4 Northeast Campus
151 Powell Road
Columbia, SC 29203 | |

QUICK FACTS

- 1** MTC is the largest provider of transfer students to four-year colleges and universities in South Carolina.
- 2** MTC is the fifth-largest provider of higher education in South Carolina.
- 3** MTC's Corporate and Continuing Education division is the largest and most comprehensive in South Carolina.

ANNUAL BUDGET



\$83 million
total budget



622
total full-time
faculty and staff



716
total part-time
faculty and staff

79% of MTC graduates are employed or continuing their education within six months of graduation

14,000+

Academic students served annually in:

- > Arts and Sciences
- > Business
- > Engineering Technology
- > Health Sciences
- > Industrial Technology
- > Information Systems Technology
- > Nursing
- > Public Service

25,000+

Enrollments annually in Corporate and Continuing Education courses offering career-specific training in:

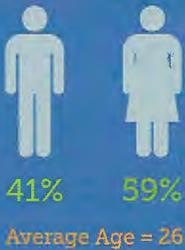
- > Business
- > Computers
- > Creative Careers
- > Employee and Leadership Development
- > Healthcare and Human Services
- > Industrial, Trades, and Manufacturing
- > Personal Enrichment

*Courses can be completed in a matter of weeks or months.

DEMOGRAPHICS



51% White, Non-Hispanic | 37% Black, Non-Hispanic | 3% Hispanic



{ 79% of students receive financial aid }

120+

degree,
diploma and
certificate
programs of
study



TUITION, BOOKS AND FEES

Approximately \$3,300 per semester (varies depending on program of study)

THE MTC FOUNDATION

more than **\$9 million** in total assets

- > Annually provides more than \$100,000 in scholarship support for MTC students
- > Annually provides more than \$100,000 in program support to college faculty and staff

You can get anywhere from here.™ | MIDLANDSTECH.EDU



RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

REQUEST OF ACTION SUMMARY

Agenda Item No.: 4.b. Meeting Date: March 27, 2017

To: Chair – TBD, Budget Ad Hoc Committee

From: Gerald Seals, County Administrator

Department: Richland County Sheriff's Department

Item Subject Title: Purchasing of Shakespeare Road Properties

Action Taken by

Committee previously: None.

- Options:
1. Approve purchasing the Shakespeare Road properties and funding for phases 1 and 2 for the Biennium Budget 1 (FY 2018 and FY 2019) as described in Council Memorandum 3-2.
 2. Do not approve purchasing the properties and funding for phases 1 and 2 for the Biennium Budget 1 (FY 2018 and FY 2019).

Motion Requested Today: Approve motion to acquire SCANA properties located on Shakespeare Road (not to exceed \$1.3 million) and funding for phases 1 and 2 for the Biennium Budget 1 (FY 2018: \$700,000) and FY 2019: \$325,000).

Staff Recommendation: Approve motion.

Impact of Action: Operating Budget: Costs such as janitorial services and utilities will become part of the budget.

Capital Budget: This project will impact the county's capital budget as follows:

1. Property acquisition upon Council's approval: \$1.3 million.
2. Phase 1 (FY 2018): \$700,000 to transfer Forensics, Evidence, and RCSD Fleet.
3. Phase 2 (FY 2019): \$325,000 to up-fit the RCSD fleet services.

Funding Amount/Source: Purchasing of properties and Phase 1 totaling \$2.0 million: Appropriated funds for Judicial Center renovation/relocation (\$400,000 available) and borrowed funds for the Decker Center (unencumbered funds totaling \$1.6 million).
Phase 2: FY 2019 Capital Budget (\$325,000).

Requested by: Sheriff Leon Lott

Staff Representative: Janelle Ellis, Ph.D., Director of Community and Government Services
Sandra E. Yúdice, Ph.D., Assistant County Administrator

Outside Representative: Deputy Chief Chris Cowan

List of Attachments:

1. Council Memorandum #3-2.
2. Properties maps:
 - (a) 5921 Shakespeare Rd.: TMS R14210-06-05
 - (b) 5947 Shakespeare Rd.: TMS R14210-06-06
 - (c) E/S Shakespeare Rd.: TMS R14211-02-12
 - (d) 6011 Shakespeare Rd.: TMS R14211-02-11

3/23/2017
Date Submitted

Gerald Seals
Approved by the County Administrator

3
Council District



Council Memorandum 3-2

To: County Council
C/O Budget Committee
From: County Administrator Gerald Seals
Date: March 21, 2017
Subject: Purchasing of Shakespeare Road Properties

Background

SCANA is currently relocating services from its Shakespeare Road location in Columbia to West Columbia, SC. Relocation will be completed by March 2017. Recently, SCANA proposed to sell the Shakespeare Road location, a 24-acre SCANA property, to the Sheriff for \$1.2 - \$1.3 million.

As a part of its proposal, SCANA committed to conduct, at its expense, an appraisal of the property. SCANA also committed to conduct and pay for a Phase 1 environmental assessment and any resultant required remediation on the properties.

Richland County records show the following information:

TMS	Zoning	Address	Land Value	Building Value
R14211-02-11	M-1	6011 Shakespeare Rd.	\$1,300,000	\$1,287,100
R14211-02-12	M-1	5921 Shakespeare Rd.	\$126,500	\$0

Richland County Sheriff's Department Needs

Sherriff Lott is interested in the property since it would solve several long-standing space issues. Specifically, inter alia, the proposed purchase would address such long-standing needs as:

1) Forensics Laboratory Space.

RCSD conducts rapid DNA analysis, ballistics and fire debris, and drug analysis to name a few services to compensate the lag time in working with SLED offices. Built about 14 years, the laboratory is located on the 2nd floor at RCSD headquarters on Two Notch Road. The laboratory is overcrowded, for example, investigators share offices which results in moving furniture around if investigators are working concurrently in the same office, analysts take turns in using instruments, and processing areas have limited space and are often used as storage space. The RCSD has a need to expand the laboratory to conduct analysis more efficiently. It will be difficult to expand the Forensics Lab due to overcrowding at the current facility (see attached pictures). The warehouse at the proposed Shakespeare Road site has plenty of space to relocate the Forensics Lab and use it for future expansions.

2) Evidence Section Storage Space.

There is a need to properly store crime evidence, which must be stored indefinitely as per the SC Evidence Recovery Act. Evidence is currently stored in about a dozen Conex trailers

(shipping containers) at the Sheriff's substation at 401 Powell Road and at RCSD headquarters. RCSD converted containers to temperature-controlled evidence storage in order to meet the regulatory requirements of the Evidence Recovery Act. Security of stored crime evidence is compromised because the facility has been broken into on a regular basis at the RCSD Compound on Powell Road.

3) "Up fit" fleet services.

Fleet services provide services to radios, emergency equipment upkeep, mobile data, etc. The up fit of fleet services will include transferring the compound's current operations, radio services, mobile data, etc. from 401 Powell Road to the 4,000 sq. ft. substation storage building at the rear of developed portion of SCANA property.

4) Specialized equipment.

Specialized equipment/units such as SWAT truck and command post could be relocated to and stored at the new property; placing them all central to the entire County. In addition, the current gas operations building on SCANA's properties is proposed to be repurposed as a two-story office space, which will house 1-2 employees (evidence custodians) and provide the necessary space (from 3,000 sq. ft. to 30,000 sq. ft.) for evidence storage.

Considerations

The RCSD suggests that any proceeds from the sale of the substation property located at 401 Powell Road could be used to cover costs associated with the move and/or future renovations at the proposed Shakespeare Road site. Built in the 1970s, the Powell Road substation is comprised of 2,000 sq. ft. of heated/cooled office space and 2,000-3,000 of heated/cooled garage space, which was built in 2005.

It should be noted that the 24 acre size of the Shakespeare Road properties coupled with the roughly 80,000 square feet of (in good condition) buildings on site and its centralized location allows the property to be a candidate for a new RCSD headquarters.

Time Frame and Fiscal Impact

The RCSD proposes to complete the project in three phases:

Acquire Property – upon approval of County Council: not to exceed \$1,300,000.

Phase 1 (FY 2018):

Development/transfer of Forensics, Evidence, and RCSD Fleet – not to exceed \$700,000.

Phase 2 (FY 2019):

Up-fit RCSD Fleet Services – not to exceed \$325,000.

Phase 3 (FY 2020):

Consolidate other RCSD facilities/departments at the proposed RCSD headquarters and move Specialized Units to location – not to exceed \$400,000.

Phase 4 (FY 2021):

Continue consolidation and 'up-fit' of RCSD facilities/departments) – not to exceed \$250,000.

Deputy Chief Chris Cowan indicated that the Sheriff Department will act as project manager for the entire project; i.e., obtain outside bids to complete the projected work. Such costs as janitorial services and utilities will become a part of the budget.

Recommendation

To facilitate this request, as part of Biennium Budget I process, I have approved that this item be included in the agenda for the next meeting of County Council's Budget Committee for consideration and discussion to include up to \$1.3 million for the acquisition of the properties upon County Council's approval; \$700,000 for Phase 1 in FY 2018; and \$325,000 for Phase 2 in FY 2019. I have also approved for the Budget Team to include phases 3 and 4 in Biennium Budget II at \$400,000 in FY 2020 and \$250,000 in FY 2021, respectively.

Funding from this project (i.e., acquisition of properties and Phase 1) is accomplished by redirecting appropriated and borrowed funds that are available from two projects as follows:

• Judicial Center renovation or relocation	\$400,000
• Decker Center project residual:	
◦ Unencumbered funds	<u>\$1,600,000</u>
Total	<u>\$2,000,000</u>

The following motion will approve this project for full consideration by the Richland County Council for adoption and funding in the adopted Biennium Budget I.

In the Spirit of Excellence,



Gerald Seals
County Administrator

CC: W. Kevin Bronson, Assistant County Administrator
Daniel Driggers, Chief Financial Officer
Janelle H. Ellis, Ph.D., Director of Community and Government Services
Brandon Madden, Assistant to the County Administrator
Sandra E. Yúdice, Ph.D., Assistant County Administrator



Figure 1. Property: 6011 Shakespeare Rd., Columbia, SC



Figure 2. Property: 5921 Shakespeare Rd., Columbia, SC



Figure 3. Evidence Section storage

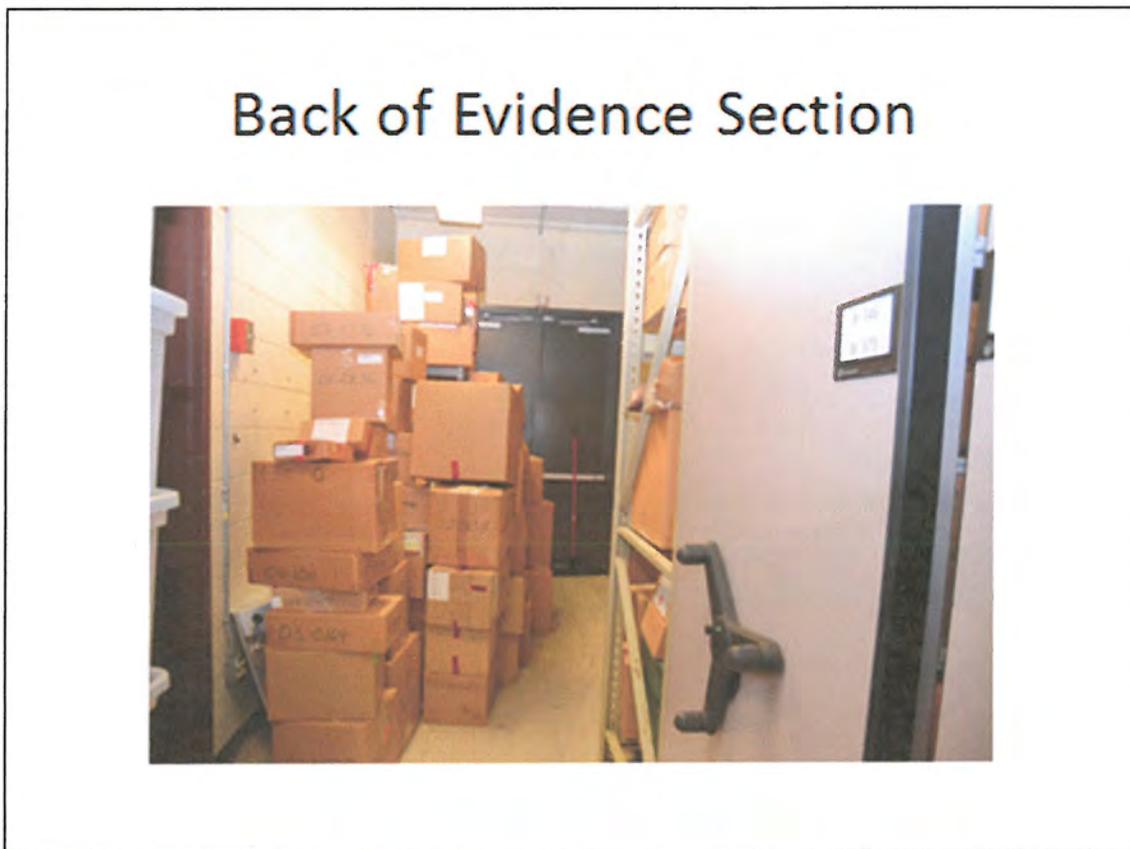


Figure 4. Back of Evidence Section



Figure 5. Conex trailers used for evidence storage on Powell Road Compound



Figure 6. Laboratory with three separate analysts' workbenches to accommodate five employees



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Shakespeare Road Property (+/-23.648 acres)



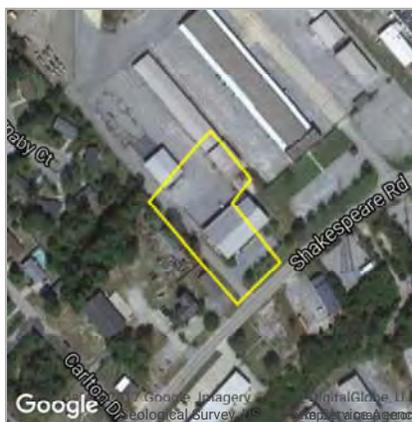
1 inch = 300 feet

Legend

-  Tower - 0.238 acre
-  Shakespeare Road Property

5921 SHAKESPEARE RD | R14210-06-05

Print



Address

Address	5921 SHAKESPEARE RD
Municipality	Unincorporated
School District	Richland School District 2
Garbage Coll. Day	Monday
Recycling Coll. Day	Monday EOW-B
Yard Trash Coll. Day	Monday
Latitude	34.05812
Longitude	-80.97825
Elevation	391 ft

Property

TMS	R14210-06-05
Owner	SOUTH CAROLINA ELECTRIC &
Beds	0.0
Baths	0.0
Heated Sqft	0
Year Built	
Tax District	2ER
Land Value	\$121,100
Building Value	\$0
Assessed Value	\$121,100
Last Sale	\$0 (09/00/1984)
Zoning	M-1
Secondary Zoning	
Owner Occupied	Exempt

Political

Voting Precinct	Dentsville
Voting Location	Dent Middle School
County Council Dist.	3
County Council Rep.	Yvonne McBride
SC Senate Dist.	21
SC Senate Rep.	Darrell Jackson
SC House Dist.	76
SC House Rep.	Leon Howard
County Magistrate Dist.	UPPER TOWNSHIP
County Magistrate	JUDGE TOMOTHY EDMOND
Congressional Dist.	6
Congressional Rep.	James Clyburn

Census

Year	2010	2000	1990
Avg Hshld Income	\$28,814	\$40,057	\$30,000
Avg Home Value	\$92,400	\$73,300	\$56,100
Pop. Density (/sqmi)	1,472	1,208	1,347

Disclaimer: This application is a product of the Richland County GIS Department. The data depicted here have been developed with extensive cooperation from other county departments, as well as other federal, state and local government agencies. Reasonable efforts have been made to ensure the accuracy of this map. However, the information presented should be used for general reference only. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of the information presented herein.

5947 SHAKESPEARE RD | R14210-06-06

Print



Address

Address	5947 SHAKESPEARE RD
Municipality	Unincorporated
School District	Richland School District 2
Garbage Coll. Day	Monday
Recycling Coll. Day	Monday EOW-B
Yard Trash Coll. Day	Monday
Latitude	34.05818
Longitude	-80.97776
Elevation	396 ft

Census

Year	2010	2000	1990
Avg Hshld Income	\$28,814	\$40,057	\$30,000
Avg Home Value	\$92,400	\$73,300	\$56,100
Pop. Density (/sqmi)	1,472	1,208	1,347

Property

TMS	R14210-06-06
Owner	SOUTH CAROLINA ELECTRIC &
Beds	0.0
Baths	0.0
Heated Sqft	0
Year Built	
Tax District	2ER
Land Value	\$30,000
Building Value	\$0
Assessed Value	\$30,000
Last Sale	\$0 (01/00/1985)
Zoning	M-1
Secondary Zoning	
Owner Occupied	Exempt

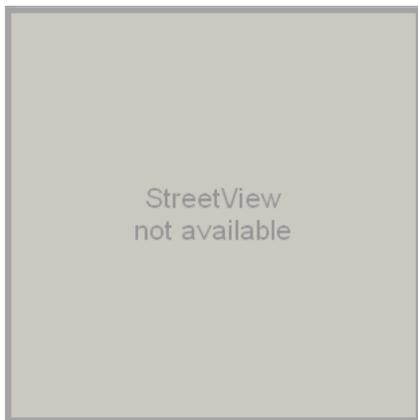
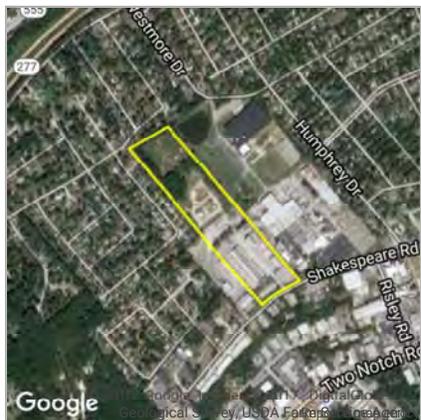
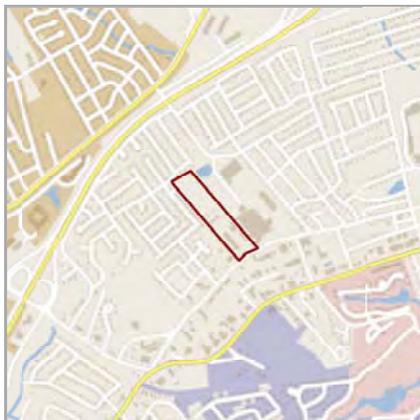
Political

Voting Precinct	Dentsville
Voting Location	Dent Middle School
County Council Dist.	3
County Council Rep.	Yvonne McBride
SC Senate Dist.	21
SC Senate Rep.	Darrell Jackson
SC House Dist.	76
SC House Rep.	Leon Howard
County Magistrate Dist.	UPPER TOWNSHIP
County Magistrate	JUDGE TOMOTHY EDMOND
Congressional Dist.	6
Congressional Rep.	James Clyburn

Disclaimer: This application is a product of the Richland County GIS Department. The data depicted here have been developed with extensive cooperation from other county departments, as well as other federal, state and local government agencies. Reasonable efforts have been made to ensure the accuracy of this map. However, the information presented should be used for general reference only. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of the information presented herein.

6011 SHAKESPEARE RD | R14211-02-11

Print



Address

Address	6011 SHAKESPEARE RD
Municipality	Unincorporated
School District	Richland School District 2
Garbage Coll. Day	Monday
Recycling Coll. Day	Monday EOW-B
Yard Trash Coll. Day	Monday
Latitude	34.05873
Longitude	-80.97721
Elevation	367 ft

Census

Year	2010	2000	1990
Avg Hshld Income	\$28,814	\$40,057	\$30,000
Avg Home Value	\$92,400	\$73,300	\$56,100
Pop. Density (/sqmi)	1,472	1,208	1,347

Property

TMS	R14211-02-11
Owner	SOUTH CAROLINA ELECTRIC &
Beds	0.0
Baths	2.0
Heated Sqft	11,500
Year Built	1955
Tax District	2ER
Land Value	\$1,300,000
Building Value	\$1,287,100
Assessed Value	\$2,854,600
Last Sale	\$0 (09/00/1984)
Zoning	M-1
Secondary Zoning	
Owner Occupied	Exempt

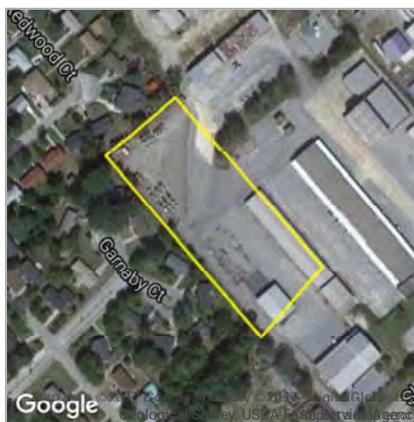
Political

Voting Precinct	Dentsville
Voting Location	Dent Middle School
County Council Dist.	3
County Council Rep.	Yvonne McBride
SC Senate Dist.	21
SC Senate Rep.	Darrell Jackson
SC House Dist.	76
SC House Rep.	Leon Howard
County Magistrate Dist.	UPPER TOWNSHIP
County Magistrate	JUDGE TOMOTHY EDMOND
Congressional Dist.	6
Congressional Rep.	James Clyburn

Disclaimer: This application is a product of the Richland County GIS Department. The data depicted here have been developed with extensive cooperation from other county departments, as well as other federal, state and local government agencies. Reasonable efforts have been made to ensure the accuracy of this map. However, the information presented should be used for general reference only. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of the information presented herein.

E/S SHAKESPEARE RD | R14211-02-12

Print



Address

Address	E/S SHAKESPEARE RD
Municipality	Unincorporated
School District	Richland School District 2
Garbage Coll. Day	Monday
Recycling Coll. Day	Monday EOW-B
Yard Trash Coll. Day	Monday
Latitude	34.05901
Longitude	-80.97891
Elevation	383 ft

Census

Year	2010	2000	1990
Avg Hshld Income	\$28,814	\$40,057	\$30,000
Avg Home Value	\$92,400	\$73,300	\$56,100
Pop. Density (/sqmi)	1,472	1,208	1,347

Property

TMS	R14211-02-12
Owner	SOUTH CAROLINA ELECTRIC &
Beds	0.0
Baths	0.0
Heated Sqft	0
Year Built	
Tax District	2ER
Land Value	\$126,500
Building Value	\$0
Assessed Value	\$126,500
Last Sale	\$0 (09/00/1984)
Zoning	M-1
Secondary Zoning	
Owner Occupied	Exempt

Political

Voting Precinct	Dentsville
Voting Location	Dent Middle School
County Council Dist.	3
County Council Rep.	Yvonne McBride
SC Senate Dist.	21
SC Senate Rep.	Darrell Jackson
SC House Dist.	76
SC House Rep.	Leon Howard
County Magistrate Dist.	UPPER TOWNSHIP
County Magistrate	JUDGE TOMOTHY EDMOND
Congressional Dist.	6
Congressional Rep.	James Clyburn

Disclaimer: This application is a product of the Richland County GIS Department. The data depicted here have been developed with extensive cooperation from other county departments, as well as other federal, state and local government agencies. Reasonable efforts have been made to ensure the accuracy of this map. However, the information presented should be used for general reference only. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of the information presented herein.



RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

REQUEST OF ACTION SUMMARY

Agenda Item No.: 4.c. Meeting Date: March 27, 2017

To: Chair, Budget Ad Hoc Committee
From: Councilman Pearce, District 6; Councilman Manning, District 8
Department: County Council

Item Subject Title: Uniform service charge on tax exempt property
Action Taken by Committee previously: None.

Options: 1. Consider the motion and approve accordingly.
2. Consider the motion and do not approve.

Motion Requested Today: None.

Staff Recommendation: None, as this item is a Council motion to be discussed by the Budget Ad Hoc Committee.

Impact of Action: Operating Budget: Unable to determine at this time.

Capital Budget: None.

Funding Amount/Source: None.

Requested by: Councilman Pearce, District 6; Councilman Manning, District 8

Staff Representative: County Administrator, Gerald Seals

Outside Representative: None at this time.

List of Attachments:

1. Council Memorandum #3-4.

3/23/2017
Date Submitted

Gerald Seals
Approved by the County Administrator

All
Council District



RICHLAND COUNTY GOVERNMENT

Office of the County Administrator

Council Memorandum 3-4

To: County Council
From: County Administrator Gerald Seals
Date: March 23, 2017
Subject: Uniform service charge on tax exempt property

Background

As passed by the State Legislature in 2006, Act 388 exempted owner-occupied homes from paying operating taxes for local schools. This change, effectively, shifted the tax burden for funding schools to non-owner occupied properties (e.g., commercial properties, rental properties). Additionally, the State Legislature increased the State sales tax by \$.01, with the rationale that this increase in revenue would be provided to schools; however, it is unclear as to whether this increase has generated enough funds to adequately support local schools.

At the February 7, 2017 Council meeting, Councilmembers Pearce and Manning brought forth the following motion:

“I move that if the State Government does not fully fund Richland County as specified by the original formula when Act 388 was passed, that a uniform service charge on tax exempt property be imposed.”

This motion was forwarded to the Budget Ad Hoc Committee for review and action.

Imposing a uniform fee on those tax exempt properties may offset the amount of operating taxes needed from non-owner occupied properties to fund the County's schools. Staff research has not revealed any governmental entities in South Carolina that have imposed this type of fee.

The table below details the percentage of tax exempt parcels in the County.

Tax District	Parcel Count	% of Parcels Exempt	Market Value	Estimated \$'s % Not Taxed
1AL (Arcadia Lakes)	3	4%	\$361,700	4%
1CC (City of Columbia)	3,355	8%	\$3,035,775,000	43%
1CY (City of Cayce)	6	3%	\$392,100	1%

1ER (East Richland Public SD)	31	3%	\$3,270,600	2%
1FA (Forest Acres)	110	3%	\$27,957,500	3%
1LR (Lower Richland)	1,279	6%	\$213,102,900	15%
1TE (Town of Eastover)	59	9%	\$2,578,700	19%
1UR (Urban & Rural Areas)	1,174	6%	\$248,223,400	16%
2AL (Arcadia Lakes)	4	1%	\$1,476,800	2%
2CC (City of Columbia)	80	4%	\$117,238,000	16%
2DP (Dentsville / Pontiac Area)	1,668	4%	\$441,149,200	9%
2ER (East Richland Public Service)	826	5%	\$166,279,400	7%
2FA (Forest Acres)	34	4%	\$9,937,500	11%
2SH (Village at Sandhills)	3	1%	\$5,085,300	4%
2TB (Town of Blythewood)	96	4%	\$32,325,500	11%
6CC (City of Columbia)	45	4%	\$128,817,700	41%
6TI (Town of Irmo)	95	3%	\$31,772,200	8%
6UD (Upper Dutch Fork)	366	2%	\$81,906,300	3%
Total	9,234	5%	\$4,547,649,800	20%

There are 18 tax districts in Richland County.

- 1 – is in School District 1
- 2 – are in School District 2
- 6 – are in Lexington / Richland School District 5

Pursuant to the aforementioned data, Council may consider the following alternatives:

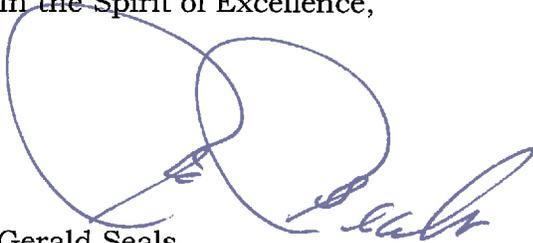
1. Consider the motion and approve accordingly.
2. Consider the motion and do not approve.

If approved, staff requests direction as to the type of fee to be imposed. Imposing a flat fee on tax exempt property may not be equitable as the size and value of the properties differ. As such, any fee imposed may be calculated based on a set of criteria, similar to the manner in which the County calculates its stormwater management fee. Staff can develop an appropriate formula (e.g., size of property, value of the property, age of any structures on the property) relative to the amount of the fee per the tax exempt property.

The State's Fiscal Year 2017 - 2018 budget will become effective on July 1, 2017, at which time a determination can be made as to amount of funding provided by the State to local governments pursuant to Act 388.

Please let me know of any questions or concerns regarding this.

In the Spirit of Excellence,



Gerald Seals
County Administrator

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

**A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL**

A RESOLUTION TO APPOINT AND COMMISSION SHAHID KHAN, CHARLES M. SHUGART, JERRY DRIGGERS, ADAM FRICK, CARLA LAMB, TARIQ HUSSAIN, BOB JENNINGS AS CODE ENFORCEMENT OFFICERS FOR THE PROPER SECURITY, GENERAL WELFARE, AND CONVENIENCE OF RICHLAND COUNTY.

WHEREAS, the Richland County Council, in the exercise of its general police power, is empowered to protect the health and safety of the residents of Richland County; and

WHEREAS, the Richland County Council is further authorized by Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended, to appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the County;

NOW, THEREFORE, BE IT RESOLVED THAT Shahid Khan, Charles M. Shugart, Jerry Driggers, Adam Frick, Carla Lamb, Tariq Hussain, and Bob Jennings are hereby appointed and commissioned Code Enforcement Officers of Richland County for the purpose of providing for the proper security, general welfare, and convenience of the County, replete with all the powers and duties conferred by law upon constables, in addition to such duties as may be imposed upon them by the governing body of this County, including the enforcement of the County's utilities and sewer regulations and the use of an ordinance summons, and with all the powers and duties conferred pursuant to the provisions of Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended. Provided, however, none of the above-referenced appointees shall perform any custodial arrests in the exercise of their duties as code enforcement officers. Each of these appointments shall remain in effect only until such time as the individual so appointed is no longer employed by Richland County as a code enforcement officer.

ADOPTED THIS THE 4th DAY OF APRIL, 2017.

Joyce Dickerson, Chair
Richland County Council

Attest: _____
Michelle Onley
Assistant Clerk of Council