

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
NOVEMBER 21, 2006
6:00 P.M.**

**CALL TO ORDER Honorable Anthony G. Mizzell,
Chairman**

INVOCATION Honorable L. Gregory Pearce, Jr.

**PLEDGE OF ALLEGIANCE
 Honorable L. Gregory Pearce, Jr.**

**PRESENTATION:
 “Charley” Children’s Book Presentation**

ADOPTION OF AGENDA

CITIZEN’S INPUT

APPROVAL OF MINUTES

Regular Session: November 14, 2006 [Pages 5-15]

**REPORT OF THE COUNTY ATTORNEY FOR
EXECUTIVE SESSION ITEMS**

a. Pending Litigation

REPORT OF THE COUNTY ADMINISTRATOR

a. Employee Grievance

REPORT OF THE CLERK OF COUNCIL

REPORT OF THE CHAIRMAN

**OPEN/CLOSE PUBLIC HEARING ITEMS
None**

APPROVAL OF CONSENT ITEMS

1.a., 1.b., 1.c., 2.a., 2.b.

1. THIRD READING ITEMS

- a. Ordinance authorizing deed to L-J, Inc. for Lots 18 and 19 (approximately 14.14 acres total) in the Richland Northeast Industrial Park, a portion of Richland County TMS# 25800-04-01 [CONSENT] [Page 16]**
- b. 06-52MA
Rice Creek Farms, Partnership/Joe Clark & Tom Studer
RU to NC
Neighborhood Commercial
01506-01-05/06
Three Dog Road & Hwy. 76
[CONSENT] [Pages 17-18]**
- c. 06-56MA
Judy/Gwen Properties, LLC/Gwen Scott
RU to RS-LD
Residential Use
03310-01-03
27 Natures Creek Trail [CONSENT]
[Pages 19-20]**
- d. An Ordinance amendment to the Richland County Road Paving Program to permit reordering of the road priority list
[Pages 21-23]**

2. SECOND READING ITEMS

- a. Coroner: Request to change Part-Time Clerk 1 position to Full-Time Secretary
[CONSENT] [Pages 24-25]**

- b. **Election Commission: Budget Amendment for voting system hardware and software maintenance (\$25,396.00) [CONSENT] [Pages 26-27]**
- c. **Ordinance authorizing Deed: Northeast Industrial Park Land Purchase, Lot 25, (William H. Godshall and Bryan Chassereau) [Page 28]**
- d. **Ordinance authorizing water main easement to the City of Columbia on Consolidated Systems property [Page 29]**
- e. **06-50MA
Brantley Manor
RS-LD to RU
Bed & Breakfast
02307-01-07
10 Leitner Point [Pages 30-31]**

3. REPORT OF RULES AND APPOINTMENTS COMMITTEE [Page 32]

- a. **Lexington/Richland Drug Abuse Council Term Date Changes Ordinance [Pages 33-34]**
- b. **Richland County Transportation Study Commission [Pages 35-36]**

4. Application for locating a Community Residential Care Facility in an unincorporated area of Richland County [Deferred from mtg. of 11/14/06] [Pages 37-39]

**Mrs. Catherine B. Hammond
1124 Eastmont Drive
Columbia, South Carolina 29204**

- 5. Reconsideration of October 17, 2006 minutes [06-39MA, Parker Jennings, RU to PDD, Mixed Use Development, TMS 01500-02-09, 1300 Peace Haven Road] [Pages 40-49]**

- 6. Potential Bond Items
(Referred from Work Session at 4:00 p.m.)**

- 7. CITIZEN'S INPUT**

- 8. MOTION PERIOD**

- 10. ADJOURNMENT**

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, NOVEMBER 14, 2006 6:00 p.m.

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

MEMBERS PRESENT:

Chair	Anthony G. Mizzell
Vice Chair	L. Gregory Pearce, Jr.
Member	Valerie Hutchinson
Member	Joseph McEachern
Member	Mike Montgomery
Member	Doris Corley
Member	Paul Livingston
Member	Joyce Dickerson
Member	Kit Smith
Member	Bernice G. Scott
Absent	Damon Jeter

OTHERS PRESENT – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Larry Smith, Amelia Linder, Anna Almeida, Michael Criss, Tiaa Rutherford, Brenda Carter, Jim Wilson, Judy Carter, Chief Harrell, Sherry Wright-Moore, Stephany Snowden, Kendall Johnson, Joe Cronin, Daniel Driggers, Rodolfo Callwood, Audrey Shifflett, Teresa Smith, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:01 p.m. Mr. Mizzell stated that Mr. Jeter was out of town on business and asked to be excused.

INVOCATION

The Invocation was given by the Honorable Bernice G. Scott

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Bernice G. Scott

PRESENTATIONS

Association of Counties—New Tax Cap Law, Robert Crooms – Mr. Robert Crooms briefed Council on the effect of the new tax cap law. Mr. Mizzell suggested that a work session be scheduled to discuss this in more detail.

Resolution Honoring Mr. Kester Freeman, Retired CEO, Palmetto Health Alliance – Mr. Livingston and Mr. Pearce presented a resolution to Mr. Kester Freeman honoring his years of service to healthcare.

POINT OF PERSONAL PRIVILEGE – Mr. McEachern recognized the healthcare services of Palmetto Health.

Richland 101 Graduation – Mr. Mizzell and Mr. Pearce presented Richland 101 graduates with their certificates. Ms. Amy Main, Richland 101 graduate, made a brief speech.

Recreation Complex, Task 2 Update—Ken Simmons/Harry Miley – Mr. Ken Simmons and Mr. Harry Miley updated Council regarding the plans for the recreation complex.

“Charley” Children’s Book Presentation – This presentation was forwarded to the next council meeting.

ADOPTION OF AGENDA

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

CITIZEN’S INPUT

Ms. Martha Robinson spoke in favor of the Ballentine Library.

APPROVAL OF MINUTES

Regular Session: October 17, 2006 – Mr. Livingston moved to reconsider the portion of the minutes dealing with the Third Reading of 06-39MA, Parker Jennings, RU to PDD, Mixed Use Development, 01500-02-09, 1300 Peace Haven Road, seconded by Ms. Scott. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Ms. Scott, to add the reconsideration to the agenda before Citizen’s Input. The vote in favor was unanimous.

Mr. Pearce moved, seconded by Ms. Dickerson, to approve the minutes noting the reconsideration. The vote in favor was unanimous.

Zoning Public Hearing: October 24, 2006 – Mr. Montgomery moved, seconded by Ms. Corley, to approve the minutes as distributed. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

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

- a. **Pending Litigation – Columbia Venture vs. Richland County**
- b. **Richland Northeast Sanitary Landfill vs. Richland County**
- c. **Contractual Matter – TIF Ordinance**
- d. **Employee Grievance**
- e. **Contractual Matter – CMRTA**
- f. **Legal Advice – Ordinance Adopting the 1995 Base Flood Elevations Along the Congaree River**
- g. **Pending Litigation – Whitaker Container vs. Richland County – to be brought back to the next council meeting.**

Mr. Pearce moved, seconded by Mr. McEachern to move Executive Session until after Citizen's Input. The vote in favor was unanimous.

REPORT OF THE COUNTY ADMINISTRATOR

Employee Grievance – Mr. McEachern moved, seconded by Ms. Corley, to up hold the Administrator's recommendation. The vote in favor was unanimous.

Work Session with Recreation Consultants – Mr. Pope requested that Council hold the work session with the consultants in the next several weeks.

REPORT OF THE CLERK OF COUNCIL

Richland Memorial Hospital Board Annual Meeting – Ms. Finch stated that the tentative date for this meeting is Wednesday, December 6th at noon in the Bagnall Board Room.

REPORT OF THE CHAIRMAN

No report was given.

PUBLIC HEARING ITEMS

Mr. Mizzell opened the floor to the following public hearings:

- **An Ordinance Amending the FY 2006-2007 General Fund Annual Budget to Establish a Road Plan Inspection Fee of \$350.00 Per Inspection and Appropriate \$82,200.00 for Hiring two inspectors in the Engineering Department** – No one signed up to speak.
- **Sheriff's Budget Amendment: Homeland Security Coordinator FTE (\$28,250.00)** – No one signed up to speak.
- **Sheriff's Department School Resource Officer FTE (\$29,710.00, previously \$42,566.00)** – No one signed up to speak.
- **Ordinance Authorizing the Sale and Issuance of up to \$4 million General Obligation Bonds for the Purchase of Sheriff's Vehicles** – No one signed up to speak.
- **Budget Amendment: Transportation Consultant (Carter Goble Lee \$56,400.00)** – No one signed up to speak.

- **Ordinance Authorizing the Sale and Issuance of up to \$7,000,000.00 Hospitality Tax Special Obligation Bond Anticipation Notes for the Purchase of Recreation Property** – No one signed up to speak.
- **Ordinance Amending the FY 2006-2007 General Fund Annual Budget to Add One Full-Time Position to the Emergency Services Department for an Emergency Management Planner to be Funded Through Grant Funds** – No one signed up to speak.
- **An Ordinance Consenting to an Assignment to HOLO (SC) QRS 16-91, INC or Other Applicable Entity of Certain Rights and Obligations of Holopack International Corp.** – No one signed up to speak.
- **Ordinance Authorizing Deed to L-J, Inc. for Lots 18 and 19 (Approximately 14.14 Acres Total) in the Richland Northeast Industrial Park, a Portion of Richland County TMS#25800-04-01** – No one signed up to speak.

The public hearing was closed.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Scott, to approve the following consent items:

- **An Ordinance Amending the FY 2006-2007 General Fund Annual Budget to Establish a Road Plan Inspection Fee of \$350.00 Per Inspection and Appropriate \$82,200.00 for Hiring Two Inspectors in the Engineering Department** [Third Reading]
- **Sheriff's Budget Amendment: Homeland Security Coordinator FTE (\$28,250.00)** [Third Reading]
- **Sheriff's Department School Resource Officer FTE (\$29,710.00, previously \$42,566.00)** [Third Reading]
- **Ordinance Authorizing the Sale and Issuance of up to \$4 million General Obligation Bonds for the Purchase of Sheriff's Vehicles** [Third Reading]
- **Budget Amendment: Transportation Consultant (Carter Goble Lee \$56,400.00)** [Third Reading]
- **Ordinance Authorizing the Sale and Issuance of up to \$7,000,000.00 Hospitality Tax Special Obligation Bond Anticipation Notes for the Purchase of Recreation Property** [Third Reading]
- **Ordinance Amending the FY 2006-2007 General Fund Annual Budget to Add One Full-Time Position to the Emergency Services Department for an Emergency Management Planner to be Funded Through Grant Funds** [Third Reading]
- **Ordinance Authorizing Deed to L-J, Inc. for Lots 18 and 19 (Approximately 14.14 Acres Total) in the Richland Northeast Industrial Park, a Portion of Richland County TMS#25800-04-01** [Second Reading]
- **06-52MA, Rice Creek Farms, Partnership/Joe Clark & Tom Studer, RU to NC, Neighborhood Commercial, O1506-01-05/06, Three Dog Road & Hwy. 76** [Second Reading]
- **06-56MA, Judy/Gwen Properties, LLC/Gwen Scott, RU to RS-LD, Residential Use 03310-01-03, 27 Natures Creek Trail** [Second Reading]
- **Coroner: Request to Change Part-Time Clerk 1 Position to Full-Time Secretary** [First Reading]
- **Election Commission: Budget Amendment for Voting System Hardware and Software Maintenance (\$25,396.00)** [First Reading]

- **Resolution Identifying the Cultural Council of Richland and Lexington Counties as the Designated Arts Organization for Richland County** [First Reading]
- **Request to Enter Into Negotiations for Solid Waste Contract Extension and Rate Increase (Area 1—Allwaste Service)** [First Reading]
- **Acceptance of Conservation Easement for Mr. Jim Poddell for 10 Acres in the Crane Creek Watershed** [First Reading]
- **Owens Field Picnic Area** [First Reading]

The vote in favor was unanimous. Mr. Montgomery abstained from voting on 06-56MA, Judy/Gwen Properties, LLC/Gwen Scott, RU to RS-LD, Residential Use, 03310-01-03, 27 Natures Creek Trail.

THIRD READING ITEMS

Ordinance Adopting the 1995 Base Flood Elevations Along the Congaree River – Mr. Pearce moved, seconded by Ms. Scott, to defer this item until after Executive Session.

Mr. Pearce moved, seconded by Ms. Dickerson, to defer this item until the first meeting in December. The vote in favor was unanimous.

An Ordinance Amendment to the Richland County Road Paving Program to Permit Reordering of the Road Priority List – Mr. Livingston moved, seconded by Ms. Dickerson, to amend the ordinance to state that there will be no additional changes in the current priority list and that the ordinance will take effect with the new priority list.

<u>In favor</u>	<u>Oppose</u>
Corley	Montgomery
Mizzell	McEachern
Livingston	Pearce
Scott	Hutchinson
Dickerson	Smith

The motion failed on a tie vote.

Ms. Smith moved, seconded by Ms. Scott, to defer this item until after the community meeting can be held. The vote was in favor.

SECOND READING ITEMS

An Ordinance Consenting to an Assignment to HOLO (SC) QRS 16-91, INC or Other Applicable Entity of Certain Rights and Obligations of Holopack International Corp. – Ms. Smith moved, seconded by Mr. Pearce, to defer this item until staff places it back on the agenda. The vote in favor was unanimous.

TIF Ordinance – Ms. Smith moved, seconded by Mr. Montgomery, to approve this item. A discussion took place.

Ms. Smith moved, seconded by Mr. Montgomery, to move this item until after Executive Session. The vote in favor was unanimous.

Mr. Montgomery moved, seconded by Mr. Pearce, to approve this item. The vote in favor was unanimous.

06-50MA, Brantley Manor, RS-LD to RU, Bed & Breakfast, O2307-01-07, 10 Leitner Point – Ms. Corley moved, seconded Ms. Dickerson, to approve this item.

Ms. Hutchinson made a substitute motion to approve this as Rural Residential, seconded by Mr. Montgomery.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Corley
McEachern	Mizzell
Pearce	Livingston
Hutchinson	Scott
Smith	Dickerson

The motion failed on a tie vote.

Mr. Livingston made a second substitute motion to defer this item until the November 21st meeting to explore other zoning options, seconded by Ms. Scott.

<u>In favor</u>	<u>Oppose</u>
Corley	Montgomery
Pearce	McEachern
Mizzell	Hutchinson
Livingston	
Smith	
Scott	
Dickerson	

The second substitute motion passed.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Lease Agreement and Budget Amendment for the Opening of a New Library Facility in Ballentine – Ms. Smith moved, seconded by Ms. Corley, to approve this item. A discussion took place.

The vote in favor was unanimous.

Council took a short recess.

Potential Bond Item – Ms. Smith stated that a work session was held on November 14th and the committee made the following recommendations: to direct staff on how to proceed on the potential bond items; to formulate a strategy to remove vehicle purchases from bonds; and to hold a work session on November 21st at 4:00 to discuss Animal Care, Ownership/Rental/Blend of Magistrate's Office and Woodrow Wilson House. A discussion took place.

The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

Amendments to the Richland Northeast Industrial Park Covenants – Mr. Livingston stated the committee recommended deleting the buy back clause and 2.c. from the covenants. The vote in favor was unanimous.

Ordinance Authorizing Deed: Northeast Industrial Park Land Purchase, Lot 25, (William H. Godshall and Bryan Chassereau) – Mr. Livingston stated the committee recommended First Reading approval of this item. The vote in favor was unanimous.

Ordinance Authorizing Water Main Easement to the City of Columbian on Consolidated Systems Property – Mr. Livingston stated the committee recommended First Reading approval of this item. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES

a. **Richland Memorial Hospital Board of Trustees—4** – Mr. McEachern stated the committee recommended staff to advertise for these vacancies. The vote in favor was unanimous.

II. NOTIFICATION OF APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

a. **Board of Zoning Adjustments and Appeals-1** – Mr. McEachern stated there was one applicant and one vacancy. The committee's recommendation was to appoint Peggy Simons. The vote in favor was unanimous.

b. **Employee Grievance Committee-1** – Mr. McEachern stated there was one applicant and one vacancy. The committee's recommendation was to appoint Suzie Haynes. The vote in favor was unanimous.

c. **Performing Arts Center Board-2** – Mr. McEachern stated there was one applicant and two vacancies. The committee's recommendation was to appoint Shirley Fields-Martin and re-advertise the other vacancy. The vote in favor was unanimous.

d. **Planning Commission-1** – Mr. McEachern stated there were seven applicants and one vacancy.

Ms. Corley voted in favor of Ms. Elizabeth Mattos-Ward.

There were no votes for Mr. Mark Richardson.

There were no votes for Mr. Walter Powell.

Mr. Mizzell, Mr. Livingston, Ms. Scott, and Ms. Dickerson voted in favor of Mr. Julius Murray.

Mr. McEachern voted in favor of Ms. Angela L. Geiger.

Mr. Montgomery, Mr. Pearce, Ms. Hutchinson, and Ms. Smith voted in favor of Ms. Heather Cairns.

There was a tie vote for Mr. Julius Murray and Ms. Heather Cairns.

Mr. McEachern, Ms. Corley, Mr. Mizzell, Mr. Livingston, Ms. Scott, and Ms. Dickerson voted in favor of Mr. Julius Murray.

Mr. Montgomery, Mr. Pearce, Ms. Hutchinson, and Ms. Smith voted in favor of Ms. Heather Cairns.

Mr. Julius Murray was appointed to the Planning Commission.

III. Lexington/Richland Drug Abuse Council

- a. **Term Date Changes** – Mr. McEachern stated the committee recommended giving First Reading approval, by title only, to the adjustment of terms on this item. The vote in favor was unanimous.

IV. Farmer's Market Committee – Mr. McEachern stated that the committee recommended advertising for this item. The vote was in favor.

Application for Locating a Community Residential Care Facility in an Unincorporated Area of Richland County, Mrs. Catherine B. Hammond, 1124 Eastmont Drive, Columbia, SC

29204 – Mr. Livingston moved, seconded by Mr. McEachern, to defer this item until the November 21st meeting. The vote in favor was unanimous.

Township Auditorium (forwarded from mtg. of 10/17/06) – Mr. Livingston moved, seconded by Ms. Scott, to have the Township present to Council their recommendations. A discussion took place.

Bond Court Pay Request – Mr. Montgomery moved, seconded by Ms. Scott, to approve Alternative 2. A discussion took place. The vote was in favor.

Ridgewood Infrastructure Improvements Project – Mr. Livingston moved, seconded by Mr. Mizzell, to approve this item. The vote in favor was unanimous.

Reconsideration of Peacehaven Road Portion of the October 17, 2006 – Mr. Livingston moved, seconded by Ms. Scott, to approve this portion of the minutes without the heavy equipment amendment. A discussion took place.

Ms. Smith made a substitute motion to defer the reconsideration until the November 21st meeting, seconded by Ms. Hutchinson.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Corley
McEachern	Mizzell
Pearce	Livingston
Hutchinson	Scott
Smith	Dickerson

The vote substitute motion failed on a tie vote.

Mr. Livingston amended his motion to not allow dump trucks or 18-wheeler vehicular use, seconded by Ms. Scott. A discussion took place.

Mr. Mizzell moved, seconded by Mr. Pearce, to table the item.

Mr. Mizzell withdrew the motion from the floor. Mr. Pearce withdrew his second.

Mr. Mizzell moved, seconded by Ms. Smith, to reconsider the deferral.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Corley
McEachern	Livingston
Pearce	Scott
Mizzell	Dickerson
Hutchinson	
Smith	

The vote was in favor of the motion for reconsideration of deferral.

Mr. Mizzell moved, seconded by Ms. Hutchinson, to defer this item until the November 21st meeting.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Corley
McEachern	Livingston
Pearce	Scott
Mizzell	Dickerson
Hutchinson	
Smith	

CITIZEN'S INPUT

Mr. Alvin Herbert and Ms. Agnes Hardeson spoke regarding the proposed duplex on Piney Woods Road.

EXECUTIVE SESSION ITEMS

- a. **Pending Litigation-Columbia Venture** – No action taken.
- b. **Richland Northeast Sanitary Landfill** – No action taken.
- c. **TIF Ordinance**

d. **CMRTA** – No action taken.

e. **Floodplain Ordinance**

Mr. Pearce moved, seconded by Mr. Livingston, to go into Executive Session. The vote in favor was unanimous.

=====
Council went into Executive Session at approximately 8:31 p.m. and came out at approximately 9:29 p.m.
=====

Mr. Pearce moved, seconded by Mr. Montgomery, to come out of Executive Session. The vote in favor was unanimous.

MOTION PERIOD

Arbor Day Resolution – Ms. Hutchinson moved, seconded by Ms. Smith, to recognize December 1st as Arbor Day. The vote in favor was unanimous.

Farm City Week Resolution – Ms. Hutchinson moved, seconded by Ms. Smith, to proclaim that the week of November 17-23 be designated as Farm City Week. The vote in favor was unanimous.

Eagle Scout Resolution – Mr. Pearce moved, seconded Ms. Dickerson, to adopt a resolution for Maxwell Charles McEachern.

Ms. Nell Mulligan Resolution – Mr. Pearce moved, seconded Mr. McEachern, to adopt a resolution for Ms. Nell Mulligan in honor of her 103rd birthday.

City of Columbia Homeless Letter – Mr. Pearce forwarded this letter to the D&S committee.

Retreat Pre-Planning – Mr. Pearce updated Council on the plans for the upcoming Council retreat.

Policy on Alcohol Consumption while Operating County Vehicles – Mr. Montgomery requested staff to review the policy of alcohol consumption while operating county vehicles.

Rowing Center – Ms. Smith moved, seconded by Mr. Mizzell, to direct the County Administrator to bring back to the November 21st meeting a report for possible action regarding access to the rowing center. The motion failed.

Smoking Ban Ordinance – Mr. McEachern forwarded this item to the D&S committee.

Project Pet – Mr. Livingston requested staff to obtain and forward all information from Project Pet on their population control/no kill project for the November 21st work session.

Columbia City Ballet – Mr. Mizzell forwarded the emergency funding for the Columbia City Ballet to the A&F committee.

POINT OF PERSONAL PRIVILEGE – Mr. Mizzell congratulated Ms. Smith on her re-election.

ADJOURNMENT

Mr. Pearce moved, seconded by Ms. McEachern, to adjourn. The vote in favor was unanimous.

The meeting adjourned at approximately 9:52 p.m.

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr. Vice-Chair

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING DEED TO L-J, INC., FOR CERTAIN PARCELS OF LAND KNOWN AS LOTS 18 AND 19 (APPROXIMATELY 14.14 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

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 to L-J, Inc., for certain real property, as specifically described in the attached Deed, Lots 18 and 19 (approximately 14.14 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, 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 _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of _____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: October 17, 2006
Public Hearing: November 14, 2006
Second Reading: November 14, 2006
Third reading: November 21, 2006 (tentative)

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

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 PROPERTIES DESCRIBED AS TMS # 01506-01-05/06 FROM RU (RURAL DISTRICTS) TO NC (NEIGHBORHOOD COMMERCIAL DISTRICTS); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the properties (TMS # 01506-01-05/06) from RU (Rural District) zoning to NC (Neighborhood Commercial District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: October 24, 2006
First Reading: October 24, 2006
Second Reading: November 14, 2006
Third Reading: November 21, 2006

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

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 HEREIN (TMS # 03310-01-03) FROM RU (RURAL DISTRICT) TO RS-LD (RESIDENTIAL, SINGLE-FAMILY, LOW DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, **BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:**

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 03310-01-03 from RU Rural District zoning to RS-LD Residential, Single-Family, Low Density District zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: October 24, 2006
First Reading: October 24, 2006
Second Reading: November 14, 2006
Third Reading: November 21, 2006 (tentative)

AMENDED

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 21, ROADS, HIGHWAYS AND BRIDGES, SECTION 21-20, ROAD PAVING PROGRAM; SUBSECTIONS (D) AND (E); SO AS TO PROVIDE ADDITIONAL MEANS FOR DETERMINING ROAD PAVING PRIORITIES.

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

SECTION I. The Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges, Section 21-20, Road Paving Program; Subsection (d); is hereby amended by the deletion of the language contained therein and the substitution of the following language:

(d) Roads will be prioritized in accordance with the following procedure, unless one of the exceptions provided in subsection (e) below are followed:

A road's priority for paving will be established by the number of points accredited to it as described below divided by it's length, with the highest total of points per mile constituting the highest priority. The points per mile (P) is calculated by the formula:

$$P = \frac{H + B + C + T + M}{L} \quad \text{Where:}$$

H=Number of points accredited for homes.

One point is accredited for each home accessed from the road. This will include mobile homes as well as permanent homes. It should be noted that the number of homes on a road is an indicator of the number of people using it as well as the importance of the road as a possible school bus route.

B=Number of Points accredited for businesses.

Two points are accredited for each business accessed from the road. To be eligible for these points, a business must occupy a building separate from any residence and rely on the road for either customer traffic or routine use by company vehicles.

C=Number of points accredited for churches.

Two points are accredited for each church accessed from the road.

AMENDED

T=Number of points accredited for a through road.

Five points are accredited if the road is a through road connecting two different paved roads. It should be noted that a through road has the potential for people other than the residents to use it and it is also more likely to be utilized as a school bus route.

M=Number of points accredited for difficult maintenance.

From 0 to 10 points may accredited to a road based on the difficulty of maintaining it in serviceable condition as determined through consultation with the Roads and Drainage Manager.

L=Length of the road in miles and hundredths.

SECTION II. The Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges, Section 21-20, Road Paving Program; Subsection (e); is hereby amended by the deletion of the language contained therein and the substitution of the following language:

(e) Exceptions to the road paving priority list as established by subsection (d) above, are as follows:

- (1) A road's paving may be given top priority provided that all costs incurred by the County to pave it are paid by its adjacent property owners. Such costs may be included as an assessment on the tax bill of the property owners, to be paid over no more than a fifteen (15) year period with an interest charge equal to that paid by the County for bonds issued to fund construction. The County Council may elect to have the total costs, plus interest, of the improvements allocated between the property owners either by a front footage assessment ratio, or by each lot being assessed an equal share of the costs and interest. Establishment of this assessment shall require approval of eighty percent (80%) of the property owners.
- (2) Alternatively, any Richland County Council Member may petition the Public Works Director by written request to change the order of the roads that results from the mathematical formula of subsection (d) above. Such petition shall include justification for the reordering of the roads. However, such petition (including justification) shall be submitted to the entire County Council for action at a regular or special called County Council meeting if:
 - a. The Public Works Director denies the request, or
 - b. The proposed road is not within the top fifteen (15) roads on the paving priority list, or
 - c. The road paving costs will exceed \$50,000.

AMENDED

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

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

SECTION V. Effective Date. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: September 12, 2006
Second Reading: September 19, 2006
Public Hearing: October 17, 2006
Third Reading: November 21, 2006 (tentative)

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND ANNUAL BUDGET TO ADD ONE FULL TIME POSITION TO THE CORONER’S OFFICE FOR A NEW SECRETARY POSITION. FUNDS ARE PRESENTLY AVAILABLE IN THE DEPARTMENTAL BUDGET TO COVER THE COSTS OF THIS NEW POSITION.

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 FY 2006-2007 Coroner’s Office budget be amended to include the addition of one FTE for a Secretary. Therefore, the Fiscal Year 2006-2007 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2006 as amended:	\$119,077,167
Appropriation of Revenue:	_____ -0-
Total General Fund Revenue As Amended:	\$119,077,167

EXPENDITURES

Expenditures appropriated July 1, 2006 as amended:	\$119,077,167
Increase in Coroner’s Office Budget:	_____ -0-
Total General Fund Expenditures As Amended:	\$119,077,167

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 _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: November 14, 2006
Second Reading: November 21, 2006 (tentative)
Public Hearing:
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND ANNUAL BUDGET TO ADD TWENTY FIVE THOUSAND THREE HUNDRED NINETY SIX DOLLARS (\$25,396) TO THE ELECTION COMMISSION'S BUDGET FOR THE PURPOSE OF PROVIDING HARDWARE AND SOFTWARE MAINTENANCE ON THE NEW VOTING MACHINES BEGINNING JANUARY OF 2007.

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 Twenty Five Thousand Three Hundred Ninety Six Dollars (\$25,396.00) be appropriated to the FY 2006-2007 Election Commission budget. Therefore, the Fiscal Year 2006-2007 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2006 as amended:	\$119,077,167
Appropriation of Unrestricted General Fund Balance:	_____ 25,396
Total General Fund Revenue As Amended:	\$119,102,563

EXPENDITURES

Expenditures appropriated July 1, 2006 as amended:	\$119,077,167
Increase in Election Commission Budget:	_____ 25,396
Total General Fund Expenditures As Amended:	\$119,102,563

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 _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: November 14, 2006
Second Reading: November 21, 2006 (tentative)
Public Hearing:
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AUTHORIZING DEED TO WILLIAM H. GODSHALL AND BRYAN CHASSEREAU, FOR A CERTAIN PARCEL OF LAND KNOWN AS LOT 25 (APPROXIMATELY 158,464 SQUARE FEET TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

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 to WILLIAM H. GODSHALL AND BRYAN CHASSEREAU for certain real property, as specifically described in the attached Deed, Lot 25 (approximately 158,464 square feet total) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, 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 _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: November 14, 2006
Second Reading: November 21, 2006 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AUTHORIZING THE GRANTING OF A WATER LINE RIGHT-OF-WAY EASEMENT TO THE CITY OF COLUMBIA ACROSS PROPERTY IDENTIFIED AS A PORTION OF TMS NUMBER 08716-01-02, TO SERVE SLOAN CONSTRUCTION ASPHALT PLANT.

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 water line right-of-way easement to the City of Columbia across property identified as a portion of TMS# 08716-01-02 to serve Sloan Construction Asphalt Plant, as specifically described in the Easement, a copy of 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 effective from and after December __, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: November 14, 2006
Second Reading: November 21, 2006 (tentative)
Public Hearing:
Third reading:

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

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 # 02307-01-07 FROM RS-LD (RESIDENTIAL, SINGLE-FAMILY – LIGHT DENSITY DISTRICT) TO RU (RURAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 02307-01-07 from RS-LD (Residential, Single-Family – Light Density District) zoning to RU (Rural District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: September 26, 2006
First Reading: October 24, 2006
Second Reading: November 21, 2006 (tentative)
Third Reading:

Richland County Council

Rules and Appointments Committee



**RICHLAND COUNTY COUNCIL
REGULAR SESSION MEETING
NOVEMBER 21, 2006**

REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

I. ITEMS FOR DISCUSSION

A. LEXINGTON/RICHLAND DRUG AND ALCOHOL ABUSE COUNCIL

Ordinance amending Ordinance No. 439.77HR and repealing Ordinance No. 669-80HR

B. Richland County Transportation Study Commission

Report prepared and submitted by:
Monique Walters, Assistant to the Clerk of Council

Joseph McEachern
Chairman
District Seven

Paul Livingston
District Four

Mike Montgomery
District Eight

Staffed by:

Monique Walters
Assistant to the Clerk of
Council

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AMENDING ORDINANCE NO. 439-77HR AND REPEALING ORDINANCE NO. 669-80HR, SO AS TO PROVIDE FOR THE LENGTH OF TERMS OF THE MEMBERS OF THE LEXINGTON/RICHLAND ALCOHOL AND DRUG ABUSE COUNCIL'S BOARD OF DIRECTORS.

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. Section III of Ordinance No. 439-77HR is hereby deleted in full and the following shall be inserted in its place:

“SECTION III. BOARD OF DIRECTORS OF CONSOLIDATED AGENCY. Such consolidation plan shall provide for a single board of directors to establish policies to govern the consolidated agency. Such board of directors shall be composed of twelve members; of which six (6) shall be appointed by the Richland County Council and six (6) shall be appointed by the Lexington County Council. The term of two (2) members presently serving on the Board of Directors shall expire on December 31, 2006; the term of two (2) other members presently serving on the Board of Directors shall expire on December 31, 2007; and the term of the remaining two (2) members presently serving on the Board of Directors shall expire on December 31, 2008. Thereafter, the members of the Board of Directors shall each serve for a term of three (3) years, such term to begin on January 1 and end on December 31 of the third year.”

SECTION II. Except as modified herein, Ordinance No. 439-77HR remains of full force and effect.

SECTION III. Ordinance No. 669-80HR is hereby repealed in its entirety.

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

SECTION VI. Effective Date. This ordinance shall be effective from and after December __, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE _____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: November 21, 2006 (tentative)
Second Reading:
Public Hearing:
Third Reading:

SECTION III. Provided, however, any initial or continuing funding that is to be provided to the Central Midlands Regional Transit Authority ("Transit Authority") shall be contingent upon all of the following:

- A. The Transit Authority shall find a cost savings or other funding source equal to or greater than the revenues to be received from a 25 cent fare increase, or the Transit Authority shall increase the fare by 25 cents as soon as practicable. In addition, the Transit Authority shall examine the ramifications of a 75 cent fare increase, and if such increase nets revenue, the Transit Authority shall adopt it or find other funding sources equal to or greater than the revenue which would be received from such increase.
- B. The Transit Authority shall continue to request substantial funds from Lexington County entities to offset the cost of routes to and through Lexington County. The Transit Authority shall make a report to Richland County Council at its second meeting in January, 2007. If substantial funds are not forthcoming, Richland County Council may determine what routes will be financed with Richland County funds. The Transit Authority should prepare to eliminate Lexington County routes by January 1, 2007 unless Lexington County agrees to fund their pro rata share of the system.
- C. The Transit Authority shall notify Richland County at least one month in advance before finalizing any change in operations or making any capital expenditure that will require an increase in Richland County contribution.
- D. The City of Columbia shall agree to continue transferring revenue from its power plant to the Transit Authority. All of the revenue shall be transferred, but in no case shall the revenue be less than \$1 million per year. If the City sells the power plant, the City must continue to fund at least \$1 million per year, plus the CPI on the last year's contribution before the sale.
- E. The City of Columbia will cooperate with Richland County in participating in and funding a study to analyze and evaluate the costs and appropriate allocation of government services in the City and County.

SECTION IV. The Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Boards and commissions created and recognized; is hereby amended by the addition of a new subsection creating the Richland County Transportation Study Commission as follows:

(k) *Richland County Transportation Study Commission.*

- (1) *Creation.* There is hereby created a Richland County Transportation Study Commission.
- (2) *Membership.* The Richland County Transportation Study Commission shall consist of thirty-three (33) members who shall be appointed as follows: 11 members, 1 from each member of County Council; 7 members, 1 from each member of Columbia City Council; 4 members, of which 1 shall be appointed by Lexington County Council, 1 shall be appointed by West Columbia City Council, 1 shall be appointed by Cayce City Council, and 1 shall be appointed by the Springdale Town Council; and 11 members, as recommended by the Richland County Rules and Appointments and approved by a majority vote of Richland County Council. No elected officials shall be appointed to this Commission.
- (3) *Terms of Members; Election of Chairperson; Meetings.*
 - (a) The Commission members shall serve a term of two (2) years or until his or her successor is appointed.
 - (b) The Commission's chairperson, co-chairperson, and those members to serve on an Executive Committee of the Commission, shall be appointed by a majority vote of Richland County Council.

(c) The Commission shall meet at such times and places as determined by the Chairperson, but shall hold at least one meeting each calendar month. All meetings of the Commission shall be conducted in compliance with the South Carolina Freedom of Information Act.

- (4) *Responsibilities.* The Richland County Transportation Study Commission shall study the long-range transportation needs of Richland County, including the current bus system and other modes of public transit. The Commission shall also assess the highway and road improvements that are needed to alleviate congestion that will allow people and goods to move through the County efficiently. This study shall include incentives for development throughout the County that is conducive to public transit, and shall include projects to alleviate congestion, including, but not limited to, Lower Richland Connector and Clemson Road. In addition, the Commission shall develop a plan to make Richland County more pedestrian and bicycle friendly. The Transportation Study Commission shall submit an interim report to Richland County Council in May 2007 and in November 2007. A final report shall be submitted to Richland County Council in May 2008. Copies of these reports shall be transmitted to all local governments within the service area. Any consulting services that may be needed to assist the Commission with their responsibilities shall be managed by the Richland County Procurement Department (for example, RFPs). The Executive Committee of the Commission shall review the applicants and make a recommendation to Richland County Council before a contract is awarded.

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

SECTION VII. Effective Date. This ordinance shall be enforced from and after October 3, 2006.

RICHLAND COUNTY COUNCIL

BY:  _____

Anthony G. Mizzell, Chair

ATTEST THIS THE 19TH DAY

OF OCTOBER, 2006



Michelle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE



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

First Reading:	June 20, 2006
Second Reading:	July 11, 2006
Public Hearing:	September 12, 2006
Third Reading:	October 3, 2006

District 11

Council - Nov - 14


**APPLICATION FOR LOCATING A COMMUNITY
RESIDENTIAL CARE FACILITY IN AN
UNINCORPORATED AREA OF RICHLAND COUNTY**

To the Chairperson of Richland County Council:

The undersigned hereby respectfully requests that the Richland County Council approve the location of a community care home in Richland County, South Carolina, pursuant to Chapter 7 of Title 44 of the 1976 State Code of Laws, as described below. (Be advised that final approval of all community care homes rests with licensing by the State Department of Health and Human Services.)

Applicant must be the director of the proposed facility.

1. Applicant's Name: _____

2. Applicant's Address:  Mrs. Catherine B. Hammond
119 Duke Ave.
Columbia, SC 29203-3913

3. Applicant's Telephone: Home: (803) 254-0085 Office: N/A

4. Location of proposed community care home:

Street address: 1124 EASTMONT DRIVE

City, Zip: COLUMBIA 29204 Tax Map Number: R19110-02-01 PARCEL ID #

5. Do you own the building that will house the proposed community care home?

YES NO

If "NO," do you have an option to buy the property or, if renting, do you have a lease agreement with the owner? Please state which arrangement you currently have, and also list the name, address, and phone number of the current owner and/or lessor.

Property Up For Sale and plans to purchase to use as Assisted Care living Home.

6. If you are leasing the property, has the lessor granted authority to establish a community care home on the property? YES NO

7. Will the proposed community care home be established in your current permanent residence? YES NO

8. How many bedrooms and bathrooms does the proposed community care home have? Bedrooms 5 Bathrooms 3

9. How many resident clients will be housed in this proposed community care home? Nine or less Ten or more

10. Describe the type of resident clients to be housed in this proposed facility (senior citizens or children, physically or mentally disabled, etc.)

Veterans with independent living skills.

11. How many full-time and part-time staff will care for the resident clients of the proposed community care home? Full-Time 2 Part-Time 3

12. How many total persons will occupy the proposed community care home during the night? (Include resident clients, staff, staff family, applicant, applicant's family, etc. as applicable.) Total Persons 6-7

13. Do you currently operate any other community care facilities in Richland County? YES NO

If you do, list the location, year licensed, and number of resident clients for each facility:

Street Address	Year Licensed	# of Residents
Street Address	Year Licensed	# of Residents

14. Have you ever had a license revoked for any type of residential health care facility located in South Carolina? YES NO

I hereby certify that if granted approval from Richland County Council to locate a community care home as described above, I will fully comply with all regulations of the appropriate state licensing and regulatory agency or agencies, the State Fire Marshal's Office, and Health Department Officials which apply to community care facilities in establishing and obtaining licensing for my community care home.

I also certify that all of the above information is correct to the best of my knowledge.

Catherine D. Hammond RN 10/16/06
Signature of Applicant Date

1124 Eastmont Drive



Copyright 2005
 Richland County
 GIS
 2020 Hampton St.
 Columbia, SC 29204



Legend

- County Boundary
- Private Schools
- Public Schools
- Police Stations
- Fire Stations
- County Assets
- Daycares
- Streets
- Buildings
- 2 Ft. Contours
- Streams
- Lakes
- Council Districts
- Zip Codes

DISCLAIMER : This 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 governments agencies. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of this map.

PROPRIETARY INFORMATION: Any resale of this information is prohibited, except in accordance with a licensing agreement.

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, OCTOBER 17, 2006 6:00 p.m.

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

MEMBERS PRESENT:

Chair	Anthony G. Mizzell
Vice Chair	L. Gregory Pearce, Jr.
Member	Valerie Hutchinson
Member	Joseph McEachern
Member	Mike Montgomery
Member	Damon Jeter
Member	Paul Livingston
Member	Joyce Dickerson
Member	Kit Smith
Member	Bernice G. Scott
Absent	Doris Corley

OTHERS PRESENT – Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Larry Smith, Anna Almeida, Michael Criss, Tiaa Rutherford, Jennie Sherry-Linder, Brenda Carter, Stephany Snowden, Kendall Johnson, Joe Cronin, Daniel Driggers, Rodolfo Callwood, Audrey Shifflett, James Hayes, Lashedra Pontoon, Teresa Smith, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:07 p.m.

INVOCATION

The Invocation was given by the Honorable Damon Jeter

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Damon Jeter

ADOPTION OF AGENDA

Mr. Mizzell stated that the Clerk notified him of a request for a presentation from the Columbia City Ballet that is time sensitive and the Administrator's Search Update needed to be added as an Executive Session item under the Report of the Chairman.

Ms. Smith moved, seconded by Ms. Hutchinson, to adopt the agenda with the addition of the Columbia City Ballet presentation and the Administrator's Search Update. The vote in favor was unanimous. The agenda was adopted as amended unanimously.

PRESENTATION

Ms. Teresa McWilliams, Columbia City Ballet – Ms. McWilliams requested \$5,000 in emergency funding from the County.

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: October 3, 2006 – Ms. Scott moved to reconsider the portion of the minutes dealing with CMRTA funding, seconded by Ms. Dickerson.

Ms. Smith moved to reorder the agenda and place the Approval of Minutes at the end of the meeting. The motion died for lack of a second.

Ms. Smith made a substitute motion to move the Approval of the Minutes to before Citizens Input at the end of the meeting, seconded by Mr. Pearce. The vote was in favor.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

- a. **Floodplain Overlay**
- b. **Attorney General Opinion**
- c. **TIF Update**
- d. **Animal Care Report**

REPORT OF THE COUNTY ADMINISTRATOR

Animal Care Report – Mr. Pope stated that the Animal Care Department is continuing to manage animal care with the contracted private vendor and the adoption process through Project Pet. The website was down. This was not an Animal Care problem, but an Information Technology problem. The website is back up and operational.

Ms. Mary Dennis Cauthen of the Citizen's Committee for Animal Care Issues gave a brief report regarding the Animal Care matter.

Mr. Pope stated that last Fall three options were provided to Council and the option that was adopted was that the County construct their own Animal Care facility. After this a joint meeting with City Council was held on various issues and the County took the initiative to see if negotiations could be rekindled. A letter has been distributed to Council and a date of October

10, 2007 has been set for a ribbon cutting ceremony on the expansion of a wing on the City shelter. This is the present track that the County is taking. If there are other barriers to moving forward then this matter would be brought to Council to move forward with constructing a County animal care facility.

Mr. Pope stated that in draft documents from the City of Columbia that the City would have operational control of the joint animal care facility.

Mr. Livingston requested a comparison of operational costs of the County owned facility and what is being proposed by the City.

Mr. Pope requested by November that the County have a firm direction that they want to pursue in regard to this matter.

Retreat Subcommittee – Mr. Pope stated that he still needed to meet with the Chairman and Vice-Chairman regarding the Retreat structure.

Mr. Mizzell stated that Mr. Pearce was in charge of setting up this meeting.

2006 Budget Book – Mr. Pope stated that the budget book was on Council's desk. Mr. Pope also recognized the budget staff.

REPORT OF THE CLERK OF COUNCIL

November 7th Council Meeting [Election Day] – Ms. Finch stated that November 7th is Election Day and requested direction from Council concerning the dates for Council meetings in November. Mr. Mizzell suggested that the first meeting in November be held on the 14th.

Mayor's Corporate Citizen Luncheon Oct. 24th, 12 Noon – Ms. Finch stated that she needed to know who was planning to attend this luncheon. Mr. Mizzell requested that Ms. Finch contact Council individually regarding the luncheon.

Urban League Annual Dinner – Ms. Finch stated that this dinner would be held October 26th at 6:00 p.m. at Seawell's. Mr. Mizzell requested that Ms. Finch contact Council individually regarding the dinner.

REPORT OF THE CHAIRMAN

Administrator's Search Status – This item was taken up during Executive Session.

PUBLIC HEARING ITEMS

Mr. Mizzell opened the floor to the following public hearings:

- **An Ordinance Amendment to the Richland County Road Paving Program to permit reordering of the road priority list**

Mr. Eugene Davoll and Ms. Caroline Dennis spoke in favor of this item.

Mr. James Watson, Ms. Lucy Watson, Ms. Margaret Anderson, Ms. Eleanor Boyd, Ms. Jessie Jacobs, Ms. Brenda Simms, Ms. Tabitha Brown, Mr. Lavern Dennis, Ms. Hattie

Fruster, Ms. Helen Taylor, Ms. Yolanda Myers-Taylor, Mr. Leonard Mack, and Mr. Reginald Harris spoke against this item.

- **An Ordinance authorizing a quitclaim deed to Wardell Wallace for a 15' Right-of-Way on Bluff Oaks Road** – No one signed up to speak.
- **An Ordinance authorizing a quit claim deed to Jerry L. Tucker purported Right-of-Way on Moon Rise Street** – No one signed up to speak.
- **An Ordinance amending the fiscal year 2006-2007 general fund annual budget to allocate a portion of the County's road maintenance fee toward expenditures on specific projects road maintenance fee** – No one signed up to speak.

The public hearing was closed.

APPROVAL OF CONSENT ITEMS

Mr. Pearce moved, seconded by Ms. Hutchinson, to approve the following consent items:

- **06-41MA, Seven Acre Cut, LLC, M-1 to GC, Retail, TMS# 14600-03-59, Killian Road & I-77** [Third Reading]
- **06-42MA, Steven Odom, RU/LI to RC, Business Offices, TMS# 21614-01-25 & 24(p) and TMS# 21613-01-01, Lower Richland Blvd.**
- **06-43 MA, Stonemont Phase 2, RU to RS-MD, Residential Development, TMS# 04100-01-09, Koon Road** [Third Reading]
- **06-44MA, Brody Pointe, RU to RS-LD, Residential Use, TMS# 01413-01-04/07, 137 & 139 Brody Road** [Third Reading]
- **An Ordinance authorizing a quitclaim deed to Jerry L. Tucker purported Right-of-Way on Moon Rise Street** [Third Reading]
- **An Ordinance amending the FY 2006-2007 General Fund Annual Budget to establish a Road Plan inspection fee of \$350.00 per inspection and appropriate \$82,200.00 for hiring two inspectors in the Engineering Department** [Second Reading]
- **Sheriff's Budget Amendment: Homeland Security Coordinator FTE (\$28,250.00)** [Second Reading]
- **Sheriff's Department School Resource Officer FTE (\$29,719.00; previously \$42,566.00)** [Second Reading]
- **Ordinance authorizing the sale and issuance of up to \$4 million General Obligations for the purchase of Sheriff vehicles** [Second Reading]
- **Budget Amendment: Transportation Consultant (Carter Goble Lee \$56,400.00)** [Second Reading]
- **Ordinance authorizing the sale and issuance of up to \$7,000,000 Hospitality Tax Special Obligation Bond Anticipation Notes for the purchase of Recreation Property** [Second Reading]
- **Ordinance amending the FY 2006-2007 General Fund Annual Budget to add one-full-time position to the emergency Services Department for an Emergency Management Planner to be funded through grant funds** [Second Reading]

The vote in favor was unanimous.

THIRD READING ITEMS

06-39MA, Parker Jennings, RU to PDD, Mixed Use Development, TMS# 01500-02-09, 1300 Peace Haven Road – Mr. Livingston moved, seconded by Ms. Scott, to approve this item. A discussion took place.

Ms. Smith moved, seconded by Ms. Hutchinson, to amend the motion to require extensive screening along Peacehaven Road. The vote in favor was unanimous.

Ms. Smith moved, seconded by Ms. Hutchinson, to amend the motion to set the hours of operation from 8:00 a.m. to 8:00 p.m. A discussion took place. Ms. Smith agreed to amend the hours of operations to 6:00 a.m. to 8:00 p.m.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Jeter
McEachern	Mizzell
Pearce	Livingston
Hutchinson	Scott
Smith	Dickerson

The motion failed to amend the hours of operation.

Ms. Smith moved, seconded by Ms. Hutchinson, to amend the motion to not allow heavy industrial equipment on this property. A discussion took place.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Mizzell
McEachern	Livingston
Pearce	Scott
Jeter	Dickerson
Hutchinson	
Smith	

The motion to not allow heavy industrial equipment on this property passed.

A discussion took place regarding the amended main motion.

<u>In favor</u>	<u>Oppose</u>
Jeter	Montgomery
Pearce	McEachern
Mizzell	Hutchinson
Livingston	Smith
Scott	
Dickerson	

The main amended motion passed.

An Ordinance Amendment to the Richland County Road Paving Program to permit reordering of the road priority list – Ms. Scott moved, seconded by Ms. Dickerson, to defer this item until the November 14th meeting. A discussion took place.

<u>In favor</u>	<u>Oppose</u>
Jeter	Montgomery
Pearce	McEachern
Mizzell	Hutchinson
Livingston	Smith
Scott	
Dickerson	

The motion to defer passed.

An Ordinance authorizing a quitclaim deed to Wardell Wallace for a 15' Right-of-Way on Bluff Oaks Road – Mr. McEachern moved, seconded by Mr. Montgomery, to table this item. The vote in favor was unanimous.

An Ordinance amending the fiscal year 2006-2007 general fund annual budget to allocate a portion of the County's road maintenance fee toward expenditures on specific projects road maintenance fee – Mr. Pearce moved, seconded by Ms. Smith, to approve this item. The vote was in favor.

06-23MA, Bluegrass Villages, RU to PDD, Single Family S/D and related Commercial, 12600-02-01, Blythewood Road & Muller Road – Ms. Dickerson moved, seconded by Ms. Scott, to approve this item with the stipulation that it blend in the Neighborhood Commercial. A discussion took place. The vote in favor was unanimous.

SECOND READING ITEMS

Ordinance approving the Broad River Regional Wastewater Treatment Rate Adjustment – Ms. Smith moved, seconded by Ms. Scott, to approve this item and to schedule a work session prior to Third Reading. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Approval of MOU with the Renaissance Foundation for funding of the Bethel Cultural Arts Center – Mr. Livingston moved, seconded by Ms. Scott, to approve this item. A discussion took place.

Ms. Smith moved, seconded by Mr. Montgomery, to amend #2 of the MOU to authorize a \$300,000 contribution, \$100,000 a year each for the next three years, and for the next two years a \$100,000 contribution contingent upon a City donation of a like amount. A discussion took place.

Mr. Jeter called for the question on the amendment, seconded by Ms. Scott.

<u>In favor</u>	<u>Oppose</u>
Jeter	Montgomery
Livingston	McEachern
Scott	Pearce
Dickerson	Mizzell
	Smith
	Hutchinson

The vote on calling for the question failed.

A discussion took place.

Ms. Smith withdrew her proposed amendment. A discussion took place.

Mr. Montgomery made a substitute motion, seconded by Ms. Hutchinson, to approve the MOU with the MOU to have consistency in the idea that Richland County Council is making a conditional \$500,000 contribution, renewal each year at the discretion of Council in the amount of \$100,000 per year, has been recommended by the County Attorney. A discussion took place.

Mr. Montgomery withdrew his substitute motion.

Ms. Smith offered the following friendly amendment: Paragraph 2— ... which shall equal a total award of Five Hundred Thousand (\$500,000) Dollars over five years, subject to the conditions as outlined in Paragraph 6 below.

The vote in favor of the motion with the friendly amendment was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES

- a. **Board of Zoning Adjustments and Appeals—1** – Mr. McEachern stated the committee recommended staff to advertise for the vacancy. The vote in favor was unanimous.
- b. **Employee Grievance Committee—1** – Mr. McEachern stated the committee recommended staff to advertise for the vacancy. The vote in favor was unanimous.

II. ITEMS FOR DISCUSSION

- a. **Farmers' Market Committee** – Mr. McEachern stated that this item would be held in committee.
- b. **Lexington/Richland Alcohol and Drug Abuse Council** – Mr. McEachern stated that this item would be held in committee.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

An Ordinance consenting to an assignment to HOLO (SC) QRS 16-91, INC or other applicable entity of certain rights and obligations of Holopack International Corp. – Mr. Livingston stated the committee recommended First Reading approval of this item. The vote in favor was unanimous.

L-J Lots 18 and 19 – Mr. Livingston stated the committee recommended First Reading approval of this item. The vote in favor was unanimous.

APPROVAL OF RESOLUTION

A Resolution to appoint and commission Roger Myers as a Code Enforcement Officer for the proper security, general welfare, and convenience of Richland County – Mr. Pearce moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

CITIZEN'S INPUT

The citizens that signed up had previously spoken during the public hearings.

EXECUTIVE SESSION ITEMS

- a. **Floodplain Overlay** – No action taken.
- b. **Attorney General Opinion** – No action taken.
- c. **TIF Update** – Mr. Montgomery moved, seconded by Mr. Jeter, to give First Reading approval, by title only, to the ordinance which would support an agreement with the City of Columbia subject to terms to be negotiated by the staff which would include an agreement according to the terms we have discussed with legal counsel, the dispute regarding the TIF that would require the City Council to pass an ordinance and give reading concurrent with the County Council, giving Third Reading approval that would require both parties to accept the outcome of the decision according to the process and to set that process in motion. The vote in favor was unanimous.
- d. **Animal Care Report** – No action taken.
- e. **Administrator's Search Update** – No action taken.

Mr. Pearce moved, seconded by Mr. Livingston, to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 8:08 p.m. and came out at approximately 9:19 p.m.
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Mr. Pearce moved, seconded by Ms. Scott, to come out of Executive Session. The vote in favor was unanimous.

APPROVAL OF MINUTES

Regular Session: October 3, 2006 – Ms. Scott moved, seconded by Ms. Dickerson, to reconsider the amendments based on the Attorney General's Opinion related to the CMRTA funding.

<u>In favor</u>	<u>Oppose</u>
McEachern	Montgomery
Hutchinson	Jeter
Scott	Pearce
Dickerson	Mizzell
	Livingston
	Smith

The motion for reconsideration failed.

Ms. Smith moved, seconded by Mr. Montgomery, to approve the minutes as distributed.

POINT OF ORDER – Mr. McEachern stated for the record his objection to the ordinance that was before Council at the last meeting.

<u>In favor</u>	<u>Oppose</u>
Montgomery	McEachern
Jeter	Hutchinson
Pearce	Scott
Mizzell	Dickerson
Livingston	
Smith	

The vote on the approval of the minutes was in favor.

MOTION PERIOD

Diversity Training at 2007 Retreat – Ms. Scott requested that diversity training be placed on the agenda for the upcoming Retreat.

Policy on Acceptance of Invitations Requiring Expenditures – Ms. Smith referred to the Rules & Appointments Committee the establishment of a policy on the acceptance of invitations that require the expenditure of funds.

Broad River Regional Wastewater Work Session – Ms. Smith requested that a work session be held on October 24th at 4:00 p.m. regarding the sewer rates.

Township Auditorium – Mr. Livingston requested that the Township Auditorium be placed on the November 14th agenda.

Hospitality Tax Ordinance Report – Ms. Scott requested a copy of the Hospitality Tax Ordinance.

POINT OF PERSONAL PRIVILEGE – Mr. Pearce recognized that Mr. Jeter received the Outstanding Public Service Award from the Friends of the South Carolina Libraries.

Kester Freeman Resolution Presentation – Mr. Livingston requested that the presentation of the resolution be placed on the November 14th agenda.

ADJOURNMENT

Mr. McEachern moved, seconded by Ms. Dickerson, to adjourn. The vote in favor was unanimous.

The meeting adjourned at approximately 9:41 p.m.

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr. Vice-Chair

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley