

# **RICHLAND COUNTY GOVERNMENT**



## **Office of the County Administrator**

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

**June 15, 2010**

**6:00 PM**

**Call to Order:** Livingston

**Invocation:** Malinowski

**Pledge of Allegiance:** Malinowski

**Presentation of Resolution: Julianne "Judy" Scott, Veteran Recognition:** Mrs. Dickerson presented a resolution honoring veteran Scott.

#### **Approval of Minutes**

**Regular Session: June 1, 2010:** Approved as published.

**Adoption of the Agenda:** The agenda was adopted as amended. The minutes from Second Reading of the FY 11 Budget was added to the agenda before Third Reading of the FY 11 Budget. An Executive Session item (Loveless and Loveless – Threatened Litigation) was added to the agenda.

#### **Outside Counsel / Consultant Executive Session**

- a. **Contractual Matter / Law Enforcement Services:** Received as information.

**Citizens' Input:** One person spoke.

#### **Report of the County Administrator**

- a. **Strategic Plan First Quarter Report:** Mr. Pope informed Council that the first quarter report was included in the agenda packets, and if they had questions regarding the document, to contact him or Randy Cherry.

- b. **Farmers' Market Update:** Mr. Pope stated that the Governor's veto was not overruled. There is another opportunity before Sinie Die for this item to be approved, however. Mr. Pope will keep Council updated.
- c. **Lower Richland Sewer Update:** Mr. Pope stated that staff is continuing to pursue the three different options on a parallel track: (1) continuing the MOU discussions with the City; (2) Palmetto Utilities is gathering information at our request, and will report back within the next 30 days; and (3) the Rural Development Loan / Grant is still outstanding. There is a Special Called EPAC (COG) meeting on June 16, 2010. Staff will update Council afterwards. **ACTION: ADMINISTRATION, UTILITIES**
- d. **Employee Grievance: 2 [ACTION]:** Council voted to accept the Administrator's recommendations. **ACTION: ADMINISTRATION, HUMAN RESOURCES**
- e. **NACO Awards:** Mr. Pope informed Council that Richland County had received three NACO Awards for the following programs: "Business Rules & Online Tools" Workshop; R.E.A.D.Y. Program, and Talking Trash and Recycling Initiatives.

**Report of the Clerk of Council:**

- a. **The Clerk informed Council that she had their individual budgets.**
- b. **The Clerk shared an invitation regarding a conservation easement with Council.**

**Report of the Chairman**

- a. **Contractual / Personnel Matter:** Executive Session item.
- b. **America Speaks: Our Budget, Our Economy Presentation – Joanne Turnquist, President of Central Carolina:** June 26.

**1. Consent Items**

- a. **An Ordinance Authorizing the issuance and sale of not to exceed \$2,100,000 General Obligation Bonds, Series 2010B, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [Third Reading]:** Council gave

third reading to the ordinance. **ACTION: ADMINISTRATION, BUDGET, FINANCE, TREASURER**

- b. [Removed from Consent] **An Ordinance Authorizing the issuance and sale of not to exceed \$13,400,000 General Obligation Bonds, Series 2010A, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [Third Reading]:** Council gave third reading to the amended ordinance, which provides for \$3,000,000 in capital funds to the Richland County Public Library. The motion to reconsider failed. **ACTION: ADMINISTRATION, BUDGET, FINANCE, TREASURER**
- e. **10-08MA, Bierer & Associates, Inc., Larkin Elizey, RU to OI (2.20 acres), TMS# 18000-02-82(p), 11142 Wilson Blvd. [Third Reading]:** Council gave third reading approval to the ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- f. [Removed from Consent] **10-10MA, Wells Fargo F.K.A. Wachovia N.A., Charles Salley, RU/OI to LI (12.6 acres), TMS# 06013-01-01, 1600 Browning Road [Third Reading]:** Council gave third reading approval to the ordinance as amended. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- g. **10-11MA, Wateree Retreat Center, Allen House, RU to PDD (43.9 acres), TMS# 27300-07-11, 2350 Clarkson Road [Third Reading]:** Council gave third reading approval to the ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- h. [Removed from Consent] **Coroner Budget Amendment for 2009 / 2010 [Second Reading]:** Council tabled the item and authorized the Administrator to pay all invoices for goods and services received prior to June 30, 2010 for the following departments: Sheriff's Department Special Duty; Sheriff's Department; Probate Court Advertising; Coroner; Clerk of Court. Mr. Pope pointed out that this would be considered as an additional budgeted use of fund balance and those departments that exceed their appropriation would be noted in the Comprehensive Annual Financial Report (CAFR). **ACTION: ADMINISTRATION, BUDGET, FINANCE**
- i. [Removed from Consent] **Hopkins Community Water System Bond and Bond Anticipation Note Ordinance [Second Reading]:** Council gave second reading approval to the ordinance. Information will be provided to Council regarding the EPAC meeting to be held on June 16.

This item will not be placed on the Consent Agenda for the July 6 Council Meeting. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL, UTILITIES**

- j. [Removed from Consent] **To amend the ordinance dealing with Loitering [Second Reading]:** Council gave second reading to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, SHERIFF'S DEPARTMENT**
- k. [Removed from Consent] **Business Service Center: Hospitality Tax Ordinance Amendments [Second Reading]:** Council gave second reading approval to the ordinance with the amendments presented at second reading. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, BUSINESS SERVICE CENTER**

## 2. Third Reading Items

- a. **An Ordinance to levy and impose a one percent (1%) sales and use tax, subject to a referendum, within Richland County pursuant to Section 4-37-30 of the Code of Laws of South Carolina 1976, as amended; to define the purposes and designate the projects for which the proceeds of the tax may be used; to provide the maximum time for which such tax may be imposed; to provide the estimated cost of the projects funded from the proceeds of the tax; to provide for a County-wide referendum on the imposition of the sales and use tax and the issuance of General Obligation Bonds and to prescribe the contents of the ballot questions in the referendum; to provide for the conduct of the referendum by the Richland County Election Commission, to provide for the administration of the tax, if approved; to provide for the payment of the tax, if approved; and to provide for other matters relating thereto:** Council gave third reading approval to the ordinance with the following amendments: (1) Upon approval of Question 1 set out in Section 4 hereof, payment of the full amount for Project 2 (transit) shall be contingent upon the Central Midlands Regional Transit Authority and the City of Columbia entering into an agreement, in a form satisfactory to the County Council, regarding payment by the City of Columbia to the Central Midlands Regional Transit Authority of amounts of cumulative net profit, if any, available to the City of Columbia from the operation of the Columbia Canal Electric Plant; and (2) Any funds budgeted but not expended for the Shop Road Extension Project (\$68.9M total), shall be used for local road resurfacing projects and/or local dirt road paving projects. The vote to reconsider failed. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE, TREASURER, ELECTION COMMISSION**

- b. **Approval of Minutes: 2<sup>nd</sup> Reading of the Budget:** Council reconsidered the portion of the minutes regarding the library's budget. Council approved funding for the library at the Cap: \$19,817,000. Council approved the minutes as amended. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE**
      - c. **An Ordinance to raise revenue, make appropriations, and adopt a budget for Richland County, South Carolina for Fiscal Year Beginning July 1, 2010 and Ending June 30, 2011:** Council gave third reading approval to the ordinance as amended. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE**
      - d. **An ordinance amending Ordinance No. 029-07HR; so as to temporarily decrease the tap fees to be paid by users of the Broad Rover Regional Sewer System to three thousand (\$3,000) dollars and to implement a gradual increase of such fees to four thousand (\$4,000) dollars:** Council gave third reading approval to the ordinance as amended. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, BUDGET, FINANCE, UTILITIES**
3. **Report of Development and Services Committee**
  - a. **Eliminate the requirement of obtaining a building permit for roofing, siding, and replacement of windows and exterior doors:** Council tabled the item.
4. **Report of Rules and Appointments Committee**
  - a. **Discussion from Rules and Appointments Committee**
    - i. **I move that the Council automatically have a roll call vote unless the vote is unanimous. If the Chair declares a unanimous vote, and no member calls for division, no member will be recorded as dissenting from the majority [Smith]:** Council tabled the item.
5. **911 Communications Center:** Council approved the 911 Communications Center Consolidation Agreement. **ACTION: ADMINISTRATION, LEGAL, EMERGENCY SERVICES, FINANCE, BUDGET**
6. **A Resolution appointing Mr. James Henry Hill, III as a Code Enforcement Officer:** Council approved the Resolution. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, ANIMAL CARE**

7. **Citizens Input:** No one spoke.

8. **Executive Session**

a. **Contractual Matter / Personnel:** No action. Received as information.

b. **Columbia Venture:** No action. Received as information.

c. **Loveless and Loveless – Threatened Litigation:** No action. Received as information.

9. **Motion Period**

a. **Motion to establish an ad hoc committee to work with the City of Columbia to make a recommendation on an ordinance to restrict operating hours of establishments that serve alcohol [Smith and Manning]:** Forwarded to the July A&F Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**

b. **Motion to recognize Mr. Jim McCauley for exemplary neighborhood community work recognized as the top of more than 800 community organizations across SC by Congressman Clyburn. [Jackson]:** The motion for a resolution was approved unanimously. **ACTION: CLERK OF COUNCIL**

c. **Motion to direct staff to review the floodplain ordinance to ensure that there are appropriate enforcement mechanisms to ensure compliance. [Jackson]:** Forwarded to the July D&S Committee. **ACTION: ADMINISTRATION, PUBLIC WORKS, STORMWATER**

d. **Bonding attorneys are to limit their presentations to answering the question asked and only providing the facts of a specific bond. They are not to provide support for or forecast possible future need for the item the bond is being sought. No personal opinion or interjection is to be given. [Malinowski]:** Forwarded to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**

e. **Richland County council with staff assistance determine a better way of accountability for taxpayer funds provided to agencies from HTax, ATax, and Discretionary funding. This should include the agencies having to provide receipts to justify the specifics of their spending. [Malinowski]:** Forwarded to the July A&F Committee. **ACTION: ADMINISTRATION, GRANTS**

- f. **Resolution honoring JoDee Douda, Vice President for Finance, LRADAC, on the occasion of her retirement from the agency.** [Pearce]: The motion for a resolution was approved unanimously. **ACTION: CLERK OF COUNCIL**
  
  - g. **To develop a policy of Richland County to prevent discrimination in the award of or participation in the County contracts and to eliminate arbitrary barriers for participation, as both prime and subcontractors, in such contracts by local businesses certified as Minority Business Enterprises (MBE) and Women- Owned Business Enterprises (WBE). In furtherance of this policy, the Richland County Council adopted a Minority-and-Women-Owned Business Enterprise Ordinance (the “Ordinance”) which establishes a goal of awarding not less than the current “Minority” and “Women” census population data for Richland County of the annual total dollar amount of professional, consulting service and sole source contracts and agreements to certified MBEs and WBEs.** [Washington]: Forwarded to the July A&F Committee. **ACTION: ADMINISTRATION, PROCUREMENT**
  
  - h. **Motion to use \$600,000.00 to pave Wade Kelly Road and Overlook Drive from the Road Maintenance Fee.** [Dickerson]: Forwarded to the July D&S Committee. **ACTION: ADMINISTRATION, PUBLIC WORKS**
  
  - i. **Financial System Access for Councilman Washington:** This item was forwarded to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**
10. **Adjournment:** Council adjourned at 9:06 p.m.