



**RICHLAND COUNTY
GOVERNMENT**
Office of the County Administrator

**Council Actions Report
Special Called Council Meeting
February 9, 2016
6:00PM**

Call to Order: Rush

Invocation: Manning

Pledge of Allegiance: Manning

Presentations:

- a. **Capital City/Lake Murray Country RTB: Miriam Atria, President/CEO:** Miriam Atria, President / CEO of Capital City Lake Murray Country, provided a presentation to Council on their efforts to promote tourism and recreational activities relative to Richland County.

Approval of Minutes

- a. **Special Called Meeting: January 12, 2016:** Approved as published.

Adoption of Agenda: Adopted as amended. SC Public Interest Foundation et al vs. City of Columbia and Richland County was added to the agenda under the Report of the Attorney for Executive Session Items. Item 12b was removed from the agenda.

Report of the Attorney for Executive Sessions Items:

- a. **Pending Litigation: Jones vs. Richland County**
- b. **Department of Revenue Update**
- c. **Personnel Matter**
- d. **SC Public Interest Foundation et al vs. City of Columbia and Richland County**

Citizen's Input: Two people spoke.

Report of the County Administrator



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- a. **Introduction of New Employees:** Mr. McDonald introduced two (2) new Richland County employees.

Natashia Dozier is the new Manager of Grants and Community Impact. Prior to joining the Richland County Administrator's Office, she worked for the Charlotte-Mecklenburg Police Department as a Grants Fiscal Coordinator. She has also worked for the South Carolina Department of Corrections as a Grants Administrator. Natashia will be the point person for Hospitality Tax, Accommodations Tax, and Discretionary Grants, as well as departmental grants.

Jamelle Ellis is the new Sustainability Manager. Jamelle is an environmental engineer and scientist who has worked in environmental sustainability, remediation, and community engagement since 1992. Most recently, she worked as a Research Associate at the Medical University of South Carolina in the Department of Public Health Sciences. She has a working knowledge of how environmental, economic and social factors impact sustainability both in the natural environment and in the workplace.

Report of the Clerk of Council

- a. **Allen University Class of 1966 Golden Anniversary Sponsorship Request:** No action was taken on this item.

Report of the Chairman

- a. **Personnel Matter:** Executive Session item.

Open/Close Public Hearings

- a. **An Ordinance Amending the Fiscal Year 2015-2016 Court Appointed Special Advocates Training Grant Annual Budget to add Two New CASA Case Worker positions:** No one spoke.
- b. **An Ordinance Amending the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-4, Weeds and Rank Vegetation; so as to amend the time for notification:** No one spoke.

1. Consent Items

- a. **15-45MA**
I.S. Leevy Johnson
RU to GC (15+ Acres)



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Cushman Drive

11616-01-04: Council gave second reading approval to the rezoning amendment.

ACTION: LEGAL, CLERK OF COUNCIL, PLANNING

b. 15-46MA

Robert Burger

RU to NC (4.51 Acres)

4126 Hardscrabble Rd.

20200-03-29: Council gave second reading approval to the rezoning amendment.

ACTION: LEGAL, CLERK OF COUNCIL, PLANNING

c. Acceptance of funds from the SCE&G energy incentive program and First Vehicle

Services: Council approved the request to accept funds from the SCE&G energy incentive program and First Vehicle Services in the amount of \$90,818.97 as revenue, and to place the funds in the Support Services Sheriff's HQ and Fleet Management budgets to fund planned maintenance projects. **ACTION: FINANCE, SUPPORT SERVICES, ADMINISTRATION**

- d. [Removed from Consent] **6319 Shakespeare Road Acquisition Addendum:** Council approved an addendum to the Memorandum of Understanding between Richland County and Community Assistance Provider, Inc. (CAP) for an additional \$12,000 from the Planning Department's Neighborhood Improvement Program's budget to assist CAP in completing their acquisition of the property located at 6319 Shakespeare Road, Columbia SC 29223. **ACTION: FINANCE, COMMUNITY DEVELOPMENT, PLANNING, LEGAL**

- e. **An Ordinance Authorizing Quit Claim Deeds to Shelby King and William Short for parcels of land located in Richland County, known as the Olympia Alleyways, and abutting TMS # 11203-12-17 and 11203-12-13:** Council gave first reading approval to the ordinance. **ACTION: LEGAL, FINANCE, ASSESSOR, ADMINISTRATION, CLERK OF COUNCIL, REGISTER OF DEEDS**

- f. **Council member Jackson's Motion Regarding Hourly Rates for Transportation Engineers and Part-time Interns:** Received as information. No action was taken.

2. Third Reading Items

a. 15-35MA

Cynthia Weatherford

RS-HD to LI (1.27 Acres)

2610 Harlem St.



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16204-08-01: Council deferred this item to a future Council meeting. **ACTION: LEGAL, PLANNING, CLERK OF COUNCIL**

b. An Ordinance Amending the Fiscal Year 2015-2016 Court Appointed Special Advocates Training Grant Annual Budget to add two new CASA Case Worker positions: Council gave third reading approval to the budget amendment. **ACTION: LEGAL, CLERK OF COUNCIL, CASA, GRANTS, FINANCE, HUMAN RESOURCES**

c. An Ordinance Amending the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-4, Weeds and Rank Vegetation; so as to amend the time for notification: Council gave third reading approval to the ordinance amendment. **ACTION: LEGAL, CLERK OF COUNCIL, PLANNING, SHERIFF**

3. Report of the Development & Services Committee

a. Resolution encouraging all utility companies that own and/or operate transmission line right of ways in Richland County to adopt Integrated Vegetation Management (IVM) techniques as set out by ANSI standard A300: Council approved the Resolution. **ACTION: LEGAL, CLERK OF COUNCIL, ADMINISTRATION**

b. Consider Request from the Columbia Housing Authority to Waive Tipping Fees at the Richland County C&D Landfill for Demolition Debris from the Gonzales Gardens Apartment Complex: Council approved accepting the debris resulting from the demolition of the Gonzales Gardens project (Project) and waiving all tipping fees up to 50% of the City of Columbia's contribution, but in an amount not to exceed \$499,500 provided the following conditions are met:

1. All debris will be delivered to the Richland County Class Two Landfill at 1070 Caughman Road North (LF) on behalf of the CHA (Columbia Housing Authority) from the Project shall be asbestos free and meet the County's disposal requirements and definitions for C&D landfill debris.
2. All reasonably measurable amounts of metal generated during the demolition of the Project shall be isolated and delivered to the LF for the benefit of the County. The county will recycle these materials thus offsetting some on the costs for disposal of non-recyclables.
3. All reasonably measurable amounts of clean brick, block, cured asphalt and concrete generated from the Project shall be isolated collectively and delivered to the LF for the benefit of the County. Such material determined to have been



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substantially contaminated during the demolition shall not have the tipping fee waived if the material has to be buried. The county will crush the clean material to be used on our site roads and stormwater conveyances saving on the purchase of other similar products.

4. The CHA or its authorized representative shall monitor the demolition and isolation activities of the Project and certify in writing that the above conditions were met.
5. In order for the tipping fee to be waived, each load of debris delivered to the LF shall be accompanied by a signed written document from the CHA or their authorized representative certifying the origin of the load.
6. The CHA shall allow representatives of the Richland County Solid Waste & Recycling Department to inspect the demolition activities during normal project work hours to ensure compliance with these provisions.
7. The county may at any time and at its expense direct the debris from the Project to another landfill of the County's choice for disposal of the non-recyclable debris.
8. Any disputes relating to compliance with these conditions shall be resolved at the sole discretion of Richland County.
9. This is not a commitment to a TIF (Tax Increment Financing).

Council directed the County Administrator and the Legal Department to compile the abovementioned conditions into an Intergovernmental Agreement to be signed and agreed upon by the City of Columbia, the CHA and the County.

Staff will bring the Intergovernmental Agreement to Council at the February 16, 2016 Council meeting for review and action. **ACTION: LEGAL, CLERK OF COUNCIL, ADMINISTRATION**

4. Report of the Administration & Finance Committee

- a. **Changes to Policy on Requiring Employees to Sign Documents:** Council referred this item to the Administration & Finance Committee. **ACTION: LEGAL, CLERK OF COUNCIL, ADMINISTRATION, HUMAN RESOURCES**

5. Economic Development Committee



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- a. **An Ordinance Authorizing the First Amendment of that certain Inducement and Millage Rate Agreement and Lease Agreement by and between Richland County, South Carolina and Koyo Bearings North America, LLC (f/k/a Koyo Bearings USA, LLC), relating to, without limitation, the extension of the term of the project:** Council gave first reading approval to the ordinance as amended to reflect that the Company will make continuing and further replacement property investment over the next five (5) years as opposed to ten (10) years. **ACTION: ECONOMIC DEVELOPMENT, AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL**
- b. **A Resolution Authorizing the extension of the FILOT term under an October 1, 1996, Lease Purchase Agreement by and between Richland County, South Carolina, and Bose Corporation:** Council approved the Resolution as amended to reflect that the extension of the FILOT term is for five (5) years as opposed to ten (10) years. **ACTION: ECONOMIC DEVELOPMENT, AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL**
- c. **A Resolution supporting the creation of a nonprofit corporation with Midlands Technical College Enterprise Campus Authority for the purpose of developing and marketing the enterprise campus in order to attract new and expanding commercial and manufacturing enterprises to Richland County and other matters related thereto:** Council approved the Resolution. **ACTION: ECONOMIC DEVELOPMENT, AUDITOR, ASSESSOR, TREASURER, FINANCE, LEGAL, CLERK OF COUNCIL**

6. Report of Rules & Appointments Committee

a. Notification of Vacancies

i. Animal Care Advisory Committee - 2

Council voted to advertise or re-advertise these vacancies. **ACTION: CLERK OF COUNCIL**

ii. Board of Zoning Appeals - 1

Council voted to advertise or re-advertise this vacancy. **ACTION: CLERK OF COUNCIL**



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iii. Music Festival Commission - 1

Council voted to advertise or re-advertise this vacancy. **ACTION: CLERK OF COUNCIL**

iv. Transportation Penny Advisory Committee - 2

Council voted to advertise or re-advertise these vacancies. **ACTION: CLERK OF COUNCIL**

v. Business Service Center - 1

Council voted to advertise or re-advertise this vacancy. **ACTION: CLERK OF COUNCIL**

vi. Hospitality Tax Committee - 3

Council voted to advertise or re-advertise these vacancies. **ACTION: CLERK OF COUNCIL**

vii. Internal Audit Committee - 1

Council voted to advertise or re-advertise this vacancy. **ACTION: CLERK OF COUNCIL**

b. Notification of Appointments

i. Accommodations Tax Committee - 2

Council voted to advertise or re-advertise these vacancies. **ACTION: CLERK OF COUNCIL**

ii. Business Service Center Appeals Board - 1

This item was held in Committee. **ACTION: CLERK OF COUNCIL**



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iii. Richland Memorial Hospital Board - 2

Council voted to appoint Shirley D. Mills and Dr. Traci Young Cooper.

ACTION: CLERK OF COUNCIL

7. Other Items

- a. 2016 Council Retreat Directives:** Council approved the 2016 Council Retreat Directives as provided in the agenda packet, with the exception of the following Flood Update items that were forwarded to the Blue Ribbon Advisory Committee for consideration and action:

- Demobilize the Lower Richland Operations Center (LROC) due to the lack of activity and the VOAD's having taken over this role.
- Demobilize the County Donated Goods Relief Supply Warehouse transferring that function to the Long Term Recovery Group.
- Hire (at no cost to the County) a Community Recovery Specialist. This is a temporary position with a duration of over 150 days paid for by FEMA.
- Continue to work with the Council of Governments (COG) to update the Richland County portion of the Hazard Mitigation Plan (HMP) before the existing plan expires in August 2016.
- Be prepared to quickly approve the updated HMP once it is completed.

Council will provide any additional amendments and / or changes to the Council directives at the February 16, 2016 Council meeting. **ACTION: VARIOUS DEPARTMENTS, CLERK OF COUNCIL**

- i. A Resolution to express Richland County's request that the South Carolina General Assembly fully fund the Local Government Fund to both provide property taxpayers with the relief they have been promised and allow county government the ability to provide the State and Local Government Services mandated by State Law:** Council unanimously approved the Resolution.
ACTION: LEGAL, CLERK OF COUNCIL, ADMINISTRATION



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- ii. **Business License Fee Restrictions:** Council approved the distribution of the letter to the members of the County's State Legislative Delegation.

ACTION: ADMINISTRATION

- iii. **An Ordinance allowing for the temporary waiver of building permit fees and plan review fees for homeowners, contractors, and "Volunteer Organizations Active in Disaster" (VOAD's), and allowing for the temporary waiver of business license fees for contractors and "Volunteer Organizations Active in Disaster" (VOAD's):** Council gave first reading approval to the ordinance.

ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, PLANNING, BUILDING INSPECTIONS, BUSINESS SERVICE CENTER

- b. **Fiscal Year 2016-2017 Budget Calendar:** Council approved the budget calendar as provided in the agenda packet. **ACTION: VARIOUS DEPARTMENTS**

8. Decker Center Ad Hoc Committee

- a. **Construction Update:** Received as information. No action taken.
- b. **Decker Change Order #2:** Council approved the Decker Center change order #2 in the amount of \$800,227. **ACTION: CAPITAL PROJECTS, FINANCE, ADMINISTRATION, LEGAL, PROCUREMENT**
- c. **Sustainability Signage Update:** Received as information. No action taken.

9. Citizen's Input: No one spoke.

10. Executive Session:

- a. **Pending Litigation: Jones vs. Richland County:** Received as information. No action taken.
- b. **Department of Revenue Update:** Received as information. No action taken.
- c. **Personnel Matter:** Received as information. No action taken.
- d. **SC Public Interest Foundation et al vs. City of Columbia and Richland County:** Received as information. No action taken.

11. Motion Period



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- a. **As a part of the eligibility requirements of outside agencies receiving funding from Richland County, regardless of the funding source (i.e., Discretionary Grant Program/General Fund, Accommodations Tax & Hospitality Tax), organizations must provide the following:**
- 1. Current organizational line item operating budget reflecting sources and amounts of income and expenditures for the organization as a whole, not just the program or project being supported by County funds**
 - 2. IRS determination letter indicating the organization's 501 c 3 charitable status**
 - 3. Proof of current registration as a charity with the SC Secretary of State's Office**
 - 4. Current list of board of directors**
 - 5. Most recent 990 tax return**

In addition to the abovementioned requirements, the eligibility requirements of outside agencies receiving funding from Richland County through the Hospitality Tax must be met:

- 1. Applicant organizations must have been in existence for at least one (1) year prior to requesting funds**
- 2. Primary goal is to attract additional visitors through tourism promotion**
- 3. Agencies cannot be an individual, fraternal organization, religious organization, or an organization that supports and/or endorses political campaigns**
- 4. All funds must be spent on direct program expenditures by the organization that is granted the allocation**

Given this information, I move that 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.



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[LIVINGSTON & MALINOWSKI]: Council sent this item to the A&F Committee.

ACTION: ADMINISTRATION, CLERK OF COUNCIL, GRANTS

- b. Based on the recommendations of the diversity consultant, move that Council request staff to explore the feasibility of conducting a Workplace Diversity Study to include not simply a statistical analysis of the County workforce but also those factors brought up by Councilman Livingston regarding inclusion and accommodation. Upon receipt of the staff report, Council would then address if and when to move forward with this study and determine a means to pay for it.**
[PEARCE, DIXON and MANNING]: Council sent this item to the D&S Committee.
ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES
- c. I move that Council develop a Diversity Statement for Richland County**
[MANNING]: Council sent this item to the D&S Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES**
- d. Create a Diversity Statement for Richland County [MALINOWSKI]:** Council sent this item to the D&S Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES**
- e. "Richland County is an Equal Opportunity Nondiscrimination Employer". I move that Richland County adapt these words as its Diversity Statement [JACKSON]:** Council sent this item to the D&S Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES**
- f. Prior to budget meetings, Council needs to decide if they will not provide funding to organizations who initially received one-time funding but have been receiving it for multiple years [MALINOWSKI]:** Council sent this item to the A&F Committee.
ACTION: ADMINISTRATION, CLERK OF COUNCIL, FINANCE
- g. Add to Council Rules - All Regular and Special Called Council meetings will be broadcast [MALINOWSKI and MANNING]:** Council sent this item to the Rules and Appointments Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- h. Have Human Resources expand recruitment efforts to encompass diverse agencies/organizations, such as the National Association of Multicultural Engineering, in order to reach out to a larger and more diverse applicant pool [MALINOWSKI]:** Council sent this item to the A&F Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, HUMAN RESOURCES**



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- i. That Richland County request the state Legislature to eliminate the unnecessary restrictions on how Hospitality Tax revenue can be used. The Legislature has dictated that revenue from this 2 % tax on prepared meals be restricted to projects related to “tourism”. That means local governments can’t apply these funds to more pressing needs, such as road improvements. Richland County certainly faces some major infrastructure challenges, especially in the aftermath of the recent floods. If we are going to pull money from hard-working taxpayers, we should at least be able to spend it where it’s most needed. In the absence of such legislative action I move we abolish the Hospitality Tax so citizens can keep more of their money. The combined burden of the Hospitality Tax and the Transportation Tax is too much to ask people to shoulder. Certainly a proposal as this will likely stir strong feelings both for and against, but at the very least, we should have a meaningful discussion about the issue [MALINOWSKI]: Council sent this item to the A&F Committee.
ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL

- j. Resolution to recognize February as Teen Domestic Violence Awareness Month in Richland County [DIXON]: Council unanimously approved the Resolution.
ACTION: CLERK OF COUNCIL

- k. I move that the remaining \$5,000 in undesignated H-Tax be assigned to the Columbia Classical Ballet Company and Columbia City Ballet's joint event on March 15, 2016 as they bring the Richland County native, now with Washington Ballet, Brooklyn Mack and American Ballet Theatre's Misty Copeland to Richland County. The luncheon event will include their sharing experiences in the world of ballet, how they rose to the top of their fields, the importance of diversity in the arts, and why it is important for the culture of our community to continue to showcase ballet. [MANNING, JETER, LIVINGSTON and PEARCE]: Council approved the motion as presented. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, FINANCE**

- l. Resolution approving the honorary naming of the 1000 block of Olympia Avenue from Heyward Street to Alabama Street to “Jim Jaco Way” [ROSE, PEARCE and JETER]: Council sent this item to the D&S Committee. **ACTION: CLERK OF COUNCIL, PUBLIC WORKS**

12. Adjournment: Council adjourned at 9:27PM.